

From: Tammy Daly [mailto:tammyldaly@gmail.com]
Sent: Sunday, July 16, 2017 8:55 AM
Subject: UPDATE ON COMPLAINT in FEDERAL COURT

Friends / Neighbors,

It has been nearly a month (6-23-17) since the Defendants and Plaintiffs filed their full briefs in our request for a preliminary injunction to stop the Federal Energy Regulatory Commission (FERC) from issuing a Certificate for the NEXUS project. Since that time we have been waiting for a decision from Judge Adams.

On Friday July 14, 2017 Judge Adams issued an Order referring this case to Magistrate Kathleen Burke for a hearing, if necessary, a report and a recommendation.

Later that day our attorney David Mucklow filed the attached brief which includes a Statement of Issues and Summary of Arguments stating:

Plaintiffs have not brought this action to challenge the statutory scheme of the Natural Gas Act. Rather, Plaintiffs are seeking to remedy clear violations of law which will cause injury to Plaintiffs if not prevented by this Court. Plaintiffs bring this action seeking to prevent the Federal Defendants and NEXUS Gas Transmission, LLC (Nexus) from violating the laws of the United States and their Constitutional rights arising thereunder.

CONCLUSION and OPINION

Judge Adams has approximately forty-five active cases on his plate. In passing this case to Magistrate Burke, he is asking for her assistance to sort through our arguments and supporting case references and the government's rebuttal. This could be a good thing because the Magistrate may have more time to devote than the Judge has or it could cause a problem if this delays a decision beyond when a Quorum is reestablished at FERC.

The good news is that Magistrate Burke has set a conference call with the parties for Wednesday July 19, 2017. Perhaps this will establish a near-term date for a hearing and move this case along.

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We are in a David Vs Goliath Fight against a \$350 million dollar a year federal agency and the largest oil and gas company in North America. CoRN has legal fees from three lawyers. A blast zone expert-witness alone will cost \$20,000.

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