

From: Tammy Daly [mailto:tammyldaly@gmail.com]
Sent: Wednesday, August 09, 2017 5:04 PM
Subject: REVISED UPDATE directly from Attorney Mucklow

Attorney David Mucklow has some clarifications to make regarding Paul's earlier update. Please read below for more information:

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From: Mucklow <mucklow1000@att.net>

On Monday, Magistrate Burke filed a recommendation to Judge Adams that he not enter a stay against FERC because she does not believe the district court has jurisdiction to enter such an order based upon a flawed reading of the Natural Gas Act. Her report is attached for review. We will file exceptions to her report, but we expect ultimately the district court may dismiss this action so that we can take up the merits of the issues with the Sixth Circuit Court of Appeals located in Cincinnati. We may also file pleadings with FERC but we consider FERC to be a hostile government agency under the influence of the industry applicants and incapable of following existing federal law. We believe the best chance at this stage of getting a stay and relief under the merits will be in the Sixth Circuit Court of Appeals. The Magistrate has not expressed an opinion on the merits of the case.

It remains imperative that property owners not negotiate with Nexus and continue to call the police if they harass you. If you sign with them, you waive the right to contest the unconstitutional taking in this case and the fact that Nexus never filed an export permit. The issue of the value of any taking would be decided by the district court should a certificate be issued under specific criteria used in those cases. **Again hold the course so that we can continue fighting for our safety and property rights.**

Dave Mucklow

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