

This summary sheet and the information it contains do not replace or supplement the filing and service of pleadings or other papers as required by the Maine Rules or by law. This form is required for the Clerk of Court to initiate or update the civil docket. The information on this summary sheet is subject to the requirements of M. R. Civ. P. 11.

I. COUNTY OF FILING OR DISTRICT COURT JURISDICTION ("X" the appropriate box and enter the County or location)

- Superior Court County: Waldo
- District Court Location (city/town): _____

Initial Complaint: A complaint filed as an original proceeding. A filing fee is required.
Third-Party Complaint: An original defendant's action against a third party that was not part of the original proceeding. A filing fee is required.
Cross-Claim: An original defendant's claim against another original defendant. No additional fee is required.
Counterclaim: An original defendant's claim against an opposing party. No additional fee is required.
Reinstated or Reopened Case: Money Judgment Disclosures or post-judgment motions.

II. NATURE OF THE FILING

- Initial Complaint /First Amended Complaint
- Third-Party Complaint
- Cross-Claim or Counterclaim
- Reinstated or Reopened case: Docket Number:** _____

If filing a second or subsequent Money Judgment Disclosure, give the docket number of the first disclosure.)

III. REAL ESTATE OR TITLE TO REAL ESTATE IS INVOLVED

IV. MOST DEFINITIVE NATURE OF ACTION

("X" in ONE box. If the case fits more than one nature of action, select the one that best describes the cause of action.)

GENERAL CIVIL

- Constitutional/Civil Rights**
- Constitutional/Civil Rights
- Contract**
- Contract
- Declaratory/Equitable Relief**
- Declaratory Judgment
- General Injunctive Relief
- Other Equitable Relief
- Non-Personal Injury Torts**
- Auto Negligence
- Libel/Defamation
- Other Negligence
- Other Non-Personal Injury Tort
- Personal Injury Torts**
- Assault/Battery
- Auto Negligence
- Domestic Tort
- Medical Malpractice
- Other Negligence
- Other Personal Injury Tort
- Product Liability
- Property Negligence

Statutory Actions

- Freedom of Access
- Other Statutory Action
- Unfair Trade Practice
- Miscellaneous Civil**
- Administrative Warrant
- Appointment of Receiver
- Arbitration Awards
- Common Law Habeas Corpus
- Debt Collection
 - Brought by a debt collector as defined by 32 M.R.S. § 11002
- Drug Forfeiture
- Foreign Deposition
- Foreign Judgments
- HIV Testing
- Land Use Enforcement (80K)
- Minor Settlements
- Other Civil
- Other Forfeiture/Property Libel
- Pre-Action Discovery
- Prisoners Transfers
- Shareholders' Derivative Action

REAL ESTATE

- Foreclosures**
- Foreclosure (ADR exempt)
- Foreclosure (Diversion eligible)
- Foreclosure (Other)
- Title Actions**
- Boundary
- Easement
- Eminent Domain
- Quiet Title
- Miscellaneous Real Estate**
- Abandoned Road
- Adverse Possession
- Equitable Remedy
- Mechanics Lien
- Nuisance
- Other Real Estate
- Partition
- Trespass

APPEALS (ADR EXEMPT)

- Administrative Agency (80C)
- Governmental Body (80B)
- Other Appeal

CHILD PROTECTIVE CUSTODY

- Non-DHHS Protective Custody

SPECIAL ACTIONS

- Money Judgment Disclosure

ADA Notice: The Maine Judicial Branch complies with the Americans with Disabilities Act (ADA). If you need a reasonable accommodation contact the Court Access Coordinator, accessibility@courts.maine.gov, or a court clerk.

Language Services: For language assistance and interpreters, contact a court clerk or interpreters@courts.maine.gov.

MAINE JUDICIAL BRANCH

V. M.R. Civ. P. 16B ALTERNATIVE DISPUTE RESOLUTION (ADR)

[X] I certify that pursuant to M.R. Civ. P. 16B(b), this case is exempt from a required ADR process because ("X" one box below):

- It falls within an exemption listed above (it is an appeal or an action for non-payment of a note in a secured transaction).
The plaintiff or defendant is incarcerated in a local, state, or federal facility.
The parties have participated in a statutory pre-litigation screening panel process with (name of panel chair) that concluded on (date of panel finding - mm/dd/yyyy).
The parties have participated in a formal ADR process with (name of neutral) on (date - mm/dd/yyyy).
The plaintiff's likely damages will not exceed \$30,000, and the plaintiff requests an exemption.
The action does not include ADR pursuant to M.R. Civ. P. 16(a)(1).
There is other good cause for an exemption and the plaintiff has filed a motion for exemption.

VI. PARTY AND ATTORNEY CONTACT INFORMATION

If you need additional space, list additional parties on an attachment and note "see attachment" in the appropriate section.

Please note: If a party is a government agency, use the full agency name or the standard abbreviation. If the party is an official within a government agency, identify the agency first and then the official, giving both name and title.

(a) PLAINTIFF(S)

("X" the box below to indicate the party type associated with the filing)

- [X] Plaintiff(s)
[] Third-Party Plaintiff(s)
[] Counterclaim Plaintiff(s)
[] Cross-Claim Plaintiff(s)

Is the plaintiff a prisoner in a local, state, or federal facility? [] Yes [X] No

Name (first, middle initial, last): Jeffrey R. Mabee
Mailing address (include county): 290 Northport Avenue
Belfasta, County of Waldo, Maine
Telephone:
Email:

Name (first, middle initial, last): See attached Addendum
Mailing address (include county):
Telephone:
Email:

(b) ATTORNEY(S) FOR PLAINTIFF(S)

If there are multiple attorneys, indicate the lead attorney. If all counsel do not represent ALL plaintiffs, specify which plaintiff(s) the listed attorney(s) represents.

Name and bar number: Kimberly J. Ervin Tucker, Bar No. 6969
Firm name:
Mailing Address: 48 Harbour Pointe Drive
Lincolville, Maine 04849
Telephone: 202-841-5439
Email: k.ervintucker@gmail.com

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Name and bar number: See attached Addendum
 Firm name: _____
 Mailing Address: _____
 Telephone: _____
 Email: _____

(c) DEFENDANT(S)

("X" the box below to indicate the party type associated with the filing)

- Defendant(s)
 Third-Party Defendant(s)
 Counterclaim Defendant(s)
 Cross-Claim Defendant(s)

Is the defendant a prisoner in a local, state, or federal facility? Yes No

Name *(first, middle initial, last)*: City of Belfast, Maine
 Mailing address *(include county)*: c/o Amy Flood, City Clerk
131 Church Street, Belfast, Maine 04915
 Telephone: 207-338-3370
 Email: cityclerk@cityofbelfast.org

Name *(first, middle initial, last)*: Nordic Aquafarms Inc.
 Mailing address *(include county)*: 285 Northport Avenue
Belfast, Maine 04915
 Telephone: _____
 Email: _____

(d) ATTORNEY(S) FOR DEFENDANT(S)

If there are multiple attorneys, indicate the lead attorney. *If all counsel do not represent ALL defendants, specify which defendant(s) the listed attorney(s) represents.*

Name and bar number: William Kelly, Bar No. 7077
 Firm name: Kelly & Associates, LLC
 Mailing Address: 96 High Street
Belfast, Maine 04915
 Telephone: 207-338-2702
 Email: bkelly11@bluestreakme.com

Name and bar number: Melissa A. Hewey, Bar No. 3587; David M. Kallin, Bar No. 4558
 Firm name: Drummond Woodsum
 Mailing Address: 84 Marginal Way, Suite 600
Portland, Maine 04101
 Telephone: 207-772-1941
 Email: mhewey@dwmlaw.com; dkallin@dwmlaw.com

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MAINE JUDICIAL BRANCH

(e) PARTIES IN INTEREST

Name (first, middle initial, last): _____
Mailing address (include county): _____
Telephone: _____
Email: _____

Name (first, middle initial, last): _____
Mailing address (include county): _____
Telephone: _____
Email: _____

(f) ATTORNEY(S)

If there are multiple attorneys, indicate the lead attorney. If all counsel do not represent ALL parties in interest, specify which parties in interest the listed attorney(s) represents.

Name and bar number: _____
Firm name: _____
Mailing Address: _____
Telephone: _____
Email: _____

Name and bar number: _____
Firm name: _____
Mailing Address: _____
Telephone: _____
Email: _____

VII. RELATED CASE(S) IF ANY

Case name: Jeffrey Mabee, et al. v. Nordic Aquafarms, Inc., et al.
Docket Number: RE-2019-18
Assigned Judge/Justice: Hon. Robert E. Murray

Date (mm/dd/yyyy): September 8, 2021

Signature of Plaintiff or Lead Attorney of Record

Kimberly J. Ervin Tucker, Bar No. 6969
Printed Name of Plaintiff or Attorney

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ADDENDUM – Amended Summary Sheet

VI. Party And Attorney Contact Information

(a) Plaintiffs

Name: Judith B. Grace
Mailing Address: 290 Northport Avenue
Belfast, County of Waldo, Maine

Name: Friends of the Harriet L. Hartley Conservation Area
Mailing Address: c/o Registered Agent/Clerk: Jeffrey R. Mabee
290 Northport Avenue
Belfast, County of Waldo, Maine

Name: Upstream Watch
Mailing Address: c/o Registered Agent/Clerk:
290 Northport Avenue
Belfast, County of Waldo, Maine

(b) Attorney for Plaintiffs

(1) Attorney for Jeffrey Mabee, Judith B. Grace and Friends of the Harriet L. Hartley Conservation Area

Name & bar number: Kimberly J. Ervin Tucker, Bar No. 6969
Mailing Address: 48 Harbour Point Drive
Lincolntonville, Maine 04849
Telephone: 202-841-5439
Email: k.ervintucker@gmail.com

(2) Attorney for Jeffrey Mabee, Judith B. Grace, Friends of the Harriet L. Hartley Conservation Area and Upstream Watch

Name & bar number: David J. Perkins, Bar No. 3232
David P. Silk, Bar No. 3136
Mailing Address: CURTIS THAXTER LLC
One Canal Plaza, Suite 1000
P.O. Box 7320
Portland, ME 04112-7320
Telephone: 207-774-9000
Email: dperkins@curtisthaxter.com
dsilk@curtisthaxter.com

Name & bar number: Wesley W. Horton, Esq., *Pro Hac Vice*
Michael S. Taylor, Esq., *Pro Hac Vice*
Mailing Address: HORTON DOWD BARTSCHI &
LEVESQUE
90 Gillett Street
Hartford, CT 06105
Telephone: (860) 522-8338
Email: wes@hdblfirm.com
mtaylor@hdblfirm.com

(3) Attorney for Upstream Watch

Name & bar number: David B. Losee, Bar No. 6500
Mailing Address: DAVID B. LOSEE, LLC
7 Highland Avenue
Camden, Maine 04843
Telephone: (860) 707-3215
Email: david@loseelaw.com