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August 10, 2010

FEDERAL EXPRESS

Mr. Joseph F. Stanton, Clerk
Appeals Court
One Pemberton Square, Room 1200
Boston, MA 02108

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

Dear Mr. Stanton,

Enclosed please find a Joint Stipulation to Dismiss 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
APPEALS COURT

No. 2010-P-1166

DUKES COUNTY, SS.

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

Plaintiffs-Appellees

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-Appellants.

ON APPEAL FROM A JUDGMENT OF THE MIDDLESEX SUPERIOR COURT
Civil Action No. MICV-2008-02585H

JOINT STIPULATION TO DISMISS APPEAL

The defendants-appellants, 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) and the Town of Aquinnah, the plaintiffs-appellees,
Maria A. Kitras and James J. Decoulos, as they are Co-Trustees
of Gorda Realty Trust, agree to dismiss the appeal in this

matter with prejudice pursuant to Rule of Appellate Procedure
29(b). All parties shall pay their own costs and fees.

MARIA A. KITRAS and
JAMES J. DECOULOS

By their attorney,

Rebekah Lacey by MAJ

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TOWN OF AQUINNAH CONSERVATION
COMMISSION

By its attorneys,

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Dated: August 10, 2010