

November 18, 2010

Dianne Hill, Clerk  
York County Courthouse  
45 Kennebunk Road  
P. O. Box 160  
Alfred, Maine 04002-0160

RE: Robert F. Almeder, et al. v. Town of Kennebunkport, et al.  
Docket No. RE-09-111

Dear Ms. Hill:

Enclosed for filing in the above referenced case, please find the following:

**Appearance and Answer of David L. Eaton and  
Jennifer L. Scully-Eaton to Defendants' Counterclaims**

A copy of the enclosed was served via U. S. Mail post-prepaid and addressed to counsel and *pro se* parties noted below.

Thank you for your assistance.

Sincerely,



Sidney St. F. Thaxter

SST/jvl

Enclosure

Copy to (w/encl):

Amy K. Tchao, Esq./Brian Willing, Esq. ✓  
Paul Stern, Deputy Attorney General  
Neal L. Weinstein, Esq.  
Gregg R. Frame, Esq.  
André G. Duchette, Esq.  
Christopher E. Pazar, Esq.  
Nicholas S. Strater, Esq.  
Alan Shepard, Esq.  
Alexander M. Lachiatto and Judith A. Lachiatto, *pro se*

Margarete K.M. Driver and Richard Driver, *pro se*  
Paul J. Hayes and Sharon K. Hayes, *pro se*  
Alan J. Clark, Trustee of the Allan J. Clark Revocable Trust, *pro se*  
Barbara Young, *pro se*  
Thomas Ramsey, *pro se*  
Kristen Mulvihill, *pro se*  
Mary Jane and Jason Mulvihill, *pro se*  
Kendall and Linda Burford, *pro se*  
Robert M. and Lois W. Baylis, Trustees, *pro se*  
Allison W. Phinney, Jr., *pro se*  
Barbara Russell, *pro se*  
William Joel, II, *pro se*  
Michael L. and Donna G. Kelly, *pro se*  
Robert F. Almeder  
Jack Fleming  
Barbara Rencurrel

STATE OF MAINE  
YORK, ss.

SUPERIOR COURT  
CIVIL ACTION  
DOCKET NO. RE-09-111

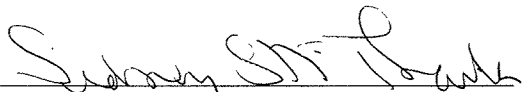
ROBERT F. ALMEDER et al., )  
)  
)  
Plaintiffs, )  
)  
v. )  
)  
TOWN OF KENNEBUNKPORT and )  
ALL PERSONS WHO ARE )  
UNASCERTAINED, )  
)  
Defendants. )

APPEARANCE AND ANSWER OF  
DAVID L. EATON AND  
JENNIFER L. SCULLY-EATON  
TO DEFENDANTS' COUNTERCLAIMS

(Title to Real Estate Involved)

NOW COME David L. Eaton and Jennifer L. Scully-Eaton, owners of beach front real property situated at 225 Kings Highway, Kennebunkport, County of York, State of Maine (the "Eatons"), appear as third party defendants in this action, pursuant to this Court's Order of August 30, 2010, and hereby answers all counterclaims asserted by defendants and incorporate by reference, as though fully set forth herein, all the answers and defenses pled by plaintiffs Robert F. Almeder, et al. to all of the counterclaims of defendants in this action.

Dated: November 18, 2010

  
Sidney St. F. Thaxter, Bar No. 1301  
David P. Silk, Bar No. 3136  
Regan M. Haines, Bar No. 8301  
CURTIS THAXTER LLC  
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Attorneys for Cross-claim Defendants  
David L. Eaton and Jennifer L. Scully-Eaton