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June 27, 2013

Board of Selectmen  
Town of Chilmark  
PO Box 119  
Chilmark, MA 02535

RE: Representation of the Zoning Board of Appeals and the Town

Dear Members of the Board:

I am writing you in connection with an appeal of a recent ruling by several abutters to Squibnocket Pond (Land Court Case No. 13 MISC 478175) and a challenge to the Town by-law. My office recently undertook title work for Douglas and Ellen Liman, who are one of the abutters to Squibnocket Pond appealing the ZBA's decision and challenging the Town by-law.

Under Rule 1.7(a) of the Massachusetts Rules of Professional Conduct, a lawyer shall not represent a client if the representation of that client will be directly adverse to another client, unless (1) the lawyer reasonably believes the representation will not adversely affect the relationship with the other client, and (2) each client consents after consultation.

Given that our office performed only title research and provided no advice on zoning matters, and given that the Limans are represented in the zoning appeal and by-law challenge by Glenn Wood of the law firm of Rubin & Rudman, I do not have a reasonable belief that my firm's representation of the Limans would adversely affect my ability to represent the ZBA and the Town in this case.

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If you agree with my assessment, please authorize the Chairman to sign the letter below and return to me as soon as practical. Please do not hesitate to call with any questions. I am seeking the same consent from the Limans, who have agreed to provide it.

Very truly yours,



Ronald H. Rappaport

RHR/jmh

Assented to:

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Warren M. Doty, Chairman  
Chilmark Board of Selectmen