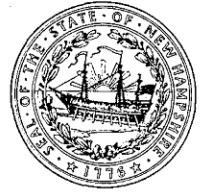




State of New Hampshire  
WETLANDS COUNCIL  
DEPARTMENT OF ENVIRONMENTAL SERVICES  
P.O. Box 95 6 Hazen Drive Concord, NH 03302-0095  
603-271-3503 FAX 603-271-8805  
TDD Access: Relay NH 1-800-735-2964



February 11, 2004

Charles Kalil  
RR1 West Side Road  
PO Box 188  
North Conway, NH 03860

Re: Docket No. 04-03 WtC – Charles and Brenda Kalil Appeal

Dear Mr. Kalil:

I am in receipt of a hand-written letter signed by you and addressed to New Hampshire Wetlands Council ("Council") Chairman Brian K. Fowler ("the letter"). Upon examining the letter it is apparent that it is not a pleading intended to be filed with the Council, but rather a personal communication intended solely for Chairman Fowler. Additionally, it is apparent that the letter relates to the above-captioned appeal which you recently filed with the Council.

NH RSA 541-A:36, as well as NH CODE OF ADMINISTRATIVE RULES Env-WtC 205.23, strictly prohibits Ex Parte Communications with Council members relative to a pending appeal.

Please find the original letter enclosed. Please note for your records that a copy of the letter has not been forwarded to Chairman Fowler. A copy of the letter has not been placed into the Council file relative to this appeal. A copy of this letter has been placed in the Council file relative to the above-captioned appeal.

If you have any questions, please contact me at (603) 271-6072 or by e-mail at [msclafani@des.state.nh.us](mailto:msclafani@des.state.nh.us).

Sincerely,

**COPY**  
Michael Sclafani, Appeals Clerk  
NH Wetlands Council

cc: Brian K. Fowler, Chairman, NH Wetlands Council  
Harry T. Stewart, Director, Water Division  
Mark R. Harbaugh, DES Legal Unit  
Collis Adams, Administrator, Wetlands Bureau  
Town of Bartlett Selectmen's Office  
Town of Bartlett Conservation Commission