

COMMONWEALTH OF MASSASHUSETTS

LAND COURT DEPARTMENT
DOCKET: 26MISC000403

MIDDLESEX, SS.

MISTY MOUNTAIN SHOP LLC, and
HALONA MUI,
Plaintiff

v.

CITY OF MALDEN, and PEG CROWE,
PAUL CONDON, AMANDA LINEHAN,
RYAN O'MALLEY, ARI TAYLOR,
STEPHEN WINSLOW, CHRIS SIMONELLI,
JADEANE SICA, MICHELLE LUONG,
KAREN COLÓN- HAYES, and
CAREY MCDONALD, as Members of the
CITY OF MALDEN CITY COUNCIL; and DMS
TRINITY, LLC,
Defendants.

DEFENDANTS MOTION TO CONTINUE

Now comes counsel for the Defendants, City of Malden, in the above-captioned matter and hereby respectfully moves this Honorable Court to continue the Case Management Conference presently scheduled for Tuesday, September 15, 2026. In support of this Motion, the Defendants state as follows:

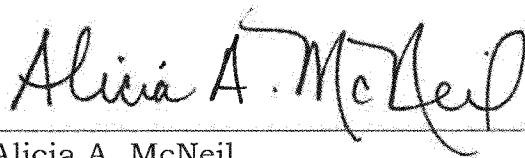
1. The above-captioned matter is presently scheduled for a Case Management Conference at 9:30 a.m. before this Honorable Court.

2. Lead counsel for the Defendant, Attorney Alicia A. McNeil, has a previously scheduled appointment on the same date that conflicts with the hearing presently scheduled in this matter.
3. The conflicting appointment was scheduled prior to the scheduling of the hearing in this matter.
4. Counsel has made reasonable efforts to avoid the scheduling conflict. However, counsel's prior commitment prevents counsel from appearing before this Court on September 15, 2026.
5. The requested continuance is sought in good faith and is not requested for purpose of delay.
6. The Defendants respectfully request that the Court continue the hearing to a new date in October that is convenient for the Court and the Parties.

WHEREFORE, counsel for the Defendants, City of Malden, et al, respectfully requests that this Honorable Court allow this Motion to Continue the Case Management Conference to a date after September 30th.

Respectfully submitted,

CITY OF MALDEN, by their attorney

A handwritten signature in black ink, reading "Alicia A. McNeil". The signature is written in a cursive, flowing style. The first name "Alicia" is written in a larger, more prominent script, followed by "A." and then "McNeil". The signature is positioned above a horizontal line.

Alicia A. McNeil
BBO# 632134
City of Malden Legal Department
215 Pleasant Street, Suite 420
Malden, MA 02148

Dated: August 12, 2026

CERTIFICATE OF SERVICE

I, Stephanie Cafarella, paralegal for the City of Malden, certify that on this 12th day of August 2026 served a true copy of the within Motion to Continue by Tyler E-Filing, and emailing it to:

Blake M. Messing: blake@cfsattorneys.com

Quinn Riley Heath: quinn@cfsattorneys.com

Robert Demarco: rdimarco@fwd-law.com

A handwritten signature in cursive script, appearing to read 'S. Cafarella', written over a horizontal line.

Stephanie Cafarella