Bobbie Lucero

From: Art Trezise
Sent: Thursday, July 25, 2013 3:42 PM
To: fscoufos@yahoo.com; Bobbie Lucero
Cc: David Baumgarten
Subject: RE: Renbarger Family, LLC ranch
Attachments: FW: CVI From Gunnison County to Oklahoma (Sept. or Oct. 2012)

Follow Up Flag: Follow up
Flag Status: Flagged

Mr. Scoufos-

Thanks for taking the time to speak with me and my boss David Baumgarten. Below you will find all my contact information. Please direct all further communications on this issue to my office via email or the numbers provided below.

As we discussed, our position is that we are re-opening the case prior to the issuance of a final decision document and prior to the deadline for final decisions of August 5. To ensure that your client had actual notice of the re-opened hearing, we wanted to pursue every possible avenue, given that the mailing address provided would only allow for delivery the day before the hearing of 7/30.

Also, per our conversation, I have attached a copy of the email exchange between George Lickiss and the state veterinarian. Once we receive the additional information from Buddy Elze (not sure on spelling) I will forward the same for your consideration.

Regards,

Art Trezise, Deputy County Attorney
Gunnison County Attorney's Office
200 East Virginia Avenue, Suite 262
Gunnison, CO 81230
Office: (970) 641-5300 Fax: (970) 641-7696
Email: atrezise@gunnisoncounty.org

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From: Bobbie Lucero
Sent: Thursday, July 25, 2013 1:01 PM
To: Art Trezise
Cc: David Baumgarten
Subject: FW: Renbarger Family, LLC ranch
Importance: High

Art-

I just received the email below. Please advise on how I should respond. To clarify, I told him the hearing was 7/30 at 9 am, not 4 pm.

Thank you,

Bobbie Lucero
Gunnison County
Administrative Assistant
200 E. Virginia Ave.
Gunnison, CO 81230
Phone: (970) 641-7600
Fax: (970) - 641-3061
Blucero@gunnisoncounty.org

From: Fourth Scoufos [mailto:fscoufos@yahoo.com]
Sent: Thursday, July 25, 2013 12:52 PM
To: Bobbie Lucero
Cc: lisarenbarger@windstream.net
Subject: Renbarger Family, LLC ranch

Dear Ms. Lucero,

The purpose of this email is to summarize our telephone conversation yesterday afternoon. During that conversation, you advised me that the Board of Equalization has reopened case numbers 28 and 29 pertaining to the following property owned by Renbarger Family, LLC:

#28 - Account No. R008109; Parcel No. 3703-000-00-001; Legal Description 320.16 Acres in SEC 1. 50N2W
#29 - Account No. R009463; Parcel No. 3701-000-00-010; Legal Description W2. SEC 6 50N1W

You further told me that the reason the Board has decided to reopen these cases is because "new evidence" has been discovered; although you were not able to tell me what that "new evidence" is. Finally, you told me that a hearing has been scheduled to take place next Tuesday, July 30, 2013, at 4:00 p.m. I told you that you would need to give formal written notice of that hearing to the landowner (Renbarger Family, LLC) at the address you have on file pursuant to the rules governing such hearings and the laws and statutes of the State of Colorado. If I have mischaracterized any part of our conversation, or omitted any pertinent part thereof, please let me know at once. Otherwise, unless I hear from you to the contrary, I will assume I have fairly and accurately memorialized our conversation above.

As the Board's records should reflect, a full hearing was held on these cases on Monday, July 22, 2013, via telephone. The cases were consolidated for purposes of that hearing. Those participating in the hearing were Paula Swenson, Phil Chamberland and Jonathan Houck on behaalf of the Board and Donald Renbarger, Randy Renbarger and myself on behalf of Renbarger Family, LLC. George Likiss gave an oral report of his findings during his inspection on July 11, 2013. Randy Renbarger answered questions from the Board, and I gave a brief narrative of the history and use of the property since the Renbarger family obtained the ranch in 1998. The Board also reviewed the Affidavit of Joel David Stump and the memorandum and its two attachments, which Randy Renbarger submitted last week. At the conclusion of the hearing, which lasted approximately forty-five (45) minutes, there was discussion among the Board members before Mr. Chamberland made a Motion that the land be classified as agricultural. That Motion was seconded by Mr. Houck and the Motion was called for a vote. Mr Chamberland and Mr. Houck voted "aye", and Ms. Swenson voted "nay". The Motion carried by a vote of 2-1, and the hearing was concluded. Before the teleconference ended, I tried to make inquiry as to the steps that could be taken in order to prevent this issue from arising again in the

future, and I was told by Ms. Swenson that the hearing was complete and there was no time for further discussion. At that time the call ended.

Now, for whatever reason(s), the Board is apparently taking steps to reopen the cases. Please provide me with the authority the Board is relying upon in determining that it can reopen a case after a formal hearing has been conducted and a decision has been rendered. Also, please provide me with a copy of the "new evidence" that has been discovered, or fully and accurately describe the "new evidence" if it is not in tangible form. Finally, please provide me with a copy of the Minutes from the hearing on these two cases and a copy of the transcript or recording from the hearing, if one was made.

The property owner takes the position that this matter is concluded, and neither myself nor anyone else on behalf of the landowner will participate in the July 30 hearing unless formal notice has been given and due process has been afforded.

Fourth Scoufos
on behalf of Renbarger Family, LLC