

COMMONWEALTH OF MASSACHUSETTS

HAMPDEN,SS

SUPERIOR COURT DEPARTMENT
Civil Action # 09 935

Town of Holland Fire Department)
 Plaintiff)
)
Vs.)
)
James P. LaMountain and)
Northeast Concepts, Inc.)

A HISTORY OF THE HOSTILE BAD FAITH LITIGATION
CONDUCTED BY THE TOWN OF HOLLAND AGAINST DEFENDANT'S
AS WELL AS OTHER IMPROPER CONDUCT

NOVEMBER 2002

Palmer Court – Criminal charges filed by the police chief of the Town of Holland against James P. LaMountain for failure to register as a sex offender. The Holland Police came to Mr. LaMountain's home to arrest him on November 6, 2002. When they did not find him at home Mr. LaMountain was called on his cell phone and told that if he did not immediately come to the police station they would come at 3:00AM and kick the doors in and arrest him. Mr. LaMountain went to the police station and was arrested and brought to the Sturbridge State Police Barracks. Mr. LaMountain was arraigned and the case was nolle prosequi by the prosecutor when it was discovered that Mr. LaMountain had registered as required.

JANUARY 2006

Palmer Court Holland Police Chief Kevin Gleason refused to execute a restraining order against Leonard Robertson, a live in care taker for the LaMountain family. As a result of the refusal Leonard Robertson later assaulted Karrie Geoffrey in the home.

May 2006,
Town Hall

James LaMountain sent Declaration and Notice of Agricultural intent to conduct agriculture on the 75 plus acre Mashapaug road Holland Property pursuant to Mass General Laws and the appropriate CMR's regarding rights to conduct agriculture. Selectman Johnson and Wettlaufer and Conservation commissioner Howard Fife, who is a friend and co worker of Wettlaufer, publically stated at the meeting that the defendant was not a farm and could not farm the land despite the proper filings being made.

May 2006

Holland	Pet developer and Good Friend of Selectman Wettlaufer, Tony Grossi, attempted to buy Defendant's farm for development. We turned him down.
June 2006	Selectmen Wettlaufer and Johnson make motions to abandon town roads that access the rear of our farm with the intent of denying defendant's access to their land.
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JULY 2006 July 4 th party at Selectman Wettlaufer's home	Selectman James Wettlaufer had a party at his home for the July 4 th holiday and at that party he declared to numerous town officials and guests that James P. LaMountain was public enemy #1 and that he was a sex offender. James Wettlaufer told Jesse Henke-Reilly that no work could be done at the Holland farm. The Police and the DEP subsequently refused Mr. LaMountain access to his property by way of his access road on Mashapaug Road. Wettlaufer further refused to acknowledge the status of the property as a farm and scoffed when given a book with pictures showing the history of the property as Blodgette farm and Defendant's ongoing farm operations before the farm was purchased.
JULY 2006 Housing Court	James P. LaMountain/ Huguenot Farms requested agricultural burning permits to assist in land clearing at the Holland Farm located on Mashapaug Road in Holland. After Holland Selectman James Wettlaufer complained to the Fire Chief for the Town of Holland, Paul Foster, about the burning which was occurring, the Fire Chief refused to issue any further permits. This refusal was in violation of law, because James P. LaMountain/ Huguenot Farms was entitled to conduct burns under MGL Chapter 111 section 142L. Wettlaufer threatened to not reappoint the Fire Chief if he granted any further permits. The matter was brought before the Housing Court and Judge Dina Fein issued the attached judgment. This order requires the Fire Chief to issue agricultural burning permits based solely on whether or not appropriate meteorological conditions exist for burning. Justice Fein also issued a permanent injunction against James LaMountain conducting agricultural burns without a permit issued by the Chief of the Fire Department for the Town of Holland. Judge Fein ruled that the property was a farm as was entitled to that status and exemptions.
JULY 2006 Hampden Superior Court	In July of 2006 James P. LaMountain and others filed a law suit against the town of Holland complaining that the Town refused to issue agricultural burning permits a required by law. Judge Moriarty's issued a decision on

the Town of Holland's motion to dismiss. This decision informed the Town of Holland that Mr. LaMountain's allegation of a refusal to issue a permit constituted a violation of his civil rights under 42 U.S.C. section 1983. Plaintiff dismissed this case after the Town of Holland issued permits to burn.

AUGUST 2006
DEP complaint

In August of 2006 The Town of Holland told us we cannot use the existing driveway to access the existing structures on our farm and also reported to the DEP that we were violating the wetland protection act by using the pre existing driveway. The dep issued an enforcement action that stated we are allowed to use the woods road to access upland portions of our farm. The town refused to recognize this DEP directive and continues to deny defendant's access to this day.

October 2006
TOWN HALL

James LaMountain did meet with Brian Johnson to discuss using Chaffee Road which also abutted the farm for alternate access. The Town refused to allow access from Chaffee Road to LaMountain. *(the land abutting chaffee road was later divested from the main farm property and Wettlaufer and Johnson immediately issued a driveway permit to the buyers who were friends with town officials.)*

October 2006
False DEP reports

In October 2006 the Holland Fire Chief issued an agricultural burning permit to James LaMountain/ Huguenot Farms for Agricultural land clearing operations. He said he would renew the permit monthly without charge and then he attached restrictions to the permit other than allowed by MGLch 111 sec 142L and 310 CMR 7.07 (3) (c). Holland Selectman Wettlaufer who has a full view of our land from his house across the lake complained continuously to the fire chief and the DEP about our burning making several false reports and statements and he ordered the fire chief not to renew our permit for agricultural burning. Wettlaufer then conspired with the DEP Chief Steven Ellis to violate us for open burning without a permit as the fire chief never told us our permit would not be renewed as per Selectmen Wettlaufer and Johnson.

November 1, 2006

The Department of Environmental protection charged James LaMountain with violations of the law for open burning on November 1, 2006 for burning without a permit and issued fines for 2000 dollars. Fines were appealed and vacated against James LaMountain in August 2009.

November 2006

James Wettlaufer instructed the town council Vincent McCaughy to seek 25 thousand dollars in civil damages in the housing court for the same burn that DEP had initiated 2000 dollars in penalties which he did. The town agreed to settle the matter based solely on whether or not James LaMountain was involved in agriculture. *Note: in June 2007 Housing Court subsequently ruled that the only activity on the property is agricultural in nature and ordered the town fire department to issue agricultural burning permits based solely on meteorological conditions as per 310 cmr 7.07 (3).*

Selectmen Wettlaufer publicly through the newspaper said he did not agree with the Judge or her ruling.

December 2006

Springfield Superior Honorable Judge Moriarty issued a ruling where he stated that the denial of a burning permit for agriculture was a denial of due process and a deprivation of protected property rights thus constituting a cause of action for a Federal Civil Rights Complaint.

Jan 2007

Housing Court

The Town of Holland through their attorney offered a settlement . The essence of the settlement was “we will not tell anyone you are a bad guy and forget the past. We will facilitate permitting and treat you like the other developers in town if you give up your claim to damages” Mr. LaMountain made a counter offer agreeing to that it they would introduce a new bylaw for the town at a town meeting. The bylaw was one which had been voted in by many towns in Massachusetts and provides for eligibility for State money for agriculture. The model bylaw was provided by the Attorney General and by the Ma. Dept .Agricultural. Town Council rejected my counter proposal.

February 2007

Holland

Conservation

Commission. (HCC) James LaMountain went to a meeting of the Holland Conservation commission to remind the town that the DEP said we could use our access road and to inform the town we would be doing work on our adjacent parcel of land to store the harvest from our farm and this would involve cutting of brush. Defendant’s told the town that there was a plume of silt in the lake from sand and silt from town storm water running across our land and asked the town to take action to stop the runoff as it was causing severe erosion on our land. Holland conservation commissioner Howard Fife went across the hall and called the State Police saying Mr. LaMountain was threatening them which he denies.

February 2007

Palmer Court

James LaMountain filed an application for criminal charges in the Palmer District Court against James Wettlaufer after he continued to falsely report to several people that James LaMountain was a child molester. After a hearing no complaint issued.

February 2007

Mass DEP

HCC

James Wettlaufer and Howard Fife issued an enforcement order against Defendants for illegally cutting brush in a buffer zone. Defendants were constructing a storage area to stack firewood on our farm property and denying Defendant’s the agricultural exemptions allowed by State Law to

perform the work. Subsequently the DEP issued penalties against Defendant's which exceeded 12,000 dollars based on the reports without ever hearing the merits of the matter. James LaMountain alleges that the reports prepared by Wettlaufer and Fife that were used by the Department of Environmental Protection contained false statements. The fine is currently under appeal in the appeals court.

February 2007

Palmer Court. When Mr. Fife came to Mr. LaMountain's property to deliver papers Mr. LaMountain ordered him off the property. As a result of the incident the Holland Police requested a complaint against Mr. LaMountain for threatening to commit and assault. Mr. LaMountain states that Wettlaufer and Fife falsely reported that he threatened to attack Fife with his dog when he was ordered the property. The Judge had assigned council to Mr. LaMountain because he met the requirements and Wettlaufer sent a letter to the Judge telling her Mr. LaMountain was not indigent and was lying. The Judge held a hearing examining all my bank statements and tax returns based on Wettlaufer's statements and again ruled that I met the requirements for a Court appointed Lawyer. Earl Johnson met with the district attorney Mike Walsh in the Palmer Court to discuss me. *Note this case was later used in an attempt to have me held without bail by the DA after I was arrested without probable cause in August of 07.*

February 2007

Town Hall

I applied for an agricultural preservation restriction that would prohibit forever non agricultural development on the land. As part of the application the town must sign saying they were notified of the application .Wettlaufer, Fife and the rest of the HCC refused to sign the application as mandated.

February 2007

James LaMountain requested technical assistance from the United States Department of agriculture and assistance was provided. USDA issued a farm registration 1577 for the Holland Property. The Commonwealth of Massachusetts has issued farm #3180 for the property.

March 2007

Housing Court

LaMountain and the Town of Holland agree that their the resolution of the dispute between them hinged on whether or not LaMountain was engaged in agriculture on the property making his activities exempt. An evidentiary hearing and viewing were scheduled and conducted.

March April 2007

Town Hall

On March 28, 2007 conducted a televised hearing on Mr. LaMountain's dog declaring the animal a public nuisance. Mr. LaMountain was not given notice of the hearing. This declaration was in violation of GL 140s 157 because proper procedures were not followed.

April 2007

On April 2, 2007 Mr. LaMountain filed an emergency request in Superior Court for an injunction to issues preventing E. Johnson and Mr. Wettlaufer from voting in any town hearing concerning the dog. Later at another

hearing concerning the dog E. Johnson, Wettlaufer and Peterson held a public hearing in which Meier and Fife testified concerning the dog and the dog was declared a public nuisance. Mr. LaMountain filed an appeal in Palmer District Court and the town agreed to rescind their order to remove the dog within ten days. It cost Mr. LaMountain close to nine thousand dollars to defend the Town of Holland's action against his innocent dog.

APRIL 2007
DALA RULING

Division of Administrative Law Appeals (DALA) Magistrate Rooney did issued a finding that Defendant's were in compliance with the wetland protection act with their forest cut plan, (*which demonstrates an agricultural exemption to the wetland protection act*) and vacated the enforcement order initiated at DEP by Holland in June 2006

April 2007
Town Caucus.

Farm hands and principals announce candidacy to run against Earl Johnson, Brian Johnson and Howard Fife for elected positions in the 2007 Town Election.

APRIL 2007
TOWN HALL

Brian Johnson orders James LaMountain to get out of town or else.

May 2007
Town Hall

James LaMountain presents documentation of a fraudulent conveyance of 12 acres of landlocked town property by Selectman Earl Johnson to his mother in law. Johnson's children including Brian Johnson, with the help of other town officials, subsequently illegally subdivided the landlocked property and built homes on the landlocked property. Mr. LaMountain asked an engineer Allen Paige to review the documentation. Page affixed his seal to a letter stating the homes were constructed in violation of Mass General Laws and town By Laws. Johnson called the engineer on the phone. The engineer stood by his stamped and sealed findings and Earl Johnson told him that I am a child molester.

May 2007
FEDERAL SETTLEMENT.

James LaMountain did notify town residents and workers that Attorneys for the Town Insurance company did settle with payment a Federal Lawsuit against the Town of Holland and Earl Johnson and Police Chief Kevin Gleason who were named as Defendants, filed by a Former Holland Police officer ,who alleged she was threatened with bodily harm, discriminated against, intimidated and harassed continuously by Earl Johnson and Chief Gleason after she announced her candidacy to run against Earl Johnson in 2004 Elections.

JUNE 2007
HOUSING COURT
RULING.

Justice Dina Fein issued a ruling that Defendant's were conducting agriculture on the property and did order the town to issue agricultural

burning permits as required by law. Wettlaufer Publicly declared in the newspaper that he did not agree with the Judge.

JUNE 2007

TOWN POLLING PLACE

Election Day,,

Town officials including the Police Chief Kevin Gleason authored and posted or caused to be posted at the Holland Elementary School, Holland Town Hall , Holland Athletic and recreation fields , inside the locked senior center, as well as at the town polling place on Election Day, and all over the roadways of Holland, lime green flyers with false information notifying the public that LaMountain is a sex offender who served time for the “forcible rape of a young woman.” This flyer was supported by Earl Johnson, Brian Johnson, Howard Fife, and Christine Macoe who were all candidates running against our farmhands and Family members. Earl Johnson won the Election and stated publicly it was “the beginning of the end” for me and my family. *(Note LaMountain was convicted of statutory rape in 1985 after having relations with a girl who was 2 weeks shy of the age of consent, Force was never an element of the charges.)*

JULY 2007

DEP, HCC

Earl Johnson and Kevin Gleason falsely reported that Mr. LaMountain was digging in the lake with a backhoe at 6 30 am.

JULY 2007

DEP REPORT

Barricades.

Elected Town Highway surveyor Brian Johnson who stated he was acting on orders of his Father, Selectman Earl Johnson, with the help of the Holland Police Chief Kevin Gleason, barricaded Defendant’s access to their property without Court Order or supporting law stating it was to keep Defendant’s from violating environmental laws. Selectman Wettlaufer and Fife trespassed on Defendant’s farm and reported to the DEP that we were not farmers contrary to the recent decision issued by the Housing Court. The two Holland Officials then told the DEP that we were not entitled to agricultural exemptions and initiated an enforcement order that was identical to one that had just been vacated by magistrate of the Division of Administrative Law Appeals. (DALA).

AUGUST 2007

PALMER COURT

Police Chief Gleason filed criminal charges against LaMountain for removing post type barricades installed in the access of our land by the Johnsons.

AUGUST 2007

Selectmans Meeting

LaMountain requested in writing to the selectman that a crosswalk be installed between the farm properties which had land on both sides of the busy Mashapaug Road where children had to cross. LaMountain then filed a bond with the town to work in the road and laid out the proposed crosswalk

for approval using contractors marking paint which disappears after a few weeks.

August 2007
Palmer Court

LaMountain is arrested on his land without probable cause and charged with malicious destruction of town property for the crosswalk layout. Chief Kevin Gleason falsely reported that Mr. LaMountain threatened to kill the children of Brian Johnson who was pressure washing the road. Mr. LaMountain told Mr. Johnson that the location needed a cross walk and that his actions put children at risk and that there would be tears in town if a child was killed because he barricaded the land thus forcing defendant's guests to park across the street making children have to cross the street to get to Defendant's beach. *(this was not a threat)*

Chief Gleason then tried to have Mr. LaMountain held without bail because of the pending charges filed against him for ordering Fife off his land were yet to be heard. The judge denied the motion to hold me without bail and released me on \$200 bail.

AUGUST 2007

PALMER COURT Magistrate Barns refuses to issue charges against LaMountain for removing post Barricades installed by Johnsons to block access to Defendant's land.

AUGUST 2007

Brian Johnson re-installs post barricades maliciously blocking Defendant's access to their property.

September 2007
Palmer Court

Farmhands remove post barricades again. Gleason arrests Chad Brigham on the Beach for removing the barricades even though he knew it was not a crime to remove them. Holland Police Chief Gleason then charged Mr. LaMountain again with removing the barricades without cause. Gleason and Johnson then use the new charges to schedule a hearing to have Mr. LaMountain's bail revoked in the crosswalk case because they say I removed the posts. The motion to revoke bail was made by Mike Walsh district attorney who had private and personal contact with Earl Johnson.

September 2007

Brian Johnson installs concrete New Jersey Barrier type barricade in the access to our land.

September 2007

Housing Court.

LaMountain requests order in the Housing court to compel the town to remove the New Jersey barricade.
A few months later and Five minutes before motion is to be heard the town agrees to remove the barricade.

November 2007

After nonstop false reports by Holland , DEP west adopts Holland's position that we were not farmers and initiates enforcement actions based on

lies by Earl and Brian Johnson, James Wettlaufer, Howard Fife and Mary Vandenburg, all who stated we were developers using agricultural exemptions to circumvent environmental laws on development. *This position by Holland was in violation of their agreement to abide by the Housing Court ruling of Justice Fein with regards to agriculture.*

December 2007

DEP

Wettlaufer report tells DEP the Huge Plume of silt in the lake was put there by activities from our farm. *Note subsequent investigations and reports by renowned prestigious environmental scientists would place responsibility for this environmental catastrophe on town owned and maintained road erosion and runoff not farm activities on our land.*

March 2008

Palmer Court.

Trial by Jury is scheduled for the issue that had happened in spring 07 where Fife trespassed on my property and I was charged with threats to assault after ordering him off our land. The DA withdraws the case just minutes before the jury selection was to begin.

March 2008

Town of Holland

Mass State Police

Complaints alleging misconduct by Chief Gleason are filed by me and my family with the Holland Selectman, Mass State Police, Inspector Generals Office, and the Palmer Court.

April 2008

Town Zoning Officers

Complaint and petition filed with the Zoning officer to perform his duties and order Illegal Homes of the Johnsons removed.

April 2008

Palmer Court.

Complaint that was dismissed for Fifes trespassing is re-filed by the Holland Police Chief Kevin Gleason. *Complaint would later be dismissed for lack of prosecution again.*

May 2008

DEP

Holland Selectman Brian Johnson initiated a complaint with DEP and Holland Board of health stating Mr. LaMountain is working on a septic system without permits or license. State police are dispatched. They discovered that Mr. LaMountain had hired a licensed title 5 inspector who was conducting a state inspection on the property. Brian Johnson also reported to DEP that Defendants were working in a wetland resource area and followed Mr. LaMountain's truck into the deep woods of Holland where he blocked Mr. LaMountain's egress and threatened him.

MAY 2008

Palmer Court

Mr. LaMountain filed an application for a complaint in against Brian Johnson for threatening him. The matter was scheduled for hearing and LaMountain and 4 witnesses appeared for the hearing. Mr. LaMountain was

told the case was cancelled and would have to be rescheduled. It never was rescheduled.

June 2008
DEP

Massive deluge hits central mass. All town residents with silt runoff from the storm are offered grant money to clean up the mess. Town runoff devastates our land and Wettlaufer reports to dep that the damage came from our land. This report by Wettlaufer led to environmental police being dispatched and a lawsuit in superior court by the DEP against Mr. LaMountain.

(Note subsequent environmental investigations and critical review of the investigation by third party scientists determined the town to be the responsible party for the silt laden runoff and erosion in the lake.)

July 2008
Springfield
Superior Court

Lawsuit initiated against 12 town officials for the Illegal construction of the Johnson houses on the fraudulently conveyed former town land. Lawsuit seeks to have the illegal houses of the Johnson family built on land without road frontage removed , dismantled, or demolished.

August 2008
Town Hall

Driveway permit application filed with Town Highway surveyor Brian Johnson to use our pre existing driveway to access our proposed reconstructed farmhouse. Johnson refuses to act in a timely manner depriving us our right to live on our land.

September 2008
Palmer Court.

DA offers to dismiss the malicious destruction of property and the resisting arrest charges against Mr. LaMountain and continue without a finding the charge that Mr. LaMountain made a threat. Mr. LaMountain received 6 months unsupervised probation. The charge of threat to commit a crime originated from Police Chief Gleason mishearing a statement Mr. LaMountain made about children being endangered by the refusal to place a crosswalk in the road. At the time Brian Johnson was removing the paint from the road that Mr. LaMountain had placed there for a cross walk and Chief Gleason took the statement as a threat against the children currently in the road instead of children whose lives would be endangered by traffic.

November 2008
US District Court

Federal Civil rights lawsuit filed in US District Court against Earl and Brian Johnson, James Wettlaufer, Howard Fife, Holland Police and Fire Chiefs, Town of Holland, and other officials of Holland.

November 2008.
Town Hall

Highway surveyor Brian Johnson refuses to grant the driveway permit as required by law stating Mr. LaMountain would have to drop the Federal Case before he would act.

December 2008
Town Hall

Town of Holland Conservation Commission refuses to issue order of conditions for access and maintenance stating they would take no action until I dropped the federal case.

December 2008
DEP

Based on false affidavits submitted by the town of Holland officials Wettlaufer, and Fife the DEP files a Lawsuit seeking Three hundred thousand dollars in damages stating we are not farmers entitled to exemptions. An attachment of 250 thousand dollars is placed on Defendant's property.

January 2009
Palmer Court

Brian Johnson and his wife make false reports that Mr. LaMountain is driving by their house on Stafford Road and beeping the horn in a threatening manner thus putting him in violation of the probation he was placed on as a result of the crosswalk incident. The Judge is never informed of all the underlying conduct against Mr. LaMountain and believes the Johnsons over Mr. LaMountain's testimony that he never did this. Mr. LaMountain receives a 6 month suspended sentence at the violation of probation hearing and supervised probation for a year. Mr. LaMountain's testimony at the hearing that he never did this is ignored by the judge. Other than Johnson's testimony there was no evidence presented. Mr. LaMountain had never met Ms Johnson but she testified that Mr. LaMountain was stopping at her driveway or that his son or friends drove by her. Mr. LaMountain states he never stopped by her driveway or took any action whatsoever to bother her or her children

Mr. LaMountain is active politically and often posts on the Blog 01521.com site. He uses the blog to point out to the town of Holland the corrupt activities of their officials in this town especially the Johnsons and their Land-Gate scandal.

February 2009

Springfield Superior

Mr. LaMountain files a Lawsuit against Brian Johnson and the Town of Holland for an order requiring the town of Holland to issue driveway permits and cease denying Defendant's access to their farm.

March 2009
Superior Court

Clerk Judgment on liability enters in DEP case against me for being 3 days late to answer interrogatory questions even though I had been deposed for 3 days and answered all the questions asked in the interrogatories. The attorney charged with answering had a major death in her office and was unable to answer on time. This matter is now before the Massachusetts Appeals Court.

May 2009
GLEASON RESIGNATION

Investigations initiated by Mr. LaMountain, his family, Peter Frei, and Carolyn Reardon as well as pressure from our blog 01521.com causes Holland Police Chief Kevin Gleason to resign under duress. Wetlaufer and Johnson tell residents that Gleason resigned for health reasons. Mr. LaMountain states the resignation occurred for other than health reasons because Gleason's girlfriend at the time of the resignation was a confidential source of the Holland Blog while living with the Chief. **Police Chief Kevin Gleason was later sentenced two and a half years in prison.**

June 2009
Holland
DEP
Superior Court

Holland officials Johnson and Wettlaufer initiated action with DEP and superior court action to force Defendant's to shut down their Farm irrigation system thus causing crops to fail for the 09 growing season.

June 2009
Dudley Court

Wetlaufer stated in a newspaper article commenting on the resignation of the police chief that Mr. LaMountain had better watch out who he messes with because there could be "tragic consequences" I filed an application for a criminal complaint and was denied.

June 2009
TOWN Hall

Wettlaufer has what he calls a "good friend" Anthony Grossi who is attempting to build a Flying J Truckstop on "special conservatory" land in the town of Holland next to our lake. Although there are no permits in place work started on the property. Wettlaufer attended meetings with abutting town selectmen, and the Mass DEP and other officials to fast track the truck stop for his friend. We at the Holland Blog 01521.com have become a rallying point for residents in opposition of this environmental time bomb next to our lake. The Selectmen called and stacked a special town meeting to spot zone this environmentally sensitive area to facilitate the construction of this truck stop. Mr. LaMountain believes that it is this Truck Stop issue that Mr. Wettlaufer was talking about when he said Mr. LaMountain had better watch out who he messed with. Mr. LaMountain believes that prior conduct shows this statement to have been a threat and that the court should have issued a complaint.

August 2009
DEP Holland
Palmer Court

The DEP arrests Mr. LaMountain without probable cause for possessing wild turkeys and conducting cook fires on the farm in Holland to provide embers for earth ovens and grills..

Town of Holland extinguishes our embers even though they have been burning all year without incident or action by the fire chief.

The wild turkeys and fire were not Mr. LaMountain's nor were they in his control. Mr. LaMountain does not own the land. This matter is scheduled for a jury trial in the palmer court in April of 2010.

AUGUST 2009

Palmer Court.

Probation violation notice given to Mr. LaMountain because of the wild turkey and fire incident. A trial is scheduled for December.

October 2009

Superior Court

Wettlaufer and Town of Holland initiates a superior court lawsuit against Mr. LaMountain for burning without a permit even though the fire chief knows the fires are for cooking and are lit by farm hands and that cook fires do not need a permit according to MGL Ch. 48 s 13. And 310 cmr 7.07 (1).

October 2009

Fire Chief

The fire chief submitted an affidavit to the superior court under the pains and penalties of perjury where he stated there is no law or regulation that allows burning on the property. This is perjury as the chief was a party to the housing court case that found Defendant's to operate a farm and was entitled to a permit to burn. Plus the Chief inspected Defendant's cook fires on several occasions during 2008 and 2009 and never issued a citation. He actually told our farm hands that it was ok to continue after one inspection.

October 2009

Superior court assesses 150,000 dollar fines against us based on the false reports of the Johnsons and Wettlaufer (who say we are not and can not be farmers) and issues an injunction stating we can not burn without a permit. This is currently under appeal.

December 2009

I file a Federal Civil rights case naming the town of Holland and Wettlaufer as defendants for their actions in denying me my protected right to conduct agriculture and their false reports and affidavits submitted to the courts several times.

PENDING CASES

Criminal

Palmer Court...

Violation of Probation hearing 17 December.

Criminal Palmer

Jury trial for the cook fires and turkeys on the farm

Appeals Court.

Fines and injunction by Judge Ford

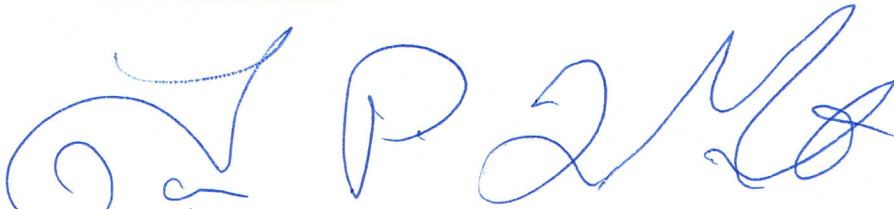
Superior Court. Civil action for cook fires and counterclaim by LaMountain

Housing Court. LaMountain V Holland Compel town to stop dumping water across our land
and issue driveway permit.

Federal Court 2008 Civil rights Complaint LaMountain et el vs Holland
2009 Civil Rights Complaint LaMountain v DEP/ Holland

I state the above information is true under the pains and penalties of perjury

James P LaMountain



Huguenot Farmer

14 Dec 2009