

## Jeff Watson

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**From:** James Carmody <Carmody@mftlaw.com>  
**Sent:** Thursday, April 30, 2015 4:02 AM  
**To:** Andrew Kottkamp; Jeff Watson  
**Cc:** 'Jeff Slothower'  
**Subject:** RE: LP-07-00040 Big Buck Ridge Plat

**Follow Up Flag:** Follow up  
**Flag Status:** Flagged

Thank you for the confirmation regarding post-hearing issues. I also appreciate the clarification of the record. Will the County be preparing an updated exhibit list so we have correct exhibit numbers to reference in the post-hearing brief. That would be helpful. Jamie

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**From:** Andrew Kottkamp [mailto:andy@wenatcheelaw.com]  
**Sent:** Wednesday, April 29, 2015 10:42 AM  
**To:** 'Jeff Watson'  
**Cc:** James Carmody; 'Jeff Slothower'  
**Subject:** RE: LP-07-00040 Big Buck Ridge Plat

Jeff  
I don't talk to the media about a specific case while a decision is pending (or even after for that matter). Briefs are due by the 15th and my recommended decision will be made by the 29th. The record is open only for legal briefing by the County, the Applicant and Mr. Carmody on behalf of his clients on the general issue of vesting. I was a bit long winded in talking about what I would like to see. But it is not just limited to the question of what is a project action. It also includes what constitutes "vesting" as a matter of law (or what constitutes a complete application as a matter of law) when no letter of complete application is issued. I indicated I was interested in the legal effect of the lack of a letter of complete application in 2007, and the impact of it being issued in 2015. I indicated I was interested in the legal effect of the February 9, 2010 letter from the county to the applicant advising that the application would be deemed withdrawn if the TIA was not submitted April 10, 2010, and then the TIA was not submitted by that date but the application continued to be processed by the County. I also expressed an interest in the legal impact of the original SEPA checklist submitted 6-19-2007 that