

# DUMP TIMELINE

**May 30, 2006** – Conecuh Woods LLC created with Donald W. Stone Jr “Jimmy” as Member. Agent is Nicholas S. Hare Jr, 122 Pineville Rd, Monroeville, Al 36460.

**Frist Week of December 2006** – I received a phone call telling me that there was an industry about to locate in Repton that we wouldn’t want and we needed to start asking questions. I pressed this person a little longer and they finally told me it was a landfill. I immediately had one of my Council Members, Mr. James Bailey, call our County Commissioner DK Bodiford and ask about this issue. Mr. Bodiford denied knowing anything and couldn’t understand how we would know before him. **He continued to talk about how he didn’t know anything about the project and then proceeded to say to the penny how much we were losing by sending our garbage to Escambia County.** His conversation left us to believe that he knew exactly about this project.

**Approx. Dec. 9<sup>th</sup>, 2006** – While on vacation in Colorado, Les Prouty with Prouty Real Estate phoned me to say he wanted to set up a meeting with me. Once I returned the meeting was set for Dec. 20<sup>th</sup>.

**December 20, 2006 – The meeting.** Mr. Prouty brought Chipper Hare, a local attorney whose wife is the 35<sup>th</sup> Judicial Circuit Judge, with him. Les Prouty and Chipper Hare (Nicholas S. Hare Jr) were at the meeting representing Conecuh Woods LLC, Les Prouty as their Realtor and Chipper Hare as their legal counsel. The Town of Repton’s legal counsel, Jack Weaver, was also present. In the meeting Les Prouty continuously said that he involved Chipper Hare because he had **POLICITCAL CONNECTIONS. Les Prouty & Chipper Hare proceeded to tell me and our attorney that this project was already a DONE DEAL and since it was steps outside our town limit there was nothing the Town of Repton could do about it. They said the Conecuh County Commission was already onboard!** Then, he and Chipper continued to try to convince me & our attorney that having a 5000 acre dump just outside our town limits was going to be fabulous because we would be receiving garbage as far away as New York! Les told me this wasn’t about business for him but that it was personal. He said that he cared about me as an individual and our community and it was about bringing new industry just for us! Chipper continuously asked what his client could do for Repton because they wanted to be a good neighbor! After about the 3<sup>rd</sup> comment about Chipper’s

POLITICAL CONNECTION, I finally said to Les that he didn't need to remind me of Chipper's connections again because **I didn't care that his wife was a Judge! I also told them that Repton was NOT for sale and they could go somewhere else. I felt as though they were trying to buy my silence or my support.** I returned home devastated thinking that our community was going to be dumped on and there was nothing I could do to stop it! So, I figured that if it was going to happen, I would make it as miserable as possible for them. I got out the phonebook and called as many people as I knew in the general area, told them what was happening and gave them the Commissioners home telephone numbers. The Commissioners were bombarded with phone calls until their first meeting of the new year.

**January 4, 2007** – Citizens for a Clean Southwest Alabama is formed.

This

non-profit organization was formed to fight this landfill. I, Terri Carter, was thankful because this organization had members who held PhD's and MD's that could research and look at this project with a scientific mind rather than our emotional reaction. I wanted to know if, scientifically, this was not a good project. What we found is that ALL landfills eventually leak and they should be built out of NEED not GREED. Since, we had a regional landfill just 12 miles from Repton; there was NO need for another one let alone one that originally wanted to receive waste from 48 states. CCSA went on to research extensively and educate the populous on this subject. CCSA even presented their findings to a landfill design professor at Auburn University to make sure that they were not misinforming the public.

**January 8, 2007** – The first Conecuh County Commission meeting of the year held in the Old Evergreen High School at 9am. Conecuh Woods LLC was there, Donald W. "Jimmy" Stone Jr and David Kirby (Regional Salesman for Tenax Corporation which produces landfill liners), along with their Realtor, Les Prouty, and their attorney, Chipper Hare. There were over 200 Conecuh County Citizens there to protest this project. The room was small and people were literally watching through the windows from the outside. Conecuh Woods made a presentation; I (Mayor Terri Carter) made a presentation on behalf of the Town of Repton as did our attorney. A local citizen, Johnny Andrews, pleaded with the Commission to take a vote right then and to vote NO to the project. You could tell they didn't want to but there was so much pressure from the crowd that they ALL voted NO.

**March 2007** – Don Smith, PhD. (Biomedical Engineering) a member of CCSA sends a letter to the Conecuh County Commission requesting they appoint a Citizens Advisory Committee concerning the landfill. The Commission does this and appoints, Dr. Don Smith, Odessa Wallace, Larry Ryland, Marc McIntyre (local businessman) Darryl Harper (Economic Development Director), Winston Foshee (County Engineer). The Commission informs the committee that their job is to research NOT to recommend approval or disapproval of the project. However, months later, the only research done is by Dr. Don Smith. The other members refused to hear Dr. Smith's findings and in a regular Conecuh County Commission meeting in November 2007, Marc McIntyre tells the Commission that the Committee recommends the approval of the Conecuh Woods dump project. All of the committee was in favor of the dump except Dr. Don Smith who abstained due to the fact that the committee was to research not make a recommendation. Dr. Smith said that the committee did no research and refused to hear the research he had done.

**Approx. March 2007** – Les Prouty calls Johnny Andrews, President of CCSA and leaves a message for him to return the call. Mr. Prouty thinks he hangs up but doesn't and continues to tell someone that Mr. Andrews should be able to be bought by offering a fishing trip. However, when playing this to a mutual friend the friend accidentally erased it.

**April 2007** – Conecuh Woods presents the project to the Conecuh County Commission and compares landfills built in Florida to this proposed project. However, the Conecuh Woods project will not have any of the facilities / features that are shown to the commission of compared landfills. Slevin & Slevin PR Firm, out of Tallahassee, FL, makes a presentation as well. Patrick Slevin assures the crowd that he lives in an affluent neighborhood just one mile from a dump and he never even knew it existed for the first year. After this meeting, a local citizen, found Mr. Slevin's house in Tallahassee, FL. It was in an affluent neighborhood but the dump was a very small enclosed area that was a transfer station, NO DUMP! Pictures of this were shown at a meeting CCSA held at Alabama Southern a few weeks later. Mr. Slevin quit working for Conecuh Woods shortly afterwards. There was a large opposition at this Commission meeting so no landfill application was submitted by Conecuh Woods. About a week after this meeting, the Realtor, **Les Prouty dies of a heart attack**. He is approx. 80 years old. Les Prouty was the person marketing this project so once he was gone, Mike Fordham took over. Mike Fordham is the local manager of

Tenax Corporation and owner of the Black Angus Restaurant. Mr. Fordham indicates this is why he is pushing the dump. I phoned the Tenax president in Massachusetts who denied having any involvement what so ever with Conecuh Woods and put this on paper for me.

**Early May 2007** – Conecuh Woods LLC rents a private jet from St. Petersburg, Fl to fly Commissioners Byrd, Millender, Barrow and Dean, County Attorney Richard Nix, Businessman Mike Fordham, Dr. Don Smith (who requested to attend) and Jimmy Stone (Donald W. Stone Jr) from the Evergreen airport to St. Petersburg, Fl to tour a waste to energy landfill. I believe it was the Bridgeway Acres Landfill. It is an impressive landfill because less than 15% of waste is buried due to recycling and waste to energy. However, the Conecuh Woods dump wants to receive 10,000 tons of garbage per day and bury ALL of it with NO waste to energy, NO incineration and NO recycling.

**May 2007 – December 2010** – NO dump application is made due to continuous opposition from citizens and surrounding neighbors and the Commission says they are 3 NO votes. The principal of Conecuh Woods LLC, Jimmy Stone, comes in and out of town a few times a year. And, numerous FREE steak dinners are provided to individuals and organizations at the Black Angus Restaurant to push the dump.

**September 25, 2008** – Donald W. Stone Jr, “Jimmy”, creates two more LLC’s – JS Investments I and JS Investments II. He is the only listed member. The agent is James M. Smith, 10A Commerce Row, 529 South Perry St., Montgomery, Al 36104.

**December 2010** – Jimmy Stone returns to Evergreen. A large number of citizens attend the next regularly scheduled meeting to see if there is any activity on the dump due to his return. Commissioner Jerald Dean is visibly shaken by the attendance and asks me numerous times WHY everyone is here. Perhaps this is when he CHANGED his NO Vote to YES?

**January 21, 2011** – Conecuh Woods LLC makes dump application and it is presented at the January 23<sup>rd</sup> regularly scheduled meeting.

**January 23, 2011** – Conecuh Woods’s application presented at the meeting. It would seem Richard Nix already decided when the public hearing would be held and have a resolution adopting the acceptance of the application ready for the Commission to vote on. A citizen requested that the Public Hearing be held at a more convenient time for the public but it was refused by the Commission.

**January – March 7, 2011** – The Conecuh County Commission refuses to

allow numerous requests by citizens to address them about the pending dump application.

**February 2011** – The Town of Repton files suit to stop the application process. Judge Dawn Hare recuses herself due to her husband being Conecuh Woods LLC agent. Chief Justice Cobb appoints Judge Smithart.

**March 8, 2011** – Court hearing held with Judge Smithart. Judge Smithart denies our request to stop the dump application.

**March 10, 2011** – **Public Hearing** on the landfill is held at Reid State Technical College on a Thursday at 9am. The auditorium holds approx. 425 people. Approx. 800 people attended despite the time, day and the fact that we were NOT allowed to park on campus! Approx. 7 people spoke in favor of the dump. Dump supporters were Jimmy Stone, Al Agricola (Conecuh Woods's attorney), Odessa Wallace, Larry Ryland, Leon Windham, Mike Fordham & Shannon Pugh. The rest were opposed and it lasted from 9am-5:30pm.

**April 4, 2011** – Attorney, Jim Noles (Balch & Bingham Firm) attends Conecuh County Commission meeting on behalf of the Town of Repton. He later asks the Commission to hold the meetings pertaining to the dump in a larger room since their chambers only holds 32 people. The Commission refuses.

**April 11, 2011** – Conecuh County Commission held a workshop after the regularly scheduled meeting to hear from CCSA's retained environmental engineer, Hal Wood with Southern Earth Science Inc and Conecuh Woods retained engineer's with SCS. Only person asking questions was the Conecuh County attorney, Richard Nix.

**April 18, 2011** - Conecuh County Commission, at a special called meeting, voted 3-2 to APPROVE the largest dump in the US to be built in Conecuh County despite OVERWHELMING opposition (14 Municipalities in Alabama & Florida, 5 County Commissions in Alabama & Florida, One NATION - Creek Indians, Coastal Gateway Economic Development Authority, Escambia County Soil & Water Conservation, FI all passed resolutions in opposition). Monroe County Board of Realtors passed a motion in opposition.

**April 20, 2011** - The Town of Repton and Mayor Terri Carter filed suit against the Conecuh County Commission and Conecuh Woods. Since then Escambia Counties AL & FL, Orange Beach, Brewton, Flomaton, and Atmore have all filed Motions to Intervene and join Repton's suit. Century, FI will be filing their Motion to Intervene soon. **Citizens for a Clean**

**Southwest Alabama have filed a separate suit and are now in Federal Court.**

**April 21, 2011** – Chipper Hare (Nicholas S. Hare Jr) is replaced as Conecuh Woods LLC agent with Algert Agricola. Chipper's wife will start campaigning for re-election soon for the March 13, 2012 primary.

**April 25, 2011** - At a regular Conecuh County Commission meeting, **ALL 5**

Commissioners voted YES to send a letter to Alabama Tombigbee Regional Commission asking them to write a **favorable Letter of Consistency** so that the dump application could move on to ADEM. Therefore, even the 2 no votes on the dump were actually for it!

**May 2011** - State Legislation passed a 2 year moratorium on landfill permits of a certain size, tonnage, location etc. Conecuh County Commissioners Dean, Millender & Byrd along with Jimmy Stone (dump investor) and we think Paul Hamrick went to Montgomery that day to lobby against the bill. Then the Commissioners came home and turned in mileage for US to pay. ADEM has said they will not recognize the Governor's moratorium because they deem it illegal.

**\*\*JULY 13, 2011\*\*** - I was invited by the Director of ATRC, John Clyde Riggs, to attend an Executive Committee meeting concerning the Letter of Consistency. I was told NOT to bring anyone. I did bring one of our attorney's from Balch & Bingham. But, when we walked in the room it was filled with Dump Supporters which consisted of 3 Conecuh County Commissioners (Millender, Byrd and Dean), head of the NAACP-Jerome Boykin, DUMP Investors along with attorney's for them and the Conecuh County Commission and the dumps PR people (PR company is headed by PAUL HAMRICK – previous Chief of Staff to Governor Siegleman). Conecuh County Commissioner Jerald Dean sits on the ATRC Exec. Committee and would appear to be the one pushing to put this issue on the table. **ATRC's own attorney recommended that the ATRC DO NOTHING until litigation was over.** However, 3 members did not attend, 1 abstained, 6 voted to move forward for review of the application, **2 voted no (Judge Norris from Monroe County and Comm. Aubrey Ellis from Sumter County).** Please THANK Judge Norris & Comm. Aubrey Ellis for assessing the situation and voting in the best interest of the REGION. At this meeting, Conecuh Woods (dump) attorney, Al Agricola stated that the entire **5,400 page** Administrative Record concerning the Landfill Application was given to the ATRC in May. Balch & Bingham had been asking for this record, public record, since June but were denied for

whatever reasons. Our 3rd letter requesting this record went out on July 15th. We also requested to ATRC that they give us 2 weeks to review the record once we receive it before ATRC wrote their Letter of Consistency.

**\*\*JULY 22, 2011\*\*** - One week after the ATRC Executive

Committee

Meeting, the ATRC Director wrote a letter to Balch & Bingham enclosing a copy of the Landfill Administrative Record BUT neglected to tell us that he wrote the Letter of Consistency on the SAME day. The Director, however, sent a letter to the dump & commission attorney's with a copy of the Letter of Consistency. The Letter of Consistency basically says that while there was NO need for another dump according to their own 2003 Solid Waste Needs Assessment, because this dump would exceed a life of 60 years, eventually there might be a need so they deemed it consistent and wrote a **favorable letter**. The Director said he had NOT reviewed the record as of July 13th. He must be an incredible speed reader to go through 5,400 pages and make a decision in one week!

**September 2, 2011** - Balch & Bingham filed a second amended complaint to include ATRC in the lawsuit. Meanwhile, the Conecuh County Commission & Conecuh Woods (dump) have both filed Motions to Dismiss and Motions to Stay Discovery stating that since the ATRC who represents 10 counties and the Conecuh County Commission is onboard with the dump, there really is NO opposition like Repton is claiming. We now have a court date for these motions on September 21, 2011 at the Conecuh County Courthouse and Judge Smithart from Bullock County will hear the case. Our Circuit Judge Dawn Hare recused herself since her husband was Conecuh Woods's attorney/agent in the beginning. We look forward to Judge Smithart ruling according to the law in our favor NOT to dismiss so that we can move on to depositions.

**September 21, 2012**, The hearing was held in the Conecuh County Courthouse at 1pm. Our attorney's Greg Albritton (the town's daily attorney) and Joe McCorkle & Charlie Paterson from Balch & Bingham did great! As did the attorney from Orange Beach (Wanda Cochran) who basically said that counties and municipalities have a responsibility to protect the corporation but also the well being and public safety of its citizens and that if this case were not allowed to move forward it would be an insult to democracy! The attorney's from Escambia County, Al, Brewton, Flomaton & Atmore (Ed Hines) and Escambia County, Fl & Century, Fl (Chuck Pepllar) did great as well.

**October 25, 2011** – Judge Smithart files his ruling denying Conecuh Woods, Conecuh County Commission and ATRC’s Motion to Dismiss and compels them to move forward with discovery and depositions.

**November 22, 2011** – Defendants file an appeal of Writ a Mandamus to the Alabama Supreme Court.

**December 15, 2011** – Alabama Supreme Court files their ruling denying the Writ a Mandamus and vacating defendants Stay of Discovery. The case reverts back to Judge Smithart.

**February 9, 2012** – Donald W. “Jimmy” Stone Jr decides he will not go into

his deposition scheduled for February 15<sup>th</sup> without a subpoena. Depositions were scheduled to begin on February 13<sup>th</sup> with Commissioner Wendell Byrd first. The Commission follows Mr. Stone’s lead. Depositions are now tentatively scheduled for June 5<sup>th</sup> – 8<sup>th</sup> and the 25<sup>th</sup>.

**March 13, 2012** – Elections are held for all five Commission Districts and Circuit Judge. Many people ran against the current Commission. After the run-off in April, 4 out of the 5 Commissioners where replaced. The 5<sup>th</sup> Commissioner won only by 78 absentee ballots. The 35<sup>th</sup> Circuit Judge Dawn Hare (husband was Conecuh Woods agent) was also replaced.

**May 2012** – State Legislature passes a one year extension on the two year

moratorium on landfill permits.

**End of May 2012** - Mr. Stone’s attorney files a request for mediation and a

stay of discovery. Judge Smithart grants mediation requiring that it happen within 60 days but denies the stay of discovery.

**June 5-8 2012** – Depositions begin. Conecuh County Commissioners Wendell Byrd (Chairman at time of vote – the first to be deposed), Jerald Dean, Leonard “Punch” Millender, Hugh Barrow, the “Investor” of Conecuh Woods, Mr. Donald W. “Jimmy” Stone, Jr (the second to be deposed) and Mr. John Clyde Riggs (Executive Director of the Alabama Tombigbee Regional Commission) were deposed. On June 25<sup>th</sup> the Conecuh County Administrator Judy Covan was deposed.

**June 5, 2012** – In the PM hours (the night before Mr. Stone’s deposition is to take place), Mr. Stone’s attorney files a “protective order”. So, in his deposition, Mr. Stone refuses to answer many questions on the grounds that they are awaiting the Judges decision. However he did answer some questions but refused to answer questions about who owns Conecuh

Woods LLC. Balch & Bingham reserved the right to a second deposition from Mr. Stone.

**August 15, 2012** – Judge Smithart has set this date for a hearing concerning the “protective order”. However, Balch & Bingham has drafted our own version of a protective order and it seems that all attorneys involved are in agreement. Therefore, we may not have to attend a hearing. Our attorneys come to an agreement on a protective order and the August 15<sup>th</sup> hearing is cancelled.

**October 15, 2012** – Mediation is set for this day. Mediation is cancelled. It

seems Conecuh Woods LLC has made NO preparation for it.

**January 31, 2013** – Our attorney’s, Balch & Bingham, filed Summary Judgment asking the Judge to null & void both the Conecuh County Commission’s April 18, 2011 vote and the ATRC’s favorable “letter of consistency”. Court date is set for **April 16<sup>th</sup>, 2013** at 10am at the Evergreen Government Center (Courthouse).

**April 12, 2013** – Al Agricola, CW attorney, waits until 7pm on the Friday before court to file his response to the Summary Judgment and wants to go back to arguing STANDING again. The Judge already heard standing arguments on September 21, 2011 and ruled in our favor.

**April 15, 2013** – Our attorney’s, Balch & Bingham, file their response to CW’s Friday night response.

**April 16, 2013** – Court begins at 10am. Al Agricola, CW attorney, begins by

saying our attorneys did not file a response to his filing from 7pm, the previous Friday night, in adequate time (48 hours prior to court) and that the proceedings should be moved to a later date according to law. After debate on both sides the Judge granted a new court date to hear Summary Judgment for June 20, 2013 at 10am at the Evergreen Courthouse.

However, the Judge said he would move forward with all other motions. Al Agricola objected and argued that nothing should be heard. But, the Judge allowed all other motions to be heard. We have a new Commission and the make up of the ATRC has changed. It is my understanding that so far, neither entity has filed anything opposing our summary judgment. During the court proceedings, the attorney for the ATRC told the judge that while the hearing on Summary Judgment was postponed, she would like to argue her case right then because she was already here (travels from Montgomery). The Judge allowed her to argue. Her argument to the Judge on behalf of ATRC was that her client was not federally funded and

therefore does NOT have the funding, nor the staff, nor the expertise to write a "Letter of Consistency" accurately & properly. Of course, Al Agricola didn't like this and immediately reminded the Judge that he shouldn't be hearing this and then he went on to argue ATRC's case for them saying that the "Letter of Consistency" should stand. After Al was done, ATRC's attorney came back to the podium and simply said that ATRC does NOT have the funds, staff or expertise to write this letter properly! It was entertaining to watch that! The Town of Repton's Motion to Compel requiring Conecuh Woods to reveal the investors was among those motions heard. After arguments from both sides, the judge granted our Motion to Compel and gave Conecuh Woods LLC 10 days to provide this information which will Friday, April 26, 2013! The Judge also ordered that the corporations that were members of CW will also have to provide who their members are. It was a good day!

**April 19, 2013** – Conecuh Woods LLC files a Motion to Reconsider asking the Judge to reconsider his ruling to make the investors names public due to their fear of economic reprisal, possible job loss, embarrassment, annoyance and physical harm. On the last page of the motion, Conecuh Woods asks the judge to stop all proceedings until they have time to appeal to the Alabama Supreme Court.

**April 23, 2013** – Judge Smithart denies ALL requests in the Motion to Reconsider. Within hours, Conecuh Woods LLC attorneys contact Balch & Bingham and want to begin negotiations rather than reveal investor names. All parties are engaged in negotiations at this point.

**May 20, 2013** – Conecuh Woods no longer has any interest in negotiations and files a Writ a Mandamus with the Alabama Supreme Court at 4:42pm. This is an appeal to prevent investors names being revealed and to challenge our standing in the case. Conecuh Woods already filed a Writ a Mandamus with the ASC in November of 2011 challenging standing and the ASC rejected it within two weeks. Of course we have no idea of how or when the ASC will make a decision this time. As of now, we are still preparing for court on June 20, 2013 at 10am in Evergreen.

**Approx. Beginning of June 2013** – Negotiations are initiated and begin again.

**Approx. June 7<sup>th</sup>, 2013** - The Town of Repton, the Interveners and Citizens for a Clean Southwest Alabama agree on a settlement proposal and forward this to Conecuh Woods with a deadline to accept of June 13, 2013 by 5pm.

**June 13<sup>th</sup>, 2013** – Conecuh Woods responds with their own settlement proposal that was 8 pages long (our proposal was 4 pages) and unacceptable by all plaintiff parties. There was discussion about resubmitting a counter proposal by the Town of Repton throughout the afternoon. However, if the Town of Repton was going to file a motion for the Judge to enforce his order for Conecuh Woods to provide the investors names, it had to be done that day in order to be heard at the scheduled court hearing on Thursday, June 20, 2013. Therefore, we decided not to resubmit a counter proposal because we did not feel that there would be any chance of an agreement by 5pm and would lose our chance to file the Motion to Enforce. The Motion to Enforce was filed on June 13, 2013 and the Judge agreed to hear it on June 20, 2013.

**June 14<sup>th</sup>, 2013** – We were told that the Alabama Supreme Court usually issues their rulings on Fridays. We checked and NO ruling had been issued in Conecuh Woods' petition for Writ of Mandamus. We wondered if Conecuh Woods might try to use this to their benefit; perhaps requesting the Judge table everything until the ASC had made their ruling.

**June 18<sup>th</sup>, 2013** - **The Alabama Supreme Court at approx. 1pm submits**

**their ruling on Conecuh Woods petition for Writ of Mandamus and it is DENIED.** Conecuh Woods has been denied by the ASC twice now within 2 years.

**June 20<sup>th</sup>, 2013** – **Hearing held at the Conecuh County**

**Government Center at 10am in Evergreen.** The Judge heard several issues of which the first was **why Conecuh Woods did not submit discovery (investors names) when the Judge ordered them to do so on April 16<sup>th</sup>.** We can only hope the Judge was not amused by Conecuh Woods statement in their petition for Writ of Mandamus said that the Judge's previous ruling on discovery was an "announcement" rather than a ruling. The Judge also heard standing issues for Citizens for a Clean Southwest Alabama and Summary Judgment for the Town of Repton, all Intervenors and CCSA. As of July 16, 2013, no rulings on any of the above have been issued by the Judge.

**August 2<sup>nd</sup>, 2013** – **The death of Dr. June Serravezza (Dr. Don Smith's wife).** June was a No Dump Warrior giving money and most all her free time to the injustice that Conecuh Woods tried to force upon the people. She was a driving force behind No Dump and inspired those around her. She was not sick but didn't feel well that morning and had, what the doctors

think, a heart attack that afternoon. She died at home in peace. We are all devastated but want to succeed even more in her memory.

**August 6<sup>th</sup>, 2013 – Judge Burt Smithart rules in our favor at 1:54pm (Town of Repton, Citizens for a Clean Southwest Alabama, Orange Beach, Brewton, Flomaton, Atmore, Escambia County, Al., Century, Fl, Escambia County, Fl and Escambia County Florida Soil & Water Conservation).**

In short the Judge rules that the previous Conecuh County Commission and the Alabama Tombigbee Regional Commission acted arbitrary, capricious and **UNLAWFUL** when they approved the CW landfill application, when the Commission Chairman Wendell Byrd signed the Host Fee Agreement and when ATRC wrote the Letter of Consistency! We are thrilled and numb all at the same time because we wish June were here with us to celebrate! But, we know she is here in spirit!

Conecuh Woods LLC Dump has until September 17<sup>th</sup>, midnight to appeal.

Had **WE** not had the wherewithal to stand our ground, unite and raise approx. one million dollars for legal fees, the previous Conecuh County Commission and ATRC would have been able to break the law and get away with it! What's wrong with this picture? Politicians should be held accountable without the taxpayers having to pay their salary, watch them use our money to fight us AND have to raise donations to force them to abide by the law!

FYI – Of the two other Alabama LLC's that Mr. Stone created, one of them he is the sole member and the other has multiple members. Both of these two LLC's are members of Conecuh Woods LLC.

Please continue to pray for justice to be served. If any questions, please don't hesitate to call, 251-714-4445 or email [terribcartermayor@gmail.com](mailto:terribcartermayor@gmail.com)

**Thanks,**

**Terri Carter**

**Mayor of Repton**

**251-714-4445 / Cell**