

**THE STATE OF NEW HAMPSHIRE  
JUDICIAL BRANCH**

Grafton Superior Court  
3785 D.C. Highway  
North Haverhill NH 03774

Telephone: (603) 787-6961  
TTY/TDD Relay: (800) 735-2964  
<http://www.courts.state.nh.us>

**NOTICE OF DECISION**

**Brenda E. Keith, ESQ  
Boutin & Altieri PLLC  
PO Box 1107  
Londonderry NH 03053-1107**

Case Name: **North Country Environmental Services vs. Town of Bethlehem**  
Case Number: **215-2001-EQ-00177 215-2009-EQ-00025**

Enclosed please find a copy of the court's order of January 25, 2012 relative to:

Stipulation and Order

January 30, 2012

David P. Carlson  
Clerk of Court

(468)

C: Edmund J Boutin, ESQ; Jonathan M. Boutin; Bryan K. Gould, ESQ; Philip R. Braley, ESQ

THE STATE OF NEW HAMPSHIRE

GRAFTON, SS.

SUPERIOR COURT

North Country Environmental Services, Inc.

v.

GCSC-JAN23\*12AM11:43

Town of Bethlehem, Bethlehem Planning Board,  
and Bethlehem Zoning Board of Adjustment

Consolidated Docket  
#215-2001-EQ-00177  
and #215-2009-EQ-00025

Town of Bethlehem

v.

North Country Environmental Services, Inc.

STIPULATION AND ORDER

Petitioner, respondent, and counterclaim respondent, North Country Environmental Services, Inc. (NCES), and respondents, counterclaimants, and petitioners, the Town of Bethlehem, Bethlehem Planning Board, and Bethlehem Zoning Board of Adjustment (collectively, the "Town") stipulate that the obligations of the Town and NCES under the Settlement Agreement and Mutual Release of All Claims dated as of November 22, 2011 (the "Agreement"), a copy of which is attached to this Stipulation and Order as Exhibit A, together with any amendments to the Agreement to which NCES and the Town shall from time to time agree, shall be treated as court-ordered obligations and that, in addition to any other remedies available in law or at equity for a breach of any such obligation by either party, the Agreement shall be enforceable by the Grafton Superior Court under its contempt power.

Respectfully submitted,

NORTH COUNTRY ENVIRONMENTAL  
SERVICES, INC.,

By Its Attorneys,  
OLSON & GOULD, P.C.

Date: 1-19-12

By: Bryan K. Gould

Bryan K. Gould, Esq. (NH Bar #8165)  
Philip R. Braley, Esq. (NH Bar #9276)  
Olson & Gould, P.C.  
5 Chenell Drive, Box 6  
Concord, NH 03301  
(603) 225-9716

TOWN OF BETHLEHEM,

By Its Attorneys,  
BOUTIN & ALTIERI, P.L.L.C.

Date: 1-20-12

By: Brenda E. Keith

Brenda E. Keith, Esq. (NH Bar #12883)  
Boutin & Altieri, P.L.L.C.  
One Buttrick Road, P.O. Box 1107  
Londonderry, NH 03053  
(603) 432-9566

SO ORDERED

Peter H. Bornstein

**Peter H. Bornstein**  
**Presiding Justice**

Presiding Justice

This 25<sup>th</sup> day of January, 2012