

**REQUEST TO RECUSE DUE TO  
CONFLICT OF INTEREST**

August 29, 2023

Todd Lakey, Senator  
12905 Venezia Ct  
Nampa ID 83651

**RE: Upper Deer Flat Fire Protection District  
Annexation Request by IMH Boise Heritage, LLC (IMH)**

Dear Senator Lakey,

Thank you for coming to the hearing before the Fire Commission regarding the possible annexation of 100 homes into the Upper Deer Flat Fire Protection District. As our Senator, it means a lot to us that you are here to represent your constituents who are fighting so hard to bring about awareness and investigation into the water issues we face in this area as well as the lack of infrastructure that is certainly needed prior to major subdivision development such as is posed by IMH, the applicant.

It has come to our attention that you intend to represent the interests of IMH in this matter and will be paid as an attorney to do so. We believe this is a direct conflict of interest as a large number of your constituents who elected you to represent them are opposed to any subdivision development at this time due to the lack of definitive numbers of water availability and the lack of public safety. While the legislative session is part-time, your duty to your constituents is year-round, ex., drafting of bills, meetings with constituents, professional conduct, etc.

Having a conversation with a representative from the Attorney General's office, they believe a conflict exists and recommended that we request that you recuse yourself from representing this developer on this matter. Intervention by the AG's office is not applicable as it appears your actions are not a criminal action, but rather a civil action. Of course, representation outside of your constituent district is acceptable. Additionally, it was suggested that a complaint with the Idaho Bar Association be submitted for further investigation into your ethical conduct and conflict of interest.

Thank you for your consideration to our request.

Sincerely,

Your Concerned Constituents  
and Citizens of Canyon County, Idaho