

WASHINGTON COUNTY WA  
DOHA J CRANDALL  
CLERK

STATE OF NEW YORK  
SUPREME COURT COUNTY OF WASHINGTON

2020 JUN 26 P 1:09

In the Matter of the Application of

MARY ANNE RICHARD AND DANIEL SMITH  
Petitioners,

-against-

VERIFIED ANSWER  
Index No.: 16168

THE TOWN OF CAMBRIDGE, THE CAMBRIDGE  
TOWN BOARD, AUDREY B. HALL, SALLY J.  
WHITNEY and TERRY E. WHITNEY, SR.  
Respondants.

Respondent, Sally J. Whitney, answering the complaint herein through her attorney, John V. Imhof, Esq., respectfully shows the Court that:

1. Respondent lacks the necessary information to either admit or deny the allegation as stated in question one.
2. Respondent lacks the necessary information to either admit or deny the allegation as contained in question two.
3. Respondent lacks the necessary information to either admit or deny the allegation as contained in question three.
4. Respondent admits the allegation as contained in question four.
5. Respondent admits the allegation as contained in question five.
6. Respondent admits the allegation as contained in question six.
7. Respondent lacks the necessary information to either admit or deny the allegation as contained in question seven.
8. Respondent lacks the necessary information to either admit or deny the allegation as contained in question eight.
9. Respondent lacks the necessary information to either admit or deny the allegation as contained in question nine in regards to Hall. Respondent admits the allegation as contained in question nine as it pertains to her.

10. Respondent denies the allegation contained in question ten.
11. Respondent denies the allegation contained in question eleven.
12. Respondent lacks the necessary information to either admit or deny the allegation as contained in question twelve.
13. Respondent lacks the necessary information to either admit or deny the allegation as contained in question thirteen.
14. Respondent lacks the necessary information to either admit or deny the allegation as contained in question fourteen.
15. Respondent denies the allegation contained in question fifteen.
16. Respondent denies the allegation contained in question sixteen.
17. Respondent denies the allegation contained in question seventeen.
18. Respondent lacks the necessary information to either admit or deny the allegation as contained in question eighteen.
19. Respondent lacks the necessary information to either admit or deny the allegation as contained in question nineteen.
20. Respondent lacks the necessary information to either admit or deny the allegation as contained in question twenty.
21. Respondent admits the allegation contained in question twenty-one.
22. Respondent denies the allegation contained in question twenty-two.
23. Defendant is not required to answer this allegation as it merely restates prior allegations,

however, to the extent it is a new allegation it is denied.

24. Defendant denies the allegation contained in question twenty-four.
25. Defendant denies the allegation contained in question twenty-five.
26. Defendant denies the allegation contained in question twenty-six

27. Defendant denies the allegation contained in question twenty-seven.

28. Defendant is not required to answer this allegation as it merely restates prior allegations, however, to the extent it is a new allegation it is denied.

29. Defendant denies the allegation contained in question twenty-nine.

30. Defendant denies the allegation contained in question thirty.

31. Defendant denies the allegation contained in question thirty-one.

32. Defendant lacks the necessary information to either admit or deny the allegation contained in question thirty-two.

33. Defendant lacks the necessary information to either admit or deny the allegation contained in question thirty-three.

34. Defendant denies the allegation contained in question thirty-four.

35. Defendant is not required to answer this allegation as it merely restates prior allegations, however, to the extent it is a new allegation it is denied.

36. Defendant denies the allegation contained in question thirty-six.

37. Defendant denies the allegation contained in question thirty-seven.

38. Defendant denies the allegation contained in question thirty-eight.

39. Defendant denies the allegation contained in question thirty-nine.

40. Defendant denies the allegation contained in question forty.

41. Defendant denies the allegation contained in question forty-one.

42. Defendant denies the allegation contained in question forty-two.

43. Defendant is not required to answer this allegation as it merely restates prior allegations, however, to the extent it is a new allegation it is denied.

44. Defendant denies the allegation contained in question forty-four.

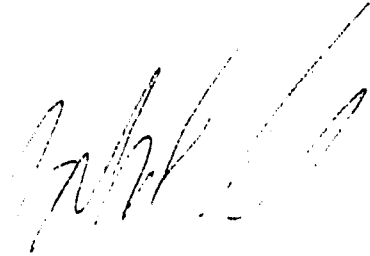
45. Defendant denies the allegation contained in question forty-five.
46. Defendant denies the allegation contained in question forty-six.
47. Defendant is not required to answer this allegation as it merely restates prior allegations, however, to the extent it is a new allegation it is denied.
48. Defendant denies the allegation contained in question forty-eight.
49. Defendant denies the allegation contained in question forty-nine.
50. Defendant denies the allegation contained in question fifty.
51. Defendant is not required to answer this allegation as it merely restates prior allegations, however, to the extent it is a new allegation it is denied.
52. Defendant denies the allegation contained in question fifty-two.
53. Defendant lacks the information to either admit or deny the allegation contained in question fifty-three.
54. Defendant denies the allegation contained in question fifty-four.
55. Defendant denies the allegation contained in question fifty-five.
56. Defendant denies the allegation contained in question fifty-six.
57. Defendant denies the allegation contained in question fifty-seven.
58. Defendant denies the allegation contained in question fifty-eight.
59. Defendant denies the allegation contained in question fifty-nine.
60. Defendant is not required to answer this allegation as it merely restates prior allegations, however, to the extent it is a new allegation it is denied.
61. Defendant denies the allegation contained in question sixty-one.
62. Defendant denies the allegation contained in question sixty-two.
63. Defendant denies the allegation contained in question sixty-three.
64. Defendant denies the allegation contained in question sixty-four.

65. Defendant denies the allegation contained in question sixty-five.

**FIRST AFFIRMATIVE DEFENSE**

66. This matter is barred by the Statute of Limitations Article 2, Sec. 217 (1) which provides a proceeding against a body or officer must be commenced within four months.

Dated: January 25, 2010



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John V. Imhof  
Attorney for Defendant  
49 West Main Street  
Cambridge, New York 12816  
(518) 677-3130

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STATE OF NEW YORK County of Washington

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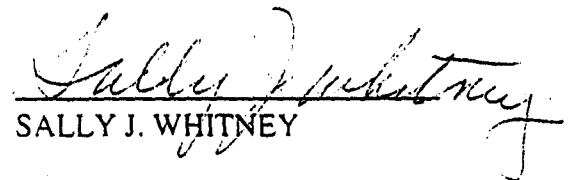
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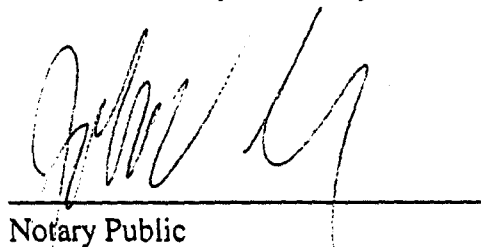
VERIFICATION  
Index No.: 16168

STATE OF NEW YORK )  
COUNTY OF WASHINGTON ) ss.:

SALLY J. WHITNEY, being duly sworn, deposes and says that se has read the Answer and the same is true to the knowledge of the deponent, except as to matters stated to be alleged upon information and belief, and as to those matters she believes them to be true.

  
SALLY J. WHITNEY

Subscribed and Sworn to before me  
this 25<sup>th</sup> day of January, 2010

  
Notary Public

JOHN V. IMHOF  
Notary Public, State of New York  
No. 5004430  
Qualified in Washington County  
My Commission Expires Nov 16, 2010