

COMMONWEALTH OF MASSACHUSETTS

ESSEX, SS.

PROBATE AND FAMILY
DEPARTMENT OF THE
TRIAL COURT
No. ES09E0094QC

APPEALS COURT
SINGLE JUSTICE NO.:

ALEXANDER B.C. MULHOLLAND, JR.,
PETER FOOTE, DONALD WHISTON,
JAMES FOLEY, ELIZABETH
KILCOYNE, PATRICK
J. MCNALLY, and INGRID MILES,
as they are the Feoffees of the
Grammar School in the Town of
Ipswich,

Plaintiffs,

v.

ATTORNEY GENERAL OF THE
COMMONWEALTH OF MASSACHUSETTS,
IPSWICH SCHOOL COMMITTEE, and
RICHARD KORB, as he is
Superintendent of Schools in
the Town of Ipswich,

Defendants.

AFFIDAVIT OF JENNIFER BAUMAN IN SUPPORT OF INTERVENERS'
MOTION TO STAY JUDGMENT

I, Jennifer Bauman, being duly sworn depose and say as follows:

1. I am a member of the Ipswich School Committee and have been a member since May 18, 2011.
2. I make this affidavit in support of the Motion to Stay Judgment filed in the Appeals Court by the Applicants for Intervention.
3. I participated in all of the meetings with the School Committee's counsel during the abbreviated trial of the above matter.

4. On January 5th, 2012, I attended the School Committee meeting convened for the purpose of presenting the settlement agreement regarding the sale of Little Neck to the public.

5. The rationale for the settlement and the sale of Little Neck was presented to the public by the chairman of the School Committee, Jeff Loeb.

6. I have recently reviewed a verbatim transcription of Mr. Loeb's presentation.

7. Mr. Loeb made the following comments to the audience:

"At the first day of the trial, which was the view, the judge started expressing opinions to counsel relative to her thoughts on the case.... And she made those intentions fairly clear both during the view and then during the subsequent two more days of trial. Making it clear ... that she quite frankly saw no reason why she shouldn't order a sale, was inclined to order a sale, and that the only question in her mind was a number. It was becoming clear from the reports we were getting from counsel that... a sale was almost certain. And a sale at a number that for many of us, based on a range that the judge was talking about ... was something that we had never even contemplated and would never contemplate. "

8. Having participated in all of the meetings with the School Committee's counsel during the trial, I confirm that Mr. Loeb's comments about our discussions with our counsel leading up to the agreement to sell Little Neck are true and accurate.

Signed and sworn under the pains and penalties of perjury
this 9th day of February, 2012

Jennifer A. Bauman

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