

A-1031-10T2

SCANNED

FILED
APPELLATE DIVISION
12/22/2011



CLERK

ORDER ON MOTION

NICHOLAS COCUZZA, INDIVIDUALLY AND
OZZY RASSEN ET AL
VS
TOWNSHIP OF BERKELYEY HEIGHTS ETC

SUPERIOR COURT OF NEW JERSEY
APPELLATE DIVISION
DOCKET NO. A-001031-10T2
MOTION NO. M-001885-11
BEFORE PART G
JUDGE(S): ARIEL A RODRIGUEZ

MOTION FILED: 11/16/2011
ANSWER(S)
FILED:

BY: TOWNSHIP OF BERKELEY HEIGHTS
BY:

SUBMITTED TO COURT: December 08, 2011

ORDER

THIS MATTER HAVING BEEN DULY PRESENTED TO THE COURT, IT IS, ON THIS
21st day of December, 2011, HEREBY ORDERED AS FOLLOWS:

MOTION BY RESPONDENT

MOTION TO DISMISS APPEAL

GRANTED

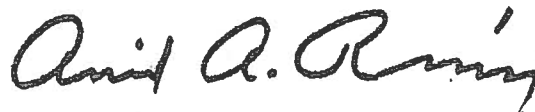
SUPPLEMENTAL:

The Notice of Appeal was filed on 10/25/10. Appellant has not yet
filed a brief. Pursuant to Rule 2:9-1, the appeal is dismissed for
failure to prosecute.

FOR THE COURT:

I hereby certify that the foregoing
is a true copy of the original on
file in my office.


CLERK OF THE APPELLATE DIVISION



ARIEL A RODRÍGUEZ, P.J.A.D.

L-001692-08 UNION
ORDER - REGULAR MOTION
JAG

McELROY, DEUTSCH, MULVANEY & CARPENTER, LLP
ATTORNEYS AT LAW

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Direct dial: (973) 425-4170
jsordillo@mdmc-law.com

RECEIVED

April 15, 2014

APR 17 2014

TWP. CLERK

VIA E-MAIL (aminkoff@bhtwp.com) & REG. MAIL

Ana Minkoff, Acting Township Clerk
Township of Berkeley Heights
29 Park Avenue
Berkeley Heights, New Jersey 07922

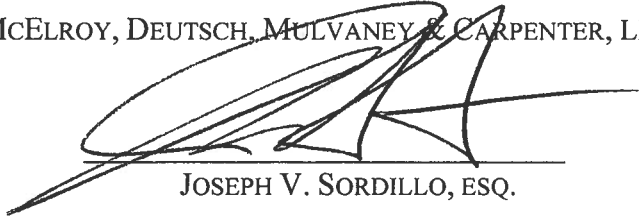
**Re: BAC Center of Excellence, LLC v. Township of Berkeley Heights
Docket No. A-3537-12T2 (Docket No. Below: SOM-L-143-12)
MDMC File No. T0349.1013**

Dear Ana:

For your files, enclosed herewith is a filed copy of the Stipulation of Dismissal with Prejudice in connection with the settlement between the parties. Thank you.

Very truly Yours,

McELROY, DEUTSCH, MULVANEY & CARPENTER, LLP



JOSEPH V. SORDILLO, ESQ.

Enc.

cc: Leslie A. Parikh, Esq. (w/enc. via e-mail (LParikh@GKLEGAL.COM))
Linda Cavanaugh, Township Administrator (w/enc. via e-mail
(lcavanaugh@bhtwp.com))

FILED
APPELLATE DIVISION

APR 02 2014


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Attorneys for Plaintiff,
BAC Center of Excellence, LLC

BAC CENTER OF EXCELLENCE, LLC,

Plaintiff /
Appellant,

v.

TOWNSHIP OF BERKELEY HEIGHTS,

Defendant /
Respondent.

SUPERIOR COURT OF NEW JERSEY
APPELLATE DIVISION
DOCKET NO.: A-3537-12T2

CIVIL ACTION

ON APPEAL FROM
SUPERIOR COURT OF NEW JERSEY
LAW DIVISION: SOMERSET COUNTY
DOCKET NO. SOM-L-143-12

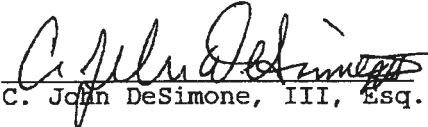
Sat Below:
Hon. Fred H. Kumpf, J.S.C.

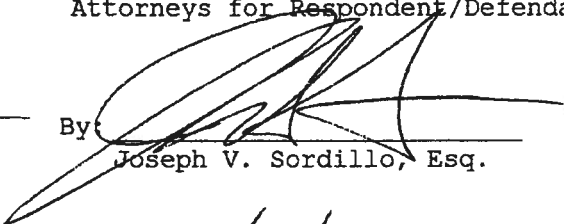
STIPULATION OF DISMISSAL
WITH PREJUDICE

IT IS HEREBY STIPULATED AND AGREED by and between the undersigned counsel for Plaintiff/Appellant and Defendant/Respondent in the above-captioned action, that this action be and hereby is, dismissed with prejudice, the parties to bear their own costs and attorneys' fees.

PORZIO BROMBERG & NEWMAN, P.C.
Attorneys for Plaintiff/Appellant

McELROY, DEUTSCH, MULVANEY &
CARPENTER, LLP
Attorneys for Respondent/Defendant

By: 
C. John DeSimone, III, Esq.

By: 
Joseph V. Sordillo, Esq.

Dated: 4/1/2014

Dated: 3/31/14