



**Board of County Commissioners - Staff Report**

**Meeting Date:** October 4, 2016

**Presenter:** Erin E. Weisman

**Submitting Dept:** County Attorney

**Subject:** Order of Dismissal of Appeal, *James Jensen v. Teton County Planning Department*, Docket No. 2016-0010

**Statement / Purpose:** Consideration of a proposed Order of Dismissal of Appeal in the contested case of *James Jensen v. Teton County Planning Department*, Docket No. 2016-0010.

**Background / Description (Pros & Cons):** On September 26, 2016, the parties filed a Stipulated Motion for Dismissal of Appeal and proposed Order of Dismissal of Appeal.

**Stakeholder Analysis & Involvement:** None.

**Fiscal Impact:** None, as no Hearing Officer was appointed in this matter.

**Staff Impact:** None.

**Legal Review:** Weisman

**Staff Input / Recommendation:** Approve Order of Dismissal of Appeal

**Attachments:** Stipulated Motion for Dismissal of Appeal and proposed Order of Dismissal of Appeal

**Suggested Motion:** I move to approve the Order of Dismissal of Appeal in the contested case of *James Jensen v. Teton County Planning Department*, Docket No. 2016-0010.

James K. Lubing, WY Bar No. 5-2284  
Laurie J. Stern, WY Bar No. 7-5147  
LUBING LAW GROUP, LLC  
P.O. Box 3894  
Jackson, Wyoming 83001  
[jim@lubinglawgroup.com](mailto:jim@lubinglawgroup.com)  
[laurie@lubinglawgroup.com](mailto:laurie@lubinglawgroup.com)  
*Attorneys for Contestant*

Erin E. Weisman, WY Bar No. 6-3413  
Teton County Attorney's Office  
P.O. Box 4068  
Jackson, WY 83001-4068  
[eweisman@wyoming.com](mailto:eweisman@wyoming.com)  
*Attorney for Contestee*

**BEFORE THE BOARD OF COUNTY COMMISSIONERS  
STATE OF WYOMING, COUNTY OF TETON**

JAMES JENSEN, )  
)  
Contestant, )  
)  
vs. )  
)  
TETON COUNTY PLANNING DEPT., )  
)  
Contestee. )

Docket No. 2016-0010

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Teton County Clerk By:	Nancy Smit

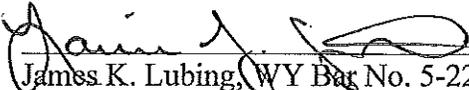
**STIPULATED MOTION FOR DISMISSAL OF APPEAL**

COME NOW the Contestant, James Jensen, and Contestee, Teton County Planning Department, by and through their respective undersigned counsel and hereby submit this *Stipulated Motion for Dismissal of Appeal*:

1. Contestant filed an Appeal of INT 2016-0002 on September 1, 2016.
2. Contestant and Contestee stipulate and agree that this contested case, Docket No. 2016-0010, should be dismissed, and therefore hereby stipulate to such dismissal.

A proposed *Order* is filed contemporaneously herewith.

RESPECTFULLY SUBMITTED this 26 day of September, 2016

  
James K. Lubing, WY Bar No. 5-2284  
Laurie J. Stern, WY Bar No. 7-5147  
LUBING LAW GROUP, LLC  
P.O. Box 3894  
Jackson, WY 83001  
(307) 733-7242 – Telephone  
(307) 733-7471 – Facsimile  
[jim@lubinglawgroup.com](mailto:jim@lubinglawgroup.com)  
[laurie@lubinglawgroup.com](mailto:laurie@lubinglawgroup.com)  
*Attorneys for Contestant*

  
Erin E. Weisman, WY Bar No. 6-3413  
Teton County Attorney's Office  
P.O. Box 4068  
Jackson, WY 83001-4068  
(307) 732-8602 – Telephone  
(307) 733-2867 – Facsimile  
[eweisman@wyoming.com](mailto:eweisman@wyoming.com)  
*Attorney for Contestee*

**BEFORE THE BOARD OF COUNTY COMMISSIONERS  
STATE OF WYOMING, COUNTY OF TETON**

JAMES JENSEN,	)	
	)	
Contestant,	)	Docket No. 2016-0010
	)	
vs.	)	
	)	
TETON COUNTY PLANNING DEPT.	)	
	)	
Contestee.	)	

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**ORDER OF DISMISSAL OF APPEAL**

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The Board of County Commissioners of Teton County, Wyoming,

A. Counsel for Contestant, James Jensen and Counsel for Contestee, Teton County Planning Department, have filed a *Stipulated Motion for Dismissal of Appeal* in the above-entitled contested case, along with a proposed *Order of Dismissal of Appeal* for consideration by the Board of County Commissioners, and

B. Having reviewed this proposed *Order of Dismissal of Appeal* at a public meeting of the Board of County Commissioners, as recommended for approval by counsel for both parties.

IT IS HEREBY ORDERED that the above contested appeal, Docket No. 2016-0010, is hereby DISMISSED, each party to bear their own costs and attorney fees.

DATED this \_\_\_\_\_ day of \_\_\_\_\_, 2016.

BOARD OF COUNTY COMMISSIONERS of  
Teton County, Wyoming

\_\_\_\_\_  
Barbara Allen, Chair

Attest by:

\_\_\_\_\_  
Sherry L. Daigle, County Clerk

**CERTIFICATE OF SERVICE**

I, Sherry L. Daigle, do hereby certify that I sent a true and correct copy of the forgoing document, postage prepaid by U.S. Mail and via email on this \_\_\_\_ day of \_\_\_\_\_ 2016, to the following addresses:

James K. Lubing  
Laurie J. Stern  
LUBING LAW GROUP, LLC  
P.O. Box 3894  
Jackson, Wyoming 83001  
[jim@lubinglawgroup.com](mailto:jim@lubinglawgroup.com)  
[laurie@lubinglawgroup.com](mailto:laurie@lubinglawgroup.com)

*Attorney for Contestant*

Erin E. Weisman  
Deputy County Attorney  
Teton County Attorney's Office  
P.O. Box 4068  
Jackson, WY 83001  
[eweisman@wyoming.com](mailto:eweisman@wyoming.com)

*Attorney for Contestee*

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Sherry L. Daigle