

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MONTANA  
MISSOULA DIVISION

FLATHEAD-LOLO-BITTERROOT	)	
CITIZEN TASK FORCE and	)	
WILDEARTH GUARDIANS,	)	Civil Action No.
	)	CV-23-101-M-DWM
Plaintiffs,	)	
	)	
-vs-	)	
	)	
STATE OF MONTANA, LESLEY	)	
ROBINSON, and GREG GIANFORTE	)	
	)	
Defendants.	)	

Taken at 1015 Mount Avenue  
Missoula, Montana  
Monday, February 26, 2024 - 9:59 A.M.

VIDEOTAPED DEPOSITION  
OF  
ERIK WENUM

Reported by Terra Rohlfs, RPR, Jeffries Court Reporting, Inc., 1015 Mount Avenue, Suite B, Missoula, Montana 59801, (406)721-1143, Freelance Court Reporter and Notary Public for the State of Montana, residing in Hamilton, Montana, jrcrcourt@montana.com

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1 APPEARANCES  
2  
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8 tim@bechtoldlaw.net  
9 appearing on behalf of the Plaintiffs.  
10  
11 Sarah Clerget, Esq., Chief Legal Counsel  
12 Alexander R. Scolavino III, Esq.  
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19 Associated Staff:  
20 cbell@mt.gov  
21 appearing on behalf of the Defendants.  
22  
23 Also appearing: Mike Bader, Lizzy Pennock, and  
24 Irelyn White (videographer).  
25

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1 STIPULATIONS  
2  
3 It was stipulated by and between counsel for  
4 the respective parties that the deposition be taken  
5 by Terra Rohlf, RPR, Freelance Court Reporter and  
6 Notary Public for the State of Montana, residing in  
7 Hamilton, Montana.  
8  
9 It was further stipulated and agreed by and  
10 between counsel for the respective parties that the  
11 deposition be taken in accordance with the Federal  
12 Rules of Civil Procedure.  
13  
14 It was further stipulated and agreed by and  
15 between counsel for the respective parties that all  
16 objections except as to form would be reserved  
17 until time of trial, and that said objections would  
18 have the same force and effect as if interposed at  
19 the time of taking the deposition.  
20  
21 It was further stipulated and agreed by and  
22 between counsel for the respective parties and the  
23 witness that the reading and signing of the  
24 deposition would be expressly reserved.  
25

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1 MONDAY, FEBRUARY 26, 2024  
2 VIDEOGRAPHER WHITE: This is an  
3 audiovisual deposition taken in accordance with the  
4 Federal Rules of Civil Procedure. The recording  
5 equipment is being operated by Irelyn White, whose  
6 principal place of business is Jeffries Court  
7 Reporting, Inc., which is located at 1015 Mount  
8 Avenue, Missoula, Montana.  
9 Today is February 26th, 2024. The time  
10 is 9:59 a.m. Mountain Time. The deposition is  
11 being taken at 1015 Mount Avenue. The caption of  
12 this case is Flathead-Lolo-Bitterroot Task Force,  
13 et al., versus State of Montana, et al., in the  
14 United States District Court for the District of  
15 Montana, Cause Number CV-23-101-M-DWM.  
16 Please note that microphones may pick up  
17 whispering and private conversations. Please mute  
18 your phones at this time.  
19 Will counsel and everyone else present  
20 please introduce themselves, starting with the  
21 noticing attorney.  
22 MR. BECHTOLD: I'm Tim Bechtold  
23 representing the plaintiffs.  
24 MR. BADER: My name is Mike Bader and I'm  
25 here as a representative of the

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1 Flathead-Lolo-Bitterroot Citizen Task Force.  
 2 MS. PENNOCK: Lizzy Pennock,  
 3 representative of WildEarth Guardians.  
 4 MS. BELL: Christina Bell, paralegal with  
 5 Fish, Wildlife & Parks.  
 6 MS. CLERGET: Sarah Clerget, attorney for  
 7 Fish, Wildlife & Parks.  
 8 MR. SCOLAVINO: Alex Scolavino, attorney  
 9 for Fish, Wildlife & Parks.  
 10 THE WITNESS: Erik Wenum with Fish,  
 11 Wildlife & Parks.  
 12 VIDEOGRAPHER WHITE: Okay. The name of  
 13 the witness is Erik Wenum. The oath will now be  
 14 administered by the notary.  
 15 COURT REPORTER: Okay. I'll have you  
 16 raise your right hand, please.  
 17 Thereupon,  
 18 ERIK WENUM,  
 19 a witness of lawful age, having been first duly  
 20 sworn to tell the truth, the whole truth and  
 21 nothing but the truth, testified upon his oath as  
 22 follows:  
 23 EXAMINATION  
 24 BY MR. BECHTOLD:  
 25 **Q. Mr. Wenum, my name is Tim Bechtold, and**

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1 **I'm the attorney for the WildEarth Guardians and**  
 2 **the Task Force, and I'm going to be asking you a**  
 3 **series of questions today.**  
 4 **Just as a preliminary matter, have you**  
 5 **been deposed before?**  
 6 A. I have.  
 7 **Q. And can you tell us what those situations**  
 8 **were?**  
 9 A. It was twice, once was about some game  
 10 farm that was happening around Kalispell, some new  
 11 game farms that wanted to go into place in the  
 12 middle of a grizzly bear core habitat. And then  
 13 the other one was about a drive-through bear park  
 14 that had had some problems with its operations.  
 15 **Q. Okay. So are you taking any medications**  
 16 **that would affect your ability to answer questions**  
 17 **today?**  
 18 A. No.  
 19 **Q. Are you experiencing any health issues**  
 20 **that would affect your ability to answer questions**  
 21 **today?**  
 22 A. No.  
 23 **Q. Okay. So can we agree that if you don't**  
 24 **understand a question, you will ask me to clarify**  
 25 **or rephrase it?**

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1 A. Yes.  
 2 **Q. And can we agree, then, too, that if you**  
 3 **do answer a question, it's indicated that you**  
 4 **understood the question and are answering it**  
 5 **truthfully?**  
 6 A. Yes.  
 7 **Q. Okay. So Mr. Wenum, how did you prepare**  
 8 **for the deposition?**  
 9 A. I met with our attorneys twice via Zoom,  
 10 the first one for --  
 11 MS. CLERGET: Nothing about attorneys.  
 12 THE WITNESS: Okay.  
 13 A. Oh, then I read other declarations and  
 14 that's about it.  
 15 **Q. (BY MR. BECHTOLD) Okay. So you read the**  
 16 **declarations filed in the case?**  
 17 A. Yes.  
 18 **Q. Okay. Mr. Wenum, where do you live**  
 19 **currently?**  
 20 A. Kalispell, Montana.  
 21 **Q. And how long have you lived there?**  
 22 A. 35 years.  
 23 **Q. And where did you grow up?**  
 24 A. I was born in Illinois, grew up Illinois,  
 25 moved to Colorado when I was 18.

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1 **Q. And where did you go to college?**  
 2 A. Colorado State University for my  
 3 undergrad in wildlife management. And Montana  
 4 State University for my master's degree in wildlife  
 5 biology.  
 6 **Q. And when did you graduate from CSU?**  
 7 A. 1991.  
 8 **Q. And Montana State, when did you get your**  
 9 **master's?**  
 10 A. 1996.  
 11 **Q. And what's been your employment history**  
 12 **since 1996?**  
 13 A. I've worked for Fish, Wildlife & Parks in  
 14 a couple of different fashions for the -- since  
 15 1990.  
 16 **Q. So prior to getting your master's you**  
 17 **started working for Fish, Wildlife & Parks?**  
 18 A. I did. I was a research -- or assistant  
 19 research biologist on the South Fork Grizzly  
 20 Project starting in May of 1990. I was in that  
 21 position until 1994, at which time I was a research  
 22 assistant biologist and a graduate student. And  
 23 then in 1996, the project was over, my master's was  
 24 done, and then I was contracted by Fish, Wildlife &  
 25 Parks to be the black bear/mountain lion specialist

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1 until 2001, at which time my position was converted  
 2 to a full-time employment position as the bear and  
 3 lion biologist in Region 1. And that has morphed  
 4 now, two years ago, into grizzly bears, black bears  
 5 and mountain lions.  
 6 **Q. Okay. So did you work with grizzly bears**  
 7 **prior to two years ago?**  
 8 A. Yes, starting in -- well, on the South  
 9 Fork Grizzly Project starting in 1990 --  
 10 **Q. Okay.**  
 11 A. -- through '96.  
 12 **Q. I should clarify. Did you work with --**  
 13 **with Fish, Wildlife & Parks, did you work with**  
 14 **grizzly bears prior to two years ago?**  
 15 A. Yes, I was part of the grizzly bear trend  
 16 monitoring program that we started in 2003.  
 17 **Q. Right. So it's just that your title**  
 18 **changed, right, not your work that --**  
 19 A. Not my work.  
 20 **Q. Right. That's what I was trying to ask.**  
 21 **So Mr. Wenum, do you have personal**  
 22 **knowledge of bears staying out of their dens all**  
 23 **winter?**  
 24 A. All winter? All winter, no.  
 25 **Q. Okay. And do you have personal knowledge**

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1 **of bears being out of their dens in December?**  
 2 A. Yes.  
 3 **Q. And I guess I'm going to limit this to**  
 4 **your region, Region 1.**  
 5 A. Sure.  
 6 **Q. Okay. So do you have knowledge of bears**  
 7 **being out of their dens in Region 1?**  
 8 A. Yes, not year round.  
 9 **Q. Excuse me. I have to -- I asked the**  
 10 **whole question all at once, I guess.**  
 11 **So do you have personal knowledge of**  
 12 **bears being out of their dens in December in**  
 13 **Region 1?**  
 14 A. Yes.  
 15 **Q. Same question for January?**  
 16 A. No.  
 17 **Q. February?**  
 18 A. No.  
 19 **Q. March?**  
 20 A. Yes.  
 21 **Q. Okay. So you've never seen a bear out of**  
 22 **its den in January in Region 1?**  
 23 A. I've never had -- never seen, never had a  
 24 report of a bear out in January.  
 25 **Q. Okay. And similar for February, you've**

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1 **never seen or had a report of a bear out of its den**  
 2 **in February in Region 1?**  
 3 A. No.  
 4 **Q. Okay. And you're aware of what the Fish**  
 5 **and Wildlife Service grizzly bear recovery area is;**  
 6 **correct?**  
 7 A. Yes.  
 8 **Q. And you're aware also of what the State**  
 9 **of Montana "occupied" zone is; correct?**  
 10 A. The estimated "occupied" range, yes.  
 11 **Q. Is there a difference between the two?**  
 12 A. No; name.  
 13 **Q. So the recovery area is essentially --**  
 14 A. Oh, between those two? Yes, of course  
 15 there is.  
 16 **Q. Okay. What is that?**  
 17 A. Well, the official recovery zone, in  
 18 easier terms, is from Highway 93 -- for the NCDE,  
 19 is basically from Highway 93 over to Highway 89,  
 20 down to 200. Their "occupied" -- estimated  
 21 "occupied" range is much bigger than that.  
 22 **Q. And you're also familiar with the Fish**  
 23 **and Wildlife Service "may be present" area;**  
 24 **correct?**  
 25 A. Yes.

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1 **Q. Is that different from the "occupied"**  
 2 **area?**  
 3 A. Yes.  
 4 **Q. And how is it different?**  
 5 A. We have -- Fish, Wildlife & Parks for --  
 6 primarily for educational purposes has said that  
 7 grizzly bears can be found anywhere basically west  
 8 of Billings. We don't know where all of the bears  
 9 are at all of the times, and that is -- we've  
 10 identified that as an area that is potential for  
 11 grizzly bear encounters.  
 12 **Q. Okay. Is there any difference in**  
 13 **Region 1 between the "may be present" area and the**  
 14 **"occupied" area?**  
 15 A. No, we have bears pretty much everywhere.  
 16 **Q. Is it true that you advise residents to**  
 17 **take their bird feeders down in February to avoid**  
 18 **attracting grizzly bears?**  
 19 A. No, it is not, I recommend they take  
 20 their bird feeders down in December -- or excuse  
 21 me, yeah, pull in their bird feeders in March,  
 22 sorry.  
 23 **Q. In March?**  
 24 A. Yeah, and put them back out in December.  
 25 **Q. So at the Interagency grizzly Bear**

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1 **committee NCDE subcommittee meeting December of**  
 2 **2023, you said that only about 4 percent of the**  
 3 **NCDE grizzly bear population is radio collared; is**  
 4 **that true?**  
 5 A. At that time.  
 6 **Q. And you also stated that, on average,**  
 7 **between 3 to 5 percent of grizzly bears are**  
 8 **annually monitored by radio collar in the NCDE; is**  
 9 **that true?**  
 10 A. Yeah, it varies between, you know, 3 and  
 11 8.  
 12 **Q. Okay. Is it true that you also stated, I**  
 13 **can tell you where 4 percent of the bears are, I**  
 14 **can't tell you where 96 percent are?**  
 15 A. Yes.  
 16 **Q. So with so few grizzly bears radio**  
 17 **collared, is it possible to know with certainty**  
 18 **whether bears are in or out of their dens?**  
 19 A. No.  
 20 **Q. Is it possible to know with certainty**  
 21 **whether bears have entered their dens by a certain**  
 22 **date?**  
 23 A. Not all.  
 24 **Q. So how do you keep track of whether bears**  
 25 **are in or out of their dens in your region?**

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1 A. Well, we have, again, radio-collared  
 2 bears that we use as a sample, ideally to represent  
 3 the population as a whole, as all samples are in  
 4 scientific investigations. And then we have a  
 5 reporting system, we have a quite extensive -- in  
 6 my particular area, in the Swan in particular,  
 7 quite extensive reporting system for grizzly bear  
 8 sightings, tracks, those sorts of things.  
 9 **Q. Okay. And you rely on the reporting**  
 10 **system to tell you if bears are in or out of their**  
 11 **dens?**  
 12 A. I use that for additional information.  
 13 **Q. Okay. In order to have a verified**  
 14 **finding or a sighting, what's required?**  
 15 A. I like pictures, and people in the Swan  
 16 are very good at taking pictures and getting them  
 17 to me, and those are all date stamped.  
 18 **Q. Okay. Do you know how many bears, for**  
 19 **example, are in their dens in Region 1 today?**  
 20 A. How many?  
 21 **Q. Yeah?**  
 22 A. Numerically in Region 1, I do not.  
 23 **Q. What's your best guess?**  
 24 A. Numerically, I would say all of them,  
 25 but -- that's my best guess. But the number of

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1 bears in Region 1, I wouldn't hazard a guess.  
 2 **Q. You don't know how many bears are in**  
 3 **Region 1?**  
 4 A. No, bears move. You know, the NCDE is  
 5 covered by three Fish, Wildlife & Parks regions, so  
 6 they're on this side of the Divide or they're on  
 7 that side of the Divide. So at any one time I do  
 8 not know how many bears there are in Region 1.  
 9 **Q. So how do you keep track of the bears in**  
 10 **Region 1? How do you keep track of bear activity?**  
 11 A. Well, with the radio collars and then  
 12 anecdotal observations, those sorts of things.  
 13 **Q. Okay. So what are your job duties as**  
 14 **a -- for the Fish, Wildlife & Parks?**  
 15 A. So I wear multiple hats. On the grizzly  
 16 bear trend monitoring program, I do primarily the  
 17 backcountry trapping, so that we can keep  
 18 radio-collared sample animals out in the woods. I  
 19 do quite a bit of in -- front country and Glacier  
 20 National Park trapping as well for trend.  
 21 My other hat is I am the biologist on  
 22 what's called the WHART team, which is the Wildlife  
 23 Human Attack Response Team, so I'm responsible for  
 24 any time there's a contact meeting involving a  
 25 bear, lion or wolf with humans.

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1 And then my primary job is I am a  
 2 management -- conflict management specialist. So  
 3 when there are bears that are getting into trouble,  
 4 either unsecured foods of some sort or other  
 5 issues, I'm responsible for them as well.  
 6 **Q. How many management bears are collared in**  
 7 **your region?**  
 8 A. Right now in my particular area of  
 9 responsibility, six adult females.  
 10 **Q. And how many research bears are collared?**  
 11 A. In my area there are two.  
 12 **Q. And do you know where all those are**  
 13 **denning?**  
 14 A. I know where they went to den, yes.  
 15 **Q. And do you know where any other bears are**  
 16 **denning in your region?**  
 17 A. Grizzly bears? No.  
 18 **Q. So to implement the floating start date**  
 19 **for the wolf trapping season, how do you determine**  
 20 **whether it's appropriate to open trapping in your**  
 21 **region?**  
 22 A. It's based on an assessment of grizzly  
 23 bear activity. And we also use black bears as sort  
 24 of a surrogate animal. If we have radio collars  
 25 that are out, you know, that goes onto our

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1 reporting form, along with conflicts, calls that --  
 2 you know, conflict-type calls that we receive,  
 3 conflicts that we're actually involved with. And  
 4 then same with black bears. And then reports from  
 5 the public, as well.  
 6 **Q. And what would -- what would allow you to**  
 7 **say it's time to open the trapping season?**  
 8 A. When all of my radio collars have -- have  
 9 gone to bed. And then, again, that monitoring  
 10 network I have, if there's no additional reports of  
 11 tracks from the public -- tracks or other  
 12 activities from the public.  
 13 **Q. And did you have -- when was the last**  
 14 **grizzly bear management -- I mean, activity reports**  
 15 **that you had for 2023?**  
 16 A. December 21st.  
 17 **Q. So you had no aware -- you had no reports**  
 18 **of any grizzly bear activity on December 31st?**  
 19 A. I did not.  
 20 **Q. Anywhere in your region?**  
 21 A. Anywhere in my area of responsibility.  
 22 **Q. Okay. And similarly, you didn't get any**  
 23 **reports of grizzly bear activity in January;**  
 24 **correct?**  
 25 A. Correct.

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1 **Q. And none so far in February?**  
 2 A. None to date.  
 3 **Q. So if a grizzly bear -- if there was some**  
 4 **grizzly bear activity in your region, how would you**  
 5 **know about it?**  
 6 A. Again, through the reporting system. And  
 7 if the radio collar were to obtain contact with a  
 8 satellite, it sends me what's called a resurrection  
 9 email.  
 10 **Q. Okay. And in order to get that**  
 11 **resurrection email, it has to come out of its den?**  
 12 A. It has to -- yes, it has to be able to  
 13 contact a satellite above.  
 14 **Q. It has to have exposure to open air?**  
 15 A. Yes.  
 16 **Q. Do you have any personal knowledge of**  
 17 **grizzly bears being caught in recreational traps?**  
 18 A. Recreation -- what types of recreational  
 19 traps?  
 20 **Q. Any type.**  
 21 A. Yes.  
 22 **Q. Can you explain what those are.**  
 23 A. I've dealt with a yearling grizzly bear  
 24 that was caught in a recreational coyote trap.  
 25 **Q. And when was that?**

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1 A. December of '18.  
 2 **Q. Could you describe the circumstances.**  
 3 A. Yeah, two guys had a small coyote trap  
 4 line in the Swan Mountains, and they caught a  
 5 yearling grizzly bear by a toe, kind of in the Lion  
 6 Creek Drainage.  
 7 **Q. And what time of year?**  
 8 A. December.  
 9 **Q. And they reported that?**  
 10 A. They did.  
 11 **Q. And what happened?**  
 12 A. Myself and three other people flew in in  
 13 Two Bear Air, an air alert helicopter, and we flew  
 14 over the area, assessed the situation. The adult  
 15 female and two other yearlings were in the zone,  
 16 and so we dropped down to a landing zone that would  
 17 be applicable for that particular helicopter. And  
 18 we hiked up with chemical immobilants, and we used  
 19 the helicopter to haze the adult female and the two  
 20 other yearlings out of the zone so we could safely  
 21 operate. I tranquilized the yearling and removed  
 22 the coyote trap from its foot, and there was no  
 23 damage to the toe.  
 24 **Q. So he was just caught by one toe?**  
 25 A. By one toe.

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1 **Q. And that trap held it?**  
 2 A. It did.  
 3 **Q. How big was the bear?**  
 4 A. 130 pounds. But looking at the scene,  
 5 you know, when bears get caught like in snares, our  
 6 snares, our research snares, there's extensive  
 7 damage to the ground, they dig a lot, they throw  
 8 things around. I don't believe that the bear had  
 9 been caught for very long, or had struggled  
 10 minimally, because of the amount of disturbance in  
 11 the ground.  
 12 **Q. And that's your only experience with a**  
 13 **bear caught in a trap?**  
 14 A. A bear caught in any trap other than my  
 15 own, yes.  
 16 **Q. And you don't use foothold traps, do you?**  
 17 A. I use leg snares, Aldrich snares, and  
 18 culvert traps.  
 19 MR. BECHTOLD: Mr. Wenum, I don't have  
 20 any further questions for you.  
 21 MS. CLERGET: Can we take a break for a  
 22 minute so I can find out if we have follow-up?  
 23 MR. BECHTOLD: Absolutely.  
 24 VIDEOGRAPHER WHITE: We're going off the  
 25 record at 10:18.

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1 (Whereupon, the proceedings were in  
 2 recess at 10:18 a.m. and subsequently reconvened at  
 3 10:25 a.m., and the following proceedings were  
 4 entered of record:)  
 5 VIDEOGRAPHER WHITE: We're back on the  
 6 record at 10:25.  
 7 MR. SCOLAVINO: Defense counsel would  
 8 like to ask Mr. Wenum a follow-up question.  
 9 EXAMINATION  
 10 BY MR. SCOLAVINO:  
 11 **Q. Mr. Wenum, earlier Mr. Bechtold asked you**  
 12 **a question about 96 percent -- a specific quote**  
 13 **where you said that you did not know where 96**  
 14 **percent of grizzly bears are. Could you just**  
 15 **further explain that for me.**  
 16 A. Sure. So during their active period, I  
 17 know much more than 96 percent because that's when  
 18 we get the calls, that's when I get the reports,  
 19 that's when we get conflicts, that's how I know how  
 20 to respond to conflicts, because I'm getting  
 21 information about bears that are in fact not  
 22 radioed. And so, you know, that -- I feel like I  
 23 have a pretty in-depth understanding of where bears  
 24 are, especially in the areas that I'm getting  
 25 reports from.

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1 The inactive period, where the radio  
 2 collars are in bed and presumably, again, that  
 3 sample represents the population, the bulk of the  
 4 bears are in bed, I don't know where non-radioed  
 5 bears have gone to den.  
 6 MR. SCOLAVINO: No further questions.  
 7 EXAMINATION  
 8 BY MR. BECHTOLD:  
 9 **Q. Okay. Mr. Wenum, you know Peter Metcalf?**  
 10 A. I do.  
 11 **Q. Do you recall speaking to him about three**  
 12 **weeks ago?**  
 13 A. I actually don't.  
 14 **Q. You don't?**  
 15 **Do you recall telling him that a sow with**  
 16 **three cubs had come -- had left its den in the**  
 17 **Flathead?**  
 18 A. I definitely do not.  
 19 **Q. In 2024? Didn't happen?**  
 20 A. I do not have any bears out of the den  
 21 that I'm aware of.  
 22 **Q. Okay. So if Mr. Metcalf said you told**  
 23 **him that there was a sow with three young out of**  
 24 **its den, that would be in fact a lie?**  
 25 A. It would be unknown to me.

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1 MR. BECHTOLD: Okay, nothing further.  
 2 VIDEOGRAPHER WHITE: Okay. This  
 3 concludes the audiovisual deposition of Erik Wenum.  
 4 The original media of this deposition will remain  
 5 in the custody of Jeffries Court Reporting, Inc.,  
 6 located in Missoula, Montana.  
 7 We are going off the record at 10:27 a.m.  
 8 (Deposition concluded at 10:27 a.m.  
 9 Witness excused, signature reserved.)  
 10 \* \* \*  
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Page 25

1 CERTIFICATE OF WITNESS  
 2  
 3 PAGE LINE  
 4  
 5  
 6  
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 8  
 9  
 10 I hereby certify that this is a true and  
 11 correct copy of my testimony, together with any  
 12 changes I have made on this and any subsequent  
 13 pages attached hereto.  
 14  
 15 Dated on this the \_\_\_\_\_ day of \_\_\_\_\_, 2024.  
 16  
 17 \_\_\_\_\_  
 18 ERIK WENUM, Deponent.  
 19  
 20  
 21  
 22  
 23  
 24  
 25

1 C E R T I F I C A T E

2

3 STATE OF MONTANA )

4 County of Missoula ) : ss.

5 I, Terra Rohlfs, RPR, Freelance Court

6 Reporter and Notary Public for the State of

7 Montana, residing in Hamilton, Montana, do hereby

8 certify:

9 That I was duly authorized to swear in

10 the witness and did report the deposition of ERIK

11 WENUM in this cause;

12 That the reading and signing of the

13 deposition by the witness have been expressly

14 reserved;

15 That the foregoing pages of this

16 deposition constitute a true and accurate

17 transcription of my stenotype notes of the

18 testimony of said witness.

19 I further certify that I am not an

20 attorney nor counsel of any of the parties; nor a

21 relative or employee of any attorney or counsel

22 connected with the action, nor financially

23 interested in the action.

24 IN WITNESS WHEREOF, I have hereunto set

25 my hand and seal on this the 11th day of March, 2024.

*Terra Rohlfs*

---

Terra Rohlfs, RPR,  
Freelance Court Reporter  
Notary Public, State of Montana  
Residing in Hamilton, Montana  
My Commission expires: 11/4/27