



**Billing Code 4310–55**

**DEPARTMENT OF THE INTERIOR**

**Fish and Wildlife Service**

**[FWS–R2–ES–2013–N004]**

**[FXES11130100000C4–123–FF01E00000]**

**Endangered and Threatened Wildlife and Plants; 5-Year Status Reviews of Ocelot and Mexican Spotted Owl in the Southwest Region**

**AGENCY:** Fish and Wildlife Service, Interior.

**ACTION:** Notice of initiation of reviews; request for information.

**SUMMARY:** We, the U.S. Fish and Wildlife Service, are initiating 5-year status reviews under the Endangered Species Act of 1973, as amended (Act), of the endangered ocelot (Leopardus [=Felis] pardalis) and the threatened Mexican spotted owl (Strix occidentalis lucida). A 5-year review is based on the best scientific and commercial data available at the time of the review; therefore, we are requesting submission of any such information that has become available since our original listing of these two species.

**DATES:** To ensure consideration, we are requesting submission of new information no later than [INSERT DATE 60 DAYS AFTER THE DATE OF PUBLICATION IN THE FEDERAL REGISTER]. However, we will continue to accept new information about any listed species at any time.

**ADDRESSES:** For how to submit information, see **Request for Information** and “**How Do I Ask Questions or Provide Information?**” in the **SUPPLEMENTARY INFORMATION** section.

**FOR FURTHER INFORMATION CONTACT:** For information on a particular species, contact the appropriate person or office listed in the table in the **SUPPLEMENTARY INFORMATION** section.

#### **SUPPLEMENTARY INFORMATION:**

##### **Why Do We Conduct A 5-Year Review?**

Under the Act (16 U.S.C. 1531 *et seq.*), we maintain Lists of Endangered and Threatened Wildlife and Plants (which we collectively refer to as the List) in the Code of Federal Regulations (CFR) at 50 CFR 17.11 (for animals) and 17.12 (for plants). Section 4(c)(2)(A) of the Act requires us to review each listed species’ status at least once every 5 years. Our regulations at 50 CFR 424.21 require that we publish a notice in the **Federal Register** announcing those species under active review. For additional information about 5-year reviews, refer to our factsheet at <http://www.fws.gov/endangered/what-we-do/recovery-overview.html>.

## **What Information Do We Consider in Our Review?**

A 5-year review considers all new information available at the time of the review. In conducting these reviews, we consider the best scientific and commercial data that have become available since the listing determination or most recent status review, such as:

(A) Species biology, including but not limited to population trends, distribution, abundance, demographics, and genetics;

(B) Habitat conditions, including but not limited to amount, distribution, and suitability;

(C) Conservation measures that have been implemented that benefit the species;

(D) Threat status and trends in relation to the five listing factors (as defined in section 4(a)(1) of the Act); and

(E) Other new information, data, or corrections, including but not limited to taxonomic or nomenclatural changes, identification of erroneous information contained in the List, and improved analytical methods.

Any new information will be considered during the 5-year review and will also be useful in evaluating the ongoing recovery programs for the species.

## Which Species Are Under Review?

This notice announces our active review of the species listed in the table below.

| <b>Common Name</b>   | <b>Scientific Name</b>             | <b>Listing Status</b> | <b>Where listed</b>                          | <b>Final listing rule (Federal Register citation and publication date)</b> | <b>Contact Person, Phone, Email</b>  | <b>Contact Person's U.S. Mail Address</b>   |
|----------------------|------------------------------------|-----------------------|--|--|--|---|
| Ocelot               | <i>Leopardus [=Felis] pardalis</i> | Endangered            | U.S.A. (AZ, TX) to Central and South America | 47 FR 31670<br>July 21, 1982   | Mitch Sternberg,<br>Biologist, 956-784-7500<br>(phone);<br>Mitch_Sternberg@fws.gov (email) | South Texas Refuges<br>Complex Headquarters,<br>Attention 5-Year<br>Review, 3325 Green<br>Jay Road, Alamo, TX<br>78516  |
| Owl, Mexican Spotted | <i>Strix occidentalis lucida</i>   | Threatened            | U.S.A. (AZ, CO, NM, TX, UT); Mexico          | 58 FR 14248<br>March 16, 1993  | Field Supervisor,<br>602-242-0210<br>(phone);<br>Steve_Spangle@fws.gov (email)             | U.S. Fish and Wildlife<br>Service, Arizona<br>Ecological Services<br>Field Office, Attention<br>5-Year Review, 2321<br>West Royal Palm Road,<br>Suite 103, Phoenix, AZ<br>85021 |

## **Request for Information**

To ensure that a 5-year review is complete and based on the best available scientific and commercial information, we request new information from all sources. See **“What Information Do We Consider in Our Review?”** for specific criteria. If you submit information, please support it with documentation such as maps, bibliographic references, methods used to gather and analyze the data, and/or copies of any pertinent publications, reports, or letters by knowledgeable sources.

## **How Do I Ask Questions or Provide Information?**

If you wish to provide information for any species listed above, please submit your comments and materials to the appropriate contact in the table above. You may also direct questions to those contacts. Individuals who are hearing impaired or speech impaired may call the Federal Relay Service at 800–877–8339 for TTY assistance.

## **Public Availability of Comments**

Before including your address, phone number, email address, or other personal identifying information in your comment, you should be aware that your entire comment—including your personal identifying information—may be made publicly available at any time. While you can ask us in your comment to withhold your personal identifying information from public review, we cannot guarantee that we will be able to do so.

Comments and materials received will be available for public inspection, by

appointment, during normal business hours at the offices where the comments are submitted.

### **Completed and Active Reviews**

A list of all completed and currently active 5-year reviews addressing species for which the Southwest Region of the Service has lead responsibility is available at [http://www.fws.gov/southwest/es/ElectronicLibrary\\_Main.cfm](http://www.fws.gov/southwest/es/ElectronicLibrary_Main.cfm) (under Select a Document Category, select 5-Year Review).

### **Authority**

This document is published under the authority of the Endangered Species Act of 1973, as amended (16 U.S.C. 1531 *et seq.*).

Dated: January 30, 2013

Joy E. Nicholopoulos,

Acting Regional Director, Southwest Region

Fish and Wildlife Service

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