

Up and down

Newton Legion rallies for win, Waltham loses second straight.
PAGE 40



Teens charged in Waltham break-in

A watchful neighbor led police to a home where a mother and her children huddled as her home was entered and ransacked.
PAGE 19

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IFUL GIRLS



PHOTOS BY ANN SCADDING

antiago, below, winners of the two pageants at the first Waltham Common.

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Judge extends au pair ruling

Injunction on profits continues

By Anne Scadding
STAFF WRITER

WALTHAM — A federal judge yesterday made permanent an injunction that prevents killer nanny Louise Woodward from spending any money she makes from sale of her story until a lawsuit filed by Matthew Eappen's parents is settled this fall.

U.S. District Court Judge William Young's ruling prohibits Woodward, any of her family members and her representatives, from spending any money from selling her story and requires her to notify Sunil and Deborah Eappen if she makes a book or movie deal.

In the written ruling, Young noted the "tragic irony" that links Woodward to the Eappens.

"It is the tragic irony of this civil case that, whatever their

protestations, these parties need each other in the most practical sense: absent insurance, if (the Eappens are) to have any chance to collect upon his expected judgment, Woodward must amass the necessary funds, and the only potential source appears to be the same media that all parties agree are morally repugnant," Young wrote.

The Eappens filed a civil suit against Woodward on June 16, the same day the state Supreme Judicial Court upheld Judge Hiller Zobel's ruling reducing Woodward's second-degree murder conviction to manslaughter and set her free with a sentence of time already served.

In his ruling, Young made clear the injunction will last only until the civil trial, scheduled Oct. 5, is settled.

Young, in making the decision, **JUDGE, see page 19**

Committee floats plans for Waltham parade

By Erin Clossey
STAFF WRITER

WALTHAM — While the rest of the country is busy gathering

Historic Waltham Inc., a corporation made up of historical museums and organizations in the city, worked in conjunction with City Hall and the mayor's office

Judge extends ruling

JUDGE, from page 1

noted that "there is an overwhelming likelihood that Eappen will succeed in establishing Woodward's civil liability for the death of Matthew Eappen."

The Eappens' suit seeks \$75,000 for medical and burial costs for the 8-month-old baby, as well as unspecified "punitive damages."

Their attorneys, Frederic Ellis and co-counsel Edward Bassett, asked Young for the preliminary injunction in an effort to prohibit Woodward from spending money she makes from sale of her story, although she has returned to her native England.

On June 17, Young granted the 12-day emergency restraining order that upheld the prohibitions while he considered attorneys' arguments. That ruling was set to expire today.

Norman Zalkind and Anthony Doniger, who represented Woodward during the June 17 hearing and argued the injunction infringes on her First Amendment rights, no longer represent the former au pair.

It is unclear who is now representing her in the civil matter. Her criminal defense attorneys, Harvey Silverglate and Andrew Good, referred questions to English lawyer Paul Barrow. He could not be reached for comment.

Woodward has publicly denied selling rights to the story.

"In light of (British newspaper) the Daily Mail's acknowledgment that it paid the Woodwards a down payment of \$66,000 for access to Louise Woodward and her family in November 1997 and other information, the Eappens believe that the Woodwards will attempt to further profit from this tragedy," Ellis said.

When Young issued the emergency restraining order, several legal experts questioned whether it would apply in England.

While there are laws that deal with extradition of those involved in criminal cases, there are no laws regarding civil cases, the experts said.



FILE PHOTO

The injunction requires Louise Woodward to notify the court and Sunil and Deborah Eappen, above, the parents of Matthew Eappen, if she or anyone acting on her behalf enters into an agreement to sell her story.

Anniversary committee floats plans for parade

ANNIVERSARY, from page 1

Moody Street's revitalization... Cronin's Landing, the Embassy Theatre," said Nocera. "Downtown Moody Street was one of the greatest downtown shopping areas outside of Boston."

The 2.3-mile, two-and-a-half-hour parade will begin at the corner of Gore and Grove streets, run west along Main Street, down Moody Street, and end at the corner of Maple and Crescent streets.

Not just Watch City residents are expected to turn out for the event, according to Karen LeBlanc, executive director of the Charles River Museum and chairwoman of the float committee. The city has hired a publicist to spread word of the parade far and wide.

"So many things have happened to the downtown," said LeBlanc. "We really want a wide geographic area of people to come see the beautiful things done to the city."

Floats are best able to show the theme of Waltham's odyssey through time from industrial

Middlesex County Volunteers, a colonial unit, in full uniform, according to Bill Walsh, parade chairman.

About 25 bands have already signed on for the parade, said Walsh, including area high schools, the Aleppo Shriners of Wilmington, UMass-Lowell Marching Band and, in an organizing coup, the coveted Boston College Marching Band.

"They were very hard to get, believe me," said Walsh.

The city's youth will be both represented and entertained. Children from all Waltham schools will participate in marching bands and floats, according to LeBlanc. And Walsh said the committee is "working on things for the kids right now," including a puppet show.

Peppered throughout the chronologically ordered parade will be 30 to 50 antique cars, which will be shown at the Gore Estate on the morning of the parade from 9 a.m. to 12 p.m., said Walsh.

The parade committee is seeking "an army of volunteers" to

Legals 1854
News Tribune

PETITION HEARING 7/14/98
LEGAL NOTICE
PUBLIC HEARING NOTICE
FROM THE OFFICE OF CITY CLERK
FOR
TUESDAY, JULY 14, 1998

WHEREAS: the following petitions have been filed with the BOARD OF ALDERMEN of the CITY OF NEWTON, it is

ORDERED: that Public Hearings will be held on TUESDAY, JULY 14, 1998 at 7:45 P.M., Second Floor, NEWTON CITY HALL, before the LAND USE COMMITTEE of the BOARD OF ALDERMEN for the purpose of hearing the following docket items at which time all parties interested in these items shall be heard.

IT IS FURTHER ORDERED: that notice of said hearings be given publication TUESDAY, JUNE 30 and TUESDAY, JULY 7, 1998 in the NEWS TRIBUNE and on THURSDAY, JULY 9, 1998 in the NEWTON TAB and that a copy of said notice be posted in a conspicuous place at Newton City Hall. Plans are on file for inspection in the office of the City Clerk.

#170-98(2) DOUGLAS J. DUBOIS petition for SPECIAL PERMITSITE PLAN APPROVAL to convert a structure for occupancy for more than two families (three) at 8-10 BENNINGTON STREET, Ward 1, NEWTON CORNER, on land known as Sec 12, Bk 21, Lot 55, containing approx. 14,510 sq ft of land in a district zoned MULTIRESIDENCE 1. REFERENCE: Sec. 30-24, 30-23, 30-19, 30-15, and 30-9(c)(1) of the City of Newton Ords., 1995.

#217-98 B. SCOTT MILLER petition for SPECIAL PERMITSITE PLAN APPROVAL for the addition of a tower and a garage of more than 700 sq ft at 19 WOODBINE STREET, Ward 4, AUBURNDALE, on land known as Sec 41, Bk 13, Lot 18, containing approximately 14,000 sq ft of land in a district zoned MULTI RESIDENCE 1. REFERENCE: 30-24, 30-23, 30-21(b), 30-8(b)(7). City of Newton Ords., 1995.

#218-98 NEWTON BOYS & GIRLS CLUB CORPORATION petition for a CHANGE OF ZONE from real estate now in PUBLIC USE DISTRICT to MULTI RESIDENCE 1 DISTRICT at 675 WATERTOWN STREET, known as

Legals 1854
News Tribune

Attest:
Edward G. English, City Clerk/Clerk of the Board
AD#583249, 583740
(NT 6/30, 7/7/98)

PUBLIC ANNOUNCEMENT
LEGAL NOTICE
PUBLIC ANNOUNCEMENT CONCERNING
NEWTON-WELLESLEY HOSPITAL

Newton-Wellesley Hospital, 2014 Washington Street, Newton, Massachusetts 02182 hereby gives notice that it intends to file a Determination of Need Application with the Massachusetts Department of Public Health pursuant to 105 C.M.R. 100.600, et seq., by which Partners HealthCare System, Inc. would become the sole member of Newton-Wellesley Health Care System, Inc. the parent corporation of Newton-Wellesley Hospital. There will be no capital expenditure in connection with this change. A public hearing shall be ordered on the application at the request of any ten residents of the Hospital's service area made not later than July 22, 1998. Persons who wish to comment on the application must submit written comments not later than July 22, 1998. Requests for a hearing or comments on the application shall be sent to the Department of Public Health, Attention: Program Director, Determination of Need Program, 10 West Street, 6th Floor, Boston, Massachusetts 02111. The application may be inspected at such address.

AD#581116
(NT 6/30/98)

CASE #98-18
LEGAL NOTICE
ZONING BOARD OF APPEALS

THE ZONING BOARD OF APPEALS OF THE CITY OF WALTHAM WILL HOLD A PUBLIC HEARING IN THE GOVERNMENT CENTER, 119 SCHOOL STREET, WALTHAM, MA ON TUESDAY, JULY 7, 1998 AT 7:30 P.M. ON THE FOLLOWING:

Case #98-16: Petitioner: Totten Pond, LLC. Application for Variance. Subject Matter: The locus consists of a parcel of land containing 6,493 acres with an existing office building thereon. The Petitioner pro-