

COMMONWEALTH OF MASSACHUSETTS

SUFFOLK, SS.

LAND COURT DEPARTMENT  
DOCKET No. 23 PS 000622 (Smith, J.)

ROBIN E. FABIANO, RITA S. POLLAK,  
DONALD P. MILARDO, PAULA B.  
OLENDER, HEEREN MAKANJI,  
ELISABETH A. WALLACE and JOHN E.  
RYAN,

Plaintiffs,

v.

DAVID COLLINS, SHERRY DONG, NORM  
STEMBRIDGE, GIOVANNY VALENCIA,  
RAHEEM SHEPARD, JEANNE PINARDO,  
HANSY BETTER BARRAZA as they are  
Members of the CITY OF BOSTON ZONING  
BOARD OF APPEAL, the CITY OF  
BOSTON ZONING BOARD OF APPEAL,  
and UPTON BELGRADE INVESTMENT  
PARTNERS, LLC,

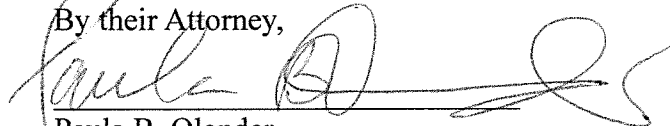
Defendants.

**STIPULATION OF DISMISSAL**

Pursuant to Rule 41(a)(1)(ii), the parties hereby stipulate that the above-captioned action be dismissed with prejudice, with all rights of appeal waived, and with each party to bear its own costs and expenses.

**RITA S. POLLAK, ROBIN E. FABIANO,  
DONALD P. MILARDO, PAULA B. OLENDER,  
ELISABETH A. WALLACE and JOHN E.  
RYAN,**

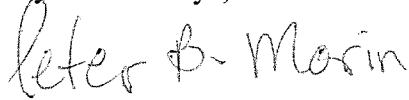
By their Attorney,



Paula B. Olender  
B.B.O. # 639691  
378 Page Street, Suite 301  
Stoughton, MA 02072  
(508) 230-8060  
poldender@weclosethe loan.com

**UPTON BELGRADE INVESTMENT  
PARTNERS, LLC,**

By its Attorneys,



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Michael W. Ford (BBO # 644807)

Peter B. Morin (BBO # 355155)

Ryan M. Gazda (BBO # 693573)

FORD LAW P.C.

245 Sumner Street, Suite 110

East Boston, Massachusetts 02128

Tel./Fax (617) 328-3400

[mford@fordlawpc.com](mailto:mford@fordlawpc.com)

[pmorin@fordlawpc.com](mailto:pmorin@fordlawpc.com)

[rgazda@fordlawpc.com](mailto:rgazda@fordlawpc.com)

**DAVID COLLINS, SHERRY DONG, NORM  
STEMBRIDGE, GIOVANNY VALENCIA,  
RAHEEM SHEPARD, JEANNE PINARDO,  
HANSY BETTER BARRAZA as they are  
Members of the CITY OF BOSTON ZONING  
BOARD OF APPEAL, the CITY OF BOSTON  
ZONING BOARD OF APPEAL,**

By their Attorney,



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Jolie E. Main, Esq.

City of Boston Law Department

1 City Hall Square, Room 615

Boston, Massachusetts 02201

[jolie.main@boston.gov](mailto:jolie.main@boston.gov)