

SUBCHAPTER B—TAKING, POSSESSION, TRANSPORTATION, SALE, PURCHASE, BARTER, EXPORTATION, AND IMPORTATION OF WILDLIFE AND PLANTS

PART 10—GENERAL PROVISIONS

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AUTHORITY: 18 U.S.C. 42; 16 U.S.C. 703-712; 16 U.S.C. 668a-d; 19 U.S.C. 1202, 16 U.S.C. 1531-1543; 16 U.S.C. 1361-1384, 1401-1407; 16 U.S.C. 742a-742j-1; 16 U.S.C. 3371-3378.

SOURCE: 38 FR 22015, Aug. 15, 1973, unless otherwise noted.

Subpart A—Introduction

§ 10.1 Purpose of regulations.

The regulations of this Subchapter B are promulgated to implement the following statutes enforced by the U.S. Fish and Wildlife Service which regulate the taking, possession, transportation, sale, purchase, barter, exportation, and importation of wildlife:

Lacey Act, 18 U.S.C. 42.
Lacey Act Amendments of 1981, 16 U.S.C. 3371-3378.
Migratory Bird Treaty Act, 16 U.S.C. 703-712.
Bald and Golden Eagle Protection Act, 16 U.S.C. 668a-668d.
Endangered Species Act of 1973, 16 U.S.C. 1531-1543.
Tariff Classification Act of 1962, 19 U.S.C. 1202, [Schedule 1, Part 15D, Headnote 2(d), T.S.U.S.].
Fish and Wildlife Act of 1956, 16 U.S.C. 742a-742j-1.
Marine Mammal Protection Act of 1972, 16 U.S.C. 1361-1384, 1401-1407.

[38 FR 22015, Aug. 15, 1973, as amended at 53 FR 6649, Mar. 2, 1988]

§ 10.2 Scope of regulations.

The various parts of this subchapter B are interrelated, and particular note should be taken that the parts must be construed with reference to each other.

§ 10.3 Other applicable laws.

No statute or regulation of any State shall be construed to relieve a person from the restrictions, conditions, and requirements contained in this subchapter B. In addition, nothing in this subchapter B, nor any permit issued under this subchapter B, shall be construed to relieve a person from any other requirements imposed by a statute or regulation of any State or of the United States, including any applicable health, quarantine, agricultural, or customs laws or regulations, or other Service enforced statutes or regulations.

§ 10.4 When regulations apply.

The regulations of this subchapter B shall apply to all matters arising after the effective date of such regulations, with the following exceptions:

(a) *Civil penalty proceedings.* Except as otherwise provided in § 11.25, the civil penalty assessment procedures contained in this subchapter B shall apply only to any proceeding instituted by notice of violation dated subsequent to the effective date of these regulations, regardless of when the act or omission which is the basis of a civil penalty proceeding occurred.

(b) *Permits.* The regulations in this subchapter B shall apply to any permit application received after the effective date of the appropriate regulations in this subchapter B and, insofar as appropriate, to any permit which is renewed after such effective date.

[38 FR 22015, Aug. 15, 1973, as amended at 39 FR 1159, Jan. 4, 1974]

Subpart B—Definitions**§ 10.11 Scope of definitions.**

In addition and subject to definitions contained in applicable statutes and subsequent parts or sections of this subchapter B, words or their variants shall have the meanings ascribed in this subpart. Throughout this subchapter B words in the singular form shall include the plural, words in the plural form shall include the singular, and words in the masculine form shall include the feminine.

§ 10.12 Definitions.

Aircraft means any contrivance used for flight in the air.

Amphibians means a member of the class, Amphibia, including, but not limited to, frogs, toads, and salamanders; including any part, product, egg, or offspring thereof, or the dead body or parts thereof (excluding fossils), whether or not included in a manufactured product or in a processed food product.

Animal means an organism of the animal kingdom, as distinguished from the plant kingdom; including any part, product, egg, or offspring thereof, or the dead body or parts thereof (excluding fossils), whether or not included in a manufactured product or in a processed food product.

Birds means a member of the class, Aves; including any part, product, egg, or offspring thereof, or the dead body or parts thereof (excluding fossils), whether or not included in a manufactured product or in a processed food product.

Country of exportation means the last country from which the animal was exported before importation into the United States.

Country of origin means the country where the animal was taken from the wild, or the country of natal origin of the animal.

Crustacean means a member of the class, Crustacea, including but not limited to, crayfish, lobsters, shrimps, crabs, barnacles, and some terrestrial forms; including any part, product, egg, or offspring thereof, or the dead body or parts thereof (excluding fossils), whether or not included in a man-

ufactured product or in a processed food product.

Director means the Director of the United States Fish and Wildlife Service, Department of the Interior, or his authorized representative.

Endangered wildlife means any wildlife listed in § 17.11 or § 17.12 of this subchapter.

Fish means a member of any of the following classes:

(1) Cyclostomata, including, but not limited to, hagfishes and lampreys;

(2) Elasmobranchii, including but not limited to, sharks, skates, and rays; and

(3) Pisces, including but not limited to trout, perch, bass, minnows, and catfish; including any part, product, egg, or offspring thereof, or the dead body or parts thereof (excluding fossils), whether or not included in a manufactured product or in a processed food product.

Fish or wildlife means any wild animal, whether alive or dead, including without limitation any wild mammal, bird, reptile, amphibian, fish, mollusk, crustacean, arthropod, coelenterate, or other invertebrate, whether or not bred, hatched, or born in captivity, and including any part, product, egg, or offspring thereof.

Foreign commerce includes, among other things, any transaction (1) between persons within one foreign country, or (2) between persons in two or more foreign countries, or (3) between a person within the United States and a person in one or more foreign countries, or (4) between persons within the United States, where the fish or wildlife in question are moving in any country or countries outside the United States.

Fossil means the remains of an animal of past geological ages which has been preserved in the earth's crust through mineralization of the object.

Import means to land on, bring into, or introduce into, or attempt to land on, bring into, or introduce into any place subject to the jurisdiction of the United States, whether or not such landing, bringing, or introduction constitutes an importation within the meaning of the tariff laws of the United States.

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Injurious Wildlife means any wildlife for which a permit is required under subpart B of part 16 of this subchapter before being imported into or shipped between the continental United States, the District of Columbia, Hawaii, the Commonwealth of Puerto Rico, or any possession of the United States.

Mammal means a member of the class, Mammalia; including any part, product, egg, or offspring, or the dead body or parts thereof (excluding fossils), whether or not included in a manufactured product or in a processed food product.

Migratory bird means any bird, whatever its origin and whether or not raised in captivity, which belongs to a species listed in §10.13, or which is a mutation or a hybrid of any such species, including any part, nest, or egg of any such bird, or any product, whether or not manufactured, which consists, or is composed in whole or part, of any such bird or any part, nest, or egg thereof.

Migratory game birds: See §20.11 of this subchapter.

Mollusk means a member of the phylum, Mollusca, including but not limited to, snails, mussels, clams, oysters, scallops, abalone, squid, and octopuses; including any part, product, egg, or offspring thereof, or the dead body or parts thereof (excluding fossils), whether or not included in a manufactured product or in a processed food product.

Permit means any document designated as a “permit,” “license,” “certificate,” or any other document issued by the Service to authorize, limit, or describe activity and signed by an authorized official of the Service.

Person means any individual, firm, corporation, association, partnership, club, or private body, any one or all, as the context requires.

Plant means any member of the plant kingdom, including seeds, roots and other parts thereof.

Possession means the detention and control, or the manual or ideal custody of anything which may be the subject of property, for one’s use and enjoyment, either as owner or as the proprietor of a qualified right in it, and either held personally or by another who exercises it in one’s place and name. Possession includes the act or state of

possessing and that condition of facts under which one can exercise his power over a corporeal thing at his pleasure to the exclusion of all other persons. Possession includes constructive possession which means not actual but assumed to exist, where one claims to hold by virtue of some title, without having actual custody.

Public as used in referring to museums, zoological parks, and scientific or educational institutions, refers to such as are open to the general public and are either established, maintained, and operated as a governmental service or are privately endowed and organized but not operated for profit.

Reptile means a member of the class, Reptilia, including but not limited to, turtles, snakes, lizards, crocodiles, and alligators; including any part, product, egg, or offspring thereof, or the dead body or parts thereof, whether or not included in a manufactured product or in a processed food product.

Secretary means the Secretary of the Interior or his authorized representative.

Service means the United States Fish and Wildlife Service, Department of the Interior.

Shellfish means an aquatic invertebrate animal having a shell, including, but not limited to, (a) an oyster, clam, or other mollusk; and (b) a lobster or other crustacean; or any part, product, egg, or offspring thereof, or the dead body or parts thereof (excluding fossils), whether or not included in a manufactured product or in a processed food product.

State means any State of the United States, the District of Columbia, the Commonwealth of Puerto Rico, American Samoa, the Virgin Islands, and Guam.

Take means to pursue, hunt, shoot, wound, kill, trap, capture, or collect, or attempt to pursue, hunt, shoot, wound, kill, trap, capture, or collect. (With reference to marine mammals, see Part 18 of this subchapter.)

Transportation means to ship, convey, carry or transport by any means whatever, and deliver or receive for such shipment, conveyance, carriage, or transportation.

United States means the several States of the United States of America,

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the District of Columbia, the Commonwealth of Puerto Rico, American Samoa, the Virgin Islands, and Guam.

Whoever means the same as person.

Wildlife means the same as fish or wildlife.

[38 FR 22015, Aug. 15, 1973, as amended at 42 FR 32377, June 24, 1977; 42 FR 59358, Nov. 16, 1977; 45 FR 56673, Aug. 25, 1980; 50 FR 52889, Dec. 26, 1985]

§ 10.13 List of Migratory Birds.

The following is a list of all species of migratory birds protected by the Migratory Bird Treaty Act (16 U.S.C. 703-711) and subject to the regulations on migratory birds contained in this subchapter B of title 50 CFR. The species listed are those protected by the Convention for the Protection of Migratory Birds, August 16, 1916, United States-Great Britain (on behalf of Canada), 39 Stat. 1702, T.S. No. 628; the Convention for the Protection of Migratory Birds and Game Mammals, February 7, 1936, United States-Mexico, 50 Stat. 1311, T.S. No. 912; the Convention for the Protection of Migratory Birds and Birds in Danger of Extinction, and Their Environment, March 4, 1972, United States-Japan, 25 U.S.T. 3329, T.I.A.S. No. 7990; and the Convention for the Conservation of Migratory Birds and Their Environment, United States-U.S.S.R., November 26, 1976, 92 Stat. 3110, T.I.A.S. 9073, 16 U.S.C. 703, 712. The species are listed two ways. In the first part of the List species are arranged alphabetically by English (common) name groups, with the scientific name following the English (common) name. All species of ducks are listed together under the heading "DUCKS". In the second part of the List, species are listed by scientific name arranged in taxonomic order. Taxonomy and nomenclature follows the American Ornithologists' Union's Check-list of North American Birds (6th Edition, 1983).

I. ALPHABETICAL LISTING

- Accentor, Siberian, *Prunella montanella*
- Albatross:
 - Black-footed, *Diomedea nigripes*
 - Laysan, *Diomedea immutabilis*
 - Short-tailed, *Diomedea albatrus*
 - Yellow-nosed, *Diomedea chlororhynchos*
- Anhinga, *Anhinga anhinga*
- Ani:
 - Groove-billed, *Crotophaga sulcirostris*

- Smooth-billed, *Crotophaga ani*
- Auklet:
 - Cassin's, *Ptychoramphus aleuticus*
 - Crested, *Aethia cristatella*
 - Least, *Aethia pusilla*
 - Parakeet, *Cyclorhynchus psittacula*
 - Rhinoceros, *Cerorhinca monocerata*
 - Whiskered, *Aethia pygmaea*
- Avocet, American, *Recurvirostra americana*
- Barn-Owl, Common, *Tyto alba*
- Beardless-Tyrannulet, Northern, *Camptostoma imberbe*
- Becard, Rose-throated, *Pachyramphus aglaiae*
- Bittern:
 - American, *Botaurus lentiginosus*
 - Chinese, *Ixobrychus sinensis*
 - Least, *Ixobrychus exilis*
 - Schrenk's, *Ixobrychus eurhythmus*
- Black-Hawk, Common, *Buteogallus anthracinus*
- Blackbird:
 - Brewer's, *Euphagus cyanocephalus*
 - Red-winged, *Agelaius phoeniceus*
 - Rusty, *Euphagus carolinus*
 - Tawny-shouldered, *Agelaius humeralis*
 - Tricolored, *Agelaius tricolor*
 - Yellow-headed, *Xanthocephalus xanthocephalus*
 - Yellow-shouldered, *Agelaius xanthomus*
- Bluebird:
 - Eastern, *Sialia sialis*
 - Mountain, *Sialia currucoides*
 - Western, *Sialia mexicana*
- Bluethroat, *Luscinia svecica*
- Bobolink, *Dolichonyx oryzivorus*
- Booby:
 - Blue-footed, *Sula nebouxi*
 - Brown, *Sula leucogaster*
 - Masked, *Sula dactylatra*
 - Red-footed, *Sula sula*
- Brambling, *Fringilla montifringilla*
- Brant, *Branta bernicla*
- Bufflehead (see DUCKS)
- Bullfinch:
 - Eurasian, *Pyrrhula pyrrhula*
 - Puerto Rican, *Loxia portoricensis*
- Bunting:
 - Indigo, *Passerina cyanea*
 - Lark, *Calamospiza melanocorys*
 - Lazuli, *Passerina amoena*
 - McKay's, *Plectrophenax hyperboreus*
 - Painted, *Passerina ciris*
 - Reed (see Reed-Bunting)
 - Rustic, *Emberiza rustica*
 - Snow, *Plectrophenax nivalis*
 - Varied, *Passerina versicolor*
- Bushtit, *Psaltiriparus minimus*
- Canvasback (see DUCKS)
- Caracara, Crested, *Polyborus plancus*
- Cardinal, Northern, *Cardinalis cardinalis*
- Carib, Green-throated, *Eulampis holosericeus*
- Catbird, Gray, *Dumetella carolinensis*
- Chat, Yellow-breasted, *Icteria virens*
- Chickadee (see Tit):
 - Black-capped, *Parus atricapillus*
 - Boreal, *Parus hudsonicus*
 - Carolina, *Parus carolinensis*

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Chestnut-backed, *Parus rufescens*
 Mexican, *Parus sclateri*
 Mountain, *Parus gambeli*
 Chuck-will's-widow, *Caprimulgus carolinensis*
 Condor, California, *Gymnogyphus californianus*
 Coot:
 American, *Fulica americana*
 Caribbean, *Fulica caribaea*
 Eurasian, *Fulica atra*
 Cormorant:
 Brandt's, *Phalacrocorax penicillatus*
 Double-crested, *Phalacrocorax auritus*
 Great, *Phalacrocorax carbo*
 Olivaceous, *Phalacrocorax olivaceus*
 Pelagic, *Phalacrocorax pelagicus*
 Red-faced, *Phalacrocorax urile*
 Cowbird:
 Bronzed, *Molothrus aeneus*
 Brown-headed, *Molothrus ater*
 Shiny, *Molothrus bonariensis*
 Crane:
 Corn, *Crex crex*
 Yellow-breasted, *Porzana flaviventer*
 Crane:
 Common, *Grus grus*
 Sandhill, *Grus canadensis*
 Whooping, *Grus americana*
 Creeper, Brown, *Certhia americana*
 Crossbill:
 Red, *Loxia curvirostra*
 White-winged, *Loxia leucoptera*
 Crow:
 American, *Corvus brachyrhynchos*
 Fish, *Corvus ossifragus*
 Hawaiian, *Corvus hawaiiensis*
 Mexican, *Corvus imparatus*
 Northwestern, *Corvus caurinus*
 White-necked, *Corvus leucognaphalus*
 Cuckoo:
 Black-billed, *Coccyzus erythrophthalmus*
 Common, *Cuculus canorus*
 Hawk (see Hawk-Cuckoo)
 Lizard (see Lizard-Cuckoo)
 Mangrove, *Coccyzus minor*
 Oriental, *Cuculus saturatus*
 Yellow-billed, *Coccyzus americanus*
 Curlew (see Whimbrel):
 Bristle-thighed, *Numenius tahitiensis*
 Eskimo, *Numenius borealis*
 Far Eastern, *Numenius madagascariensis*
 Least, *Numenius minutus*
 Long-billed, *Numenius americanus*
 Dickcissel, *Spiza americana*
 Dipper, American, *Cinclus mexicanus*
 Dotterel, Eurasian, *Charadrius morinellus*
 Dove:
 Ground (see Ground-Dove)
 Inca, *Columbina inca*
 Mourning, *Zenaida macroura*
 Quail (see Quail-Dove)
 White-tipped, *Leptotila verreauxi*
 White-winged, *Zenaida asiatica*
 Zenaida, *Zenaida aurita*
 Dovekie, *Alle alle*
 Dowitcher:
 Long-billed, *Limnodromus scolopaceus*
 Short-billed, *Limnodromus griseus*

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American Black Duck, *Anas rubripes*
 Bufflehead, *Bucephala albeola*
 Canvasback, *Aythya valisineria*
 Eider:
 Common, *Somateria mollissima*
 King, *Somateria spectabilis*
 Spectacled, *Somateria fischeri*
 Steller's, *Polysticta stelleri*
 Gadwall, *Anas strepera*
 Garganey, *Anas querquedula*
 Goldeneye:
 Barrow's, *Bucephala islandica*
 Common, *Bucephala clangula*
 Harlequin Duck, *Histrionicus histrionicus*
 Hawaiian Duck, *Anas wyvilliana*
 Laysan Duck, *Anas laysanensis*
 Mallard, *Anas platyrhynchos*
 Masked Duck, *Oxyura dominica*
 Merganser
 Common, *Mergus merganser*
 Hooded, *Lophodytes cucullatus*
 Red-breasted, *Mergus serrator*
 Mottled Duck, *Anas fulvigula*
 Oldsquaw, *Clangula hyemalis*
 Pintail:
 Northern, *Anas acuta*
 White-cheeked, *Anas bahamensis*
 Pochard:
 Baer's, *Aythya baeri*
 Common, *Aythya ferina*
 Redhead, *Aythya americana*
 Ring-necked Duck, *Aythya collaris*
 Ruddy Duck, *Oxyura jamaicensis*
 Scaup:
 Greater, *Aythya marila*
 Lesser, *Aythya affinis*
 Scoter:
 Black, *Melanitta nigra*
 Surf, *Melanitta perspicillata*
 White-winged, *Melanitta fusca*
 Shoveler, Northern, *Anas clypeata*
 Smew, *Mergellus albellus*
 Teal:
 Baikal, *Anas formosa*
 Blue-winged, *Anas discors*
 Cinnamon, *Anas cyanoptera*
 Falcated, *Anas falcata*
 Green-winged, *Anas crecca*
 Tufted Duck, *Aythya fuligula*
 Whistling-Duck:
 Black-bellied, *Dendrocygna autumnalis*
 Fulvous, *Dendrocygna bicolor*
 West Indian, *Dendrocygna arborea*
 Wigeon:
 American, *Anas americana*
 Eurasian, *Anas penelope*
 Wood Duck, *Aix sponsa*

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Dunlin, *Calidris alpina*
 Eagle:
 Bald, *Haliaeetus leucocephalus*
 Golden, *Aquila chrysaetos*
 Sea (see Sea-Eagle)
 White-tailed, *Haliaeetus albicilla*

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- Egret:
 Cattle, *Bubulcus ibis*
 Chinese, *Egretta eulophotes*
 Great, *Casmerodius albus*
 Plumed, *Egretta intermedia*
 Reddish, *Egretta rufescens*
 Snowy, *Egretta thula*
- Eider (see DUCKS)
- Elaenia, Caribbean, *Elaenia martinica*
- Emerald, Puerto Rican, *Chlorostilbon maugaeus*
- Euphonia, Antillean, *Euphonia musica*
- Falcon:
 Aplomado, *Falco femoralis*
 Peregrine, *Falco peregrinus*
 Prairie, *Falco mexicanus*
- Fieldfare, *Turdus pilaris*
- Finch:
 Cassin's, *Carpodacus cassinii*
 House, *Carpodacus mexicanus*
 Purple, *Carpodacus purpureus*
 Rosy, *Leucosticte arctoa*
- Flamingo, Greater, *Phoenicopterus ruber*
- Flicker, Northern, *Colaptes auratus*
- Flycatcher:
 Acadian, *Empidonax virescens*
 Alder, *Empidonax alnorum*
 Ash-throated, *Myiarchus cinerascens*
 Brown-crested, *Myiarchus tyrannulus*
 Buff-breasted, *Empidonax fulvifrons*
 Dusky, *Empidonax oberholseri*
 Dusky-capped, *Myiarchus tuberculifer*
 Fork-tailed, *Tyrannus savana*
 Gray, *Empidonax wrightii*
 Gray-spotted, *Muscicapa griseisticta*
 Great Crested, *Myiarchus crinitus*
 Hammond's, *Empidonax hammondi*
 Least, *Empidonax minimus*
 Narcissus, *Muscicapa narcissina*
 Nutting's, *Myiarchus nuttingi*
 Olive-sided, *Contopus borealis*
 Puerto Rican, *Myiarchus antillarum*
 Scissor-tailed, *Tyrannus forficatus*
 Sulphur-bellied, *Myiodynastes luteiventris*
 Vermilion, *Pyrocephalus rubinus*
 Western, *Empidonax difficilis*
 Willow, *Empidonax traillii*
 Yellow-bellied, *Empidonax flaviventris*
- Frigatebird:
 Great, *Fregata minor*
 Magnificent, *Fregata magnificens*
 Lesser, *Fregata ariel*
- Fulmar, Northern, *Fulmarus glacialis*
- Gadwall (see DUCKS)
- Gallinule, Purple, *Porphyryla martinica*
- Gannet, Northern, *Sula bassanus*
- Garganey (see DUCKS)
- Gnatcatcher:
 Black-capped, *Poliophtila nigriceps*
 Black-tailed, *Poliophtila melanura*
 Blue-gray, *Poliophtila caerulea*
- Godwit:
 Bar-tailed, *Limosa lapponica*
 Black-tailed, *Limosa limosa*
 Hudsonian, *Limosa haemastica*
 Marbled, *Limosa fedoa*
- Golden-Plover, Lesser, *Pluvialis dominica*
- Goldeneye (see DUCKS)
- Goldfinch:
 American, *Carduelis tristis*
 Lawrence's, *Carduelis lawrencei*
 Lesser, *Carduelis psaltria*
- Goose:
 Barnacle, *Branta leucopsis*
 Bean, *Anser fabalis*
 Canada, *Branta canadensis*
 Emperor, *Chen canagica*
 Greater White-fronted, *Anser albifrons*
 Hawaiian, *Nesothen sandvicensis*
 Ross', *Chen rossii*
 Snow, *Chen caerulescens*
- Goshawk, Northern, *Accipiter gentilis*
- Grackle:
 Boat-tailed, *Quiscalus major*
 Common, *Quiscalus quiscula*
 Great-tailed, *Quiscalus mexicanus*
 Greater Antillean, *Quiscalus niger*
- Grasshopper-Warbler, Middendorff's, *Locustella ochotensis*
- Grassquit:
 Black-faced, *Tiaris bicolor*
 Yellow-faced, *Tiaris olivacea*
- Grebe:
 Eared, *Podiceps nigricollis*
 Horned, *Podiceps auritus*
 Least, *Tachybaptus dominicus*
 Pied-billed, *Podilymbus podiceps*
 Red-necked, *Podiceps grisegena*
 Western, *Aechmophorus occidentalis*
- Greenfinch, Oriental, *Carduelis sinica*
- Greenshank, Common, *Tringa nebularia*
- Grosbeak:
 Black-headed, *Pheucticus melanocephalus*
 Blue, *Guiraca caerulea*
 Crimson-collared, *Rhodothraupis celaeno*
 Evening, *Coccothraustes vespertinus*
 Pine, *Pinicola enucleator*
 Rose-breasted, *Pheucticus ludovicianus*
 Yellow, *Pheucticus chrysopleps*
- Ground-Dove:
 Common, *Columbina passerina*
 Ruddy, *Columbina talpacoti*
- Guillemot:
 Black, *Cepphus grylle*
 Pigeon, *Cepphus columba*
- Gull:
 Bonaparte's, *Larus philadelphia*
 California, *Larus californicus*
 Common Black-headed, *Larus ridibundus*
 Franklin's, *Larus pipixcan*
 Glaucous, *Larus hyperboreus*
 Glaucous-winged, *Larus glaucescens*
 Great Black-backed, *Larus marinus*
 Heermann's, *Larus heermanni*
 Herring, *Larus argentatus*
 Iceland, *Larus glaucooides*
 Ivory, *Pagophila eburnea*
 Laughing, *Larus atricilla*
 Lesser Black-backed, *Larus fuscus*
 Little, *Larus minutus*
 Mew, *Larus canus*
 Ring-billed, *Larus delawarensis*
 Ross', *Rhodostethia rosea*
 Sabine's, *Xema sabini*

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- Slaty-backed, *Larus schistisagus*
 Thayer's, *Larus thayeri*
 Western, *Larus occidentalis*
 Yellow-footed, *Larus livens*
 Gyrfalcon, *Falco rusticolus*
 Harrier, Northern, *Circus cyaneus*
 Hawfinch, *Coccothraustes coccothraustes*
 Hawk:
 Asiatic Sparrow, *Accipiter gularis*
 Black (see Black-Hawk)
 Broad-winged, *Buteo platypterus*
 Cooper's, *Accipiter cooperii*
 Ferruginous, *Buteo regalis*
 Gray, *Buteo nitidus*
 Harris', *Parabuteo unicinctus*
 Hawaiian, *Buteo solitarius*
 Red-shouldered, *Buteo lineatus*
 Red-tailed, *Buteo jamaicensis*
 Rough-legged, *Buteo lagopus*
 Sharp-shinned, *Accipiter striatus*
 Short-tailed, *Buteo brachyurus*
 Swainson's, *Buteo swainsoni*
 White-tailed, *Buteo albicaudatus*
 Zone-tailed, *Buteo albonotatus*
 Hawk-Cuckoo, Hodgson's, *Cuculus fugax*
 Hawk-Owl, Northern, *Surnia ulula*
 Heron:
 Great Blue, *Ardea herodias*
 Green-backed, *Butorides striatus*
 Little Blue, *Egretta caerulea*
 Night (see Night-Heron)
 Pacific Reef, *Egretta sacra*
 Tricolored, *Egretta tricolor*
 Hoopoe, *Upupa epops*
 House-Martin, Common, *Delichon urbica*
 Hummingbird (see Carib, Emerald, Mango,
 Starthroat, Woodstar, Violet-ear):
 Allen's, *Selasphorus sasin*
 Anna's, *Calypte anna*
 Antillean Crested, *Orthorhynchus cristatus*
 Berylline, *Amazilia beryllina*
 Black-chinned, *Archilochus alexandri*
 Blue-throated, *Lampornis clemenciae*
 Broad-billed, *Cyananthus latirostris*
 Broad-tailed, *Selasphorus platycercus*
 Buff-bellied, *Amazilia yucatanensis*
 Calliope, *Stellula calliope*
 Costa's, *Calypte costae*
 Lucifer, *Calothorax lucifer*
 Magnificent, *Eugenes fulgens*
 Ruby-throated, *Archilochus colubris*
 Rufous, *Selasphorus rufus*
 Violet-crowned, *Amazilia violiceps*
 White-eared, *Hylocharis leucotis*
 Ibis:
 Glossy, *Plegadis falcinellus*
 Scarlet, *Eudocimus ruber*
 White, *Eudocimus albus*
 White-faced, *Plegadis chihi*
 Jabiru, *Jabiru mycteria*
 Jacana, Northern, *Jacana spinosa*
 Jaeger:
 Long-tailed, *Stercorarius longicaudus*
 Parasitic, *Stercorarius parasiticus*
 Pomarine, *Stercorarius pomarinus*
 Jay:
 Blue, *Cyanocitta cristata*
 Brown, *Cyanocorax morio*
 Gray, *Perisoreus canadensis*
 Gray-breasted, *Aphelocoma ultramarina*
 Green, *Cyanocorax yncas*
 Pinyon, *Gymmorhinus cyanocephalus*
 Scrub, *Aphelocoma coerulescens*
 Steller's, *Cyanocitta stelleri*
 Junco:
 Dark-eyed, *Junco hyemalis*
 Yellow-eyed, *Junco phaeonotus*
 Kestrel:
 American, *Falco sparverius*
 Eurasian, *Falco tinnunculus*
 Killdeer, *Charadrius vociferus*
 Kingbird:
 Cassin's, *Tyrannus vociferans*
 Couch's, *Tyrannus couchii*
 Eastern, *Tyrannus tyrannus*
 Gray, *Tyrannus dominicensis*
 Loggerhead, *Tyrannus caudifasciatus*
 Thick-billed, *Tyrannus crassirostris*
 Tropical, *Tyrannus melancholicus*
 Western, *Tyrannus verticalis*
 Kingfisher:
 Belted, *Ceryle alcyon*
 Green, *Chloroceryle americana*
 Ringed, *Cyeryle torquata*
 Kinglet:
 Golden-crowned, *Regulus satrapa*
 Ruby-crowned, *Regulus calendula*
 Kiskadee, Great, *Pitangus sulphuratus*
 Kite:
 American Swallow-tailed, *Elanoides forficatus*
 Black, *Milvus migrans*
 Black-shouldered, *Elanus caeruleus*
 Hook-billed, *Chondrohierax uncinatus*
 Mississippi, *Ictinia mississippiensis*
 Snail, *Rostrhamus sociabilis*
 Kittiwake:
 Black-legged, *Larus tridactyla*
 Red-legged, *Larus brevisrostris*
 Knot:
 Great, *Calidris tenuirostris*
 Red, *Calidris canutus*
 Lapwing, Northern, *Vanellus vanellus*
 Lark, Horned, *Eremophila alpestris*
 Limpkin, *Aramus guarauna*
 Lizard-Cuckoo, Puerto Rican, *Saurothera vieilloti*
 Longspur:
 Chestnut-collared, *Calcarius ornatus*
 Lapland, *Calcarius lapponicus*
 McCown's, *Calcarius mccownii*
 Smith's, *Calcarius pictus*
 Loon:
 Arctic, *Gavia arctica*
 Common, *Gavia immer*
 Red-throated, *Gavia stellata*
 Yellow-billed, *Gavia adamsii*
 Magpie:
 Black-billed, *Pica pica*
 Yellow-billed, *Pica nuttalli*
 Mallard (see DUCKS)
 Mango:
 Antillean, *Anthracothorax dominicus*
 Green, *Anthracothorax viridis*

- Martin:
 Caribbean, *Progne dominicensis*
 Cuban, *Progne cryptoleuca*
 Gray-breasted, *Progne chalybea*
 House (see House-Martin)
 Purple, *Progne subis*
- Meadowlark:
 Eastern, *Sturnella magna*
 Western, *Sturnella neglecta*
- Merganser (see DUCKS)
- Merlin, *Falco columbarius*
- Mockingbird, Northern, *Mimus polyglottos*
- Moorhen, Common, *Gallinula chloropus*
- Murre:
 Common, *Uria aalge*
 Thick-billed, *Uria lomvia*
- Murrelet:
 Ancient, *Synthliboramphus antiquus*
 Craveri's, *Synthliboramphus craveri*
 Kittlitz's, *Brachyramphus brevirostris*
 Marbled, *Brachyramphus marmoratus*
 Xantus', *Synthliboramphus hypoleucus*
- Needletail, White-throated, *Hirundapus caudacutus*
- Night-Heron:
 Black-crowned, *Nycticorax nycticorax*
 Japanese, *Nycticorax goisagi*
 Malay, *Nycticorax melanolophus*
 Yellow-crowned, *Nycticorax violaceus*
- Nighthawk:
 Antillean, *Chordeiles gundlachii*
 Common, *Chordeiles minor*
 Lesser, *Chordeiles acutipennis*
- Nightjar:
 Buff-collared, *Caprimulgus ridgwayi*
 Jungle, *Caprimulgus indicus*
 Puerto Rican, *Caprimulgus noctitherus*
- Noddy:
 Black, *Anous minutus*
 Blue-gray, *Procelsterna cerulea*
 Brown, *Anous stolidus*
 Lesser, *Anous tenuirostris*
- Nutcracker, Clark's, *Nucifraga columbiana*
- Nuthatch:
 Brown-headed, *Sitta pusilla*
 Pygmy, *Sitta pygmaea*
 Red-breasted, *Sitta canadensis*
 White-breasted, *Sitta carolinensis*
- Oldsquaw (see DUCKS)
- Oriole:
 Altamira, *Icterus gularis*
 Audubon's, *Icterus graduacauda*
 Black-cowled, *Icterus dominicensis*
 Black-vented, *Icterus wagleri*
 Hooded, *Icterus cucullatus*
 Northern, *Icterus galbula*
 Orchard, *Icterus spurius*
 Scott's, *Icterus parisorum*
 Streak-backed, *Icterus pustulatus*
- Osprey, *Pandion haliaetus*
- Ovenbird, *Seiurus aurocapillus*
- Owl:
 Barn (see Barn-Owl)
 Barred, *Strix varia*
 Boreal, *Aegolius funereus*
 Burrowing, *Athene cunicularia*
 Elf, *Micrathene whitneyi*
 Flammulated, *Otus flammeolus*
 Great Gray, *Strix nebulosa*
 Great Horned, *Bubo virginianus*
 Hawk (see Hawk-Owl)
 Long-eared, *Asio otus*
 Pygmy (see Pygmy-Owl)
 Saw-whet (see Saw-Whet Owl)
 Screech (see Screech-Owl)
 Short-eared, *Asio flammeus*
 Snowy, *Nyctea scandiaca*
 Spotted, *Strix occidentalis*
- Oystercatcher:
 American, *Haematopus palliatus*
 Black, *Haematopus bachmani*
- Parula:
 Northern, *Parula americana*
 Tropical, *Parula pitiayumi*
- Pauraque, Common, *Nyctidromus albicollis*
- Pelican:
 American White, *Pelecanus erythrorhynchos*
 Brown, *Pelecanus occidentalis*
- Petrel:
 Black-capped, *Pterodroma hasitata*
 Bonin, *Pterodroma hypoleuca*
 Bulwer's, *Bulweria bulwerii*
 Cook's, *Pterodroma cookii*
 Dark-rumped, *Pterodroma phaeopygia*
 Herald, *Pterodroma arminjoniana*
 Kermadec, *Pterodroma neglecta*
 Mottled, *Pterodroma inexpectata*
 Murphy's, *Pterodroma ultima*
 Storm (see Storm-Petrel)
 White-necked, *Pterodroma externa*
- Pewee:
 Greater, *Contopus pertinax*
 Lesser Antillean, *Contopus latirostris*
 Wood (see Wood-Pewee)
- Phainopepla, *Phainopepla nitens*
- Phalarope:
 Red, *Phalaropus fulicaria*
 Red-necked, *Phalaropus lobatus*
 Wilson's, *Phalaropus tricolor*
- Phoebe:
 Black, *Sayornis nigricans*
 Eastern, *Sayornis phoebe*
 Say's, *Sayornis saya*
- Pigeon:
 Band-tailed, *Columba fasciata*
 Plain, *Columba inornata*
 Red-billed, *Columba flavirostris*
 Scaly-naped, *Columba squamosa*
 White-crowned, *Columba leucocephala*
- Pintail (see DUCKS)
- Pipit:
 Pechora, *Anthus gustavi*
 Red-throated, *Anthus cervinus*
 Sprague's, *Anthus spragueii*
 Tree (see Tree-Pipit)
 Water, *Anthus spinoletta*
- Plover:
 Black-bellied, *Pluvialis squatarola*
 Common Ringed, *Charadrius hiaticula*
 Golden (see Golden-Plover)
 Great Sand, *Charadrius leschenaultii*
 Little Ringed, *Charadrius dubius*
 Mongolian, *Charadrius mongolus*
 Mountain, *Charadrius montanus*

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Piping, *Charadrius melodus*
 Semipalmated, *Charadrius semipalmatus*
 Snowy, *Charadrius alexandrinus*
 Wilson's, *Charadrius wilsonia*
 Pochard (see DUCKS)
 Poorwill, Common, *Phalaenoptilus nuttallii*
 Puffin:
 Atlantic, *Fratercula arctica*
 Horned, *Fratercula corniculata*
 Tufted, *Fratercula cirrhata*
 Pygmy-Owl:
 Ferruginous, *Glaucidium brasilianum*
 Northern, *Glaucidium gnoma*
 Pyrrhuloxia, *Cardinalis sinuatus*
 Quail-Dove:
 Bridled, *Geotrygon mystacea*
 Key West, *Geotrygon chrysis*
 Ruddy, *Geotrygon montana*
 Rail:
 Black, *Laterallus jamaicensis*
 Clapper, *Rallus longirostris*
 King, *Rallus elegans*
 Sora (see Sora)
 Virginia, *Rallus limicola*
 Yellow, *Coturnicops noveboracensis*
 Raven:
 Chihuahuan, *Corvus cryptoleucus*
 Common, *Corvus corax*
 Razorbill, *Alca torda*
 Redhead (see DUCKS)
 Redpoll:
 Common, *Carduelis flammea*
 Hoary, *Carduelis hornemanni*
 Redshank, Spotted, *Tringa erythropus*
 Redstart:
 American, *Setophaga ruticilla*
 Painted, *Myioborus pictus*
 Slaty-throated, *Myioborus miniatus*
 Reed-Bunting:
 Common, *Emberiza schoeniculus*
 Pallas', *Emberiza pallasi*
 Roadrunner, Greater, *Geococcyx californianus*
 Robin:
 American, *Turdus migratorius*
 Clay-colored, *Turdus grayi*
 Rufous-backed, *Turdus rufopalliatus*
 Rosefinch, Common, *Carpodacus erythrinus*
 Rough-winged Swallow, Northern, *Stelgidopteryx serripennis*
 Rubythroat, Siberian, *Luscinia calliope*
 Ruff, *Philomachus pugnax*
 Sanderling, *Calidris alba*
 Sandpiper:
 Baird's, *Calidris bairdii*
 Broad-billed, *Limicola falcinellus*
 Buff-breasted, *Tryngites subruficollis*
 Common, *Actitis hypoleucos*
 Curlew, *Calidris ferruginea*
 Least, *Calidris minutilla*
 Marsh, *Tringa stagnatilis*
 Pectoral, *Calidris melanotos*
 Purple, *Calidris maritima*
 Rock, *Calidris ptilocnemis*
 Semipalmated, *Calidris pusilla*
 Sharp-tailed, *Calidris acuminata*
 Solitary, *Tringa solitaria*
 Spoonbill, *Eurynorhynchus pygmeus*

Spotted, *Actitis macularia*
 Stilt, *Calidris himantopus*
 Terek, *Xenus cinereus*
 Upland, *Bartramia longicauda*
 Western, *Calidris mauri*
 White-rumped, *Calidris fuscicollis*
 Wood, *Tringa glareola*
 Sapsucker:
 Red-breasted, *Sphyrapicus ruber*
 Williamson's, *Sphyrapicus thyroideus*
 Yellow-bellied, *Sphyrapicus varius*
 Saw-whet Owl, Northern, *Aegolius acadicus*
 Scaup (see DUCKS)
 Scoter (see DUCKS)
 Screech-Owl:
 Eastern, *Otus asio*
 Puerto Rican, *Otus nudipes*
 Western, *Otus kennicottii*
 Whiskered, *Otus trichopsis*
 Sea-Eagle, Steller's, *Haliaeetus pelagicus*
 Seedeater, White-collared, *Sporophila torqueola*
 Shearwater:
 Audubon's, *Puffinus lherminieri*
 Black-vented, *Puffinus opisthomelas*
 Buller's, *Puffinus bulleri*
 Christmas, *Puffinus nativitatus*
 Cory's, *Calonectris diomedea*
 Flesh-footed, *Puffinus carneipes*
 Greater, *Puffinus gravis*
 Little, *Puffinus assimilis*
 Manx, *Puffinus puffinus*
 Pink-footed, *Puffinus creatopus*
 Short-tailed, *Puffinus tenuirostris*
 Sooty, *Puffinus griseus*
 Townsend's, *Puffinus auricularis*
 Wedge-tailed, *Puffinus pacificus*
 Shoveler (see DUCKS)
 Shrike:
 Loggerhead, *Lanius ludovicianus*
 Northern, *Lanius excubitor*
 Siskin, Pine, *Carduelis pinus*
 Skimmer, Black, *Rhynchops niger*
 Skua:
 Great, *Catharacta skua*
 South Polar, *Catharacta maccormicki*
 Skylark, Eurasian, *Alauda arvensis*
 Smew (see DUCKS)
 Snipe:
 Common, *Gallinago gallinago*
 Jack, *Lymnocyptes minimus*
 Pin-tailed, *Gallinago stenura*
 Swinhoe's, *Gallinago megala*
 Solitaire, Townsend's, *Myadestes townsendi*
 Sora, *Porzana carolina*
 Sparrow:
 American Tree, *Spizella arborea*
 Bachman's, *Aimophila aestivalis*
 Baird's, *Ammodramus bairdii*
 Black-chinned, *Spizella atrogularis*
 Black-throated, *Amphispiza bilineata*
 Botteri's, *Aimophila botterii*
 Brewer's, *Spizella breweri*
 Cassin's, *Aimophila cassinii*
 Chipping, *Spizella passerina*
 Clay-colored, *Spizella pallida*
 Field, *Spizella pusilla*

- Five-striped, *Amphispiza quinquestrata*
 Fox, *Passerella iliaca*
 Golden-crowned, *Zonotrichia atricapilla*
 Grasshopper, *Ammodramus savannarum*
 Harris', *Zonotrichia querula*
 Henslow's, *Ammodramus henslowii*
 Lark, *Chondestes grammacus*
 Le Conte's, *Ammodramus leconteii*
 Lincoln's, *Melospiza lincolni*
 Olive, *Arremonops rufivirgatus*
 Rufous-crowned, *Aimophila ruificeps*
 Rufous-winged, *Aimophila carpalis*
 Sage, *Amphispiza belli*
 Savannah, *Passerculus sandwichensis*
 Seaside, *Ammodramus maritimus*
 Sharp-tailed, *Ammodramus caudacutus*
 Song, *Melospiza melodia*
 Swamp, *Melospiza georgiana*
 Vesper, *Pooecetes gramineus*
 White-crowned, *Zonotrichia leucophrys*
 White-throated, *Zonotrichia albicollis*
 Worthen's, *Spizella wortheni*
 Spoonbill, Roseate, *Ajaia ajaja*
 Starling:
 Ashy, *Sturnus cineraceus*
 Violet-backed, *Sturnus philippensis*
 Starthroat, Plain-capped *Heliomaster constantii*,
 Stilt, Black-necked, *Himantopus mexicanus*
 Stint:
 Little, *Calidris minuta*
 Long-toed, *Calidris subminuta*
 Rufous-necked, *Calidris ruficollis*
 Temminck's, *Calidris temminckii*
 Stork, Wood, *Mycteria americana*
 Storm-Petrel:
 Ashy, *Oceanodroma homochroa*
 Band-rumped, *Oceanodroma castro*
 Black, *Oceanodroma melania*
 Fork-tailed, *Oceanodroma furcata*
 Leach's, *Oceanodroma leucorhoa*
 Least, *Oceanodroma microsoma*
 Sooty, *Oceanodroma tristrami*
 Wedge-rumped, *Oceanodroma tethys*
 White-faced, *Pelagodroma marina*
 Wilson's, *Oceanites oceanicus*
 Surfbird, *Aphriza virgata*
 Swallow:
 Bahama, *Tachycineta cyaneoviridis*
 Bank, *Riparia riparia*
 Barn, *Hirundo rustica*
 Cave, *Hirundo fulva*
 Cliff, *Hirundo pyrrhonota*
 Rough-winged (see Rough-winged Swallow)
 Tree, *Tachycineta bicolor*
 Violet-green, *Tachycineta thalassina*
 Swan:
 Trumpeter, *Cygnus buccinator*
 Tundra, *Cygnus columbianus*
 Whooper, *Cygnus cygnus*
 Swift:
 Antillean Palm, *Tachornis pheonicebia*
 Black, *Cypseloides niger*
 Chimney, *Chaetura pelagica*
 Common, *Apus apus*
 Fork-tailed, *Apus pacificus*
 Needle-tailed (see Needletail)
 Vaux's, *Chaetura vauri*
 White-collared, *Streptoprocne zonaris*
 White-throated, *Aeronautes saxatalis*
 Tanager:
 Hepatic, *Piranga flava*
 Puerto Rican, *Neospingus speculiferus*
 Scarlet, *Piranga olivacea*
 Stripe-headed, *Spindalis zena*
 Summer, *Piranga rubra*
 Western, *Piranga ludoviciana*
 Tattler:
 Gray-tailed, *Heteroscelus brevipes*
 Wandering, *Heteroscelus incanus*
 Teal (see DUCKS)
 Tern:
 Aleutian, *Sterna aleutica*
 Arctic, *Sterna paradisaea*
 Black, *Chlidonias niger*
 Black-naped, *Sterna sumatrana*
 Bridled, *Sterna anaethetus*
 Caspian, *Sterna caspia*
 Common, *Sterna hirundo*
 Elegant, *Sterna elegans*
 Forster's, *Sterna forsteri*
 Gray-backed, *Sterna lunata*
 Gull-billed, *Sterna nilotica*
 Least, *Sterna antillarum*
 Little, *Sterna albifrons*
 Roseate, *Sterna dougallii*
 Royal, *Sterna maxima*
 Sandwich, *Sterna sandvicensis*
 Sooty, *Sterna fuscata*
 White, *Gygis alba*
 White-winged, *Chlidonias leucopterus*
 Thrasher:
 Bendire's, *Toxostoma bendirei*
 Brown, *Toxostoma rufum*
 California, *Toxostoma redivivum*
 Crissal, *Toxostoma crissale*
 Curve-billed, *Toxostoma curvirostre*
 Le Conte's, *Toxostoma lecontei*
 Long-billed, *Toxostoma longirostre*
 Pearly-eyed, *Margarops fuscatus*
 Sage, *Oreoscoptes montanus*
 Thrush:
 Aztec, *Ridgwayia pinicola*
 Blue Rock, *Monticola solitarius*
 Dusky, *Turdus naumanni*
 Eye-browed, *Turdus obscurus*
 Gray-cheeked, *Catharus minimus*
 Hawaiian, *Phaeornis obscurus*
 Hermit, *Catharus guttatus*
 Red-legged, *Turdus plumbeus*
 Small Kauai, *Phaeornis palmeri*
 Swainson's, *Catharus ustulatus*
 Varied, *Ixoreus naevius*
 Wood, *Hylocichla minima*
 Tit, Siberian, *Parus cinctus*
 Titmouse:
 Bridled, *Parus wollweberi*
 Plain, *Parus inornatus*
 Tufted, *Parus bicolor*
 Towhee:
 Abert's, *Pipilo aberti*
 Brown, *Pipilo fuscus*
 Green-tailed, *Pipilo chlorurus*
 Rufous-sided, *Pipilo erythrophthalmus*

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Tree-Pipit, Olive, *Anthus hodgsoni*

Trogon:

Eared, *Euptilotus neoxenus*

Elegant, *Trogon elegans*

Tropicbird:

Red-billed, *Phaethon aethereus*

Red-tailed, *Phaethon rubricauda*

White-tailed, *Phaethon lepturus*

Turnstone:

Black, *Arenaria melanocephala*

Ruddy, *Arenaria interpres*

Veery, *Catharus fuscescens*

Verdin, *Auriparus flaviceps*

Violet-Ear, Green, *Colibri thalassinus*

Vireo:

Bell's, *Vireo bellii*

Black-capped, *Vireo atricapillus*

Black-whiskered, *Vireo altiloquus*

Gray, *Vireo vicinior*

Hutton's, *Vireo huttoni*

Philadelphia, *Vireo philadelphicus*

Puerto Rican, *Vireo latimeri*

Red-eyed, *Vireo olivaceus*

Solitary, *Vireo solitarius*

Warbling, *Vireo gilvus*

White-eyed, *Vireo griseus*

Yellow-throated, *Vireo flavifrons*

Vulture:

Black, *Coragyps atratus*

Turkey, *Cathartes aura*

Wagtail:

Black-backed, *Motacilla lugens*

Gray, *Motacilla cinerea*

White, *Motacilla alba*

Yellow, *Motacilla flava*

Warbler:

Adelaide's, *Dendroica adelaidae*

Arctic, *Phylloscopus borealis*

Bachman's, *Vermivora bachmanii*

Bay-breasted, *Dendroica castanea*

Black-and-white, *Mniotilta varia*

Black-throated Blue, *Dendroica caerulescens*

Black-throated Gray, *Dendroica nigrescens*

Black-throated Green, *Dendroica virens*

Blackburnian, *Dendroica fusca*

Blackpoll, *Dendroica striata*

Blue-winged, *Vermivora pinus*

Canada, *Wilsonia canadensis*

Cape May, *Dendroica tigrina*

Cerulean, *Dendroica cerulea*

Chestnut-sided, *Dendroica pensylvanica*

Colima, *Vermivora crissalis*

Connecticut, *Oporornis agilis*

Elfin Woods, *Dendroica angelae*

Golden-cheeked, *Dendroica chrysoparia*

Golden-crowned, *Basileuterus culicivorus*

Golden-winged, *Vermivora chrysoptera*

Grace's, *Dendroica graciae*

Grasshopper (see Grasshopper-Warbler)

Hermit, *Dendroica occidentalis*

Hooded, *Wilsonia citrina*

Kentucky, *Oporornis formosus*

Kirtland's, *Dendroica kirtlandii*

Lucy's, *Vermivora luciae*

MacGillivray's, *Oporornis tolmiei*

Magnolia, *Dendroica magnolia*

Mourning, *Oporornis philadelphia*

Nashville, *Vermivora ruficapilla*

Olive, *Peucedramus taeniatus*

Orange-crowned, *Vermivora celata*

Palm, *Dendroica palmarum*

Parula (see Parula)

Pine, *Dendroica pinus*

Prairie, *Dendroica discolor*

Prothonotary, *Protonotaria citrea*

Red-faced, *Cardellina rubrifrons*

Rufous-capped, *Basileuterus rufifrons*

Swainson's, *Limnithlypis swainsonii*

Tennessee, *Vermivora peregrina*

Townsend's, *Dendroica townsendi*

Virginia's, *Vermivora virginiae*

Willow, *Phylloscopus trochilus*

Wilson's, *Wilsonia pusilla*

Worm-eating, *Helmitheros vermivorus*

Yellow, *Dendroica petechia*

Yellow-rumped, *Dendroica coronata*

Yellow-throated, *Dendroica dominica*

Waterthrush:

Louisiana, *Seiurus motacilla*

Northern, *Seiurus noveboracensis*

Waxwing:

Bohemian, *Bombycilla garrulus*

Cedar, *Bombycilla cedrorum*

Wheatear, Northern, *Oenanthe oenanthe*

Whimbrel, *Numenius phaeopus*

Whip-poor-will, *Caprimulgus vociferus*

Whistling-Duck (see DUCKS)

Wigeon (see DUCKS)

Willet, *Catoptrophorus semipalmatus*

Wood-Pewee:

Eastern, *Contopus virens*

Western, *Contopus sordidulus*

Woodcock:

American, *Scolopax minor*

Eurasian, *Scolopax rusticola*

Woodpecker:

Acorn, *Melanerpes formicivorus*

Black-backed, *Picoides arcticus*

Downy, *Picoides pubescens*

Gila, *Melanerpes uropygialis*

Golden-fronted, *Melanerpes aurifrons*

Hairy, *Picoides villosus*

Ivory-billed, *Campephilus principalis*

Ladder-backed, *Picoides scalaris*

Lewis', *Melanerpes lewis*

Nuttall's, *Picoides nuttallii*

Pileated, *Dryocopus pileatus*

Puerto Rican, *Melanerpes portoricensis*

Red-bellied, *Melanerpes carolinus*

Red-cockaded, *Picoides borealis*

Red-headed, *Melanerpes erythrocephalus*

Strickland's, *Picoides stricklandi*

Three-toed, *Picoides tridactylus*

White-headed, *Picoides albolarvatus*

Woodstar, Bahama, *Calliphlox evelynae*

Wren:

Bewick's, *Thryomanes bewickii*

Cactus, *Campylorhynchus brunneicapillus*

Canyon, *Catherpes mexicanus*

Carolina, *Thryothorus ludovicianus*

House, *Troglodytes aedon*

Marsh, *Cistothorus palustris*

Rock, *Salpinctes obsoletus*

Sedge, *Cistothorus platensis*

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Winter, *Troglodytes troglodytes*
Wryneck, Eurasian, *Jynx torquilla*
Yellowlegs:
Greater, *Tringa melanoleuca*
Lesser, *Tringa flavipes*
Yellowthroat:
Common, *Geothlypis trichas*
Gray-crowned, *Geothlypis poliocephala*

II. TAXONOMIC LISTING

ORDER GAVIIFORMES

FAMILY GAVIIDAE

Gavia stellata, Red-throated Loon
Gavia arctica, Arctic Loon
Gavia immer, Common Loon
Gavia adamsii, Yellow-billed Loon

ORDER PODICIPEDIFORMES

FAMILY PODICIPEDIDAE

Tachybaptus dominicus, Least Grebe
Podilymbus podiceps, Pied-billed Grebe
Podiceps auritus, Horned Grebe
Podiceps grisegena, Red-necked Grebe
Podiceps nigricollis, Eared Grebe
Aechmophorus occidentalis, Western Grebe

ORDER PROCELLARIIFORMES

FAMILY DIOMEDEIDAE

Diomedea albatrus, Short-tailed Albatross
Diomedea nigripes, Black-footed Albatross
Diomedea immutabilis, Laysan Albatross
Diomedea chlororhynchos, Yellow-nosed Albatross

FAMILY PROCELLARIIDAE

Fulmarus glacialis, Northern Fulmar
Pterodroma hasitata, Black-capped Petrel
Pterodroma phaeopygia, Dark-rumped Petrel
Pterodroma externa, White-necked Petrel
Pterodroma inexpectata, Mottled Petrel
Pterodroma ultima, Murphy's Petrel
Pterodroma neglecta, Kermadec Petrel
Pterodroma arminjoniana, Herald Petrel
Pterodroma cookii, Cook's Petrel
Pterodroma hypoleuca, Bonin Petrel
Bulweria bulwerii, Bulwer's Petrel
Calonectris diomedea, Cory's Shearwater
Puffinus creatopus, Pink-footed Shearwater
Puffinus carneipes, Flesh-footed Shearwater
Puffinus gravis, Greater Shearwater
Puffinus pacificus, Wedge-tailed Shearwater
Puffinus bulleri, Buller's Shearwater
Puffinus griseus, Sooty Shearwater
Puffinus tenuirostris, Short-tailed Shearwater
Puffinus nativitatis, Christmas Shearwater
Puffinus puffinus, Manx Shearwater
Puffinus opisthomelas, Black-vented Shearwater
Puffinus auricularis, Townsend's Shearwater
Puffinus assimilis, Little Shearwater
Puffinus therminieri, Audubon's Shearwater

FAMILY HYDROBATIDAE

Oceanites oceanicus, Wilson's Storm-Petrel

Pelagodroma marina, White-faced Storm-Petrel
Oceanodroma furcata, Fork-tailed Storm-Petrel
Oceanodroma leucorhoa, Leach's Storm-Petrel
Oceanodroma homochroa, Ashy Storm-Petrel
Oceanodroma castro, Band-rumped Storm-Petrel
Oceanodroma tethys, Wedge-rumped Storm-Petrel
Oceanodroma melania, Black Storm-Petrel
Oceanodroma tristrami, Sooty Storm-Petrel
Oceanodroma microsoma, Least Storm-Petrel

ORDER PELECANIFORMES

FAMILY PHAETHONTIDAE

Phaethon lepturus, White-tailed Tropicbird
Phaethon aethereus, Red-billed Tropicbird
Phaethon rubricauda, Red-tailed Tropicbird

FAMILY SULIDAE

Sula dactylatra, Masked Booby
Sula nebourii, Blue-footed Booby
Sula leucogaster, Brown Booby
Sula sula, Red-footed Booby
Sula bassanus, Northern Gannet

FAMILY PELECANIDAE

Pelecanus erythrorhynchos, American White Pelican
Pelecanus occidentalis, Brown Pelican

FAMILY PHALACROCORACIDAE

Phalacrocorax carbo, Great Cormorant
Phalacrocorax auritus, Double-crested Cormorant
Phalacrocorax olivaceus, Olivaceous Cormorant
Phalacrocorax penicillatus, Brandt's Cormorant
Phalacrocorax pelagicus, Pelagic Cormorant
Phalacrocorax urile, Red-faced Cormorant

FAMILY ANHINGIDAE

Anhinga anhinga, Anhinga

FAMILY FREGATIDAE

Fregata magnificens, Magnificent Frigatebird
Fregata minor, Great Frigatebird
Fregata ariel, Lesser Frigatebird

ORDER CICONIIFORMES

FAMILY ARDEIDAE

Botaurus lentiginosus, American Bittern
Ixobrychus exilis, Least Bittern
Ixobrychus sinensis, Chinese Bittern
Ixobrychus eurhythmus, Schrenk's Bittern
Ardea herodias, Great Blue Heron
Casmerodius albus, Great Egret
Egretta eulophotes, Chinese Egret
Egretta sacra, Pacific Reef Heron
Egretta intermedia, Plumed Egret
Egretta thula, Snowy Egret
Egretta caerulea, Little Blue Heron
Egretta tricolor, Tricolored Heron
Egretta rufescens, Reddish Egret

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Bubulcus ibis, Cattle Egret
Butorides striatus, Green-backed Heron
Nycticorax nycticorax, Black-crowned Night-Heron
Nycticorax melanolophus, Malay Night-Heron
Nycticorax goisagi, Japanese Night-Heron
Nycticorax violaceus, Yellow-crowned Night-Heron

FAMILY THRESKIORNITHIDAE

Eudocimus albus, White Ibis
Eudocimus ruber, Scarlet Ibis
Plegadis falcinellus, Glossy Ibis
Plegadis chihi, White-faced Ibis
Ajaia ajaja, Roseate Spoonbill

FAMILY CICONIIDAE

Jabiru mycteria, Jabiru
Mycteria americana, Wood Stork

ORDER PHOENICOPTERIFORMES

FAMILY PHOENICOPTERIDAE

Phoenicopterus ruber, Greater Flamingo

ORDER ANSERIFORMES

FAMILY ANATIDAE

Dendrocygna bicolor, Fulvous Whistling-Duck
Dendrocygna autumnalis, Black-bellied Whistling-Duck
Dendrocygna arborea, West Indian Whistling-Duck
Cygnus columbianus, Tundra Swan
Cygnus cygnus, Whooper Swan
Cygnus buccinator, Trumpeter Swan
Anser fabalis, Bean Goose
Anser albifrons, Greater White-fronted Goose
Chen caerulescens, Snow Goose
Chen rossii, Ross' Goose
Chen canagica, Emperor Goose
Branta bernicla, Brant
Branta leucopsis, Barnacle Goose
Branta canadensis, Canada Goose
Nesochen sandvicensis, Hawaiian Goose
Aix sponsa, Wood Duck
Anas crecca, Green-winged Teal
Anas formosa, Baikal Teal
Anas falcata, Falcated Teal
Anas rubripes, American Black Duck
Anas fulvigula, Mottled Duck
Anas platyrhynchos, Mallard
Anas wyvilliana, Hawaiian Duck
Anas laysanensis, Laysan Duck
Anas bahamensis, White-cheeked Pintail
Anas acuta, Northern Pintail
Anas querquedula, Garganey
Anas discors, Blue-winged Teal
Anas cyanoptera, Cinnamon Teal
Anas clypeata, Northern Shoveler
Anas strepera, Gadwall
Anas penelope, Eurasian Wigeon
Anas americana, American Wigeon
Aythya ferina, Common Pochard
Aythya valisineria, Canvasback
Aythya americana, Redhead
Aythya baeri, Baer's Pochard

Aythya collaris, Ring-necked Duck
Aythya fuligula, Tufted Duck
Aythya marila, Greater Scaup
Aythya affinis, Lesser Scaup
Somateria mollissima, Common Eider
Somateria spectabilis, King Eider
Somateria fischeri, Spectacled Eider
Polysticta stelleri, Steller's Eider
Histrionicus histrionicus, Harlequin Duck
Clangula hyemalis, Oldsquaw
Melanitta nigra, Black Scoter
Melanitta perspicillata, Surf Scoter
Melanitta fusca, White-winged Scoter
Bucephala clangula, Common Goldeneye
Bucephala islandica, Barrow's Goldeneye
Bucephala albeola, Bufflehead
Mergellus albellus, Smew
Lophodytes cucullatus, Hooded Merganser
Mergus merganser, Common Merganser
Mergus serrator, Red-breasted Merganser
Oxyura jamaicensis, Ruddy Duck
Oxyura dominica, Masked Duck

ORDER FALCONIFORMES

FAMILY CATHARTIDAE

Coragyps atratus, Black Vulture
Cathartes aura, Turkey Vulture
Gymnogyps californianus, California Condor

FAMILY ACCIPITRIDAE

Pandion haliaetus, Osprey
Chondrohierax uncinatus, Hook-billed Kite
Elanoides forficatus, American Swallow-tailed Kite
Elanus caeruleus, Black-shouldered Kite
Rostrhamus sociabilis, Snail Kite
Ictinia mississippiensis, Mississippi Kite
Milvus migrans, Black Kite
Haliaeetus leucocephalus, Bald Eagle
Haliaeetus albicilla, White-tailed Eagle
Haliaeetus pelagicus, Steller's Sea-Eagle
Circus cyaneus, Northern Harrier
Accipiter gularis, Asiatic Sparrow Hawk
Accipiter striatus, Sharp-shinned Hawk
Accipiter cooperii, Cooper's Hawk
Accipiter gentilis, Northern Goshawk
Buteogallus anthracinus, Common Black-Hawk
Parabuteo unicinctus, Harris' Hawk
Buteo nitidus, Gray Hawk
Buteo lineatus, Red-shouldered Hawk
Buteo platypterus, Broad-winged Hawk
Buteo brachyurus, Short-tailed Hawk
Buteo swainsoni, Swainson's Hawk
Buteo albicaudatus, White-tailed Hawk
Buteo albonotatus, Zone-tailed Hawk
Buteo solitarius, Hawaiian Hawk
Buteo jamaicensis, Red-tailed Hawk
Buteo regalis, Ferruginous Hawk
Buteo lagopus, Rough-legged Hawk
Aquila chrysaetos, Golden Eagle

FAMILY FALCONIDAE

Polyborus plancus, Crested Caracara
Falco tinnunculus, Eurasian Kestrel
Falco sparverius, American Kestrel
Falco columbarius, Merlin
Falco femoralis, Aplomado Falcon

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Falco peregrinus, Peregrine Falcon
Falco rusticolus, Gyrfalcon
Falco mexicanus, Prairie Falcon

ORDER GRUIFORMES

FAMILY RALLIDAE

Coturnicops noveboracensis, Yellow Rail
Laterallus jamaicensis, Black Rail
Crex crex, Corn Crake
Rallus longirostris, Clapper Rail
Rallus elegans, King Rail
Rallus limicola, Virginia Rail
Porzana carolina, Sora
Porzana flaviventer, Yellow-breasted Crake
Porphyryla martinica, Purple Gallinule
Gallinula chloropus, Common Moorhen
Fulica atra, Eurasian Coot
Fulica americana, American Coot
Fulica caribaea, Caribbean Coot

FAMILY ARAMIDAE

Aramus guaranauna, Limpkin

FAMILY GRUIDAE

Grus canadensis, Sandhill Crane
Grus grus, Common Crane
Grus americana, Whooping Crane

ORDER CHARADRIIFORMES

FAMILY CHARADRIIDAE

Vanellus vanellus, Northern Lapwing
Pluvialis squatarola, Black-bellied Plover
Pluvialis dominica, Lesser Golden-Plover
Charadrius mongolus, Mongolian Plover
Charadrius leschenaultii, Great Sand Plover
Charadrius alexandrinus, Snowy Plover
Charadrius wilsonia, Wilson's Plover
Charadrius hiaticula, Common Ringed Plover
Charadrius semipalmatus, Semipalmated Plover
Charadrius melodus, Piping Plover
Charadrius dubius, Little Ringed Plover
Charadrius vociferus, Killdeer
Charadrius montanus, Mountain Plover
Charadrius morinellus, Eurasian Dotterel

FAMILY HAEMATOPODIDAE

Haematopus palliatus, American Oystercatcher
Haematopus bachmani, Black Oystercatcher

FAMILY RECURVIROSTRIDAE

Himantopus mexicanus, Black-necked Stilt
Recurvirostra americana, American Avocet

FAMILY JACANIDAE

Jacana spinosa, Northern Jacana

FAMILY SCOLOPACIDAE

Tringa nebularia, Common Greenshank
Tringa melanoleuca, Greater Yellowlegs
Tringa flavipes, Lesser Yellowlegs
Tringa stagnatilis, Marsh Sandpiper
Tringa erythropus, Spotted Redshank
Tringa glareola, Wood Sandpiper
Tringa solitaria, Solitary Sandpiper
Catoptrophorus semipalmatus, Willet
Heteroscelus incanus, Wandering Tattler
Heteroscelus brevipes, Gray-tailed Tattler

Actitis hypoleucos, Common Sandpiper
Actitis macularia, Spotted Sandpiper
Xenus cinereus, Terek Sandpiper
Bartramia longicauda, Upland Sandpiper
Numenius minutus, Least Curlew
Numenius borealis, Eskimo Curlew
Numenius phaeopus, Whimbrel
Numenius tahitiensis, Bristle-thighed Curlew
Numenius madagascariensis, Far Eastern Curlew

Numenius americanus, Long-billed Curlew
Limosa limosa, Black-tailed Godwit
Limosa haemastica, Hudsonian Godwit
Limosa lapponica, Bar-tailed Godwit
Limosa fedoa, Marbled Godwit
Arenaria interpres, Ruddy Turnstone
Arenaria melanocephala, Black Turnstone
Aphriza virgata, Surfbird
Calidris tenuirostris, Great Knot
Calidris canutus, Red Knot
Calidris alba, Sanderling
Calidris pusilla, Semipalmated Sandpiper
Calidris mauri, Western Sandpiper
Calidris ruficollis, Rufous-necked Stint
Calidris minuta, Little Stint
Calidris temminckii, Temminck's Stint
Calidris subminuta, Long-toed Stint
Calidris minutilla, Least Sandpiper
Calidris fuscicollis, White-rumped Sandpiper
Calidris bairdii, Baird's Sandpiper
Calidris melanotos, Pectoral Sandpiper
Calidris acuminata, Sharp-tailed Sandpiper
Calidris maritima, Purple Sandpiper
Calidris ptilocnemis, Rock Sandpiper
Calidris alpina, Dunlin
Calidris ferruginea, Curlew Sandpiper
Calidris himantopus, Stilt Sandpiper
Eurynorhynchus pygmeus, Spoonbill Sandpiper

Limicola falcinellus, Broad-billed Sandpiper
Tryngites subruficollis, Buff-breasted Sandpiper
Philomachus pugnax, Ruff
Limnodromus griseus, Short-billed Dowitcher
Limnodromus scolopaceus, Long-billed Dowitcher
Lymnocyrtus minimus, Jack Snipe
Gallinago gallinago, Common Snipe
Gallinago stenura, Pin-tailed Snipe
Gallinago megala, Swinhoe's Snipe
Scolopax rusticola, Eurasian Woodcock
Scolopax minor, American Woodcock
Phalaropus tricolor, Wilson's Phalarope
Phalaropus lobatus, Red-necked Phalarope
Phalaropus fulicaria, Red Phalarope

FAMILY LARIDAE

Stercorarius pomarinus, Pomarine Jaeger
Stercorarius parasiticus, Parasitic Jaeger
Stercorarius longicaudus, Long-tailed Jaeger
Catharacta skua, Great Skua
Catharacta maccormicki, South Polar Skua
Larus atricilla, Laughing Gull
Larus pipixcan, Franklin's Gull
Larus minutus, Little Gull

Larus ridibundus, Common Black-headed Gull
Larus philadelphia, Bonaparte's Gull
Larus heermanni, Heermann's Gull
Larus canus, Mew Gull
Larus delawarensis, Ring-billed Gull
Larus californicus, California Gull
Larus argentatus, Herring Gull
Larus thayeri, Thayer's Gull
Larus glaucoides, Iceland Gull
Larus fuscus, Lesser Black-backed Gull
Larus schistisagus, Slaty-backed Gull
Larus livens, Yellow-footed Gull
Larus occidentalis, Western Gull
Larus glaucescens, Glaucous-winged Gull
Larus hyperboreus, Glaucous Gull
Larus marinus, Great Black-backed Gull
Rissa tridactyla, Black-legged Kittiwake
Rissa brevirostris, Red-legged Kittiwake
Rhodostethia rosea, Ross' Gull
Xema sabini, Sabine's Gull
Pagophila eburnea, Ivory Gull
Sterna nilotica, Gull-billed Tern
Sterna caspia, Caspian Tern
Sterna maxima, Royal Tern
Sterna elegans, Elegant Tern
Sterna sandvicensis, Sandwich Tern
Sterna dougallii, Roseate Tern
Sterna hirundo, Common Tern
Sterna paradisaea, Arctic Tern
Sterna aleutica, Aleutian Tern
Sterna forsteri, Forster's Tern
Sterna antillarum, Least Tern
Sterna albifrons, Little Tern
Sterna sumatrana, Black-naped Tern
Sterna lunata, Gray-backed Tern
Sterna anaethetus, Bridled Tern
Sterna fuscata, Sooty Tern
Chlidonias leucopterus, White-winged Tern
Chlidonias niger, Black Tern
Anous stolidus, Brown Noddy
Anous minutus, Black Noddy
Anous tenuirostris, Lesser Noddy
Procelsterna cerulea, Blue-Gray Noddy
Gygis alba, White Tern
Rynchops niger, Black Skimmer

FAMILY ALCIDAE

Alle alle, Dovekie
Uria aalge, Common Murre
Uria lomvia, Thick-billed Murre
Alca torda, Razorbill
Cepphus grylle, Black Guillemot
Cepphus columba, Pigeon Guillemot
Brachyramphus marmoratus, Marbled Murrelet
Brachyramphus brevirostris, Kittlitz's Murrelet
Synthliboramphus hypoleucus, Xantus' Murrelet
Synthliboramphus craveri, Craveri's Murrelet
Synthliboramphus antiquus, Ancient Murrelet
Ptychoramphus aleuticus, Cassin's Auklet
Cyclorhynchus psittacula, Parakeet Auklet
Aethia pusilla, Least Auklet

Aethia pygmaea, Whiskered Auklet
Aethia cristatella, Crested Auklet
Cerorhinca monocerata, Rhinoceros Auklet
Fratercula cirrhata, Tufted Puffin
Fratercula arctica, Atlantic Puffin
Fratercula corniculata, Horned Puffin

ORDER COLUMBIFORMES

FAMILY COLUMBIDAE

Columba squamosa, Scaly-naped Pigeon
Columba leucocephala, White-crowned Pigeon
Columba flavirostris, Red-billed Pigeon
Columba inornata, Plain Pigeon
Columba fasciata, Band-tailed Pigeon
Zenaida asiatica, White-winged Dove
Zenaida aurita, Zenaida Dove
Zenaida macroura, Mourning Dove
Columbina inca, Inca Dove
Columbina passerina, Common Ground-Dove
Columbina talpacoti, Ruddy Ground-Dove
Leptotila verreauxi, White-tipped Dove
Geotrygon chrysis, Key West Quail-Dove
Geotrygon mystacea, Bridled Quail-Dove
Geotrygon montana, Ruddy Quail-Dove

ORDER CUCULIFORMES

FAMILY CUCULIDAE

Cuculus canorus, Common Cuckoo
Cuculus saturatus, Oriental Cuckoo
Cuculus fugax, Hodgson's Hawk-Cuckoo
Coccyzus erythrophthalmus, Black-billed Cuckoo
Coccyzus americanus, Yellow-billed Cuckoo
Coccyzus minor, Mangrove Cuckoo
Geococcyx californianus, Greater Roadrunner
Saurothera vieloti, Puerto Rican Lizard-Cuckoo
Crotophaga ani, Smooth-billed Ani
Crotophaga sulcirostris, Groove-billed Ani

ORDER STRIGIFORMES

FAMILY TYTONIDAE

Tyto alba, Common Barn-Owl

FAMILY STRIGIDAE

Otus flammeolus, Flammulated Owl
Otus asio, Eastern Screech-Owl
Otus kennicottii, Western Screech-Owl
Otus trichopsis, Whiskered Screech-Owl
Otus nudipes, Puerto Rican Screech-Owl
Bubo virginianus, Great Horned Owl
Nyctea scandiaca, Snowy Owl
Surnia ulula, Northern Hawk-Owl
Glaucidium gnoma, Northern Pygmy-Owl
Glaucidium brasilianum, Ferruginous Pygmy-Owl
Micrathene whitneyi, Elf Owl
Athene cunicularia, Burrowing Owl
Strix occidentalis, Spotted Owl
Strix varia, Barred Owl
Strix nebulosa, Great Gray Owl
Asio otus, Long-eared Owl
Asio flammeus, Short-eared Owl
Aegolius funereus, Boreal Owl
Aegolius acadicus, Northern Saw-whet Owl

ORDER CAPRIMULGIFORMES

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FAMILY CAPRIMULGIDAE

Chordeiles acutipennis, Lesser Nighthawk
Chordeiles minor, Common Nighthawk
Chordeiles gundlachii, Antillean Nighthawk
Nyctidromus albicollis, Common Pauraque
Phalaenoptilus nuttallii, Common Poorwill
Caprimulgus carolinensis, Chuck-will's-widow
Caprimulgus ridgwayi, Buff-collared Nightjar
Caprimulgus vociferus, Whip-poor-will
Caprimulgus noctitherus, Puerto Rican Nightjar
Caprimulgus indicus, Jungle Nightjar

ORDER APODIFORMES

FAMILY APODIDAE

Cypseloides niger, Black Swift
Streptoprocne zonaris, White-collared Swift
Chaetura pelagica, Chimney Swift
Chaetura vauxi, Vaux's Swift
Hirundapus caudacutus, White-throated Needletail
Apus apus, Common Swift
Apus pacificus, Fork-tailed Swift
Aeronautes saxatalis, White-throated Swift
Tachornis phoenicobia, Antillean Palm Swift

FAMILY TROCHILIDAE

Colibri thalassinus, Green Violet-ear
Anthracothorax dominicus, Antillean Mango
Anthracothorax viridis, Green Mango
Eulampis holosericeus, Green-throated Carib Hummingbird
Orthorhynchus cristatus, Antillean Crested Hummingbird
Chlorostilbon maugaeus, Puerto Rican Emerald
Cynanthus latirostris, Broad-billed Hummingbird
Hylocharis leucotis, White-eared Hummingbird
Amazilia beryllina, Berylline Hummingbird
Amazilia yucatanensis, Buff-bellied Hummingbird
Amazilia violiceps, Violet-crowned Hummingbird
Lampornis clemenciae, Blue-throated Hummingbird
Eugenes fulgens, Magnificent Hummingbird
Helimaster constantii, Plain-capped Starthroat
Calliphlox evelynae, Bahama Woodstar
Calothorax lucifer, Lucifer Hummingbird
Archilochus colubris, Ruby-throated Hummingbird
Archilochus alexandri, Black-chinned Hummingbird
Calypte anna, Anna's Hummingbird
Calypte costae, Costa's Hummingbird
Stellula calliope, Calliope Hummingbird
Selasphorus platycercus, Broad-tailed Hummingbird
Selasphorus rufus, Rufous Hummingbird
Selasphorus sasin, Allen's Hummingbird

ORDER TROGONIFORMES

FAMILY TROGONIDAE

Trogon elegans, Elegant Trogon
Euptilotus neoxenus, Eared Trogon

ORDER CORACIIFORMES

FAMILY UPUPIDAE

Upupa epops, Hoopoe

FAMILY ALCEDINIDAE

Ceryle torquata, Ringed Kingfisher
Ceryle alcyon, Belted Kingfisher
Chloroceryle americana, Green Kingfisher

ORDER PICIFORMES

FAMILY PICIDAE

Jynx torquilla, Eurasian Wryneck
Melanerpes lewis, Lewis' Woodpecker
Melanerpes erythrocephalus, Red-headed Woodpecker
Melanerpes formicivorus, Acorn Woodpecker
Melanerpes uropygialis, Gila Woodpecker
Melanerpes aurifrons, Golden-fronted Woodpecker
Melanerpes carolinus, Red-bellied Woodpecker
Melanerpes portoricensis, Puerto Rican Woodpecker
Sphyrapicus varius, Yellow-bellied Sapsucker
Sphyrapicus ruber, Red-breasted Sapsucker
Sphyrapicus thyroideus, Williamson's Sapsucker
Picoides scalaris, Ladder-Backed Woodpecker
Picoides nuttallii, Nuttall's Woodpecker
Picoides pubescens, Downy Woodpecker
Picoides villosus, Hairy Woodpecker
Picoides stricklandi, Strickland's Woodpecker
Picoides borealis, Red-cockaded Woodpecker
Picoides albolarvatus, White-headed Woodpecker
Picoides tridactylus, Three-toed Woodpecker
Picoides arcticus, Black-backed Woodpecker
Colaptes auratus, Northern Flicker
Dryocopus pileatus, Pileated Woodpecker
Campephilus principalis, Ivory-billed Woodpecker

ORDER PASSERIFORMES

FAMILY TYRANNIDAE

Elaenia martinica, Caribbean Elaenia
Campostoma imberbe, Northern Beardless Tyrannulet
Contopus borealis, Olive-sided Flycatcher
Contopus pertinax, Greater Pewee
Contopus sordidulus, Western Wood-Pewee
Contopus virens, Eastern Wood-Pewee
Contopus latirostris, Lesser Antillean Pewee
Empidonax flaviventris, Yellow-bellied Flycatcher
Empidonax virescens, Acadian Flycatcher
Empidonax alnorum, Alder Flycatcher
Empidonax traillii, Willow Flycatcher
Empidonax minimus, Least Flycatcher
Empidonax hammondi, Hammond's Flycatcher
Empidonax oberholseri, Dusky Flycatcher
Empidonax wrightii, Gray Flycatcher

- Empidonax difficilis*, Western Flycatcher
Empidonax fulvifrons, Buff-breasted Flycatcher
Sayornis nigricans, Black Phoebe
Sayornis phoebe, Eastern Phoebe
Sayornis saya, Say's Phoebe
Pyrocephalus rubinus, Vermilion Flycatcher
Myiarchus tuberculifer, Dusky-capped Flycatcher
Myiarchus cinerascens, Ash-throated Flycatcher
Myiarchus nuttingi, Nutting's Flycatcher
Myiarchus crinitus, Great Crested Flycatcher
Myiarchus tyrannulus, Brown-crested Flycatcher
Myiarchus antillarum, Puerto Rican Flycatcher
Pitangus sulphuratus, Great Kiskadee
Myiodynastes luteiventris, Sulphur-bellied Flycatcher
Tyrannus melancholicus, Tropical Kingbird
Tyrannus couchii, Couch's Kingbird
Tyrannus vociferans, Cassin's Kingbird
Tyrannus crassirostris, Thick-billed Kingbird
Tyrannus verticalis, Western Kingbird
Tyrannus tyrannus, Eastern Kingbird
Tyrannus dominicensis, Gray Kingbird
Tyrannus caudifasciatus, Loggerhead Kingbird
Tyrannus forficatus, Scissor-tailed Flycatcher
Tyrannus savana, Fork-tailed Flycatcher
Pachyramphus aglaiae, Rose-throated Becard
- FAMILY ALAUDIDAE
Aldaia arvensis, Eurasian Skylark
Eremophila alpestris, Horned Lark
- FAMILY HIRUNDINIDAE
Progne subis, Purple Martin
Progne cryptoleuca, Cuban Martin
Progne dominicensis, Caribbean Martin
Progne chalybea, Gray-breasted Martin
Tachycineta bicolor, Tree Swallow
Tachycineta thalassina, Violet-green Swallow
Tachycineta cyaneoviridis, Bahama Swallow
Stelgidopteryx serripennis, Northern Rough-winged Swallow
Riparia riparia, Bank Swallow
Hirundo pyrrhonota, Cliff Swallow
Hirundo fulva, Cave Swallow
Hirundo rustica, Barn Swallow
Delichon urbica, Common House-Martin
- FAMILY CORVIDAE
Perisoreus canadensis, Gray Jay
Cyanocitta stelleri, Steller's Jay
Cyanocitta cristata, Blue Jay
Cyanocorax yncas, Green Jay
Cyanocorax morio, Brown Jay
Aphelocoma coerulescens, Scrub Jay
Aphelocoma ultramarina, Gray-breasted Jay
Gymnorhinus cyanocephalus, Pinyon Jay
Nucifraga columbiana, Clark's Nutcracker
Pica pica, Black-billed Magpie
Pica nuttalli, Yellow-billed Magpie
Corvus brachyrhynchos, American Crow
Corvus caurinus, Northwestern Crow
Corvus leucognaphalus, White-necked Crow
Corvus imparatus, Mexican Crow
Corvus ossifragus, Fish Crow
Corvus hawaiiensis, Hawaiian Crow
Corvus cryptoleucus, Chihuahuan Raven
Corvus corax, Common Raven
- FAMILY PARIDAE
Parus atricapillus, Black-capped Chickadee
Parus carolinensis, Carolina Chickadee
Parus sclateri, Mexican Chickadee
Parus gambeli, Mountain Chickadee
Parus cinctus, Siberian Tit
Parus hudsonicus, Boreal Chickadee
Parus rufescens, Chestnut-backed Chickadee
Parus wollweberi, Bridled Titmouse
Parus inornatus, Plain Titmouse
Parus bicolor, Tufted Titmouse
- FAMILY REMIZIDAE
Auriparus flaviceps, Verdin
- FAMILY AEGITHALIDAE
Psaltriparus minimus, Bushtit
- FAMILY SITTIDAE
Sitta canadensis, Red-breasted Nuthatch
Sitta carolinensis, White-breasted Nuthatch
Sitta pygmaea, Pygmy Nuthatch
Sitta pusilla, Brown-headed Nuthatch
- FAMILY CERCITHIDAE
Certhia americana, Brown Creeper
- FAMILY TROGLODYTIDAE
Campylorhynchus brunneicapillus, Cactus Wren
Salpinctes obsoletus, Rock Wren
Catherpes mexicanus, Canyon Wren
Thryothorus ludovicianus, Carolina Wren
Thryomanes bewickii, Bewick's Wren
Troglodytes aedon, House Wren
Troglodytes troglodytes, Winter Wren
Cistothorus platensis, Sedge Wren
Cistothorus palustris, Marsh Wren
- FAMILY CINCLIDAE
Cinclus mexicanus, American Dipper
- FAMILY MUSCICAPIDAE
SUBFAMILY SYLVIINAE
Locustella ochotensis, Middendorff's Grasshopper-Warbler
Phylloscopus borealis, Arctic Warbler
Phylloscopus trochilus, Willow Warbler
Regulus satrapa, Golden-crowned Kinglet
Regulus calendula, Ruby-crowned Kinglet
Poliophtila caerulea, Blue-gray Gnatcatcher
Poliophtila melanura, Black-tailed Gnatcatcher
Poliophtila nigriceps, Black-capped Gnatcatcher
- SUBFAMILY MUSCICAPINAE
Muscicapa griseisticta, Gray-spotted Flycatcher

Muscicapa narcissina, Narcissus Flycatcher

SUBFAMILY TURDINAE

Luscinia calliope, Siberian Rubythroat
Luscinia svecica, Bluethroat
Monticola solitarius, Blue Rock Thrush
Oenanthe oenanthe, Northern Wheatear
Sialis sialis, Eastern Bluebird
Sialis mexicana, Western Bluebird
Sialis currucoides, Mountain Bluebird
Myadestes townsendi, Townsend's Solitaire
Phaeornis obscurus, Hawaiian Thrush
Phaeornis palmeri, Small Kauai Thrush
Catharus fuscescens, Veery
Catharus minimus, Gray-cheeked Thrush
Catharus ustulatus, Swainson's Thrush
Catharus guttatus, Hermit Thrush
Hyllocichla mustelina, Wood Thrush
Turdus plumbeus, Red-legged Thrush
Turdus obscurus, Eye-browed Thrush
Turdus naumanni, Dusky Thrush
Turdus pilaris, Fieldfare
Turdus grayi, Clay-colored Robin
Turdus rufopalliatus, Rufous-backed Robin
Turdus migratorius, American Robin
Icterus naevius, Varied Thrush
Ridgwayia pinicola, Aztec Thrush

FAMILY MIMIDAE

Dumetella carolinensis, Gray Catbird
Mimus polyglottos, Northern Mockingbird
Oreoscoptes montanus, Sage Thrasher
Toxostoma rufum, Brown Thrasher
Toxostoma longirostre, Long-billed Thrasher
Toxostoma bendirei, Bendire's Thrasher
Toxostoma curvirostre, Curve-billed Thrasher
Toxostoma redivivum, California Thrasher
Toxostoma crissale, Crissal Thrasher
Toxostoma lecontei, Le Conte's Thrasher
Margarops fuscatus, Pearly-eyed Thrasher

FAMILY PRUNELLIDAE

Prunella montanella, Siberian Accentor

FAMILY MOTACILLIDAE

Motacilla flava, Yellow Wagtail
Motacilla cinerea, Gray Wagtail
Motacilla alba, White Wagtail
Motacilla lugens, Black-backed Wagtail
Anthus hodgsoni, Olive Tree-Pipit
Anthus gustavi, Pechora Pipit
Anthus cervinus, Red-throated Pipit
Anthus spinoletta, Water Pipit
Anthus spragueii, Sprague's Pipit

FAMILY BOMBYCILLIDAE

Bombycilla garrulus, Bohemian Waxwing
Bombycilla cedrorum, Cedar Waxwing

FAMILY PTILOGONATIDAE

Phainopepla nitens, Phainopepla

FAMILY LANIIDAE

Lanius excubitor, Northern Shrike
Lanius ludovicianus, Loggerhead Shrike

FAMILY STURNIDAE

Sturnus philippensis, Violet-backed Starling
Sturnus cineraceus, Ashy Starling

FAMILY VIREONIDAE

Vireo griseus, White-eyed Vireo
Vireo latimeri, Puerto Rican Vireo
Vireo bellii, Bells' Vireo
Vireo atricapillus, Black-capped Vireo
Vireo vicinior, Gray Vireo
Vireo solitarius, Solitary Vireo
Vireo flavifrons, Yellow-throated Vireo
Vireo huttoni, Hutton's Vireo
Vireo gilvus, Warbling Vireo
Vireo philadelphicus, Philadelphia Vireo
Vireo olivaceus, Red-eyed Vireo
Vireo altiloquus, Black-whiskered Vireo

FAMILY EMBERIZIDAE

SUBFAMILY PARULINAE

Vermivora bachmanii, Bachman's Warbler
Vermivora pinus, Blue-winged Warbler
Vermivora chrysoptera, Golden-winged Warbler
Vermivora peregrina, Tennessee Warbler
Vermivora celata, Orange-crowned Warbler
Vermivora ruficapilla, Nashville Warbler
Vermivora virginiae, Virginia's Warbler
Vermivora crissalis, Colima Warbler
Vermivora luciae, Lucy's Warbler
Parula americana, Northern Parula
Parula pitiayumi, Tropical Parula
Dendroica petechia, Yellow Warbler
Dendroica pennsylvanica, Chestnut-sided Warbler
Dendroica magnolia, Magnolia Warbler
Dendroica tigrina, Cape May Warbler
Dendroica caerulescens, Black-throated Blue Warbler
Dendroica coronata, Yellow-rumped Warbler
Dendroica nigrescens, Black-throated Gray Warbler
Dendroica townsendi, Townsend's Warbler
Dendroica occidentalis, Hermit Warbler
Dendroica virens, Black-throated Green Warbler
Dendroica chrysoparia, Golden-cheeked Warbler
Dendroica fusca, Blackburnian Warbler
Dendroica dominica, Yellow-throated Warbler
Dendroica graciae, Grace's Warbler
Dendroica adelaidae, Adelaide's Warbler
Dendroica pinus, Pine Warbler
Dendroica kirtlandii, Kirtland's Warbler
Dendroica discolor, Prairie Warbler
Dendroica palmarum, Palm Warbler
Dendroica castanea, Bay-breasted Warbler
Dendroica striata, Blackpoll Warbler
Dendroica cerulea, Cerulean Warbler
Dendroica angelae, Elfin Woods Warbler
Mniotilta varia, Black-and-White Warbler
Setophaga ruticilla, American Redstart
Protonotaria citrea, Prothonotary Warbler
Helmitheros vermivorus, Worm-eating Warbler
Limnithlypis swainsonii, Swainson's Warbler
Seiurus aurocapillus, Ovenbird
Seiurus noveboracensis, Northern Waterthrush
Seiurus motacilla, Louisiana Waterthrush

Oporornis formosus, Kentucky Warbler
Oporornis agilis, Connecticut Warbler
Oporornis philadelphia, Mourning Warbler
Oporornis tolmiei, MacGillivray's Warbler
Geothlypis trichas, Common Yellowthroat
Geothlypis poliocephala, Gray-crowned Yellowthroat

Wilsonia citrina, Hooded Warbler
Wilsonia pusilla, Wilson's Warbler
Wilsonia canadensis, Canada Warbler
Cardellina rubrifrons, Red-faced Warbler
Myioborus pictus, Painted Redstart
Myioborus miniatus, Slaty-throated Redstart
Basileuterus culicivorus, Golden-crowned Warbler
Basileuterus rufifrons, Rufous-capped Warbler
Icteria virens, Yellow-breasted Chat
Peucedramus taeniatus, Olive Warbler

SUBFAMILY THRAUPINAE

Spindalis zena, Stripe-headed Tanager
Neospingus specularis, Puerto Rican Tanager
Piranga flava, Hepatic Tanager
Piranga rubra, Summer Tanager
Piranga olivacea, Scarlet Tanager
Piranga ludoviciana, Western Tanager
Euphonia musica, Antillean Euphonia

SUBFAMILY CARDINALINAE

Rhodothraupis celaeno, Crimson-collared Grosbeak
Cardinalis cardinalis, Northern Cardinal
Cardinalis sinuatus, Pyrrhuloxia
Pheucticus chrysopheplus, Yellow Grosbeak
Pheucticus ludovicianus, Rose-breasted Grosbeak
Pheucticus melanocephalus, Black-headed Grosbeak
Guiraca caerulea, Blue Grosbeak
Passerina amoena, Lazuli Bunting
Passerina cyanea, Indigo Bunting
Passerina versicolor, Varied Bunting
Passerina ciris, Painted Bunting
Spiza americana, Dickcissel

SUBFAMILY EMBERIZINAE

Arremonops rufivirgatus, Olive Sparrow
Pipilo chlorurus, Green-tailed Towhee
Pipilo erythrophthalmus, Rufous-sided Towhee
Pipilo fuscus, Brown Towhee
Pipilo aberti, Abert's Towhee
Sporophila torqueola, White-collared Seedeater
Tiaris olivacea, Yellow-faced Grassquit
Tiaris bicolor, Black-faced Grassquit
Lozigilla portoricensis, Puerto Rican Bullfinch
Aimophila aestivalis, Bachman's Sparrow
Aimophila botterii, Botteri's Sparrow
Aimophila cassinii, Cassin's Sparrow
Aimophila carpalis, Rufous-winged Sparrow
Aimophila ruficeps, Rufous-crowned Sparrow
Spizella arborea, American Tree Sparrow

Spizella passerina, Chipping Sparrow
Spizella pallida, Clay-colored Sparrow
Spizella breweri, Brewer's Sparrow
Spizella pusilla, Field Sparrow
Spizella wortheni, Worthen's Sparrow
Spizella atrogularis, Black-chinned Sparrow
Poocetes gramineus, Vesper Sparrow
Chondestes grammacus, Lark Sparrow
Amphispiza bilineata, Black-throated Sparrow
Amphispiza belli, Sage Sparrow
Amphispiza quinquestriata, Five-striped Sparrow
Calamospiza melanocorys, Lark Bunting
Passerculus sandwichensis, Savannah Sparrow
Ammodramus bairdii, Baird's Sparrow
Ammodramus savannarum, Grasshopper Sparrow
Ammodramus henslowii, Henslow's Sparrow
Ammodramus leconteii, Le Conte's Sparrow
Ammodramus caudacutus, Sharp-tailed Sparrow
Ammodramus maritimus, Seaside Sparrow
Passerella iliaca, Fox Sparrow
Melospiza melodia, Song Sparrow
Melospiza lincolni, Lincoln's Sparrow
Melospiza georgiana, Swamp Sparrow
Zonotrichia albicollis, White-throated Sparrow
Zonotrichia atricapilla, Golden-crowned Sparrow
Zonotrichia leucophrys, White-crowned Sparrow
Zonotrichia querula, Harris' Sparrow
Junco hyemalis, Dark-eyed Junco
Junco phaeonotus, Yellow-eyed Junco
Emberiza rustica, Rustic Bunting
Emberiza pallasi, Pallas' Reed-Bunting
Emberiza schoeniculus, Common Reed-Bunting
Calcarius mccownii, McCown's Longspur
Calcarius lapponicus, Lapland Longspur
Calcarius pictus, Smith's Longspur
Calcarius ornatus, Chestnut-collared Longspur
Plectrophenax nivalis, Snow Bunting
Plectrophenax hyperboreus, McKay's Bunting

SUBFAMILY ICTERINAE

Dolichonyx oryzivorus, Bobolink
Agelaius phoeniceus, Red-winged Blackbird
Agelaius tricolor, Tricolored Blackbird
Agelaius humeralis, Tawny-shouldered Blackbird
Agelaius xanthomus, Yellow-shouldered Blackbird
Sturnella magna, Eastern Meadowlark
Sturnella neglecta, Western Meadowlark
Xanthocephalus xanthocephalus, Yellow-headed Blackbird
Euphagus carolinus, Rusty Blackbird
Euphagus cyanocephalus, Brewer's Blackbird
Quiscalus mexicanus, Great-tailed Grackle
Quiscalus major, Boat-tailed Grackle

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Quiscalus quiscula, Common Grackle
Quiscalus niger, Greater Antillean Grackle
Molothrus bonariensis, Shiny Cowbird
Molothrus aeneus, Bronzed Cowbird
Molothrus ater, Brown-headed Cowbird
Icterus dominicensis, Black-cowled Oriole
Icterus wagleri, Black-vented Oriole
Icterus spurius, Orchard Oriole
Icterus cucullatus, Hooded Oriole
Icterus pustulatus, Streak-backed Oriole
Icterus gularis, Altamira Oriole
Icterus graduacauda, Audubon's Oriole
Icterus galbula, Northern Oriole
Icterus parisorum, Scott's Oriole

FAMILY FRINGILLIDAE

SUBFAMILY FRINGILLINAE

Fringilla montifringilla, Brambling

SUBFAMILY CARDUELINAE

Leucosticte arctoa, Rosy Finch
Pinicola enucleator, Pine Grosbeak
Carpodacus erythrinus, Common Rosefinch
Carpodacus purpureus, Purple Finch
Carpodacus cassinii, Cassin's Finch
Carpodacus mexicanus, House Finch
Loxia curvirostra, Red Crossbill
Loxia leucoptera, White-winged Crossbill
Carduelis flammea, Common Redpoll
Carduelis hornemanni, Hoary Redpoll
Carduelis pinus, Pine Siskin
Carduelis psaltria, Lesser Goldfinch
Carduelis lawrencei, Lawrence's Goldfinch
Carduelis tristis, American Goldfinch
Carduelis sinica, Oriental Greenfinch
Pyrrhula pyrrhula, Eurasian Bullfinch
Coccothraustes vespertinus, Evening Grosbeak
Coccothraustes coccothraustes, Hawfinch

[50 FR 13710, Apr. 5, 1985]

Subpart C—Addresses

§ 10.21 Director.

(a) Mail forwarded to the Director for law enforcement purposes should be addressed: Chief, Division of Law Enforcement, U.S. Fish and Wildlife Service, P.O. Box 3247, Arlington, VA 22203-3247.

(b) Mail sent to the Director regarding permits for the Convention on International Trade in Endangered Species of Wild Fauna and Fauna (CITES), injurious wildlife, Wild Bird Conservation Act species, international movement of all ESA-listed endangered or threatened species, and scientific research on, exhibition of, or interstate commerce in nonnative ESA-listed endangered and threatened species should be addressed to: Director, U.S. Fish and Wildlife Service, (Attention: Office of Management Authority), 4401 N. Fair-

fax Drive, Room 700, Arlington, VA 22203. Address mail for the following permits to the Regional Director. In the address include one of the following: for import/export licenses and exception to designated port permits (Attention: Import/export license); for native endangered and threatened species (Attention: Endangered/threatened species permit); and for migratory birds and eagles (Attention: Migratory bird permit office). You can find addresses for regional offices at 50 CFR 2.2.

[55 FR 48851, Nov. 23, 1990, as amended at 63 FR 52633, Oct. 1, 1998]

§ 10.22 Law enforcement offices.

Service law enforcement offices and their areas of responsibility follow. Mail should be addressed: "Assistant Regional Director, Division of Law Enforcement, U.S. Fish and Wildlife Service, (appropriate address below)":

AREAS OF RESPONSIBILITY AND OFFICE ADDRESSES

California, Hawaii, Idaho, Nevada, Oregon, Washington, American Samoa, Guam, the Marshall Islands, Northern Mariana Islands, and the Trust Territory of the Pacific Islands (District 1):

Eastside Federal Complex, 911 N.E. 11th Avenue, Portland, OR 97232-4181, Telephone: 503-231-6125.

Arizona, New Mexico, Oklahoma, and Texas (District 2):

P.O. Box 329, Albuquerque, NM 87103, Telephone: 505-766-2091

Illinois, Indiana, Iowa, Michigan, Minnesota, Missouri, Ohio, and Wisconsin (District 3):

P.O. Box 45—Federal Building, Ft. Snelling, Twin Cities, MN 55111, Telephone: 612-725-3530.

Alabama, Arkansas, Florida, Georgia, Kentucky, Louisiana, Mississippi, North Carolina, South Carolina, Tennessee, Puerto Rico, and the Virgin Islands (District 4):

P.O. Box 4839, Atlanta, GA 30302, Telephone: 404-331-5872

Connecticut, Delaware, District of Columbia, Maine, Maryland, Massachusetts, New Hampshire, New Jersey, New York, Pennsylvania, Rhode Island, Vermont, Virginia, and West Virginia (District 5):

P.O. Box 129, New Town Branch, Boston, MA 02258, Telephone: 617-965-2298

Colorado, Kansas, Montana, Nebraska, North Dakota, South Dakota, Utah, and Wyoming (District 6):

P.O. Box 25486, Denver Federal Center,
Denver, CO 80225, Telephone: 303-236-7540
Alaska (District 7):

P.O. Box 92597, Anchorage, AK 99509-2597,
Telephone: 907-786-3311

Any foreign country (Washington Office):

P.O. Box 3247, Arlington, VA 22203-3247,
Telephone: 703-358-1949.

(Pub. L. 97-79, 95 Stat. 1072; 16 U.S.C. 3371-3378)

[48 FR 1313, Jan. 12, 1983; 48 FR 37040, Aug. 16, 1983, as amended at 49 FR 31291, Aug. 6, 1984; 51 FR 23551, June 30, 1986; 53 FR 6649, Mar. 2, 1988; 55 FR 48851, Nov. 23, 1990]

PART 11—CIVIL PROCEDURES

Subpart A—Introduction

Sec.

- 11.1 Purpose of regulations.
- 11.2 Scope of regulations.
- 11.3 Filing of documents.

Subpart B—Assessment Procedure

- 11.11 Notice of violation.
- 11.12 Petition for relief.
- 11.13 Decision by the Director.
- 11.14 Notice of assessment.
- 11.15 Request for a hearing.
- 11.16 Final administrative decision.
- 11.17 Payment of final assessment.

Subpart C—Hearing and Appeal Procedures

- 11.21 Commencement of hearing procedures.
- 11.22 Appearance and practice.
- 11.23 Hearings.
- 11.24 Final administrative action.
- 11.25 Appeal.
- 11.26 Reporting service.

AUTHORITY: Lacey Act, 83 Stat. 279-281, 18 U.S.C. 42-44; Lacey Act Amendments of 1981, 95 Stat. 1073-1080, 16 U.S.C. 3371 *et seq.*; Bald Eagle Protection Act, sec. 2, 54 Stat. 251, 16 U.S.C. 668a; Endangered Species Act of 1973, sec. 11(f), 87 Stat. 884, 16 U.S.C. 1540(f); Marine Mammal Protection Act of 1972, sec. 112(a), 86 Stat. 1042, 16 U.S.C. 1382.

SOURCE: 39 FR 1159, Jan. 4, 1974, unless otherwise noted.

EDITORIAL NOTE: Nomenclature changes to part 11 appear at 67 FR 38208, June 3, 2002.

Subpart A—Introduction

§ 11.1 Purpose of regulations.

The regulations contained in this part provide uniform rules and procedures for the assessment of civil penalties in connection with violations of

certain laws and regulations enforced by the Service.

§ 11.2 Scope of regulations.

The regulations contained in this part apply only to actions arising under the following laws and regulations issued thereunder:

Lacey Act, 18 U.S.C. 43;

Lacey Act Amendments of 1981, 16 U.S.C. 3371 *et seq.*;

Bald Eagle Protection Act, 16 U.S.C. 668-668d; Endangered Species Act of 1973, 87 Stat. 884, 16 U.S.C. 1531 *et seq.*; and Marine Mammal Protection Act of 1972, 16 U.S.C. 1361-1384 and 1401-1407.

[47 FR 56860, Dec. 21, 1982]

§ 11.3 Filing of documents.

(a) Whenever a document or other paper is required to be filed under this part within a certain time, such document or paper will be considered filed as of the date of the postmark if mailed, or the date actually delivered to the office where filing is required. The time periods set forth in this part shall begin to run as of the day following the date of the document or other paper.

(b) If an oral or written application is made to the Director up to 10 calendar days after the expiration of a time period established in this part for the required filing of documents or other papers, the Director may permit a late filing within a fixed period where reasonable grounds are found for an inability or failure to file within the time period required. All such extensions shall be in writing. Except as provided in this subsection, no other requests for an extension of time may be granted.

Subpart B—Assessment Procedure

§ 11.11 Notice of violation.

(a) A notice of violation (hereinafter “notice”), shall be issued by the Director and served personally or by registered or certified mail, return receipt requested, upon the person believed to be subject to a civil penalty (the respondent). The notice shall contain: (1) A concise statement of the facts believed to show a violation, (2) a specific reference to the provisions of the statute or regulation allegedly violated,