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Ms. Erin Weisman, Esq.
Mr. Keith Gingery, Esq.
Teton County Attorney's Office
Via Hand Delivery and email to eweisman@wyoming.com and kmgingery@wyoming.com

Mr. Tyler Sinclair
Ms. Jennifer Anderson
Teton County Planning Department
Via Hand Delivery and email to tw Sinclair@tetonwyo.org and janderson@tetonwyo.org

Teton County Board of County Commissioners
Via Hand Delivery and email to sbirdyshaw@tetonwyo.org

RE: Roger Seherr Thoss Violation of Court Order

Dear Commissioners, Mr. Gingery, Ms. Weisman, Mr. Sinclair and Ms. Anderson:

I write on behalf of the Meadows at Melody Ranch Homeowner's Association (the "Melody HOA"). Recently, the Melody HOA was made aware that Roger Seherr-Thoss is in direct violation of the *Order Affirming Administrative Action* dated January 30, 2013 issued by the District Court of the Ninth Judicial District. As you are well aware, this *Order* affirms the decision of the Teton County Board of County Commissioners which, among other things, requires Mr. Seherr-Thoss to reduce his volume of gravel extraction to no more than 17,000 tons of gravel each year, and also requires that Mr. Seherr-Thoss submit his annual scale receipts for the gravel operation to the Teton County Planning Department by January 31 of each year.

According to Craig Grenvik, Administrator of the Mineral Tax Division of the Wyoming Department of Revenue, RST Excavation reported a production total of 22,231 tons of gravel during 2013. According to Ms. Jennifer Anderson's records at the Teton County Planning Department, Mr. Seherr-Thoss failed to submit the required scale receipts to the County by January 31, 2014, and has not submitted anything since that date.

The Melody HOA understands that the County is awaiting a decision from the Supreme Court following the oral argument held before the Court on December 6, 2013.

However, Mr. Seherr-Thoss neither requested nor received a stay from the Court during the pendency of the appeal. By exceeding the annual production limits, Mr. Seherr-Thoss is creating more noise, traffic, dust and disturbance, the very impacts the *Order* effectively regulates. With gravel season quickly approaching, these violations are of significant concern to the residents of Melody Ranch. We respectfully request that the County take immediate and appropriate action to ensure that we do not have yet another gravel season during which Mr. Seherr-Thoss exceeds the current limits imposed upon him by the Court to the detriment of his neighbors.

Thank you for your time and please don't hesitate to contact me if you have any questions or to discuss further.

Regards,



Nicole Krieger
Attorney for the Meadows at Melody Ranch
Homeowner's Association

cc: Board of Directors, Meadows at Melody Ranch Homeowner's Association