

ING CARRIED AWAY



ASSOCIATED PRESS PHOTO

Police carry away Cathy Moore, of Malden, one of a dozen arrested yesterday for trying to block excavation for a playground on the Ferryway Green playground, one of the first playgrounds.

Lottery feud troika

McMillan

E - The plot in the mystery is the rightful owner of a \$21 million ticket worth \$21 million a little thicker yesterday than a little thicker yesterday of a third claimant. Bardakjian, 52, of Waterbury, she, too, phoned in the number to the Coolidge Providence store Feb. 5. She went to the store yesterday to secure her winnings. She was told she didn't win. Bardakjian said she had 37 bets to the store, given receipts for 36. "I was crying, I went home," Bardakjian, a native of Lebanon, came to the hearing with a close friend, but

cluded in the first day of hearings before retired Judge Robert Steadman. Steadman was retained by the Lottery Commission to hear the dispute over the winning jackpot and provide a recommendation.

Treasurer Joe Malone, who runs the lottery, and the rest of the commissioners, who held hearings themselves, have thus far sided with Paraskeve Kantges, a 72-year-old Watertown widow.

Kantges called the lottery the day after the winning number was announced to say convenience store owner Nick Havan took her nearly 100 bets over the telephone but gave her receipts for all but the winning number the next morning.

Havan originally said Kantges phoned in the number, but in a phone call later asked him to cancel it.

Judge extends au pair ruling

Injunction on profits continues

By Anne Scadding

COMMUNITY NEWSPAPER SERVICE

WALTHAM - A federal judge yesterday made permanent an injunction that prevents former British 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 the Eappens 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, 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.

Ellis described the Eappen family as "very pleased" Young agreed to the injunction and repeated his contention that Woodward intends to profit from the baby's death.

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.

Brookton man charged