



THE STATE  
of **ALASKA**  
GOVERNOR MIKE DUNLEAVY

Commercial Fisheries Entry Commission  
PO Box 110302  
Juneau, Alaska 99811-0302  
Main: 907.789-6160  
Licensing: 907.789-6150  
Fax: 907.789-6170

October 31, 2023

Nathaniel Rose  
1812 Mission Rd  
Kodiak, AK 99615  
Naterose03@gmail.com

Darren Platt  
10708 Birch Cir  
Kodiak, AK 99615  
darrenplatt@yahoo.com

Re: Denial of Petition to Issue Additional H1DK Kodiak Herring Food/Bait Permits

Dear Mr. Rose and Mr. Platt:

This letter is an official denial of your October 2, 2023, petition seeking the Commercial Fisheries Entry Commission (Commission) issue additional H1DK Kodiak herring food/bait permits. This is a limited fishery under 20 AAC 05.822-827 and until we ascertain that additional permits should be issued it is unlawful to do so. To determine if additional permits are warranted, the Commission must conduct an optimum numbers study as authorized under AS 16.43.290. At its public meeting on October 14, 2023, the Commission agreed to conduct an optimum numbers study for this fishery. The Commission has additional studies underway and anticipates initiating this work in the spring of 2024.

We view this denial as a formality. Optimum number studies, once complete, become a Commission regulation. The State of Alaska guides agency regulation actions through the Administrative Procedures Act (APA – AS 44.62). The APA instructs that any person may request an agency create, amend, or repeal a regulation. When received, the agency must either initiate a proposed regulation action or deny the petition within 30 days. An optimum numbers study is an involved review and cannot be completed in 30 days, thus the denial.

Please do not hesitate to contact either Mr. Reid Johnson, [reid.johnson@alaska.gov](mailto:reid.johnson@alaska.gov), or myself for additional information.

By Direction of the  
COMMERCIAL FISHERIES ENTRY COMMISSION

A handwritten signature in blue ink that reads "Glenn Haight".

Glenn Haight, Chair/Commissioner  
Mike Porcaro, Commissioner

cc: Reid Johnson, Research Section Leader