

REPRESENTATIVE COURTROOM EXPERIENCE

First Circuit Court of Appeals

1. *Nat'l Tower, LLC v. Plainville Zoning Bd. of Appeals*, 297 F.3d 14 (1st Cir. 2002) (affirming summary judgment ordering zoning relief to construct telecommunications tower); on appeal from *Nat'l Tower, LLC v. Frey*, 164 F. Supp. 2d 185 (D. Mass. 2001).
2. *Eck v. Dodge Chem. Co. (In re Power Recovery Sys.)*, 950 F.2d 798 (1st Cir. 1991) (affirming contempt order regarding failure to remove property affirmed).

Supreme Judicial Court

3. *Zoning Bd. of Appeals of Wellesley v. Ardmore Apts. L.P.*, 436 Mass. 811 (2002) (affirming summary judgment ordering affordable housing units to remain as below market units so long as building did not comply with zoning bylaws).

Appeals Court

4. *Farnum v. Mesiti Development*, 68 Mass. App. Ct. 419 (2007) (affirming order granting attorneys' fees).
5. *Farnum v. Mesiti Development*, Docket No. 04-P-1155, Mass. App. Ct. Rule 1:28 Decision (2005)(after trial, affirming dismissal of abutter's complaint appealing grant of special permit for lack of standing).
6. *Charles D. Nolan & Sons, Inc. v. Decoulos*, Trustee, Docket No. 02-P-1210, Mass. App. Ct. Rule 1:28 Decision (2004) (after trial, affirming plaintiff's lack of standing to maintain zoning appeal); *Decoulos v. City of Peabody*, Docket No. 02-P-1224, Mass. App. Ct. Rule 1:28 Decision (2004) (after trial, upholding validity of zoning ordinance on its face and as applied); *Decoulos v. Charles D. Nolan & Sons, Inc.*, Docket No. 03-P-1016, Mass. App. Ct. Rule 1:28 Decision (2004) (affirming denial of Anti-SLAPP special motion to dismiss).
7. *W. R. Grace & Co. v. Cambridge City Council*, 56 Mass. App. Ct. 559 (2002) (affirming summary judgment finding no regulatory taking from interim zoning amendment and building moratorium).
8. *Nickerson v. Zoning Bd. of Appeals*, 53 Mass. App. Ct. 680 (2002) (after trial, trial court's judgment upholding issuance of special permit to expand size of discount retailer's store affirmed).

Land Court

9. *MetroWest YMCA, INC. v. Town of Hopkinton*, Misc. Case No. 287240 (2007) (after trial, declaratory judgment determining that proposed YMCA is not entitled to the protections afforded by the Dover Amendment).
10. *Al-Harbi v. Parlee*, 9 LCR 33 (2001) (summary judgment on bylaw interpretation).
11. *Boston Hill Development v. North Andover Zoning Bd. of Appeals*, 9 LCR 60 (2001) (summary judgment on bylaw interpretation).
12. *Landy v. Board of Appeals of the Town of Weston*, Misc. Case No. 219053 (1996) (claims for adverse possession, deed reformation and the applicability of nonconforming structure protections, the court holds on summary judgment that garage does not qualify as residential structure benefiting from nonconforming structure protections).
13. *Morris v. Capolupo*, Misc. Case No. 138367 (1991) (after trial, judgment in action to remove cloud on title).
14. *Temple v. Klemm*, Misc. Case No. 120193, Registration Case No. 42000 (1988) (after trial, decree registering and confirming title to land).

Superior Court

15. *Nexum v. Framingham Planning Board*, Civil Action No. 04-1628 (After trial, trial court affirms denial of special permit and subdivision approval).
16. *Gunnerson v. Botany Bay Construction Co.*, Civil Action No. 97-1970 (1999)(after trial, judgment dismissing abutter complaint appealing grant of special permit).