



GUNDERSON | PALMER | NELSON | ASHMORE LLP

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January 3, 2020

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(Via email only at joel.landeen@rcgov.org)

Joel Landeen
City Attorney
300 Sixth Street
Rapid City, SD 57701

Re: Darren Haar/Lisa Modrick

Dear Joel:

I represent Darren Haar. As you know, Darren is President of the Airport Board. In that capacity he met with Lisa Modrick on December 10, 2019, to express concerns about the often difficult relationship between Westjet Air Center ("Westjet"), Ms. Modrick's employer, and the Airport Board and Patrick Dame. In addition, Darren expressed his concerns about the potential conflict that Ms. Modrick has as a member of the Rapid City Council in this situation. It is often unclear when she discusses airport matters whether she is addressing issues as a member of the Council or as an employee of Westjet.

Darren recorded the meeting with Ms. Modrick on December 10th. The exchange they have is cordial and somewhat productive. There are points in the conversation where Darren is very direct about his frustrations with Westjet's conduct toward the Airport Board and its employees. He mentions legal options that may be available to the Airport Board if Westjet does not change its approach.

Following that conversation, which ended on a very friendly note, Ms. Modrick mentioned to others that she felt threatened and was contemplating contacting law enforcement. I am writing to advise you, as the attorney for the City Council, that the conversation was recorded, that it provides no basis for Ms. Modrick's allegations of harassment or threats, and that Darren will not hesitate to pursue legal action of his own for defamation or other claims if Ms. Modrick continues down this path. In short, I hope this letter dissuades Ms. Modrick from taking action that would be detrimental to her and my client.

Offices in Rapid City and Pierre, South Dakota

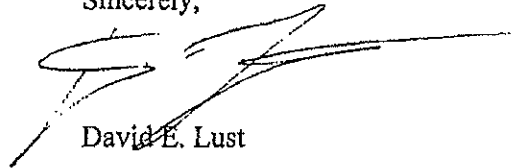
Attorneys licensed to practice in South Dakota, North Dakota, Nebraska, Wyoming, and Montana

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Please discuss the situation with Ms. Modrick and advise. Perhaps a meeting would be in order to make all positions clear and chart a productive path forward.

Sincerely,

A handwritten signature in black ink, appearing to read "David E. Lust", with a long horizontal flourish extending to the right.

David E. Lust

DEL:jkg

cc: Mayor Steve Allender (via email only at mayorsoffice@rcgov.org)
Darren Haar (via email only at Darrenhaar@gmail.com)