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July 2, 2013

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

RE: Advice to the Building Inspector

Dear Members of the Board:

I am writing you in connection with the Building Inspector's request for advice regarding a proposed barn in the Squibnocket Pond District on land located at 34 Blacksmith Valley Road, owned by the Liman family. My office performed title work for Douglas Liman who, through other counsel, contends that the barn is an exempt structure as an agricultural use.

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, given that the Mr. Liman is represented here by Attorney Peter L. Tamm of Goulston & Storrs in Boston, and given that Mr. Liman has agreed to have me provide advice to the Town, I do not have a reasonable belief that my firm's prior representation of Mr. Liman would adversely affect my ability to represent the Town in this particular matter.

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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.

Very truly yours,

A handwritten signature in blue ink, appearing to be 'RHR', is written above the typed name.

Ronald H. Rappaport

RHR/jmh

Assented to:

Bill Rossi, Chairman
Chilmark Board of Selectmen