

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

PROVIDENCE, SC

SUPERIOR COURT

CHAMPLIN'S REALTY ASSOCIATES :

vs. :

C.A. No. PC 06-1659

MICHAEL TIKOIAN, Individually and :
in his capacity as chairperson of the :
Coastal Resources Management Council, :
DAVID ABEDON, Individually and in :
his capacity as a member of the Coastal :
Resources Management Council, PAUL :
E. LEMONT, JERRY SAHAGIAN, :
RAYMOND COIA, NEILL GRAY, N. :
JOSEPH SHEKARCHI, THOMAS :
RICCI, GERALD P. ZARRELLA, and :
MICHAEL SULLIVAN, in their :
Capacities as members of the Coastal :
Resources Management Council, :
COASTAL RESOURCES :
MANAGEMENT COUNCIL OF THE :
STATE OF RHODE ISLAND, THE :
TOWN OF NEW SHOREHAM, STATE :
OF RHODE ISLAND, THE BLOCK :
ISLAND LAND TRUST, THE :
CONSERVATION LAW :
FOUNDATION, THE COMMITTEE :
FOR THE GREAT SALT POND, and :
THE BLOCK ISLAND :
CONSERVANCY, INC. :

TOWN OF NEW SHOREHAM :

vs. :

CONSOLIDATED

THE COASTAL RESOURCES :
MANAGEMENT COUNCIL OF :
THE STATE OF RHODE ISLAND :

C.A. No. PC 06-3900

JUDGMENT

FILED
2009 MAR 30 A 10:15

The appeal of the Champlin's Realty Associates (C.A. No. PC 06-1659) is granted.

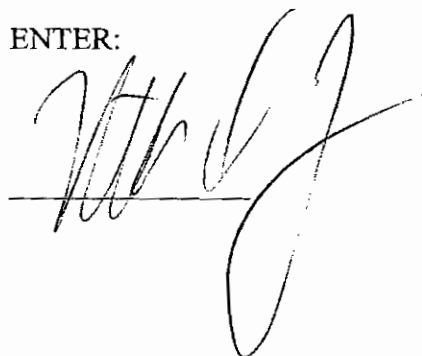
The Court reverses the decisions of Coastal Resources Management Council ("CRMC"), denying Plaintiff's motion to disqualify CRMC chairperson Michael Tikoian and rejecting the recommendation of the CRMC Subcommittee.

Champlin's substantial rights have been prejudiced. Section 42-35-15(g). Specifically, Champlin's constitutional rights were violated. Section 42-35-15(g)(1); U.S. Const. amend. XIV, sec. 1. CRMC's decision was made in excess of CRMC's statutory authority and upon unlawful procedure. Section 42-35-15(g)(2)-(3); section 42-35-13.

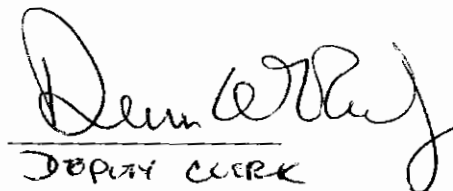
Champlin's Realty Associates' application is granted in accordance with the decision and order of this Court with this Court's affirming of the decision of the members in support of the Subcommittee Recommendation.

Dated at Providence, Rhode Island, this 30th day of March, 2009.

ENTER:

A handwritten signature in black ink, appearing to be "W. H. J.", written over a horizontal line.

ORDER:

A handwritten signature in black ink, appearing to be "Diana W. [unclear]", written over a horizontal line. Below the signature, the words "DEPUTY CLERK" are printed in a sans-serif font.