

Len,

As per our conversation, I am providing a letter to serve as a rebuttal to the fabricated, malicious and slanderous letters that Ms. Cheri Jacobs has posted on the town's public notice site to you and your staff on a continuous and nonstop basis, regarding Ms. Janice Newcomb. While the purpose of such sites is for the public to address concerns regarding variances, projects and alike, Ms. Jacobs has taken it upon herself to treat it as her own personal media site, to launch an all-out character assassination against Ms. Newcomb, my mother. It appears that Ms. Jacobs has a personal vendetta of sorts and has focused her attention to defame and slander the character of Ms. Newcomb and portray her as an unsavory character with local officials. Ms. Jacobs appears to be spending day after day consumed with posting fabricated and fraudulent personal attacks on Ms. Newcomb and her family, on what seems to be a daily undertaking.

In addition to consuming an enormous amount of time maliciously attacking Ms. Newcomb and family on an almost daily basis with her slanderous, false and hurtful personal claims that have absolutely no merit or truth, Ms. Jacobs even took her attack one step further by seeking out the neighbors to convince and influence their perception of Ms. Newcomb, using the same tactics

Ms. Newcomb is approaching her 80<sup>th</sup> birthday; she is in seriously declining health. Ms. Jacobs undertaking and pursuit in her quest to influence and damage the perception of Ms. Newcomb, is causing much stress and further deterioration to her health.

I have been active in the legal and financial areas of real estate for the past 34 years. The focus and fixation by Ms. Jacobs to carry out her character assassination of Ms. Newcomb may very well bear legal consequences, given the false information and statements employed in the tactics used by Ms. Jacobs.

After reading one of the letters submitted by Ms. Jacobs, it is obvious that she has deliberately fabricated dishonest statements. Ms. Jacobs portrays as though she lives with Daryl and Larea Jacobs, that the views and opinions she has posted are that of all three of them. The fact is, Daryl and Larea Jacobs do not reside at her address, which may be documented.

It appears Ms. Jacobs is acting in a manor to oversee the responsibilities of your department and associates, while making many false accusations along the way. With regards to her objection regarding the absence of **"notification letters"** to the adjoining property owners, this is in fact false. Every resident adjoining Ms. Newcomb's property were in fact notified via certified letters, which Ms. Newcomb has copies of. The letters did in fact advise of an additional dwelling to be placed upon her property of Ms. Newcomb and to be occupied by the caretaker for her. The caretaker is the husband and granddaughter of Ms. Newcomb.

Ms. Jacobs claims it will be very difficult during snow days for people on this road to gain access to their property. Why on earth would Ms. Jacobs say this when it makes absolutely no sense. There is absolutely not one neighbor that needs to cross Ms. Newcomb's property to access their own property. There certainly is not and will not be any effect to the road what so ever.

Ms. Jacobs claims that the notification to adjoining property owners, advising that there are two people being added to the property is incorrect. Again, Ms. Jacobs is creating a false statement designed to taint the

character of Ms. Newcomb. Each and every adjoining property owner was in fact advised correctly. It will be Tina, the granddaughter of Ms. Newcomb along with her husband. Tina is a mother with children, there does not appear to be any requirements, stipulations or regulation that dictates how many children a couple is allowed to have. The last time I checked, this is was the United States of America.

Ms. Jacobs claimed on the site that the well and septic are in violation and did not conform. The fact is, the existing well does conform to all approved parameters as per the engineered report which was approved by the health department. The health department issues its approval based on the size and bedroom count of the structure, not the number of children the parents have.

Ms. Jacobs claims that in 1993 the variance was approved using two false approval letters. Ms. Jacobs claims the approval letter provided by Four Way Ranch on Elbert Rd was not an adjoining property owner that voted for the variance. Ms. Jacobs also claims an approval letter provided by S & T Cattel CO., Tracey Lee & developer, was not an adjacent property owner, but in fact was the seller of the lot, who voted for the variance in order to profit from the same sale of that lot to Ms. Newcomb, that he had no concern with regards to effects of the variance. These statements are false and outlandish; in fact Ms. Newcomb provided a copy of Ms. Jacob's letter to Tracey Lee the owner of S & T Cattel CO., who by the way also happens to be the owner of the four Way Ranch, which Ms. Jacobs portrays as a separate entity that provided the approval letter. Tracey Lee was advised of the false accusation made by Ms. Jacobs and is quite concerned and anxious over her false allegations claiming fraud. The fact of the matter is, Tracey Lee and Ms. Newcomb have never met, nor had any business together. Furthermore, he had nothing at all to do with the sale of the property.

Ms. Jacobs claims the property was clearly bought in 1993 with the intent for multi housing. Once again, this is a false statement that Ms. Jacobs seems to have pulled out of thin air. On or about May 13<sup>th</sup> 1993, Mike Connor, Planner # 2 with El Paso County Planning Commission issued an approval for a 2<sup>nd</sup> mobile home unit to be placed on Ms. Newcomb's lot in order for her daughter to care for her, as her health was deteriorating. The mobile home was there approximately 9-13 months. Ms. Newcomb has never given a second thought to creating a multiple residence and certainly had no control over her declining health.

Ms. Jacobs posted that she has been threatened and harassed by Ms. Newcomb. Ms. Newcomb is approaching 80 years old, with major health issues; she is not capable of anything close to what Ms. Jacobs suggests.

I have only mentioned a few of the many concocted, fabricated, deceitful and erroneous claims made on the site by Ms. Jacobs. It is a shame Ms. Jacobs is going out of her way to create such a combative and antagonistic environment among neighbors where none has existed prior. The only thing Ms. Newcomb is hoping to do is simply live out the rest of her life with the assistance of loved ones, as she can hardly manage on her own. If you listen to what Ms. Jacobs portrays, you would think Ms. Newcomb was in good health and is the worse person in the world. I think it is quite obvious and bazar that Ms. Jacobs has gone to such measures to carry out this attack. I am currently in the process of exploring any legal ramifications, to hold Ms. Jacobs accountable for her shameless actions.

*Robert Ogden*