
**TOWN OF FALMOUTH
OFFICE OF TOWN COUNSEL
MEMORANDUM**

TO: JULIAN SUSO, TOWN MANAGER
FROM: FRANK K. DUFFY, JR., TOWN COUNSEL
PATRICIA A. HARRIS, ASSOCIATE TOWN COUNSEL
SUBJECT: LITIGATION REPORT
DATE: 9/7/2017
CC: TOWN DEPARTMENTS AS NOTED

The following is the Legal Department's periodic report of pending cases and cases resolved since the previous report. Following the name of the case/action is the name of the Court or Agency involved, the nature of the case and the present status of the case. Special Counsel is noted where appropriate.

BOARD OF APPEALS

CASE: Graham Allison & Elizabeth Allison v. ZBA
PROPERTY: Cape Codder Road
COURT: Land Court
DATE OF ENTRY: October 2014
ISSUE: Appealing decision of ZBA denying an enforcement order
STATUS: Land Court dismissed appeal because it was filed "too late to be timely". Plaintiffs' appealed to the Appeals Court. Hearing held April, 2016. Appeals Court affirmed Land Court's decision. Plaintiffs' filed a petition to the Supreme Judicial Court for further appellate review, which was denied 12-1-2016.

CASE: Falmouth Hospitality, LLC v. Falmouth Zoning Board of Appeals
PROPERTY: Lantern Lane
COURT: Housing Appeals Committee
DATE OF ENTRY: August 2017
ISSUE: Appeal conditions of the Comprehensive Permit approved by the ZBA
STATUS: Pending

CASE: Matthew R. Gould, Davien B. Gould, Pierre Tillier and Gisella Tillier
v. Zoning Board of Appeals, Falmouth Hospitality LLC, John J. Fay, III,
Trustee, Robert A. Fay, Trustee of Fay's Realty Trust
PROPERTY: Lantern Lane
COURT: Barnstable Superior Court
DATE OF ENTRY: August 2017
ISSUE: Appeal of Appeals Board approval of 40B Development
STATUS: Pending

CASE (I): Richard Cottrel, et al v. Appeals Board, Building Commission and R.
Gilbert Allenby
PROPERTY: 996 East Falmouth Highway
COURT: Barnstable Superior Court
DATE OF ENTRY: December 2009
ISSUE: Appeal from decision upholding Building Commissioners decision to
refuse request for enforcement.
STATUS: Case moved to Land Court. Joint Stipulation of Dismissal filed in June,
2017.

CASE (II): Richard Cottrel, et al v. Appeals Board, Building Commission and R.
Gilbert Allenby, All Cape Recycling, Inc. and R & H Construction, Inc.
PROPERTY: 996 East Falmouth Highway
COURT: Land Court
DATE OF ENTRY: March 2011
ISSUE: Appeal from decision of Board to modifying an existing special permit.
STATUS: Joint Stipulation of Dismissal filed in June, 2017.

CASE: Richard and Kerry Dipietro, Individually and as Trustees of 8 Riverway
Realty Trust v. ZBA
PROPERTY: 8 Riverway, North Falmouth
COURT: Barnstable Superior Court
DATE OF ENTRY: August 2014
ISSUE: Appealing decision of ZBA denying plaintiffs a special permit to add a
farmers porch and to construct an outside stairway.
STATUS: Pending.

CASE: Carol Duclos, Trustee of the 315 School Street Nominee Trust
PROPERTY: 198 Thomas B. Landers Road, East Falmouth, MA
COURT: Barnstable Superior Court
DATE OF ENTRY: August 2013
ISSUE: Appealing decision of ZBA denying request for modification of use
variance and alternation of nonconforming use.
STATUS: Remanded to ZBA, which affirmed its earlier decision. Trial anticipated
for summer 2017.

CASE: Carol Duclos, Trustee of the 315 School Street Nominee Trust
PROPERTY: 198 Thomas B. Landers Road, East Falmouth, MA
COURT: Barnstable Superior Court
DATE OF ENTRY: July 2015
ISSUE: Appealing decision of ZBA after remand denying request for modification of use variance and alteration of nonconforming use.
STATUS: ZBA denied on remand. Plaintiff appealed Remand Decision. Case pending in Superior Court. Trial anticipated for summer 2017.

CASE: Diane and Barry Funfar and Linda Ohkagawa v. ZBA
PROPERTY: Wind Turbine 2
COURT: Barnstable Superior Court
DATE OF ENTRY: December 2015
ISSUE: Appeal of "Laches" Decision of the ZBA denying a cease and desist order for Wind 2.
STATUS: Motion for summary judgment filed with court, hearing held on May, 2017. On June 21, 2017 the Superior Court found there is no genuine issue as to material and fact affirmed the ZBA decision. Plaintiffs filed an appeal to the Appeals Court. Pending.
SPECIAL COUNSEL: Diane Tillotson, Esquire

CASE: Robert J. Hudson, Jr. Trustee of Recovable Living Trust Agreement of Robert J. Hudson, Jr. v. ZBA and NewPort Exchange Corp. Q.I. for Andrew Reale
PROPERTY: 460 Grand Avenue, Falmouth
COURT: Land Court
DATE OF ENTRY: June 14, 2017
ISSUE: Appealing decision of ZBA which ordered removal of structure built without required permits.
STATUS: Pending.

CASE: Cornelius K. Hurely, Jr., Individually and as Trustee of the C.K.H. Trust and Sheila H. Canty, Trustee of the Canty Family Trust v. Susanne H. Keohane, Trustee of the Harold J. Keohane Irrevocable Income Only Trust I; Harold J. Keohane individually and in his capacity as Trustee of the Keohnae Santuit Realty Trust; Patricia H. Keohane; Falmouth Zoning Board of Appeals; and Kimberly Bielan, Kenneth Forman, Terrence Hurrie, Edward Van Keuren, Paul Murphy and Mark Cook, as they are the members of the Falmouth Zoning Board of Appeals
PROPERTY: 80 Santuit Road, North Falmouth
COURT: Land Court
DATE OF ENTRY: March 2016
ISSUE: Appealing decision of Zoning Board of Appeals affirming 80 Santuit Road is a buildable lot.
STATUS: Pending

CASE: Robert Laird v. Town of Falmouth and ZBA
PROPERTY: Wind Turbine I
COURT: Barnstable Superior Court
DATE OF ENTRY: September 2015
ISSUE: Appealing decision of ZBA affirming an order of the Building
Commissioner that the former sec. 240-166 of the zoning bylaw applies
to Wind 1.
STATUS: Pending.
SPECIAL COUNSEL: Diane Tillotson, Esquire

CASE: The Climate Foundation v. ZBA and John Gardner
PROPERTY: 3 Little Harbor Road, Woods Hole
COURT: Land Court
DATE OF ENTRY: May, 2016
ISSUE: Appealing decision of ZBA denying plaintiff status as an exempt
educational use.
STATUS: Mediation held in June. Remanded to ZBA by agreement of parties.

CASE: Sean Revenaugh v. ZBA
PROPERTY: 50 English Street, Teaticket, MA
COURT: Barnstable Superior Court
DATE OF ENTRY: May, 2016
ISSUE: Appealing decision of ZBA denying request for special permit to allow
the operation of a home-based business.
STATUS: Trial anticipated for Summer 2017.

CASE: Town of Falmouth v. Andersen and ZBA
COURT: Barnstable Superior Court
PROPERTY: 211 Blacksmith Shop Road
DATE OF ENTRY: August 2013
ISSUE: Appealing decision of ZBA finding wind turbines are a nuisance at the
property.
STATUS: Trial assignment scheduled for September 2017.
SPECIAL COUNSEL: Michelle O'Brien, Esquire

CASE: Town of Falmouth v. Funfar and ZBA
COURT: Barnstable Superior Court
PROPERTY: 27 Ridgeview Drive
DATE OF ENTRY: August 2013
ISSUE: Appealing decision of ZBA finding wind turbines are a nuisance at the property.
STATUS: June 20, 2017 Superior Court affirmed decision of Zoning Board of Appeals and ordered Wind I and Wind II to cease operation. Board of Selectmen voted to not appeal this decision.
SPECIAL COUNSEL: Michelle O'Brien, Esquire

CASE: Town of Falmouth v. ZBA
COURT: Land Court
PROPERTY: Wind I
DATE OF ENTRY: April, 2016
ISSUE: Appealing decision of ZBA denying an application for a special permit for Wind 1.
STATUS: Voluntarily dismissed by Town.
SPECIAL COUNSEL: Diane C. Tillotson, Esquire

BOARD OF ASSESSORS

NONE

BOARD OF SELECTMEN

CASE: Ballymeade v. Board of Selectmen, et al
PROPERTY: Ballymeade
COURT: Barnstable Superior Court
DATE OF ENTRY: April 2015
ISSUE: Plaintiffs filed an application for preliminary injunction to prevent town from billing them for costs associated with connecting Ballymeade to town water.
STATUS: Pending by agreement – no injunction.

BUILDING DEPARTMENT

NONE

CONSERVATION COMMISSION

CASE: Eugene Caruso, Executor of the Estate of Angeline M. Caruso v. Conservation Commission and Town of Falmouth
PROPERTY: 191 Edgewater Drive West, East Falmouth
COURT: Barnstable Superior Court
DATE OF ENTRY: September 2013
ISSUE: Appeal from Commission decision denying variance to construct a single family residence within wetland resource areas. Complaint includes a Regulatory Taking claim against Town of Falmouth.
STATUS: Regulatory Taking claim settled by Agreement.

CASE: Joanne Delapa, Trustee Delcor Realty Trust v. Conservation Commission
PROPERTY: 418 Menauhant Road, Falmouth
COURT: Barnstable Superior Court
DATE OF ENTRY: October 2016
ISSUE: Appeal from Commission decision denying an application to construct a dock.
STATUS: Pending

CASE: Janice Smyth v. Conservation Commission and Town of Falmouth
PROPERTY: 250 Alder Lane, North Falmouth
COURT: Barnstable Superior Court
DATE OF ENTRY: February 2013
ISSUE: Appeal from Commission decision denying variance to construct a single family residence within wetland resource areas. Complaint includes a Regulatory Taking against the Town of Falmouth.
STATUS: Superior Court affirmed ConCom's decision 2/7/14. Jury awarded judgment for Plaintiff in the amount of \$660,000 in the regulatory taking claim. Board of Selectmen have authorized appeal. Appeal pending.
SPECIAL COUNSEL: Michelle O'Brien, Esquire (for Regulatory Taking claim)

CASE: Perch Pond Preservation, Inc. v. Conservation Commission
PROPERTY: Perch Pond, East Falmouth
COURT: Barnstable Superior Court
DATE OF ENTRY: December 2016
ISSUE: Appeal of the Commission decision denying notice of intent to dredge Perch Pond.
STATUS: Pending.

CASE: Thomas F. Ward, Trustee of 77 Muskegat Road Nominee Trust v. Conservation Commission
PROPERTY: 77 Muskegat Road, East Falmouth
COURT: Barnstable Superior Court
DATE OF ENTRY: April, 2017
ISSUE: Appealing special conditions of the the Order of Conditions that was issued to plaintiff on January 11, 2017.
STATUS: Pending.

FALMOUTH FIRE RESCUE DEPARTMENT

None

HARBORMASTER

CASE: Town of Falmouth v. Joel Koblentz
COURT: Falmouth District Court
DATE OF ENTRY: December 2015
ISSUE: Suit to recover damages done to a power pedestal on town pier.
STATUS: Settled by agreement of parties. Defendant paid Town \$450.00 in damages.

CASE: Falmouth v. William Penney
COURT: Falmouth District Court
DATE OF ENTRY: December 2014
ISSUE: Town filed small claim in order to recoup unpaid dock fees.
STATUS: Judgement for Town. Defendant cannot be found.

HEALTH DEPARTMENT

NONE

HISTORIC DISTRICTS COMMISSION

CASE: James M. Clark and Ruth Clark, Woods Hole Community Association, Woods Hole Historic Collection and Museum v. Falmouth Historic Districts Commission and Elizabeth G. and Michael G. Nametz, Trustees of Nametz Family Living Trust
PROPERTY: 46 School Street, WH
COURT: Barnstable Superior Court
DATE OF ENTRY: December 2014
ISSUE: Plaintiff appealing decision granting Nametz's request on remand for certificate of appropriateness to construct two car garage.
STATUS: Historic District Commission issued certificate of appropriateness. Case complete.

CASE: Elizabeth G. and Michael G. Nametz, Trustees of Nametz Family Living Trust v. Falmouth Historic Districts Commission
PROPERTY: 46 School Street, WH
COURT: Barnstable Superior Court
DATE OF ENTRY: July 2013
ISSUE: Commission denied request for certificate of appropriateness to construct two car garage.
STATUS: Superior Court remanded to Historic District Commission. On remand, Historic District Commission issued certificate of appropriateness. Case complete.

PLANNING BOARD

CASE: GSTVS, LLC v. Planning Board
PROPERTY: 25 Crocker Road, East Falmouth
COURT: Land Court
DATE OF ENTRY: October 2014
ISSUE: Appealing decision of Planning Board denying applicant special permit.
STATUS: Trial held December 3, 2015. Judgment for Plaintiff. Planning Board's decision annulled and matter remanded to Planning Board for proceedings consistent with the Court's decision. Property sold. Case complete.

CASE: Matthew R. Gould, Davien B. Gould, Pierre Tillier and Gisella Tillier v. Planning Board, Falmouth Hospitality LLC, John J. Fay, III, Trustee, Robert A. Fay, Trustee of Fay's Realty Trust
PROPERTY: Lantern Lane
COURT: Land Court
DATE OF ENTRY: July 2014
ISSUE: Appeal of Planning Board approval of request for subdivision modification.
STATUS: Land Court entered judgement on 7/14/2016 affirming decision of Planning Board and dismissing plaintiffs' other claims as premature. Plaintiffs appealed decision to Appeals Court. Appeals Court affirmed Judgement of Land Court. Plaintiffs have filed Petition for Further Appellate Review with Supreme Judicial Court. Pending.

CASE: Hugh F. McGourty, Jr. et als v. Planning Board and Brian E. Sandlin, Trustee and Trent Toran-Sandlin, Trustee
PROPERTY: 209 Maravista Avenue, Teaticket
COURT: Land Court
DATE OF ENTRY: December 2016
ISSUE: Appealing decision of Planning Board allowing Defendants, Brian E. Sandlin and Trent Toran-Sandlin to subdivide said property.
STATUS: Pending.

CASE: Nathan Ellis Highway, LLC (Cavossa) v. Planning Board
PROPERTY: 210 Nathan S. Ellis Highway, East Falmouth
COURT: Barnstable Superior Court
DATE OF ENTRY: July 2015
ISSUE: Appealing decision of Planning Board approving in part, denying in part, request for special permit for waste disposal contractor use.
STATUS: Pending.

CASE: William V. Stafford, David F. Stafford, Jayne R. Duggan, Jayne R. Duggan v. Planning Board and Louis Larry a/k/a Louis Larrey, Trustee of the Symon Realty Trust
COURT: Barnstable Superior Court
PROPERTY: Route 28A, North Falmouth
DATE OF ENTRY: February 2016
ISSUE: Appealing the decision of the Planning Board of granting special permit for planned residential development.
STATUS: Action dismissed upon Defendant, Larrey's Motion to Dismiss. Decision appealed. Pending.

POLICE DEPARTMENT

CASE: Stephen Fish v. Falmouth Police Department
COURT: Barnstable District Court
DATE OF ENTRY: October 2015
ISSUE: Plaintiff's license to carry was suspended he is appealing that decision.
STATUS: Plaintiff voluntarily dismissed case and subsequently died.

CASE: Brian and Kimberly Hunt v. David Massi, James Porter and Town of Falmouth
COURT: United States District Court
DATE OF ENTRY: March 2013
ISSUE: § 1983 civil rights police misconduct case.
STATUS: Federal court allowed Motion to Dismiss (filed by Defendants) and dismissed all remaining claims. There is still a state tort of malicious prosecution pending. (Case being handled by insurance counsel)

CASE: Carli Taylor v. Officer Ryan Moore and Town of Falmouth
COURT: United States District Court
DATE OF ENTRY: August 2017
ISSUE: Plaintiff alleging violation of 4th and 14th Amendments to the US Constitution.
STATUS: Pending. (Case being handled by insurance counsel)

CASE: Robert Jude Wilber v. Officers Robert Curtis, Brian Kinsella, Michael Rogers and Michael Simoneau
COURT: U.S. District Court
DATE OF ENTRY: January 2015
ISSUE: Claiming MGL c. 12, § 11I and 42 USC §1983 (civil rights violations and common law torts regarding false arrest and other related claims).
STATUS: Court entered summary judgment for town and police officers. Plaintiff filed a Notice to Appeal with the First Circuit Court of Appeals. US Court of Appeals affirmed district court grant of summary judgment on federal and state civil rights claim, but vacated summary judgment on state law claims and remanded case to Barnstable Superior Court for jury trial of state law claims. (Case being handled by insurance counsel).

CASE: Falmouth Police Dept. v. William Witter
COURT: Falmouth District Court
DATE OF ENTRY: August 2016
ISSUE: Petition to revoke firearms identification card.
STATUS: Continued pending disposition of related district court case. Case voluntarily dismissed when District Attorney dismissed related criminal case.

RECREATION DEPARTMENT

CASE: Angeline Cummings v. Town of Falmouth and Helen Kennedy
Recreation Department Director
COURT: MCAD
DATE OF ENTRY: August 2015
ISSUE: Claiming unlawful discrimination and termination.
STATUS: Settled by agreement of parties. (Case being handled by insurance counsel).

SCHOOL DEPARTMENT (also see Town of Falmouth)

CASE: Sharon Lessard v. Falmouth Public Schools
COURT: MCAD
DATE OF ENTRY: October 2016
ISSUE: Claiming discrimination related to age.
STATUS: Pending. (Case being handled by insurance counsel)

CASE: Phyllis Pina v. Falmouth Public Schools
COURT: MCAD
DATE OF ENTRY: March 2011
ISSUE: Claiming discrimination related to health issue.
STATUS: Pending. (Case being handled by insurance counsel)

TOWN OF FALMOUTH

CASE: Neil Andersen and Elizabeth Andersen v. Town of Falmouth
COURT: Barnstable Superior Court
DATE OF ENTRY: September 2012
ISSUE: Claiming private nuisance, taking, emotional distress as a result of the release of public records related to wind turbines.
STATUS: Trial held May 2017. Verdict for Defendant, Town of Falmouth. Plaintiffs filed a motion to set aside judgment and grant a new trial. Motion was denied, verdict stands. (Case being handled by insurance counsel).

CASE: Brian Elder, et al v. Town of Falmouth
PROPERTY: 161 Blacksmith Shop Road
COURT: Barnstable Superior Court
DATE OF ENTRY: March 2013
ISSUE: Claiming loss of property value and personal injuries related to wind turbines.
STATUS: Pending. (Case being handled by insurance counsel)

CASE: Roberta M. Hutchinson v. Town Manager of Town of Falmouth and Representative Dylan Fernandes
PROPERTY: 77 Gifford Street
COURT: Wrentham District Court
DATE OF ENTRY: July, 2017
ISSUE: Claiming there was excess water charge on her bill.
STATUS: Hearing scheduled October 5, 2017.

CASE: Lorraine Lowery v. Town of Falmouth
COURT: MCAD
DATE OF ENTRY: January 2016
ISSUE: Alleging discrimination by Police Department – firearms license.
STATUS: Case dismissed. (Case being handled by insurance counsel)

CASE: Linda Ohkagawa v. Town of Falmouth
PROPERTY: 821 West Falmouth Highway, West Falmouth
COURT: Barnstable Superior Court
DATE OF ENTRY: February 2015
ISSUE: Claiming Wind 2 at the WWTF constitutes a nuisance and a trespass onto the property of the plaintiff.
STATUS: Pending. (Case being handled by insurance counsel)

CASE: Carol S. Petit, Trustee of Beach House Realty Trust v. Town of Falmouth
COURT: Land Court
DATE OF ENTRY: August 2013
ISSUE: Land Court registration case – Megansett.
STATUS: Pending.

CASE: Henry Pollock v. Town of Falmouth
COURT: Land Court
DATE OF ENTRY: August 2013
ISSUE: Land Court registration case – Megansett.
STATUS: Pending.

CASE: Suzanne M. Sullivan v. Town of Falmouth
COURT: Land Court
DATE OF ENTRY: November, 2013
ISSUE: Land Court registration case – Megansett.
STATUS: Pending.

TAX COLLECTOR/TREASURER

This office is now handling all Tax Taking cases.

CASE: Board of Trustees of Pond View Park Condominium Trust v.
Condominium Unit 10 of Pond View Park Condominium and David L.
Hinds, Trustee, ALDLUC Realty Trust, Town of Falmouth Collector of
Taxes
PROPERTY: Pond View Park Condominium, Unit 10 (536 Main Street)
COURT: Falmouth District Court
DATE OF ENTRY: May 2017
ISSUE: Lien Foreclosure
STATUS: Pending

WATER DEPARTMENT

None

**TOWN OF FALMOUTH – LITIGATION REPORT
SUBMITTED BY LABOR COUNSEL
COLLINS, LOUGHRAN AND PELOQUIN, PC
SEPTEMBER 2017**

POLICE

CASE: Falmouth Police Patrolmen’s Federation and Town of Falmouth
COURT: JLMC
DATE OF FILING: August 14, 2017
ISSUE: Contract expired 6/30/17, after several negotiation sessions the union has filed a petition with JLMC.
STATUS: Mediation scheduled for October 17, 2017.

FIRE

CASE: Falmouth Fire Fighters Local 1397 v. Town of Falmouth
COURT: American Arbitration Association
DATE OF FILING: July 1, 2016
ISSUE: Union alleges that the Town violated the Memorandum of Agreement for the 2014-2017 Collective Bargaining Agreement by its step placement of certain members who had been promoted. The Town contends that the MOA did not change the CBA language or practice under which members who are promoted get placed on a step and then advance steps in their new rank.
STATUS: The case has been settled.

AFSCME (UNITS A & B)

CASE: AFSCME Local 93 v. Town of Falmouth
COURT: American Arbitration Association
DATE OF FILING: August 2016
ISSUE: The Town selected the external candidate who was determined to be better qualified than the internal candidate for the position of Assistant Health Agent.
STATUS: The Town prevailed in the arbitration and the matter is closed.

CASE: AFSCME Local 1636 Grievance: Class Action (Gregg Frasier, Chuck Martinsen) v. Town of Falmouth
COURT: Labor Relations Connection
DATE OF FILING: May 18, 2017
ISSUE: MES employees were suspended from police detail work after an incident; they claim to be entitled to these assignments.
STATUS: Arbitration hearing scheduled for November 29, 2017.

CASE: AFSCME Local 1636 Grievance: Philip Lang and Town of Falmouth
COURT: Arbitration Demand - Sent to Town Manager
DATE OF FILING: June 26, 2017
ISSUE: MES employees were suspended from police detail work after an incident; they claim to be entitled to these assignments.
STATUS: Demand for arbitration made by Union. Not yet filed with the Labor Relations Connection.

CASE: AFSCME Local 1636 and Town of Falmouth: Prohibited Practice Charge
COURT: DLR
DATE OF FILING: July 18, 2017
ISSUE: MES employees were suspended from police detail work after an incident; they claim to be entitled to these assignments.
STATUS: In-Person Investigation to be scheduled.

CASE: AFSCME Local 1636 and Town of Falmouth: Prohibited Practice Charge
COURT: DLR
DATE OF FILING: September 5, 2017
ISSUE: MES employees were suspended from police detail work after an incident; they claim to be entitled to these assignments.
STATUS: In-Person investigation to be scheduled.

LABORER'S DISTRICT COUNCIL

CASE: Laborer's District Council v. Town of Falmouth
COURT: American Arbitration Association
DATE OF FILING: January 24, 2017
ISSUE: Dismissal of a DPW employee for threatening a co-worker.
STATUS: The parties had two days of arbitration in July and August 2017 and will be filing post-hearing arbitration briefs.

**TOWN OF FALMOUTH – LITIGATION REPORT
 SUBMITTED BY LABOR COUNSEL
 MIRICK O’CONNELL
 SEPTEMBER 2017**

CASE: Town of Falmouth and AFSCME Council 93 (Employee Termination)
 COURT: Labor Relations Connection
 DATE OF FILING: July 21, 2017
 ISSUE: Employee is grieving termination by the Town.
 STATUS: Pending. Arbitration hearing scheduled for January 12, 2018.

CASE: Newton v. Town of Falmouth
 COURT: MCAD
 DATE OF FILING: July 26, 2017
 ISSUE: Complainant alleges Town discriminated against her on the basis of her gender/sex based on job classification violation of MGL c. 151B and Title VII.
 STATUS: Pending. In investigation phase by MCAD.

**SPECIAL COUNSEL
 LEGAL FEES
 FY 2018 – 7/1/17 – 9/1/2017**

Collins Loughran & Peloquin, PC (Labor)	\$13,365.00
Hemenway & Barnes, LLP (Wind Turbines)	\$ 907.20
Mirick, O’Connell, Demallie & Lougee, LLP (Labor)	\$ 3,433.33
Pierce Atwood, LLP (Smyth v. ConCom \$877.00) (Wind Turbines \$2,378.00)	\$ 3,255.00
TOTAL	\$20,960.53