



The Commonwealth of Massachusetts
Executive Office for Administration and Finance
Division of Capital Asset Management
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April 12, 2010

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& FINANCE

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COMMISSIONER

VIA FACSIMILE/U.S. MAIL

Daniel D. Klasnick, Esq.
Duval, Klasnick & Pastel LLC
10 Cedar Street, Suite 10
Woburn, MA 01801

RE: Termination of Lease Agreement - Wireless Telecommunications Facilities, dated July 3, 2008 ("Lease") by and between The Commonwealth of Massachusetts acting by and through its Division of Capital Asset Management and Maintenance ("Landlord") and Bell Atlantic Mobile of Massachusetts Corporation, Ltd. d/b/a Verizon Wireless ("Tenant") for the property under the care and control of the Massachusetts Highway Department at Route 2, Exit 59, Belmont, Massachusetts ("Premises")

Dear Attorney Klasnick:

We are in receipt of your letter dated April 8, 2010, regarding the Landlord's Notice of Termination of Lease Agreement ("Notice") that we sent to your client, the Tenant under the Lease, on March 10, 2010. Inasmuch as thirty (30) days has passed since the date of the Notice, the Lease terminated on April 9, 2010.

We respectfully disagree with your interpretation of the Lease provisions and refer you specifically to §6.1, which prohibits use of the Premises without required Governmental Approvals. Therefore, the Lease stands terminated, and the Tenant shall comply with the requirements of §§7.8 and 8, as applicable.

As stated in the Notice, Verizon has been an active participant in the Telecommunications Leasing Program, and we would be willing to explore with DOT the availability of alternative sites for your clients' operations. Please let me know if you would be interested in a meeting for that purpose.

Very truly yours,

Robert E. McGinness
General Counsel

REG:dml

cc: Thomas Gray, Director, Right-of Way Bureau, DOT
H. Peter Norstrand, Deputy Commissioner, DCAM