

EXHIBIT "E"

IN THE CIRCUIT COURT FOR FREDERICK COUNTY, MARYLAND

**INTERCOASTAL INDUSTRIAL CENTER
OWNERS ASSOCIATION, INC., et. al.**

*

*

Plaintiffs,

*

v.

Case No. C-06 2214

AP LAND, LLC, et. al.

*

*

Defendants.

*

* * * * *

STIPULATION OF DISMISSAL WITH PREJUDICE

Pursuant to Rule 2-506(a), all parties to the above action, namely, Plaintiffs Intercoastal Industrial Center Owners Association, Inc. and Intercoastal Industrial Park Limited Partnership; and Defendants AP Land, LLC, Adventure Park, U.S.A, LLC, Larry Stottlemeyer, The Town of New Market and The Honorable Winslow F. Burhans, III, hereby stipulate and agree that the above case shall be, and it hereby is, DISMISSED WITH PREJUDICE, each party to bear his or its own costs.

Respectfully submitted,

Phillip J. McNutt, Esquire
Christopher Wheeler, Esquire
Michael P. Bentzen, Esquire
1100 Connecticut Avenue, N.W.
Suite 340
Washington, D.C. 20036

Attorneys for Defendants

William C. Wantz, Esquire
123 West Washington Street
Hagerstown, Maryland 21740-4709

Attorney for Defendants,
Town of New Market and
The Honorable Winslow F. Burhans, III

Thomas E. Lynch, III, Esquire
Paul D. Flynn, Esquire
Miles & Stockbridge, P.C.
30 W. Patrick Street, 6th Floor
Frederick, Maryland 21701

Douglas J. Van Hook, Esquire
24012 Frederick Road, Suite 200
Clarksburg, Maryland 20871

Attorneys for Plaintiffs

Attorney for Plaintiffs

Dated: _____, 200__

CERTIFICATE OF SERVICE

I, Thomas E. Lynch, III, hereby certify that this ____ day of _____, 200 ____, a true and correct copy of the foregoing was sent by U.S. mail, postage prepaid, to counsel as follows:

Phillip J. McNutt, Esquire
Hughes & Bentzen, PLLC
1100 Connecticut Avenue, N.W., Suite 340
Washington, D.C. 20036

William C. Wantz, Esquire
123 West Washington Street
Hagerstown, Maryland 21740-4709

Douglas J. Van Hook, Esquire
24012 Frederick Road, Suite 200
Clarksburg, Maryland 20871

Thomas E. Lynch, III