



May 7, 2013

Hon. Joseph D. Boles
Pierce County Circuit Court
414 W Main St
PO Box 129
Ellsworth WI 54011-0129

Re: Marlene Baecker, et al. v. Buffalo County Zoning Board of Adjustment
Buffalo County Case No. 12 CV 100

Dear Judge Boles:

This case is an appeal of denials of conditional use permits by Buffalo County. I represent the Plaintiff landowners. The landowners have determined that they will be filing new permit applications later this month which will have substantive changes to the proposed scope of their project. Accordingly, they have determined that they would like to place this appeal on hold pending action by Buffalo County on the new permit applications. If the new permits are granted, this matter would then, of course, be dismissed.

I have spoken to the County's attorney, Aaron Graf, and he indicates the County does not object to placing this matter on hold pending outcome of the new permit applications.

The next matter on the docket concerning this case is a hearing on a Motion to Intervene by Nettie and John Rosenow, which is scheduled for May 28, 2013. Unless you advise differently, Attorney Graf and I will assume the Motion to Intervene Hearing is cancelled at this time and will only be rescheduled if and when this matter concludes.

Please contact me if you have any questions.

Very truly yours,

RUDER WARE


Joseph R. Mirr

cc: Attorney Aaron J. Graf
Attorney Karla M. Vehrs
Buffalo County Clerk of Circuit Court
Attorney Brian Nodolf
Marlene Baecker
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Michael Palkowski
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