

**DISTRICT COURT OF THE VIRGIN ISLANDS
DIVISION OF ST. CROIX**

**FORFEITURE OF COLLATERAL AND)
MANDATORY APPEARANCES COVERING LAWS)
AND REGULATIONS ENFORCED BY THE UNITED)
STATES DEPARTMENT OF THE INTERIOR,)
UNITED STATES FISH AND WILDLIFE SERVICE,)
OFFICE OF LAW ENFORCEMENT, IN THE)
DISTRICT OF THE VIRGIN ISLANDS)
_____)**

1:15 Misc. No. 0012

ORDER

THIS MATTER comes before the Court on the “Application of the United States for the Adoption of the United States Fish and Wildlife Service Forfeiture of Collateral Schedule.” (Dkt. No. 1). In the Application, the United States requests that the Court issue an order adopting a revised Forfeiture of Collateral Schedule that sets forth the laws and regulations enforced by the United States Department of the Interior, United States Fish and Wildlife Service, and the Office of Enforcement in this district.

UPON CONSIDERATION of the forgoing, it is hereby

ORDERED that the Application is **GRANTED**; and it is further

ORDERED that the revised United States Fish and Wildlife Service Forfeiture of Collateral Schedule, filed contemporaneously herewith, is **ADOPTED** by the District Court of the Virgin Islands, and shall replace all prior United States Fish and Wildlife Service Forfeiture of Collateral Schedules adopted by this Court; and it is further

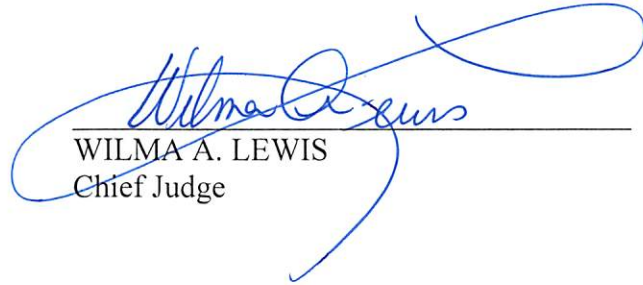
ORDERED that the revised United States Fish and Wildlife Service Forfeiture of Collateral Schedule shall take effect the 5th day of June 2015; and it is further

ORDERED that the Clerk of Court shall make the revised United States Fish and

Wildlife Service Forfeiture of Collateral Schedule accessible on the Court's Internet and Intranet sites.

SO ORDERED.

Date: June 4, 2015



WILMA A. LEWIS
Chief Judge

**U.S. Fish and Wildlife Service
Office of Law Enforcement
Office of Refuge Law Enforcement
Forfeiture Collateral Schedule VI-5**

50 CFR PART 13 GENERAL PERMIT REGULATIONS		
SECTION		AMOUNT
13.25	Unauthorized transfer of FWS issued permit Commercial Non-commercial	\$1,000 \$300
13.43	Unauthorized altering of FWS permit	\$250
13.44	Failure to display FWS permit	\$100
13.45	Failure to file reports required by FWS permit Commercial Non-commercial	\$1,000 \$300
13.46	Failure to maintain records required by FWS permit Commercial Non-commercial	\$1,000 \$300
13.47	Failure to allow inspection of activity authorized by FWS permit Commercial Non-commercial	\$1,000 \$300
13.48	Failure to comply with conditions of permit Commercial Non-commercial	\$1,000 \$300
50 CFR PART 14 GENERAL REGULATIONS FOR IMPORTATION, EXPORTATION AND TRANSPORTATION OF WILDLIFE		
14.11	Import or export wildlife at any place other than a designated port of entry	\$300
14.16	Import or export wildlife at a non-designated border port	\$300
14.61	Import wildlife without filing a declaration of exported wildlife	\$300
14.63	Knowingly export wildlife without filing a declaration of exported wildlife	\$300
14.81	Knowingly import, export or transport in interstate commerce any fish or wildlife in violation of marking requirements	\$300 + 50/container
14.91	Knowingly import or export wildlife without the required import/export license	\$500
14.93(c)(1)	Failure to keep records required by a wildlife import/export license	\$300

14.93(c)(3)	Failure to maintain required import/export records for five (5) years	\$300
14.93(c)(4)	Failure to allow examination of import/export records	\$500
14.103	Import, transport, cause or permit to be transported to the United States any wild mammal or bird under inhumane or unhealthful conditions or in violation of any regulation for humane shipment of wildlife	\$300 + \$50/specimen

16 U.S.C. § 1538 ENDANGERED SPECIES ACT OF 1973

50 CFR PART 17 ENDANGERED AND THREATENED WILDLIFE AND PLANTS

17.31	Knowingly violate threatened wildlife prohibitions	\$500.00
17.40	Knowingly violate special regulations for threatened mammals	\$500.00
17.41	Knowingly violate special regulations for threatened birds	\$500.00
17.42	Knowingly violate special regulations for threatened reptiles	\$500.00
17.43	Knowingly violate special regulations for threatened amphibians	\$500.00
17.44	Knowingly violate special regulations for threatened fishes	\$500.00
17.46	Knowingly violate special regulations for threatened crustaceans	\$500.00

MANATEES PROTECTION AREAS

17.104(a)	Knowingly engage in a waterborne activity within a Manatee Protection Area: Swimming, Diving Etc: (Not Motorboating) (Motorboating)	\$200.00 \$500.00 or MCA
17.104(b)	Knowingly engage in a prohibited waterborne activity within a Manatee Refuge: Swimming, Diving Etc: (Not Motorboating) (Motorboating)	\$200.00 \$500.00 or MCA
17.104(c)	Knowingly engage in a waterborne activity which is prohibited by state law or regulations for the protection of the manatees: Swimming, Diving Etc: (Not Motorboating) (Motorboating)	\$200.00 \$500.00 or MCA
17.107(a)	Knowingly fail to facilitate boarding or inspection of water vehicle operating in a manatee sanctuary or refuge.	\$200.00 \$500.00 or MCA

50 CFR PART 24 IMPORTATION AND EXPORTATION OF PLANTS

24.11	Import, export, or re-export plants at a non-designated port	\$250 + \$50 per plant
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SECTION	VIOLATION	AMOUNT
18 U.S.C. § 42 IMPORTATION OR SHIPMENT OF INJURIOUS MAMMALS, BIRDS, FISH (INCLUDING MOLLUSKS AND CRUSTACEA) AMPHIBIA, AND REPTILES; PERMITS, SPECIMENS FOR MUSEUMS; REGULATIONS		
50 CFR PART 16 INJURIOUS US WILDLIFE		
16.3	Import or transport injurious wildlife	\$500 + \$100 per specimen
16.11(a)	Import, transport or acquire prohibited species of live animals	\$250 + \$50 per specimen
16.11(b)	Release of imported live wild mammals or progeny to the wild without authorization	\$250 + \$50 per specimen
16.12(a)	Import, transport or acquire prohibited species of live wild birds or eggs	\$250 + \$50 per bird
16.12(b)	Release of imported live wild game birds or progeny to the wild without authorization	\$250 + \$50 per bird
16.12(c)	Release of imported wild non-game birds or progeny to the wild without authorization	\$250 + \$50 per bird
16.13(a)(1)	Release of imported wild fish, mollusks, crustaceans, or progeny or eggs thereof to the wild without authorization	\$500 + \$50 per specimen
16.13(a)(2)	Importation, transportation or acquisition of fish or eggs of the family Clariidae, genus <i>Eriochei</i> or genus <i>Dreissena</i>	\$250 + \$50 per specimen
16.13(a)(3)	Import fish from the family Salmonidae without authorization	\$500 + 50/fish
16.13(b)(1)	Importation of live or dead fish or eggs of the family Salmonidae which are not processed and not accompanied by the required disease free certificate	\$250 + \$50/fish
16.14	Release of imported live amphibians or progeny or eggs thereof to the wild without authorization	\$250 + \$50 per specimen
16.15(a)	Import, transport or acquire specimens of brown tree snake	\$500 + \$50 per specimen
16.15(b)	Release of imported live reptiles or progeny or eggs thereof to the wild without authorization	\$250 + \$50 per specimen
16.22(b)(1)	Failure to properly confine injurious species	\$250 + \$100 per specimen
16.22(b)(2)	Transfer of injurious species to unauthorized person	\$250 + \$100 per specimen
16.22(b)(3)	Failure to make required notification of the escape of injurious species	\$250

SECTION	VIOLATION	AMOUNT
16 U.S.C. § 718 MIGRATORY BIRD HUNTING STAMP ACT		
718(a)	Hunt migratory waterfowl without a duck stamp	\$150
	Hunt migratory waterfowl with unsigned duck stamp	\$50
718e(a)	Loan, transfer or unauthorized use of validated duck stamp	\$200
718e(b)	Alteration and counterfeiting of stamp	\$250
16 U.S.C. § 703 MIGRATORY BIRD TREATY ACT		
703	Taking, pursuing, hunting, capturing, killing, or attempt thereof; possess, sell, barter, purchase, ship, export, import, carry, transport, or offer or cause thereof, migratory birds, their parts, eggs, or nests when not authorized by regulation	\$250 + \$50 per bird
704(b)(1)	Take by the aid of baiting or on or over any baited area	\$500 + \$50 per bird
705	Ship, transport, carry in interstate or foreign commerce, any bird, part, nest or egg thereof, captured or killed, taken, shipped, transported, or carried contrary to law of the place where taken, killed, shipped, transported or carried	\$250 + \$50 per bird
50 CFR PART 20 MIGRATORY BIRD HUNTING		
20.20(b)	Hunt without HIP compliance	\$25
20.21(a)	Take migratory game birds with illegal device or substance	\$100 + \$50 per bird
20.21(b)	Take a shotgun capable holding more than three (3) shells	\$150
20.21(c)	Take by means, aid or by use of a sinkbox	\$100 + \$50 per bird
20.21(d)	Take from, by means, aid or use of a motor driven land conveyance, motor vehicle or aircraft	\$100 + \$50 per bird
20.21(e)	Take from, or by means of a motorboat or other craft while under power or sale	\$100 + 50 per bird
20.21(f)	Take with aid of live birds as decoys	\$250 + 50 per bird
20.21(g)	Take by use or aid or recorded or electronically-amplified bird calls	\$100 + \$50 per bird
20.21(h)	Take by means or aid of any motor driven conveyance used for driving or rallying	\$100 + \$50 per bird
20.21(i)	Take by the aid of baiting or on over any baited area	\$500 + \$50 per bird
20.21(j)	Take waterfowl while in possession of shot shells containing lead shot in a steel-shot zone	\$150 + \$5 per shell
20.22	Take birds during a closed season	350+\$50/bird

SECTION	VIOLATION	AMOUNT
20.23	Take migratory game birds before or after legal shooting hours 1 – 15 minutes 16 – 30 minutes 31 – 45 minutes 46+ minutes	\$75 + \$50/bird \$100 + \$50/bird \$150 + \$50/bird \$200 + \$50/bird
20.24	Take birds in excess of daily bag limit Attempt to take birds in excess of daily bag limit	\$300 + 50/bird \$200
20.25	Wanton waste/Failure to retain custody in field	\$300 + \$50/bird
20.31	Possess birds taken in violation of 20.20 – 20.24	\$200 + \$50/bird
20.32	Possess any freshly-killed birds during closed season	\$350 + \$50/bird
20.33	Exceed possession limit of birds taken in U.S.	\$250 + \$50/bird
20.34	Exceed the possession limit on opening day	\$250 + \$50/bird
20.35	Possess or transport birds in excess of field possession limit	\$250 + \$50/bird
20.36	Violation of tagging regulations	\$50 + \$50/bird
20.37	Custody of untagged birds of another	\$50 + \$50/bird
20.38	Possession of live, wounded bird	\$50 + \$50/bird
20.40	Gift of untagged birds	\$100 + \$50/bird
20.41	Transport of birds taken in violation of §§ 20.20 – 20.24	\$150 + \$50/bird
20.42	Transportation of untagged birds of another person	\$100 + \$50/bird
20.43	Transportation of birds with species identification removed	\$100 + \$50/bird
20.44	Mis/unmarked container transported by Postal Service or common carrier	\$100 + \$50/bird
20.51	Export birds taken violation of 20.20 – 20.24	\$100 + \$50/bird
20.52	Export birds with species identification removed	\$50 + \$50/bird
20.53	Export birds in mis/unmarked container	\$50 + \$50/bird
20.61(a)	Import doves in excess of importation limits	\$200 + \$50/bird
20.61(b)	Import waterfowl in excess of importation limits	\$200 + \$50/bird
20.62	Import birds of another	\$100 + \$50/bird
20.63	Import birds with species identification removed	\$100 + \$50/bird
20.64	Import, possess or transport birds without required export permit	\$100 + \$50/bird
20.65	Import birds not drawn or dressed as required	\$200 + \$50/bird

SECTION	VIOLATION	AMOUNT
20.66	Import birds in mis/unmarked container	\$100 + \$50/bird
20.71	Take, possess, transport, ship or export migratory birds or their parts, eggs, or nest in violation of other Federal laws or regulations	\$100 + \$50/bird
20.72	Take, possess, transport, ship or export migratory birds or their parts, eggs, or nest in violation of other State laws or regulations	\$100 + \$50/bird
20.72	Take without a State duck stamp	\$100
20.73	Take, possess, transport, ship or export migratory birds or their parts, eggs or nests if taken, purchased, sold, transported, shipped, possessed or exported contrary to the law or regulation of the foreign country, state or province thereof	\$150 + \$50/bird
20.81	Preservation facility with birds untagged as required by 20.36	\$100 + \$50/bird
20.82	Violation of record keeping requirements	\$100 + \$50/bird
20.83	Failure to permit premise inspection	\$150
20.91(a)	Purchase, sell, barter or offer to purchase, sell or barter of millinery or ornamental use, feathers of migratory game birds	\$350
20.91(b)	Purchase, sell, barter or offer to purchase, sell or barter mounted migratory game birds	\$350 + \$50/bird
20.133	Violation of crow hunting regulations	\$100 + \$50/bird
50 CFR PART 21 MIGRATORY PERMIT VIOLATIONS		
21.11	Take, possess, transport, sell, purchase, barter any migratory bird, parts, nests or eggs, except under a valid permit or as permitted by regulation	\$100 + \$50/bird
21.12(b)	Acquisition or disposition of migratory birds without authorization	\$100 + \$50/bird
21.13(a)	Take mallard ducks or eggs from the wild without a permit	\$100 + \$50/bird
21.13(b)	Possession of unmarked Mallard ducks	\$100 + \$50/bird

21.13(c)	Sale, disposal or acquisition of unmarked mallard ducks	\$100 + \$50/bird
21.13(d)	Shooting captive reared mallards when unauthorized	\$100 + \$50/bird
21.13(e)	Possession of unmarked mallards prior to final processing for consumption	\$100 + \$50/bird
21.14(a)	Acquire captive-reared migratory waterfowl from unauthorized source	\$100 + \$50/bird
21.14(b)	Possession of unmarked waterfowl after six (6) weeks of age	\$100 + \$50/bird
21.14(c)	Dispose of captive-reared migratory waterfowl without authorization	\$100 + \$50/bird
21.14(e)	Possession of unmarked captive-reared migratory waterfowl prior to final processing for consumption	\$100 + \$50/bird
21.14(f)	Failure to provide 3-186 upon disposal of captive-reared migratory waterfowl	\$100 + \$50/bird

SECTION	VIOLATION	AMOUNT
21.22(a)	Capturing, banding or marking migratory birds without a permit	\$200
21.22(c)(4)	Failure to keep required migratory bird banding records	\$150
21.23(a)	Take, transport, or possess migratory birds or parts for scientific or educational purposes without a permit	\$150 + \$50/bird
21.23(c)(4)	Failure to submit annual scientific collecting reports as required	\$150
21.24(a)	Perform taxidermy services on migratory birds without a permit	\$150 + \$50/bird
21.24(d)(1)	Failure to keep required taxidermy records	\$250
21.24(d)(2)	Possess untagged migratory birds of another for taxidermy services	\$100 + \$50/bird
21.25(a)	Sell captive-reared migratory waterfowl without a permit	\$100 + \$50/bird
21.25(c)(6)	Failure to keep waterfowl sale and disposal records as required	\$150
21.27(a)	Violation of migratory bird special purpose permit	\$100
21.27(c)	Take, possess, transport, sell, purchase, barter raptors for falconry purposes without a permit	\$350 + \$100/bird
21.28(a)	Failure to comply with falconry permit conditions	\$150
21.28(d)	Failure to comply with falconry permit conditions	\$150
21.29	Violate general Federal falconry standards	\$200

21.30(a)	Take , possess, transport, sell, purchase, barter or transfer any raptor, raptor eggs or raptor semen for propagation purposes without a permit	\$350 + \$50/bird
21.30(d)	Failure to comply with raptor propagation permit conditions	\$100
21.30(d)(15)	Failure to maintain complete and accurate records	\$100
21.30(d)(16)	Failure to submit annual raptor propagation report	\$100
21.41(a)	Take, possess, transport depredating migratory birds without a permit	\$150 + 50/bird
21.41(c)	Failure to comply with depredation permit conditions	\$100
21.42	Kill depredating migratory birds other than by permitted method	\$250 + 50/bird
21.43	Violation of the depredating control requirements for crows and blackbirds	\$100 + 50/bird
21.47	Failure to comply with depredation order conditions for double crested cormorants	\$250 + 50/bird
16 U.S.C. § 4910 WILD BIRD CONSERVATION ACT		
4910(a)(1)(C)	violate any regulation promulgated by the Secretary pursuant to authority	\$300 + 50 per bird
16 U.S.C. § 5305 A RHINOCEROS AND TIGER CONSERVATION ACT		
5305a(a)	Sell, import, export or attempt thereof any product, item or substance intended for human consumption or application containing or labeled as containing any substance derived from any species of rhinoceros or tiger	
	Commercial	\$750
	Non-commercial	\$500

SECTION	VIOALTION	AMOUNT
16 U.S.C. § 668dd THE NATIONAL WILDLIFE REFUGE SYSTEM ADMINISTRATION ACT		
668dd	Unauthorized possession of wildlife, plants or property	250
50 CFR PART 25 ADMINISTRATIVE PROCEDURES		
25.22	Failure to turn in lost and found articles	\$100
25.42	Failure to display permit when requested	\$100
25.56	Failure to pay entrance fee, display entrance fee permit on request or comply with entrance fee provisions, rules or regulations	\$100
25.71	Failure to comply with safety regulations	\$100
25.72	Failure to report accidents	\$250
50 CFR PART 26 PUBLIC USE AND ENTRY		
26.21(a)	Unlawful trespass on National Wildlife Refuge	\$125
26.21(b)	Permit Unconfined domestic animal to enter a National Wildlife Refuge	\$100
26.22(a)	Failure to comply with special regulations	\$100
26.22(b)	Enter a National Wildlife Refuge without required permit	
	Commercial	\$200
	Non-commercial	\$100
26.36(a)	Unauthorized public assemblies and meetings on National Wildlife Refuge	\$250
50 CFR PART 27 PROHIBITED ACTS		
27.21	Unauthorized taking of wildlife or plants on National Wildlife Refuge	\$250+50ea.
27.31	Travel in or use of a vehicle on other than designated route of travel	\$250
27.31(a)	Operate a vehicle in violation of state law on National Wildlife Refuge	\$150
27.31(b)	Operate a vehicle under the influence of alcohol or controlled substance	\$300

SECTION	VIOALTION	AMOUNT
27.31(c)	Operate a vehicle carelessly or heedlessly	\$200
27.31(d)	Exceed 25 MPH or the posted speed limit 1-10 mph over..... 11-20 mph over..... 21-30 mph over..... 31+ mph and over.....	\$100 \$150 \$175 \$200
27.31(e)	Operate motor vehicle without spark arrester	\$100
27.31(f)	Operate a motor vehicle without a license plate or registration	\$100
27.31(g)	Operate a motor vehicle without a valid diver license	\$75
27.31(h)	Parking or blocking road access, trail or fire lane	\$100
27.31(i)	Failure to obey traffic control officer	\$100
27.31(j)	Operate oversized or overweight vehicle on National Wildlife Refuge	\$150
27.31(k)	Unauthorized moving of a motor vehicle involved in an accident	\$100
27.31(l)	Operate a motor vehicle without proper working headlights, taillights and brake lights	\$150
27.31(m)	Violation of other established vehicle requirements	\$100
27.32(a)	Unauthorized use of boats on a refuge	\$100
27.32(b)(1)(i)	Operate a boat in violation of U.S. Coast Guard regulations	\$100
27.32(b)(1)(ii)	Operate a boat in Violation of State law	\$100
27.32(b)(2)	Operate boat in reckless or negligent manner	\$250
27.32(b)(3)	Operate a boat under the influence of alcohol or a controlled substance	\$300
27.32(b)(4)	Operate a boat in a manner that interferes with other boats or free navigation of waterways	\$100
27.32(b)(5)	Operate a boat on refuge waters with marine head that does not conform to EPA Regulations	\$100
27.32(b)(6)	Operate sailboat without required lights	\$100
27.32(b)(7)	Leave boat unattended in excess of 72 hours	\$100
27.32(b)(8)	Unauthorized use of government boat dock	\$100
27.33	Unauthorized water skiing	\$100

SECTION	VIOALTION	AMOUNT
27.34	Unauthorized operation of an aircraft	\$500
27.41	Carry, possess or discharge of a firearm Carry, posses or discharge of fireworks	MCA \$100
27.43	Unauthorized use or possession of weapons other than firearms	\$100
27.51	Disturbing, injuring or damaging plants or animals	\$100+\$50e
27.52	Unauthorized introduction of plants or animals	\$200
27.61	Unauthorized destruction or removal of public or private property	\$500
27.62	Search for or remove objects of antiquity	\$500
27.63(a)	Search for or remove objects of value	\$300
27.64	Conduct prospecting or mining projects	\$200
27.65	Unauthorized tampering with vehicles and equipment	\$500
27.71	Unauthorized taking or filming of motion or sound pictures for commercial use	\$500
27.72	Operation of audio equipment causing disturbance to others	\$250
27.73	Use of artificial lights to locate wildlife	\$200
27.81	Enter a National Wildlife Refuge under the influence of alcohol	\$150
27.82(b)(1)	Deliver a controlled substance	\$500/MCA
27.82(b)(2)	Possession of a controlled substance	\$500/MCA
27.82(b))(3)	Under the influence of a controlled substance	\$250
27.83	Indecency and disorderly conduct	\$250
27.84	Interference with persons engaged in authorized activities	\$250/MCA
27.85	Gambling	\$100
27.86	Begging or soliciting	\$100
27.91	Unauthorized field trials	\$100
27.92	Construct, install, occupy a private structure	\$100
27.93	Abandon or discard personal property	\$100
27.94	Simple littering	\$150
	Garbage dumping	\$500
	Disposal of sewage	\$500
	Disposal of oils or chemicals	\$500

SECTION	VIOALTION	AMOUNT
27.95(a)	Unauthorized setting of fire	\$200
27.95(b)	Leaving a fire unattended	\$150
27.95(c)	Throwing a cigarette, match or other lighted substances where it may start a fire	\$125
27.95(d)	Smoking in designated no-smoking area	\$100
27.96	Unauthorized advertising on National Wildlife Refuge	\$250
27.97	Conducting private or commercial operations without a permit	\$500
50 CFR 28 PENALTY PROVISIONS		
28.31	Violate any provisions, rule, regulation, sign or special regulation	\$100
50 CFR PART 31 WILDLIFE SPECIES MANAGEMENT		
31.16	Trapping without a permit or in violation of State law	\$250
50 CFR PART 32 HUNTING AND FISHING		
32.2(a)	Hunt without a State license	\$200
32.2(b)	Hunt waterfowl without a Federal duck stamp	\$150
32.2(c)	Hunt in violation of Federal law	\$200
32.2(d)	Hunt in violation of State law	\$200
32.2(e)	Hunt in violation of special access requirements	\$100
32.2(f)	Failure to comply with special hunting regulations	\$200
32.2(g)	Bow hunt with any drug on an arrow or possession of arrows employing drugs	\$500
32.2(h)	Unauthorized distribution of bait and hunting over bait	\$500+50ea.
32.2(i)	Use of nails, wire or screws to attach a tree stand	\$150
32.2(j)	Use or possession of alcoholic beverages while hunting	\$250
32.2(k)	Use of toxic shot	\$250 + 5/shell
32.5(a)	Fishing without a State license	\$100+25ea.
32.5(b)	Fish in violation of Federal law	\$100+25ea.
32.5(c)	Fish in violation of State law	\$200
32.5(d)	Fish in violation of special access requirement	\$100
32.5(e)	Failure to comply with special fishing regulations	\$200
SECTION	50 CFR 33 SPORT FISHING	AMOUNT
33.2(a)	Fishing without a State license	\$100
33.2(b)	Fishing in violation of federal law	\$100

33.2(c)	Fishing in violation of state law	\$100
33.2(d)	Fish in violation of special access requirements	\$100
33.2(e)	Failure to comply with special fishing regulations	\$100
MCA= Mandatory Court Appearance		