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Barking Up the Wrong Tree!

Selectman Chair Frank Casey revealed to Fixcarver that the lawyer for the company being sued by the town in the dog shelter dispute has asked the court to be removed from the case because BATG has not paid them for their services. The dispute is scheduled for a hearing in Superior Court on November 1.

Selectmen and Rick LaFond previously indicated that Town Counsel was undertaking an action to seek triple damages under the consumer protection statutes. Citizens Bobbie Frugoli and Dawn Padovani warned that BATG had a history of questionable dealings with other towns prior to the adoption of the contract to cap the landfill. In spite of their warnings BATG was awarded the contract and has since failed to rebuild the animal shelter that the Town contends was in the North Carver landfill capping contract.

The citizens of Carver were given an estimate by Rick LaFond at the June 26, 2007 Selectmen's meeting LaFond **"estimates the cash value of the Town's contract with BATG for the animal shelter at \$350,000"** Fixcarver compares these assurances with the assurances that the Town would prevail on appeal in the case of senior police sergeant Ray Orr, a case that cost the Town well over \$226,000 in legal costs. The only assurances the citizens can count on is that the legal bills will likely exceed the damages recovered in the case.

Frank Casey began the process of explaining and lowering expectations in an email on to Dawn Padovani he states **"The BATG attorney has removed herself due to the lack of payment from BATG. Another attorney has filed a petition to take over, and the new attorney has requested a postponement of the pre-trial conference scheduled for September in order to become familiar with the case. Kopelman and Paige is opposing this motion, but it is expected to be granted by the court. This will result in a rescheduling of the hearing. The concern is that if BATG files for bankruptcy it would be very difficult to collect. The triple damages became part of the Town's motion. The word "promised" does not accurately reflect the Town's position. Triple damages are being sought."**

We are not interested in excuses. Tell us again Frank Casey how Kopelman & Paige is Batting one thousand!!! You blathered on at a Selectmens meeting about how talented the 51 attorneys at Kopelman and Paige are and about how you can contact Lenny Kopelman at any time. Throw us a bone and tell us we're going to win and that you have confidence in the competence and expertise of Kopelman and Paige. Just remember that results matter. Care to bet on the outcome Mr. Casey (We don't take IOU's only cash). We've got a proposal for you contact Lenny and ask for a rebate of his fees on the Orr case & the Dog shelter case using proceeds from this call you could build two schools.