

IN THE CIRCUIT COURT OF TYLER COUNTY, WEST VIRGINIA

ANTERO RESOURCES CORPORATION,

Petitioner,

vs.

THE HONORABLE MARK MATKOVICH,
West Virginia State Tax Commissioner,
THE HONORABLE JACKSON L. HAYES,
Assessor of Tyler County, and
THE COUNTY COMMISSION OF TYLER
COUNTY,

Respondents.

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) Case No. 16-AA-1

) Judge Jeffrey D. Cramer

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FILED

DEC 27 2016

Candy L. Warner
Tyler Co. Circuit ClerkANSWER OF THE COUNTY COMMISSION OF TYLER COUNTY

Comes now the County Commission of Tyler County, by and through D. Luke Furbee, Prosecuting Attorney for Tyler County, West Virginia, who has for its answer to the Complaint herein the following:

1. Pursuant to W.Va. R. Civ. P. 9(d), the County Commission of Tyler County, which sat as the Board of Assessment Appeals in the underlying matter, hereby avers that all of its official acts, including but not limited to the denial of the appeal of certain tax assessments by the Petitioner herein, were taken in compliance with law.

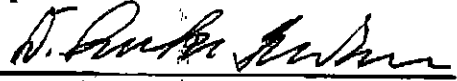
2. To the extent that the Complaint of the Petitioner filed herein avers that said denial of its appeal of certain tax assessments as therein alleged was erroneous, the County Commission of Tyler County denies the same.

3. Because the County Commission of Tyler County avers that these proceedings are strictly controlled by applicable statutes and decisional precedent regarding presumptions and burdens of proof in appeals of tax assessments, the County Commission further avers that it is not obliged to affirm or deny any other factual allegation appearing in the Complaint of the Petitioner, but that it is sufficient to aver that all of the official acts taken by the County Commission of Tyler County herein were in compliance with applicable law.

WHEREFORE, the County Commission of Tyler County respectfully prays that this Court affirm its decision or otherwise dismiss the Complaint herein.

COUNTY COMMISSION OF TYLER COUNTY
Respondent

By Counsel:

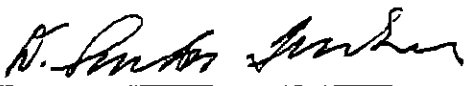

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CERTIFICATE OF SERVICE

I, D. Luke Furbee, Prosecuting Attorney for Tyler County, West Virginia, do hereby certify that I have made service of the foregoing ANSWER OF THE COUNTY COMMISSION OF TYLER COUNTY upon the parties hereto, by mailing a true and exact copy thereof to their counsel of record, as follows, this 27th day of December, 2016:

Craig A. Griffith, Esq.
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Matkovich and Hayes


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