



CURB UPDATE

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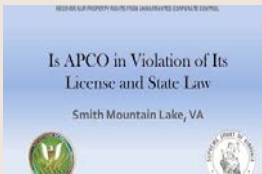


DECEMBER 25, 2017

OUR MISSION IS TO EDUCATE AND INFORM ...

VOLUME 3 ISSUE 8

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LITIGATION STATUS

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Merry Christmas and Happy New Year for 2018

C.U.R.B. has a new address. We moved to Chester, Virginia to be closer to family. Moving is hard work and we've been busy spending money, unpacking, painting, raking leaves, and setting up my workshop. Hopefully in the next few weeks we'll settle in and move-related efforts will be over.

C.U.R.B. has a new address but its commitment to take back your property rights at Smith Mountain Lake could not be stronger. 2018 is the year to finally bury APCO in our legal fight! Both Pressl and Nissen cases are under appeal with the Virginia Supreme Court. We're not sure of the exact date, but we believe the writ panel will hear Pressl on either 13 February or 7 April 2018. Justice moves slowly, but I'm confident that the Virginia Supreme Court will agree to hear our appeal and return the case to Franklin County Circuit Court for trial, reversing the grievous errors of the inexperienced trial court.

As soon as we hear from the writ panel – a panel of 3 or 4 justices that decides to hear the appeal – we'll let you know date and time, so you can attend the hearing in Richmond.

You may have recently read that APCO has automated several of its permitting processes to make them more efficient at stealing your property and getting permits signed for every property on Smith Mountain and Leesville Lakes. APCO has been touting better customer service ever since they implemented the SMP in August 2003 and they have yet to improve. If anything, they've gotten more unreasonable, inconsistent and inefficient! Last month we heard that they were more than 70 dock inspections behind – so much for customer service.

C.U.R.B. is considering exploring the possibilities of a class action effort against APCO once we settle the property rights dispute. APCO has systematically undermined Virginia property law, coopted real estate attorneys, Realtors and other lake business into cooperating and contributed to political campaigns to keep our State government on the sidelines.

We'll need to gather the who, what, when and where information from those adversely impacted by APCO's efforts. We should be able to collect this information via a secure website where the information will be protected and held in strict confidence. If you've been damaged financially by APCO and what to consider recovering some of those funds, let me know via our secure email address. If the interest is there, class action may be a possibility.

C.U.R.B. CONTRIBUTIONS CAN BE MAILED TO:

3117 Osborne RD. Chester, VA 23831-1953



ELIMINATE IGNORANCE – Before you agree to sign any APCO's property stealing revocable permits, at least read the permit and your flowage easement. Seek the professional advice of a competent attorney. We know several. Be patient, vigilant and stay informed. For a more in-depth understanding, we recommend viewing the following CURB videos:

[Your Flowage Easement](#) [APCO's Dock Permit](#) [History of Regulation](#) [What Did APCO Permit](#)

VISIT WWW.CURB-FERC-AEP.COM FOR FURTHER INFORMATION