

THE PHILLIPS LAW OFFICES, LLC



¹ LOCATIONS IN RI, MA, AND MD

WWW.PHILLIPSLAWEAST.COM

PHONE: 855-874-9989

²LORELEI FLANAGAN, ESQUIRE

FAX: 888-685-0331

EMAIL: LF@PHILLIPSLAWEAST.COM

June 21, 2013

Jim Hummel
The Hummel Report
PO Box 2412
Providence, RI 02906

RE: Tabatha Glavin v. City of East Providence
CA No: 11-6762

Dear Mr. Hummel:

From the beginning, this is simply a case of ownership of a five foot strip of land. The City of East Providence has failed for almost four years to provide proof of ownership by deed, conveyance, designation, or through purchase. Therefore, Ms. Glavin was forced to file a lawsuit in the Rhode Island Superior Court to protect herself, her property, and her family. The City of East Providence is required to act pursuant to the Rhode Island General Laws. Unfortunately, its citizens sometimes need to force the City to do so.

The notices of violation that you note are duplicates of the notice that is the subject of the Superior Court action and is stayed by the pending litigation and determination of outcome. The departments of the City of East Providence that issued the notices are attempting to usurp Ms. Glavin's right to due process under Rhode Island law and the Fourth Amendment of the United States Constitution.

It is clear that some employees of the City take this matter very personally and do not want to follow the law of this State. As the City is aware, the City Solicitor provided the City's position in January 2013 that it has no standing in this matter and concluded, after extensive research, that the City does not own this property. This position is consistent with the reason that Ms. Glavin filed the lawsuit, as the City failed to provide any proof of ownership by deed, conveyance, adverse possession, designation,

¹ 10 Dorrance Street: Suite 700: Providence, RI 02903: 5 Broadway: Building 1: Suite 1, Saugus, MA 01906: 6301 Ivy Lane: Suite 400: Greenbelt, MD 20770:

² Licensed in Rhode Island and Massachusetts

or through purchase. The City's only suggestion of proof is an unfiled map that is not authenticated and is not lawful to conclude ownership pursuant to Rhode Island General Laws.

It is clear that this is a matter of nostalgia for many involved. However, nostalgia is not law. The property has been maintained by Ms. Glavin and the adjoining property owner for the last four years and, prior to her, by every other owner of the property. It has not been used as anything other than a back yard. You may have been convinced by a few radical neighbors that Ms. Glavin is a law breaking citizen by her very attempt to exercise her rights under the law. On the contrary, Ms. Glavin is attempting to ensure that the law is being protected for all citizens. A City should not be allowed to pick and choose which citizens it protects by applying Rhode Island General Laws arbitrarily, due to fear of protests by some.

Mr. Hummel as "an investigative reporter" we challenge you to force the City of East Providence to provide you proof of ownership or to force the City of East Providence to stand by the representation that they do not have standing in this matter for they do not own the property. It has been suggested that some of the City representatives are fearful of political retaliation should they openly recognized that the City does not own the property. The City has gone so far as to track down the heirs of the original owner, to no avail.

The continuing refusal of the City to stand by the representation that it does not have ownership forces us to move forward with our case in the Superior Court. Despite the City's and the neighbor's attempts to bully her into dropping her case, Ms. Glavin still believes in the judicial process and will see this case to its conclusion.

Sincerely,

/s/ Lorelei Flanagan

Lorelei Flanagan

LCF