

The Law Office of
GEORGE J. NELSON
G J N

Tel: 605-719-9470

2640 Jackson Blvd.
Rapid City, South Dakota 57702

gjinlaw@gmail.com
Fax: 605-342-9259

August 18, 2014

(Via U.S. Mail & Email)

Carla Cushman
City Attorney's Office
City of Rapid City
300 6th Street
Rapid City, SD 57701

RE: Building Code Violation: Notice of Appeal
Complaint of Denise Ross and David S. Larson
James S. Steele Constructions Company, Inc. v. David S. Larson, et al
Civ. No. 13-1459

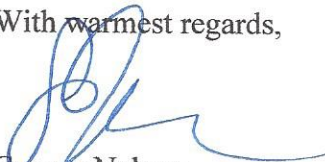
Dear Carla:

Thank you for your letter dated today, which I just received. The purpose of this letter is to provide the City with written notice of my clients' appeal of the decision orally issued on August 12, 2014 by the Rapid City Building Code Board of Appeals (the "Board"). Because the City has yet to provide my clients with written notice of their enforcement action (citing what Code sections my clients have violated and how they have been violated), it becomes impossible to state the issues that we intend to present during the City's Legal and Finance Committee meeting on August 27, 2014. Furthermore, it makes it impossible for my clients to mitigate their damages.

In your letter today, the City had another opportunity to give my clients proper notice of the City's enforcement action. However, the ordinances my clients allegedly violated were not identified. You wrote that you intend to listen to the recordings of the Board's meetings to try to figure this out, and you have suggested that I do the same. Needless to say, putting the burden on my clients to figure out what ordinances they have violated and how they have violated them is an absolute violation of my clients' Constitutional rights.

Again, I strongly urge the City to stay its enforcement action so that this matter may be heard pursuant to legal standards that we are accustomed to and supposedly guaranteed in this country rather than those you might experience in Russia or some third-world country.

With warmest regards,



George Nelson

GN/gjn

cc: James Steele Construction