

STATE OF MAINE  
CUMBERLAND, ss.

BUSINESS & CONSUMER COURT  
LOCATION: PORTLAND  
DOCKET NO. BCD-CIV-2024-00046

GOLDEN ANCHOR LC,

Plaintiff,

v.

TOWN OF BAR HARBOR,

Defendant.

**MOTION OF PLAINTIFF GOLDEN  
ANCHOR, LC TO MOTION TO  
EXCEED PAGE LIMITS IN  
OPPOSITION MEMORANDUM TO  
MOTION TO INTERVENE OF  
CHARLES SIDMAN**

NOW COMES, Golden Anchor, LC, by and through its attorney, Timothy C. Woodcock, Esq, and moves for leave to file a memorandum in opposition to the Motion to Intervene of Charles Sidman (“Intervenor”) from 10 pages, as provided in Rule 7(f) of the Maine Rules of Civil Procedure on the grounds that the Motion to Intervene makes broad assertions that the Intervenor meets the standards for intervention as of right under Rule 24(a) of the Maine Rules of Civil Procedure (and, failing that, party-in-interest status) because he has the equivalent of a legislative interest in Plaintiff’s claims arising out of his involvement in the promotion and adoption of an ordinance that is not at issue in this litigation and that a business that he owns in Bar Harbor, the Argosy II art gallery, has sustained economic damage because of cruise ship visitation.

Intervenor has cited case law in support of his Motion to Intervene on both bases - legislative interest and economic harm - that is not apposite. In order to place the bases Intervenor has cited in full context requires detailed discussion of Intervenor’s contentions, their relationship to the legal questions that are actually at issue in this case. It also requires

discussion of each of the court decisions on which Intervenor relies to explain why they do not support Intervenor's motion.

In addition, Intervenor's assertions to this Court of economic injury to Argosy II must be compared to testimony that Intervenor offered under oath provided testimony under oath in a related case, *APPLL v. Town of Bar Harbor*, 1:22-cv-00416 LEW

Plaintiff strongly opposes Intervenor's Motion to Intervene and respectfully moves this Court for leave to file an opposition memorandum in excess of 10 pages—to wit, 20 pages.

Plaintiff's Counsel has not reached Counsel for Intervener or the Town for their position with respect to this motion.

WHEREFORE, Plaintiff moves for leave to file a memorandum in opposition to the Motion to Intervene of Charles Sidman of 20 pages.

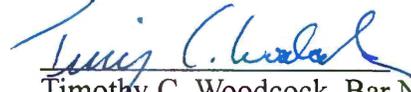
Dated at Bangor, this 18<sup>th</sup> day of November, 2024

Order: The potential Intervenor and the Town have until Nov. 22, 2024 to file any opposition to Plaintiff's Motion to Exceed the Page Limit.  
11/19/2024 

Entered on the docket: 11/19/2024

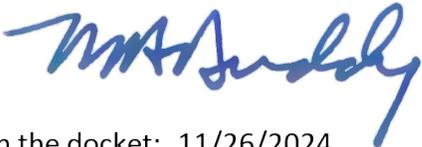
GOLDEN ANCHOR LC

By its attorneys

  
Timothy C. Woodcock, Bar No. 1663  
[twoodcock@eatonpeabody.com](mailto:twoodcock@eatonpeabody.com)  
P. Andrew Hamilton, Bar No. 2933  
[ahamilton@eatonpeabody.com](mailto:ahamilton@eatonpeabody.com)  
Eaton Peabody, P.A.  
Bangor, ME 04401  
Tel: (207) 947-0111

/   
Granted / Denied  
Judge Michael Duddy,  
Business and Consumer Court.

The Court did not receive any opposition to the Motion to Exceed the Page Limit, so technically the Motion is granted and the Court will allow the 19 page filing. However, out of an abundance of caution, the Court has limited its review of the opposition to the first 10 pages.

11/25/2024 

Entered on the docket: 11/26/2024