

ROSALYNNE ATTERBEARY, et al.

*Plaintiffs*

v.

ARUNDEL ON THE BAY, INC.  
PROPERTY OWNERS ASSOCIATION

*Defendant*

IN THE

CIRCUIT COURT

FOR

ANNE ARUNDEL COUNTY

Case No. C-02-CV-15-3736

**ORDER**

Upon consideration of Plaintiffs' Motion to Alter or Amend Judgment and Request for a Hearing and Defendant's Motion to Clarify and/or Revise, and after a hearing having been held on January 26, 2017 and counsel having been heard, it is hereby

**ORDERED**, that Plaintiffs' Motion to Alter or Amend is GRANTED in part. The Court vacates that portion of the November 18, 2017 Order which required mortgagees and trustees under deeds of trust for the properties in Arundel on the Bay to be joined as necessary parties; and it is further

**ORDERED**, that Defendant's Motion to Clarify and/or Revise is GRANTED in part as it relates to defining the time within which any property owner served with the Notice of Litigation by Plaintiffs' counsel must file a response to the Second Amended Complaint, which Complaint can be found on the Anne Arundel County Circuit Court webpage:

<http://www.circuitcourt.org/atterbeary-v-arundel-on-the-bay>; and it is further

**ORDERED**, that a copy of the applicable Summons and a copy of this Order shall be posted on the Anne Arundel County Circuit Court website and shall constitute proper service to all property owners of the Summons and notice regarding response; and it is further

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**ORDERED**, that Defendant Property Owners Association of Arundel on the Bay, Inc. shall post a copy of this Order and a copy of the applicable Summons which accompanies this Order on the community webpage and e-mail news of Arundel on the Bay Community Property Association.

  
CATHLEEN M. VITALE, Judge