

REYNOLDS, RAPPAPORT, KAPLAN & HACKNEY, LLC
COUNSELORS AT LAW

JAMES F. REYNOLDS
RONALD H. RAPPAPORT
JANE D. KAPLAN
S. FAIN HACKNEY
MICHAEL A. GOLDSMITH
CYNTHIA G. WANSIEWICZ

106 COOKE STREET • P. O. BOX 2540
EDGARTOWN, MASSACHUSETTS 02539

TEL. (508) 627-3711
FAX (508) 627-3088
www.rrklaw.net

OF COUNSEL
KATHRYN R. HAM
JENNIFER S. RAKO
MELISSA MCKEE HACKNEY

KAREN D. BURKE

May 6, 2010

FEDERAL EXPRESS

Mr. Edward J. Sullivan
Clerk of Courts
ATTN: Wayne Emerson, Assistant Clerk
Middlesex Superior Court
200 Trade Center
Woburn, MA 01801

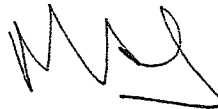
RE: Maria A. Kitras, et al. v. Town of Aquinnah, et al.,
Middlesex Superior Court C.A. No. 2008-02585H

Dear Mr. Sullivan,

Enclosed for filing relative to the above-captioned matter
please find Defendants' Notice of Appeal.

Thank you for your attention to this matter.

Very truly yours,



Michael A. Goldsmith

MAG/jmh

Enclosure

✓ cc: Rebekah Lacey, Esq.

COMMONWEALTH OF MASSACHUSETTS

MIDDLESEX, SS.

SUPERIOR COURT DEPARTMENT
CIVIL ACTION NO. 2008-02585H

MARIA A. KITRAS and JAMES)
J. DECOULOS, as they are)
Co-Trustees of Gorda)
Realty Trust,)

Plaintiffs,)

Vs.)

TOWN OF AQUINNAH CONSERVATION)
COMMISSION, SARAH THULIN,)
WALTER DELANEY and KATHERINE)
NEWMAN, as they are members)
of the Conservation Commission)
of the Town of Aquinnah,)

Defendants.)

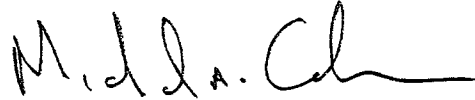
DEFENDANTS' NOTICE
OF APPEAL

The defendants, Town of Aquinnah Conservation Commission, Sarah Thulin, Walter Delaney and Katherine Newman, as they are members of the Conservation Commission of the Town of Aquinnah (the "Conservation Commission") and the Town, hereby appeal, pursuant to Mass. R.A.P. 3 and 4, to the Appeals Court from the

judgment entered on April 9, 2010.

TOWN OF AQUINNAH CONSERVATION
COMMISSION, ET AL.,

By their attorneys,



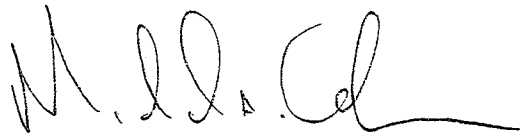
Ronald H. Rappaport
BBO No. 412260
Michael A. Goldsmith
BBO No. 558971
Reynolds, Rappaport, Kaplan,
& Hackney, LLC
106 Cooke Street, P.O. Box 2540
Edgartown, MA 02539
(508) 627-3711

Dated: May 6, 2010

CERTIFICATE OF SERVICE

I, Michael A. Goldsmith, attorney to the defendant, hereby certify that I have this 6th day of May, 2010, caused a copy of the within Defendants' Notice of Appeal to be served upon the plaintiffs by mailing a copy of the same, via first class mail, postage pre-paid, to:

Rebekah Lacey, Esq.
Anderson & Kreiger, LLP
One Canal Park, Suite 200
Cambridge, MA 02141

A handwritten signature in black ink, appearing to read "M. A. Goldsmith", written over a horizontal line.

Michael A. Goldsmith