

Brian Winner

From: Joseph Zoppo <jzoppo@pereszoppo.com>
Sent: Saturday, April 5, 2025 8:00 PM
To: Brian Winner
Subject: RE: For Settlement Purposes Only
Attachments: HPLJscan_20250405175134.pdf

Importance: High

Brian – to be clear SMAC has nothing to hide from the Town under normal circumstances as John Stagnone's months long responses 2 years ago to Mr. Mokrisky exhaustive inquisition shows.

But as that showed with the resulting escalation to the point of annihilation of SMAC, SMAC knows it would be against its interest to do so any more than it feels the law requires.

I and SMAC appreciate you and possibly some of the Select Board Members, setting up settlement meetings, but the meetings have borne little fruit because the Select Board attendees had or said they had no information about SMAC's side of the dispute and refused to engage in a discussion of that.

Mr. Cavey's Letter was the sole point of discussion and even on that there seemed to be little progress.

SMAC's letter of November 27, 2024, appears to have been hidden, otherwise not disclosed to the Select Board Members or, as one Select Board Member admits, deliberately avoided and ignored by at least that and possibly other Select Board Members.

In fact, when offered, one Select Board Member refused to accept a copy or read it, apparently thinking that sending it to you did not charge that Member with knowledge of the contents.

Instead, at the last meeting, that Select Board Member threatened SMAC with damages under the Access Agreement, with little other substantive discussion of the terms of a settlement.

Under these circumstances and what appears to be your lack of input and engagement, SMAC feels it has little choice but to fight for its survival by other means.

SMAC hopes that there can be a reconciliation/settlement but the lack of even acknowledgement of any of SMAC's concerns seems to provide little promise of that.

If the Town is of a mind to mount a serious attempt at settlement which includes addressing SMAC's concerns, I urge you to contact me by Monday, April 7, 2025, by 3 PM.

So much time has already passed without any progress but rather worsening problems with the Town, e.g., Mr. Calter's doings as I have related to you only in part and the threats at the recent meeting, that SMAC feels it must protect itself from inevitable further assault and vindicate its rights outside of the context of a settlement before matters deteriorate further with the Town.

In that regard SMAC feels it must resort instead to litigation along the lines of the attached Complaint, which at present does not contain claim(s) under G.L. c. 268A.

At this point SMAC is prepared to embark on litigation if you are unable or decide against contacting me by the above time and date for a more meaningful discussion than the parties have been able to achieve so far.

I hope to hear from you.

Attorney Joseph P. Zoppo

Peres, Zoppo & Associates
Attorneys at Law

Please direct all correspondence/mail to our Stoughton address

6 Cabot Place, Suite 10
Stoughton MA, 02072

And

One Boston Place
Suite 2600
Boston, MA 02108

781-436-8440 (Stoughton)
617-535-7533 (Boston)
781-251-6649 (Fax)

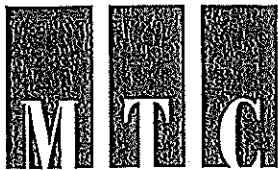
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From: Brian Winner <brian@mtclawyers.com>
Sent: Thursday, February 20, 2025 12:46 PM
To: Joseph Zoppo <jzoppo@pereszoppo.com>
Subject: RE: For Settlement Purposes Only

I've been trying to connect with the Chair on this for some time. They've been swamped with other matters but he promised to connect with me today or tomorrow. I'll, hopefully, be able to circle back with you shortly.



Brian J. Winner
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From: Joseph Zoppo <jzoppo@pereszoppo.com>
Sent: Tuesday, February 18, 2025 2:52 PM
To: Brian Winner <brian@mtclawyers.com>
Subject: RE: For Settlement Purposes Only

Brian any progress on scheduling a meeting or my last email to you?

Thanks Brian

Attorney Joseph P. Zoppo

 **Peres, Zoppo & Associates**
Attorneys at Law

Please direct all correspondence/mail to our Stoughton address

6 Cabot Place, Suite 10
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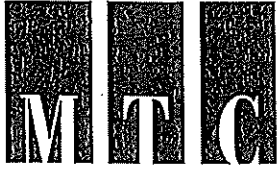
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From: Brian Winner <brian@mtclawyers.com>
Sent: Wednesday, February 12, 2025 8:59 AM
To: Joseph Zoppo <jzoppo@pereszoppo.com>
Subject: RE: For Settlement Purposes Only

Thank you Joe. I've been trying to connect with my client on the details. I'll be in touch as soon as I know more.

Best, Brian



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From: Joseph Zoppo <jzoppo@pereszoppo.com>
Sent: Tuesday, February 11, 2025 6:05 PM
To: Brian Winner <brian@mtclawyers.com>
Subject: For Settlement Purposes Only

Brian Hi,

I did receive a copy of Selectboard Chairperson Cavey's Letter to SMAC dated January 29, 2025, which we discussed when we spoke on Feb.3.

Please accept my email as the response from SMAC.

If that presents any issue, let me know.

SMAC reserves all its rights under the Access Agreement and otherwise, that said SMAC would be pleased to meet.

What is in mind as to attendees, etc.?

thanks

Attorney Joseph P. Zoppo

Peres, Zoppo & Associates
Attorneys at Law

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