UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

WESTERN DIVISION

Docket No. 05-30010-MAP

RICKY L. MOORE and KATHRYN M. MOORE

Plaintiffs

v.

KERRY P. STEARNS, LAURIE C. NIKITUK and POND PASTURE REAL ESTATE, Inc.

Defendants

Certification by Plaintiff

We hereby certify, pursuant to Fed. R. Civ. P. , Local Rule 16.1 (d)(3) that on July 12, 2005 we met and conferred:

a. with a view to establishing a budget for the costs of conducting the full course and various alternative courses of litigation; and

b. to consider the resolution of the litigation through the use of alternative dispute resolution programs such as those outlined in Local Rule 16.4.

Dated: July 12, 2005

/s/ Bradford B. Moir

Bradford B. Moir
Attorney for the Plaintiff

/S/ Ricky L. Moore

Ricky L. Moore

/S/ Kathryn M. Moore

Kathryn M. Moore