

FILED

OCT 05 2009

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Jim Ruby, Executive Secretary  
Environmental Quality Council  
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Casper, WY 82604  
FAX 307-472-1973  
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September 21, 2009

Eric Molver  
P.O. Box 1512  
Laramie, WY 82073

RE: Compliant to Unauthorized Practice of Law Committee  
By John Green  
CEASE AND DESIST LETTER

Dear Mr. Molver:

A compliant was brought to the Unauthorized Practice of Law Committee alleging you have engaged in the unauthorized practice of law in the state of Wyoming without the benefit of being licensed in this state.

The committee considered information provided which was taken off the website of the Biodiversity Conservation Alliance. In that website it indicates you prepare appeals and legal briefs. Additionally the committee considered a letter dated May 27<sup>th</sup>, 2009 wherein you filed an addendum to petition to designate Sand Creek as a very rare or uncommon area. The letter indicates you have prepared an amended pleading and filed the same with the Environmental Quality Council, a decision making tribunal in the state of Wyoming.

After consideration the committee directed that I issue a cease and desist letter. In the State of Wyoming an individual who is not licensed to practice law would engage in the practice of law if they prepared "legal briefs" and took appeals to a higher court. Additionally, the preparation and filing of documents with any tribunal in the state of Wyoming constitutes the practice of law. I would call your attention to the Wyoming Supreme Court Rules concerning the bar association organization and government Rule 11.1 the Unauthorized Practice of Law. I would also call your attention to an article that appeared in Wyoming Lawyer in the June 2005 issue and an article appearing in the Wyoming Lawyer in the October 2005 issue, both authored by Professor John Burman. These articles help to define the practice of law and conversely the unauthorized practice of law.

The committee voted to issue the cease and desist letter with one dissent and has found you have engaged in the practice of law in the State of Wyoming.

The Committee anticipates you will abide by this cease and desist letter and no further actions, allowed by law in the State of Wyoming, including civil and criminal contempt proceedings, will be necessary.

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Please note this cease and desist letter has been issued only as to your representation on the website. A committee has been appointed to investigate the Environmental Quality Council rules regarding appearance before the council and the status of the council as a tribunal. The subcommittee will report back to the committee with its findings which will determine whether the Environmental Quality Council constitutes a tribunal.

Sincerely,

THE LAW OFFICE OF PHILLIP T. WILLOUGHBY

  
Phillip T. Willoughby

PTW:dcw  
c: Sleeter Dover, Executive Director of the Wyoming State Bar  
U.P.L Committee  
✓ John Green

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