

# ***LUNENBURG PLANNING BOARD TOWN OF LUNENBURG***

Lynn F. Sallee, Chair  
Emerick R. Bakaysa, Vice-Chair  
James A. Halloran, Clk.  
Robert J. Saia, Mbr.  
Joanna L. Bilotta, Mbr.  
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Executive Minutes  
January 22, 2007

Motion made by Ms. Bilotta, Second, Mr. Halloran, to leave regular session and enter into Executive Session for purpose of litigation, January 22, 2007, 9:00 PM. Note general session minutes.

Director notified the Board notification had been received through Brackett & Lucas, Town Counsel, that Superior Court dismissed the case of Jeanine and Shawn Therrien Et All v. Global Property Developers Corporation and the Planning Board. It was dismissed as "it is the substance and not the form of the remedy that is sought in the determination". Quoted is case law Lodice v City of Newton.

It was noted that this is the second dismissal; however, the Director was told that Ms. Riddle, Attorney for the Plaintiff, still has recourse for another appeal. Global, through their Attorneys, Rubin and Rudman, intends to take legal action for delay, etc.

Correspondence was reviewed.

Vice Chair Bakaysa requested Motion to close Executive Session. Motion, Ms. Bilotta, Second, Mr. Halloran. All aye.

Min/ex1-22-07