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August 24, 2022

Via UPS

Clerk's Office
Land Court Department
Three Pemberton Square
Boston, MA 02108

Re: ***Board of Selectmen for the Town of Pepperell v. Zoning Board of Appeals for the Town of Pepperell, et al.; Civil Action No. 19MISC000081***
Donald A. Brown, et al. v. The Pepperell Zoning Board of Appeals, et al.; Civil Action No. 19MISC000081

Dear Sir or Madam:

Enclosed please find Mass Composting Group, Inc.'s Notice of Appeal from Judgment.

Thank you for your assistance with this matter. Please contact me if you have any questions.

Very truly yours,

Mitchell R. Edwards

Mitchell R. Edwards

MRE:emh
Enclosure

cc: Counsel of Record (via electronic mail only)

COMMONWEALTH OF MASSACHUSETTS

MIDDLESEX, SS.

LAND COURT
DEPARTMENT

THE BOARD OF SELECTMEN FOR THE TOWN
OF PEPPERELL,

Plaintiff,

v.

ZONING BOARD OF APPEALS FOR THE TOWN
OF PEPPERELL, and MARK G. WALSH,
ANNETTE R. MCLEAN, SEAN E. MCCAFFERY,
ALAN LEAO, JR. in their capacity as members of
the ZONING BOARD OF APPEALS, and MASS
COMPOSTING GROUP, INC.,

Defendants.

CIVIL ACTION NO.
19MISC000081

DONALD A. BROWN, LAURETTA A.
DELEGGE, PHILLIP DZUBINSKI, ROSEANNE
DZUBINSKI, HOLLY RIST, DEAN RIST,
WILLIAM HAMMOND, PATRICIA HAMMOND,
ROBERT LIVINGSTON, BRIAN J.
HUTCHINSON, ROBERT P. CORDERIO, MARK
K. SPENGLER, LINA SPENGLER, MARGARET
SCARSDALE AND CAROLINE AHDAB,

Plaintiffs,

v.

THE PEPPERELL ZONING BOARD OF
APPEALS, MARK WALSH, ANETTE MCLEAN,
SEAN MCAFFERY, AS THEY ARE MEMBERS
OF THE PEPPERELL ZONING BOARD OF
APPEALS, MASS. COMPOSTING GROUP, INC.
AND ITS PRESIDENT DAVID A. BURTON,

Defendants.

CIVIL ACTION NO.
19MISC000086

NOTICE OF APPEAL FROM JUDGMENT

Pursuant to Mass. R. App. P. 3 and Mass. R. App. P. 4, Defendant Mass Composting Group, Inc. hereby notices its intention to appeal the Court's decision on the motions for summary judgment of the Private Plaintiffs¹ and the Select Board for the Town of Pepperell, entered by this Court on August 1, 2022, and the Judgment entered on August 1, 2022.

MASS COMPOSTING GROUP INC.

By their Attorneys,

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Dated: August 24, 2022

¹ The Private Plaintiffs are Phillip Dzubinski, Roseanne Dzubinski, Holly Rist, Dean Rist, William Hammond, Patricia Hammond, Robert Livingston, Kathy Livingston, Brian J. Hutchinson, Robert P. Cordeiro, Kathleen Cordeiro, Mark K. Spengler, Linda Spengler, and Caroline Ahdab.

CERTIFICATE OF SERVICE

I, Mitchell Edwards, hereby certify that the foregoing document was served on August 24, 2022, via electronic and first class mail, postage prepaid upon:

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