

From: [ROSS SCHLOTTHAUER](#)
To: [Scott Zanzig](#); [Elaine Maneck](#); [finneydianek@gmail.com](#)
Cc: [george@fcontrol.com](#); [John Richards](#); [Kayleen Richter](#); [John Richards](#); [afuson@idl.idaho.gov](#); [Marde Mensinger](#); [Kourtney Romine](#); [Rachel King](#); [Kayla Dawson](#); [Filings](#)
Subject: Evidentiary Hearing 10/28/2025 Agency Case No. PH-NAV-22-004 - Closing Statement
Date: Tuesday, November 4, 2025 5:18:12 PM

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Hello Mr. Zanzig,

My brief closing statement is as follows:

The Finney pilings were illegally installed without a permit violating state statute 58-1301. They do not meet the legal setback requirements or the encroachment standards, and therefore we request their application be denied, and the pilings removed.

They Finneys have falsely represented their reason for installing the pilings. They've stated, the pilings were installed to protect me and guide boats. They are not needed for either of their purported reasons. The actual reason they were installed, was to moor their personal houseboat. In an effort to be neighborly, avoid a contentious hearing, and to prevent wasting everyone's time, we offered a compromise to allow the commercial function stated by the Finneys, but prohibited other uses. They declined. The pilings have allowed and will continue to allow a commercial operation to not only encroach within the legally required 25-foot setback, but far beyond the riparian line.

The Finneys had every opportunity prior to the sale of their property to legally install any encroachments desired, within legal setbacks, and with a permit. They did not. They sold the property, profited, and then snuck the pilings in after closing. The behavior is illegal and immoral and should not be tolerated by the IDL. Not one but both neighboring property owners have filed objections to the commercial navigational encroachment application to keep the illegally installed pilings, and we request the application be denied.

Thank you,

Ross Schlotthauer

From: Scott Zanzig <Scott.Zanzig@oah.idaho.gov>
Sent: Thursday, October 16, 2025 3:36 PM
To: Elaine Maneck <Elaine.Maneck@oah.idaho.gov>; finneydianek@gmail.com
Cc: ROSS SCHLOTTHAUER <ross@burlyproducts.com>; george@fcontrol.com; John Richards <jrichards@idl.idaho.gov>; Kayleen Richter <KRichter@idl.idaho.gov>; John Richards <jrichards@idl.idaho.gov>; afuson@idl.idaho.gov; Marde Mensinger <mmensinger@idl.idaho.gov>; Kourtney Romine <kromine@idl.idaho.gov>; Rachel King <rking@idl.idaho.gov>; Kayla Dawson <kdawson@idl.idaho.gov>; Filings <filings@oah.idaho.gov>
Subject: RE: Re: Evidentiary Hearing 10/28/2025 Agency Case No. PH-NAV-22-004 - Questions

Ms. Finney:

I have a few things to add to Ms. Maneck's response to your questions.

If a party provides exhibits to me and all other parties in advance, it is not necessary to display them at the hearing. All parties are responsible for bringing disclosed exhibits to the hearing so they can follow along. But any party is allowed to display exhibits if they are able. Please be mindful that technology in an unfamiliar setting may not work as well as you hope. The hearing will not be unreasonably delayed due to any technical difficulties parties may encounter trying to display exhibits.

All parties are encouraged to share any potential exhibits as far in advance of the hearing as possible. If any party intends to use exhibits they haven't already disclosed based on seeing the other parties' disclosures, please share them as soon as possible.

We will discuss these issues in further detail at the pretrial conference.



Scott Zanzig | Administrative Law Judge
Office of Administrative Hearings | State of Idaho
O: 208-605-4300 | W: oah.idaho.gov

From: Elaine Maneck
Sent: Thursday, October 16, 2025 3:56 PM

To: finneydianek@gmail.com

Cc: Scott Zanzig ; ross@burlyproducts.com; george@fcontrol.com; John Richards ; Kayleen Richter ; John Richards ; afuson@idl.idaho.gov; Marde Mensinger ; Kourtney Romine ; Rachel King ; Kayla Dawson ; Filings

Subject: Re: Evidentiary Hearing 10/28/2025 Agency Case No. PH-NAV-22-004 - Questions

Good afternoon, Ms. Finney,

Addressing your email below: the hearing is being held at North Idaho College and the room comes well-equipped. I believe if your exhibits are on a flash drive and if you bring a laptop (or they may have one in the room), you can show the exhibits on a screen that is in the classroom. I will clarify this with NIC, their tech support is very helpful. I am pretty sure the google slide show could be accommodated but, I will check on this as well. Whether you reference or show your exhibits in your presentation is up to you; I believe that most parties do show them.

Your final question about rebuttal documentation, I will let the Hearing Officer address. Please remember that in order to avoid ex parte communication, copy everyone listed on the Certificate of Service.

Thank you.

Elaine

Good afternoon Amidy-

I am wondering if you can tell me what I should bring so that I can do a google slideshow as part of our presentation at the upcoming hearing? For example, should I put my photos and videos on a thumbdrive?

Also, what equipment will be provided for our use? For example, will there be a projector and clicker available to use?

Now that we have sent all of our exhibits to IDL and the objectors, can I just reference them in the presentation or is it necessary to actually show them on a screen?

One last clarification regarding how this all works would be:

Is there a process to submit documentation ahead of time or at the hearing that may be necessary to rebut the objector's testimony? It appears from the exhibits provided by Objector Schlotthauer that he plans to present a lot of photos and make a lot of claims that we would want to address in a rebuttal.

Any help and clarification regarding this process is greatly appreciated.

Best regards,

Diane Finney

Finney Boat Works, Inc.

(208) 755-5694



Elaine Maneck | Deputy Clerk

Office of Administrative Hearings | State of Idaho

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