

STATE OF MAINE
YORK, SS

SUPERIOR COURT
CIVIL ACTION
DOCKET NO. RE-09-111

ROBERT F. ALMEDER and
VIRGINIA S. ALMEDER, et al.,

PLAINTIFFS

V.

TOWN OF KENNEBUNKPORT and
ALL PERSONS WHO ARE
UNASCERTAINED,

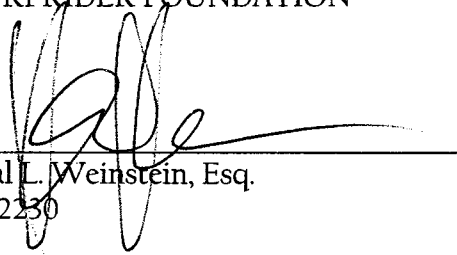
DEFENDANTS

**SURFRIDER FOUNDATION'S MOTION
FOR SUMMARY JUDGMENT**

NOW COMES Intervenor, The Surfrider Foundation, by and through undersigned counsel, and adopts the State of Maine's Motion for Summary Judgment filed on May 3, 2011, and urges the Court to adopt the position of the State of Maine and Grant Summary Judgment as requested.

Dated at Old Orchard Beach this 13th day of May 2011.

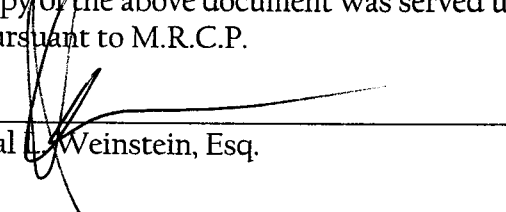
THE SURFRIDER FOUNDATION


By: Neal L. Weinstein, Esq.
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CERTIFICATE OF SERVICE

I hereby certify that on this day a true copy of the above document was served upon the attorney of record for each party by U.S. Mail pursuant to M.R.C.P.


Neal L. Weinstein, Esq.

NOTICE

Pursuant to Rule 7(b) (1) of the Maine Rules of Civil Procedure, opposition to this motion, in accordance with Rule 7 (c), must be filed not later than 21 days after the filing of this motion unless another time is provided by these Rules or set by the Court. Failure to file timely opposition will be deemed a waiver of all objections to the motion, which may be granted without further notice or hearing.