

CURTIS THAXTER
ATTORNEYS AT LAW

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December 3, 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:

1. Summons (return of service completed);
2. Acknowledgment of Receipt of Summons, Complaint, Answers, Defenses and Counterclaims; and
3. Appearance and Answer of Heather Vicenzi, Trustee of The George A. Vicenzi Trust, 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

Enclosures

Copy to (w/encls):

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

SUPERIOR COURT

York, ss.
Docket No. RE-09-111

DISTRICT COURT

Location _____
Docket No. _____

Robert Almeder, et al. Plaintiffs
and Town of Kennebunkport Defendant / Counterclaim Plaintiff

v.

SUMMONS

George A. Vicenzi, Trustee
George A. Vicenzi Trust Defendant

PO Box 2238 Address
Aspen, CO 81612

The Plaintiff has begun a lawsuit against you in the ~~(District)~~ (Superior) Court, which holds sessions at (street address) 45 Kennebunk Road, in the Town/City of Alfred, County of York, Maine. If you wish to oppose this lawsuit, you or your attorney **MUST PREPARE AND SERVE A WRITTEN ANSWER** to the attached Complaint **WITHIN 20 DAYS** from the day this Summons was served upon you. You or your attorney must serve your Answer, by delivering a copy of it in person or by mail to the Plaintiff's attorney, or the Plaintiff, whose name and address appear below. You or your attorney must also file the original of your Answer with the court by mailing it to the following address: Clerk of ~~(District)~~ (Superior) Court, 45 Kennebunk Rd; PO Box 160, Alfred, Maine 04002-0160
(Mailing Address) (Town, City) (Zip)

before, or within a reasonable time after, it is served.

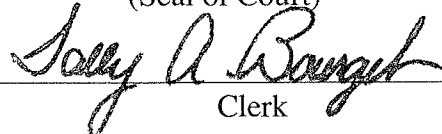
IMPORTANT WARNING

IF YOU FAIL TO SERVE AN ANSWER WITHIN THE TIME STATED ABOVE, OR IF, AFTER YOU ANSWER, YOU FAIL TO APPEAR AT ANY TIME THE COURT NOTIFIES YOU TO DO SO, A JUDGMENT BY DEFAULT MAY BE ENTERED AGAINST YOU IN YOUR ABSENCE FOR THE MONEY DAMAGES OR OTHER RELIEF DEMANDED IN THE COMPLAINT. IF THIS OCCURS, YOUR EMPLOYER MAY BE ORDERED TO PAY PART OF YOUR WAGES TO THE PLAINTIFF OR YOUR PERSONAL PROPERTY, INCLUDING BANK ACCOUNTS AND YOUR REAL ESTATE MAY BE TAKEN TO SATISFY THE JUDGMENT. IF YOU INTEND TO OPPOSE THIS LAWSUIT, DO NOT FAIL TO ANSWER WITHIN THE REQUIRED TIME.

If you believe the plaintiff is not entitled to all or part of the claim set forth in the Complaint or if you believe you have a claim of your own against the Plaintiff, you should talk to a lawyer. If you feel you cannot afford to pay a fee to a lawyer, you may ask the clerk of court for information as to places where you may seek legal assistance.

Date: September 20, 2010

(Seal of Court)


Clerk

CURTIS THAXIER
Sidney St. F. Thaxter, Esq. (Bar No. 1301)
(Attorney for) Plaintiff
One Canal Plaza/PO Box 7320 Address
Portland, ME 04112-7320
(207) 774-9000 Telephone

STATE OF MAINE
YORK, ss.

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

Robert F. Almeder and Virginia S.)
Almeder, et al.,)

Plaintiffs)

v.)

TOWN OF KENNEBUNKPORT and)
ALL PERSONS WHO ARE)
UNASCERTAINED,)

Defendants.)

ACKNOWLEDGMENT OF RECEIPT OF
SUMMONS, COMPLAINT, ANSWERS,
DEFENSES AND COUNTERCLAIMS

(Title to Real Estate Involved)

I acknowledge receipt of the Notice of Acknowledgment for Service by Mail, and the Complaint and Amended Complaint of Plaintiffs Robert F. Almeder, et al., and Answer, Defenses and Counterclaims of Defendant Town of Kennebunkport, and accept service of the same. I hereby waive any defects in service of process which may exist by reason of my acceptance of service in this manner.

DATED: November 23, 2010

By (sign): Heather Vicenzi

Print Name: Heather Vicenzi

Address: P.O. Box 2238

Aspen, Co. 81612

Phone: 970-925-1196

STATE OF MAINE
YORK, ss.

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

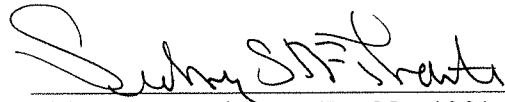
ROBERT F. ALMEDER et al.,)
)
)
Plaintiffs,)
)
v.)
)
TOWN OF KENNEBUNKPORT and)
ALL PERSONS WHO ARE)
UNASCERTAINED,)
)
Defendants.)

APPEARANCE AND ANSWER OF
HEATHER VICENZI, TRUSTEE OF THE
GEORGE A. VICENZI TRUST,
TO DEFENDANTS' COUNTERCLAIMS

(Title to Real Estate Involved)

NOW COMES Heather Vicenzi as Trustee of The George A. Vicenzi Trust, owner of beach front real property situated at Kings Highway, Kennebunkport, County of York, State of Maine (the "Vicenzi"), appears as a third party defendant 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: December 3, 2010



Sidney St. F. Thaxter, Bar No. 1301
David P. Silk, Bar No. 3136
Regan M. Haines, Bar No. 8301
CURTIS THAXTER LLC
One Canal Plaza / P.O. Box 7320
Portland, Maine 04112-7320
(207) 774-9000

Attorneys for Third Party Defendant
Heather Vicenzi as Trustee of
The George A. Vicenzi Trust

