

IN THE CIRCUIT COURT FOR ANNE ARUNDEL COUNTY, MARYLAND

Property Owners Association )  
Of Arundel on the Bay, Inc., et al. )  
Plaintiffs )  
)  
v. )  
)  
Maurice B. Tose, et ux. )  
Defendants )  
And )  
All Property owners in Arundel on the Bay )  
Counter-Defendants )  
)

Case No. C-02-CV-19-003640

**ANSWER TO AMENDED COUNTER-COMPLAINT TO QUIET TITLE, FOR  
DECLARATORY RELIEF AND FOR INJUNCTIVE RELIEF**

Mattie Giles (hereinafter “Counter-Defendant”), by and through her undersigned Court appointed Conservator, and for her Answer to the First Amended Complaint to Quiet Title, for Declaratory Relief and for Injunctive Relief for Wrongful Interference with Easement Rights (“Complaint”) filed herein, states as follows:

FIRST DEFENSE

1. Counter-Defendant has insufficient knowledge to admit or deny Paragraphs 1 - 43 including all of the “Wherefore” clauses of the Complaint, and therefore those paragraphs and “Wherefore” clauses are treated as denied.

SECOND DEFENSE

Counter-Defendant avers waiver

THIRD DEFENSE

Counter-Defendant avers estoppel.

FOURTH DEFENSE

If Plaintiff was damaged as alleged in the Complaint, then such damages were caused by their own primary or contributory negligence and not this Counter-Defendant, its agents, or employees.

FIFTH DEFENSE

Plaintiff has failed to mitigate damages.

SIXTH DEFENSE

Counter-Defendant will rely on all defenses lawfully available to it, including but not limited to those already alleged herein.

SEVENTH DEFENSE

All of Plaintiff's claims are barred by the clean hands doctrine.

RESERVATION OF RIGHT

Counter-Defendant reserves the right to amend this Answer to assert additional defenses and counterclaims after discovery.

WHEREFORE, the Counter-Defendant request that the court grant Counter-Defendant such other relief as it may deem proper.

Respectfully submitted,



Robert Bunn, Esq.  
C.P.F. No. 7206010011  
1325 G Street, N.W. Suite 500  
Washington, DC 20005  
(202) 293-5552 (Office)  
(202) 338-6950 (Facsimile)  
[rbunnlaw@aol.com](mailto:rbunnlaw@aol.com)  
Claimant  
Member of the Maryland Bar

**CERTIFICATE**

I hereby certify that I am a member in good standing of the Bar of the Court of Appeals of Maryland.



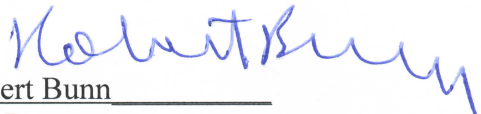
Robert Bunn

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a copy of the foregoing Answer to Complaint was served, by depositing in the U.S. mail, first class, postage prepaid, addressed to the following persons on the 17<sup>th</sup> day of November, 2021:

Wayne T. Kosmerl, Esq.  
N. Tucker Meneely, Esq.  
125 West Street  
4<sup>th</sup> Floor  
Annapolis, MD 21401

Barbara J. Palmer, Esq.  
Hyatt & Weber, P.A.  
200 Westgate Circle  
Suite 500  
Annapolis, MD 21401

  
/s/ Robert Bunn  
Robert Bunn