

THE STATE OF NEW HAMPSHIRE

ROCKINGHAM, SS.

SUPERIOR COURT

PAMELA D. KELLY, MATTHEW H. EATON, KEVIN E. JORDAN
JEROME F. LAPHAM, JR., JAMES P. ROSBOROUGH, PETER W. LYLE, MICHAEL
HERRON, AMEDE A. BAILLARGEON, JR., SHANE CAREY, & ROGER FRIEDEN,
CHERYL LEBLANC, THOMAS DUFFY, AND
JOHN DOES #1 THROUGH #5 AND JANE DOES #1 THROUGH #5,
AS GENERAL CLASS OF RESIDENTS ALONG CAMP ROADS
IN THE TOWN OF NOTTINGHAM

v.

TOWN OF NOTTINGHAM

Docket # 218-2020-CV-00008

PETITIONERS' RULE 22 AUTOMATIC DISCLOSURE

NOW COMES, Petitioners, Pamela D. Kelly, Matthew H. Eaton, Kevin E. Jordan, Jerome F. Lapham, Jr., James P. Rosborough, Peter W. Lyle, Michael Herron, Amede A. Baillargeon, Jr., Shane Carey, & Roger Frieden, Cheryl Leblanc, Thomas Duffy, and John Does #1 through #5 and Jane Does #1 through #5, As general class of residents along camp roads in the town of Nottingham (individually and collectively, "Petitioner"), by and through its attorneys, Alfano Law Office, PLLC, and submits its Automatic Disclosure, stating as follows:

1. Witnesses:

- a. Pamela Kelly and Each Other Named Petitioners**, Nottingham, NH, 03290, may be contacted through undersigned counsel, and may be called during the trial in this action to present testimony regarding or relating to: the purchase and use of real property abutting the road referred to in the present action as Camp Roads; the prior maintenance of said road performed by Respondent; the applications, plans, and other documentations submitted to the Respondent in connection with the approval and development of Camp Roads; the public meetings noticed and/or conducted by the Respondent; the site reviews or site walks conducted by the Respondent; the comments, statements, actions, and/or omissions of the members of the Respondent planning board; and/or monetary damages that the Petitioner incurred, as a result of the Respondent's action(s) and/or omission(s) in connection with unilateral decision to cease maintenance and snow removal on Camp Roads.
- b. Benjamin Bartlett**, Vice Chairman of the Town of Nottingham Board of Selectmen, 139 Stage Road, Nottingham, NH 03290, (603) 679-5022, may be called during the trial in this action to present testimony regarding or relating to: his education,

training, knowledge, and experience relative to administration and/or governance of the Town of Nottingham, the prior maintenance of said road performed by Respondent and financial budgets relating to maintenance performed by Respondent on the Camp Roads; documents submitted to the Town of Nottingham in connection with the approval and/or development of Camp Roads; public meetings noticed and/or conducted by the Town of Nottingham relative to the Camp Roads and/or the maintenance thereof.

- c. **Donna Dainis**, 24 Brustle Rd., Nottingham, NH, may be called during the trial in this action to present testimony regarding or relating to: the purchase, improvement, and use of real property abutting the Camp Roads; and maintenance of Camp Roads performed by Respondent.
- d. **John Morrin**, 23 Cove Rd., Nottingham, NH, may be called during the trial in this action to present testimony regarding or relating to: the purchase, improvement, and use of real property abutting the Camp Roads; and maintenance of Camp Roads performed by Respondent.
- e. **John Fernald, Jr.**, 16 Deerfield St., Nottingham, NH, being a prior Road Agent for the Town of Nottingham, may be called during the trial in this action to present testimony regarding or relating to: the length of time that Respondent has performed maintenance on the Camp Roads and the types of maintenance so performed; financial budgets and appropriation and expenditures of public funds for the Town of Nottingham to perform maintenance on the Camp Roads.

2. Documents currently in the Plaintiffs' possession, which may be introduced during the trial in this action:

- a. Real estate deed(s) for the parcels or tracts of real property, which are located in the Town of Nottingham and owned by the Petitioners during the times and events relevant to this action, having been recorded in the Rockingham County Registry of Deed(s), including but not limited to:
 - i. Book 1406, Page 431;
 - ii. Book 1509, Page 392;
 - iii. Book 1601, Page 316;
 - iv. Book 1687, Page 182;
 - v. Book 1808, Page 219;
 - vi. Book 2353, Page 1176;
 - vii. Book 2424, Page 858;
- b. Plans, plats, and/or maps of the parcels abutting or depicting Camp Roads, which are recorded in the Rockingham County Registry of Deeds as follows, a copy of which are attached hereinafter;
 - i. 127;
 - ii. 378;
 - iii. D-623;

- iv. 1819;
- v. 919;
- vi. 02599;
- vii. 02824;
- viii. D-9688;
- ix. 02860;
- x. 03091;
- xi. D-3462;
- xii. D-6696;
- xiii. D-11566;
- xiv. D-16706;
- xv. C-16707;
- xvi. D-30633;
- xvii. D-38852;
- xviii. B-5676;
- xix. D-8649;
- xx. 02363;
- xxi. 2750;
- xxii. 1970;
- xxiii. 7077;
- xxiv. D-6029;
- xxv. 897;
- xxvi. D-4263;
- xxvii. 03910;
- xxviii. D-18350;
- xxix. 03375;
- xxx. 03374;
- xxxi. 498;

c. Photographs:

- i. Sachs Road sign;
- ii. Ledge Farm Road sign; and
- iii. Seaman's Point Road sign, indicating a private road, installed by Respondent in March 2020.

3. Damages:

- a. Not Applicable.


4. Insurance:

- a. Not Applicable.

Respectfully submitted,
PAMELA D. KELLY, ET AL.
By and Through Their Attorneys,
Alfano Law Office, PLLC

Dated:

10/27/20


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