

 KeyCite Yellow Flag - Negative Treatment
Disagreed With by Carlucci v. Carlucci, N.J.Super.Ch., April 23, 1993

242 N.J.Super. 392
Superior Court of New
Jersey, Chancery Division,
Family Part, Bergen County.

Mirella D'ATRIA, Plaintiff,
v.
John D'ATRIA, Defendant.

Decided March 28, 1990.

Synopsis

Action was brought to enforce divorce decree. On reconsideration, the Superior Court, Chancery Division, Bergen County, Harris, J.S.C., held that where husband's corporation opened retail store near store operated by wife's family, in violation of divorce decree and after husband had filed for bankruptcy relief, special fiduciary would be appointed to seize and control husband's stock.

Ordered accordingly.

West Headnotes (8)

[1] **Motions**

 Reargument or rehearing

267 Motions

267k39 Reargument or rehearing

Reconsideration of motion is matter within sound discretion of court, to be exercised in interest of justice.

218 Cases that cite this headnote

[2] **Motions**

 Reargument or rehearing

267 Motions

267k39 Reargument or rehearing

Preferred course to be followed when one is disappointed with judicial determination is to seek relief by means of either motion for leave to appeal or,

if order is final, by notice of appeal; reconsideration should be utilized only for those cases which fall into that narrow corridor in which either court has expressed its decision based upon palpably incorrect or irrational basis, or it is obvious that court either did not consider, or failed to appreciate significance of probative, competent evidence.

334 Cases that cite this headnote

[3] **Child Custody**

 Jurisdiction

Child Support

 Jurisdiction

76D Child Custody

76DXII Enforcement

76Dk855 Jurisdiction

(Formerly 134k305)

76E Child Support

76EIX Enforcement

76Ek470 Jurisdiction

(Formerly 134k311(1))

Wife's request to determine particularized visitation schedule, request to require support payments to be made through probation department, request to require telephone number to be given to her during husband's visitation, and request to compel husband to provide all visitation transportation could not legitimately be sought on motion for enforcement of judgment of divorce, in that requests derived their validity on lack thereof outside of divorce decree; thus, divorce court would decline jurisdiction pending outcome of appeal of decree. R. 1:10-1 et seq.; R. 2:9-1(a).

1 Cases that cite this headnote

[4] **Child Support**

 Effect of appeal

Divorce

 Powers and proceedings of lower court

76E Child Support
76EXII Appeal or Judicial Review
76Ek541 Effect of appeal
 (Formerly 134k312.4)
134 Divorce
134V Spousal Support, Allowances, and
 Disposition of Property
134V(I) Appeal
134k1229 Effect of Transfer of Cause or
 Proceedings Therefor
134k1231 Powers and proceedings of
 lower court
 (Formerly 134k284)

Wife's claim that husband's monetary obligations pursuant to divorce decree had been actualized by postjudgment events could legitimately be considered by divorce court in motion to enforce decree, even though decree was being appealed. R. 1:10–1 et seq.

1 Cases that cite this headnote

[5]

Divorce

🔑 Other Particular Mechanism or Remedy

134 Divorce
134V Spousal Support, Allowances, and
 Disposition of Property
134V(F) Enforcement of Judgment or
 Decree in General
134k1041 Other Particular Mechanism
 or Remedy
134k1042 In general
 (Formerly 134k259)

Where divorce decree provided that debt would be paid from proceeds of sale of certain property and that, if sale did not occur, husband would nevertheless be responsible for debt, husband would be held personally liable for debt where property had been sold but debt had not been satisfied from proceeds.

Cases that cite this headnote

[6]

Divorce

🔑 Nonpayment

134 Divorce

134V Spousal Support, Allowances, and
 Disposition of Property
134V(F) Enforcement of Judgment or
 Decree in General
134k1009 Nature of Violation in
 General
134k1011 Nonpayment
 (Formerly 134k271)

Where husband had not paid time note given to wife as evidence of personal obligation to pay her certain sum of money, as required by divorce decree, wife was entitled to have obligation reduced to judgment upon which execution was available. R. 1:10–5; R. 4:59–1 et seq.

Cases that cite this headnote

[7]

Divorce

🔑 Injunction against interference with person or property

134 Divorce
134IV Proceedings
134IV(H) Incidental Proceedings
134k87 Injunction against interference
 with person or property

Former wife found to have been harassing husband's new wife would be enjoined from using husband's surname except with regard to issues directly or indirectly affecting children of the marriage. R. 1:10–1 et seq.

Cases that cite this headnote

[8]

Divorce

🔑 Receivers and receiverships

134 Divorce
134V Spousal Support, Allowances, and
 Disposition of Property
134V(F) Enforcement of Judgment or
 Decree in General
134k1040 Receivers and receiverships
 (Formerly 134k267)

Where husband had caused corporation to open a retail store near store operated by the wife's family, in violation of a permanent injunction enforcing a property settlement

agreement, and where the husband's corporation had filed for relief under the bankruptcy laws and husband was debtor-in-possession, court would enforce the injunction by appointing a special fiduciary to act as receiver of the personal estate of the husband insofar as it related to the corporation, with the authority to seize control of all shares of the corporation and to take over in the place and stead of the husband as an officer and director of the corporation, to the extent he was capable of doing so in accordance with any necessary permission of the Bankruptcy Court. R. 1:10-5.

4 Cases that cite this headnote

Attorneys and Law Firms

****958 *394** Rita K. Nadler, for plaintiff (Cole, Schotz, Bernstein, Meisel & Forman, Hackensack, attorneys).

Amy Baldwin Littman, for defendant (Kantrowitz & Goldhamer, Chestnut Ridge, N.Y., attorneys).

OPINION

HARRIS, J.S.C.

PREFACE

“‘Curiouser and curiouser!’ cried Alice”
Lewis Carroll

INTRODUCTION

The post-judgment application before the Court involves 1) a return of an Order to Show Cause¹, 2) a joint application for reconsideration, and 3) three motions in aid of litigant's rights ***395** pursuant to R. 1:10. The issues stem from the convoluted Dual Judgment of Divorce of July 20, 1989 and its incorporated Property Settlement Agreement. Reduced to their essences, the issues exist because of the perception by the parties

of continued mutual betrayal, and the murky equitable distribution package arranged through their short-lived compromise. The issues are complicated because of an appeal in the Superior Court of New Jersey, Appellate Division, and proceedings in the United States Bankruptcy Court for the Southern District of New York.

¹ The matter was initially brought to the attention of the Court on an “emergent” application for a mandatory injunction under R. 4:52 which sought judicial relief to determine and fix the visitation rights of the parties for Christmas Eve and Christmas Day, 1989.

PROCEDURAL POSTURE OF THE ACTION AND FINDINGS OF FACT

Visitation

On the eve of Christmas Eve, this Court signed an Order to Show Cause, together with a mandatory injunction, which set a visitation schedule for the parties and their two children for the Christmas holidays (Christmas Eve and Christmas Day²). Also incorporated in that Order to Show Cause was a provision permitting an application to modify the July 20, 1989 Judgment of Divorce to provide for a specific visitation schedule, rather than the ambiguous and undefined provision that:

² The pathos of divorce is perhaps no better revealed than by the treatment of this singularly holy occasion as providing an extra holiday for purposes of visitation.

“The husband shall have reasonable and liberal rights of visitation with the children.... In addition, the husband shall have the right of visitation with the children at such times as may be mutually agreed upon between the parties.”³

³ Ironically, the Judgment of Divorce validated a *joint custody* design, with the children's primary residence with the mother. Given the nine month post-judgment period of rancor and acrimony, it might be appropriate to reconsider the joint custody arrangement. See Beck v. Beck, 86 N.J. 480, 498, 432 A.2d 63 (1981).

The return date for consideration of a new plan for visitation was adjourned from time to time, until it finally was reached for initial disposition on February 16, 1990.

****959 *396 Restrictive Covenant**

The Property Settlement Agreement effectuated an unconventional distribution of assets, which required the transfer of some assets to the plaintiff from a *corporate* business entity (455 Realty Corp.) owned by the defendant. The defendant is also the owner of Showcase Tile, Inc., a retail and wholesale distributor of floor and wall tiles, which (either directly or through affiliates) operates a number of stores in the New York/New Jersey metropolitan area. The plaintiff belongs to a family that similarly (and competitively) operates a chain of ceramic and marble tile stores, the so-called Fuda Tile enterprise.⁴

⁴ The Property Settlement Agreement provided that defendant shall receive the stock and assets of Showcase Tile Holding Corp., Showcase Tile of New York Corp., Showcase Tile of Nanuet, and Marble Interiors Showcase. The defendant waived all claims against plaintiff's interest in Fuda Tile and its affiliates.

The Property Settlement Agreement provided, in pertinent part, that defendant, in addition to transferring *personal* assets, agreed to transfer assets from, and to make agreements on behalf of, Showcase Tile, Inc. and its affiliates. The most significant agreement of this nature was defendant's⁵ promise not to "operate a ceramic tile store within a seven mile geographical radius from any presently owned Fuda Tile location...."

⁵ Significantly, the Property Settlement Agreement was signed by the defendant solely in his individual capacity. It was not signed by a corporate officer on behalf of Showcase Tile, Inc. or any of its affiliates.

On November 13, 1989, a "Revised Order to Show Cause" was signed by Judge Kahn which temporarily enjoined defendant (but not defendant's corporations) from, among other things, performing certain actions which were

arguably contrary to the Property Settlement Agreement's restrictive covenant. Prior thereto, on November 2, 1989, Judge Kahn had enjoined not only defendant, but also Showcase Tile, Inc. from *397 any activities which were competitive with Fuda Tile.⁶ The original Order to Show Cause was modified as to Showcase Tile, Inc. when it became apparent that the corporation was the subject of bankruptcy proceedings in the United States Bankruptcy Court for the Southern District of New York. Defendant has been named debtor-in-possession, and at present apparently continues to operate the Showcase Tile businesses.

⁶ The request for an injunction was precipitated by the ongoing establishment and ultimate operation of a Showcase Tile store in Paramus at a location within the area proscribed from competition by the Property Settlement Agreement.

Judge Kahn recused himself from further proceedings on the original and revised Orders to Show Cause (for reasons not here pertinent), and this Court was assigned to dispose of plaintiff's request for enforcement of the restrictive covenant as to defendant, *individually*. On January 19, 1990, this Court determined that 1) there were no genuine issues of material fact in dispute as to the distance (seven miles) from Showcase Tile's new Paramus store to the nearest operating Fuda Tile store and 2) the distance—a *radius* of seven miles—was to be measured in a straight line from store to store, and not by highway driving⁷. Based upon these findings, the Court entered an Order which permanently enjoined defendant from acting as an officer, director, or employee of any corporation which operates a ceramic tile store in violation of the Property Settlement Agreement. The Court tried to carefully segregate the roles of defendant which it was affecting. For example, no Order was entered which precluded defendant from acting in the capacity of debtor-in-possession under the direction and control of the Bankruptcy Court.

⁷ See *Scutier v. Barile*, 6 N.J.Super. 595, 597, 70 A.2d 894 (Chanc.Div.1950): "If the area in a restrictive covenant is expressed by the use of the word 'radius,' the proscribed distance should be measured along a direct line. If the

parties intend otherwise, it should be clearly expressed.”

398** On February 2, 1990, an appeal to the Superior Court of New Jersey, Appellate Division was filed by defendant from this permanent injunction. Also, an application was made in the Bankruptcy Court for *960** relief from this Court's Order, but the request was withdrawn. At the present time, there are no Orders of the Bankruptcy Court affecting this Court's Order of January 19, 1990.

Notwithstanding the January 19, 1990 permanent injunction, the Showcase Tile store in Paramus was fitted up, and has opened for business. Although there is no *direct* evidence that defendant has, himself, been *seen* in the store acting in a management capacity, the only logical conclusion to be drawn from the fact that this outlet is now operating, is that defendant had a hand in effectuating such action. Any contrary argument would, *at least*, reveal defendant's abdication of his role as debtor-in-possession. At most, it suggests defendant's status as an employee and beyond.

First Motion in Aid of Litigant's Rights

On February 16, 1990, this Court was requested to not only consider the unfinished application regarding visitation (which had been pending since December, 1989), but a *new* enforcement initiative was made by plaintiff to try to enforce additional provisions of the Property Settlement Agreement, together with the following ancillary requests:

1. directing defendant to make support payments through the local probation department, (Cf. *R.* 5:7-4.;
2. directing defendant to provide transportation for all visitation transfers;
3. directing defendant to provide plaintiff with a telephone number when defendant has custody of the children during ordinary visitation.

The enforcement proceeding involved claims that defendant had failed to honor two provisions of the Property Settlement Agreement by which plaintiff

is entitled to collect \$80,000.00 and \$17,500.00 from defendant.

***399** Second Motion in Aid of Litigant's Rights

When, in late January and early February, 1990, it became apparent to plaintiff that defendant appeared to be violating the January 19, 1990 Order of this Court, Plaintiff filed a motion to “impose monetary sanctions” upon the defendant, because of his alleged contumacious behavior. This motion was argued, for the first time, on March 16, 1990.

Defendant's Motion in Aid of Litigant's Rights

Not to be outdone by this parade of motions, defendant filed an application returnable on March 16, 1990 in aid of litigant's rights which sought an order:

1. compelling plaintiff to cease and desist from using the name “D'Atria” in any fashion; and
2. directing plaintiff to cease harassing and molesting defendant's new family by telephone, in person, or by mail.

Initial Determination

On February 16, 1990, the only issues before the Court involved visitation and the relief sought in the “First Motion in Aid of Litigant's Rights.” The Court denied both applications, without prejudice, on the strength of *R.* 2:9-1(a)⁸, which precludes a trial court from exercising jurisdiction (without appropriate instructions) while an appeal is pending. Notwithstanding that some of the relief sought by plaintiff's motion was claimed to be pursuant to *R.* 1:10 (which would have enabled the Court to act, even in the face of an appeal), and the visitation issues had germinated long before the February 2, 1990 appeal, the Court declined jurisdiction, and urged the ***400** parties to seek the complete relief available in the Appellate Division by moving there for instructions⁹.

⁸

R. 2:9-1(a) provides: “Except as otherwise provided by *R.* 2:9-3, 2:9-4 (bail), 2:9-5 (stay pending appeal), 2:9-7 and 3:21-10(d), the supervision and control of the proceedings

on appeal or certification shall be in the appellate court from the time the appeal is taken or notice of petition for certification is filed. The trial court, however, shall have continuing jurisdiction to enforce judgments and orders pursuant to *R. 1:10* and as otherwise provided....”

⁹ Although moving papers in the Appellate Division have not been brought to the Court's attention, plaintiff's counsel advised that such a motion was, in fact, filed following the February 16, 1990 disposition. As of today, the Appellate Division has neither disposed of the motion, nor in any other way provided instructions to this Court.

****961** *Motion for Reconsideration*

Instead of waiting for the Appellate Division's remand or order of instructions, defendant filed a conventional motion for reconsideration here. In a fleeting episode of agreement, *both parties have joined* in urging this Court to reconsider its declination of jurisdiction as to the February 16, 1990 issues. Thus, on March 16, 1990 the Court considered *all* of the issues presented, without prejudice to it again refusing to act until and unless the Appellate Division so authorizes. For the reasons which follow, the Court has reconsidered its original demurral, and as to those genuine applications to enforce litigant's rights (*R. 1:10*), disposition shall be afforded. As to those issues which are not truly within the umbrella of *R. 1:10*, the Court again shall defer decision until instructed to act by the Appellate Division.¹⁰

¹⁰ So that there is no misunderstanding, the Court has neither permanently refused to address the issues, nor attempted to pass the buck to the Appellate Division. Indeed, the Court stands ready, willing, and able to fully consider and decide all of the issues presented. The only obstacle is defendant's pending appeal.

CONCLUSIONS OF LAW

Motion for Reconsideration

The initial determinations which must be made are the questions of reconsidering the Court's refusal to act on the visitation question, and the request for

relief made in the “First Motion in Aid of Litigant's Rights.”

***401 [1] [2]** Neither party has presented any new facts which were not before the Court previously. Reconsideration is a matter within the sound discretion of the Court, to be exercised in the interest of justice. See *Johnson v. Cyklop Strapping Corp.*, 220 N.J.Super. 250, 257, 263, 531 A.2d 1078 (App.Div.1987); Cf. *Michel v. Michel*, 210 N.J.Super. 218, 509 A.2d 301 (Chanc.Div.1985). A litigant should not seek reconsideration merely because of dissatisfaction with a decision of the Court. Rather, the preferred course to be followed when one is disappointed with a judicial determination is to seek relief by means of either a motion for leave to appeal or, if the Order is final, by a notice of appeal. Reconsideration should be utilized only for those cases which fall into that narrow corridor in which either 1) the Court has expressed its decision based upon a palpably incorrect or irrational basis, or 2) it is obvious that the Court either did not consider, or failed to appreciate the significance of probative, competent evidence. Said another way, a litigant must initially demonstrate that the Court acted in an arbitrary, capricious, or unreasonable manner, before the Court should engage in the actual reconsideration process. The arbitrary or capricious standard calls for a less searching inquiry than other formulas relating to the scope of review. Although it is an overstatement to say that a decision is not arbitrary, capricious, or unreasonable whenever a Court can review the reasons stated for the decision without a loud guffaw or involuntary gasp, it is not much of an overstatement. The arbitrary, capricious or unreasonable standard is the least demanding form of judicial review.

Alternatively, if a litigant wishes to bring new or additional information to the Court's attention which it could not have provided on the first application, the Court should, in the interest of justice (and in the exercise of sound discretion), consider the evidence. Nevertheless, motion practice must come to an end at some point, and if repetitive bites at the apple are allowed, the core will swiftly sour. Thus, the Court must ***402**

be sensitive and scrupulous in its analysis of the issues in a motion for reconsideration.

[3] In this case, the Court is satisfied that it did not correctly analyze at least two of the issues previously presented. In retrospect, the applications to compel the payment of the \$80,000.00 and \$17,500.00 obligations by the defendant to the plaintiff, indeed, seek authentic Rule 1:10 relief. All the other relief requested is *supplementary* to the Judgment of Divorce, and **962 not directly encompassed within it. The request to determine a particularized visitation schedule, the request to require support payments to be made through the Probation Department, the request to require a telephone number to be given by defendant to plaintiff during visitation, and the request to compel defendant to provide all transportation, derive their validity (or lack thereof) *outside* of the Judgment of Divorce. If the Court grants any of such relief, it will broaden the Judgment of Divorce. Therefore, such relief is not legitimately sought as the *enforcement* of the Judgment of Divorce.¹¹

¹¹ It may be argued that all matrimonial post-judgment relief, in essence, is made in the enforcement of the original disposition except, perhaps, for *Lepis*-type (83 N.J. 139, 416 A.2d 45 (1980)) modifications. It also may be said that matrimonial litigation is never truly concluded until one of the parties dies. If these be the guiding principles, then R. 2:9-1 would have no efficacy whatsoever in family part actions since the exception for R. 1:10 relief would swallow the general rule. That simply cannot be the intent of the Rule, and such a result is not followed here.

For those requests which do not fit neatly into R. 1:10, the Court believes that the appropriate course of action is to decline jurisdiction. Any doubts concerning the relief sought should be resolved in favor of deferral to the Appellate Division. Even if the issues are “collateral and supplemental to, and independent of, the subject matter of the appeal” (See *Morrison v. Morrison*, 93 N.J.Super. 96, 103-104, 225 A.2d 19 (Chanc.Div.1966)), the trial court ought not intervene. The complete relief afforded by R. 2:9-1(a):

*403 “... The appellate court may at any time entertain a motion for directions to the court or courts or agencies below or to modify any order made by such courts or agencies or of any judge below.”,

compels trial court deferral.

[4] The \$80,000.00 and \$17,500.00 obligations, however, stand on different footing. In both instances, the claim is made that defendant's obligation to pay plaintiff is embedded in the Judgment of Divorce, has been actualized by post-judgment events, and no supplementation by the Court is necessary other than by a *declaration* that defendant has failed to abide by the Judgment of Divorce.

\$80,000.00 Payment

[5] Defendant claims that the Property Settlement Agreement requires the husband to “be responsible for the debt to National Community Bank in the amount of \$80,000.00.” The Property Settlement Agreement required that the \$80,000.00 be paid from the proceeds of sale of certain property located in Union, New Jersey, which was scheduled to be sold shortly after the execution of the Property Settlement Agreement. The Property Settlement Agreement provides that in the event that the sale does not occur, the *husband* shall nevertheless be responsible for said debt and shall pay same from other assets available to him and shall indemnify and hold the *wife* harmless therefrom. It is uncontroverted that a transfer in ownership of the Union property has occurred, but that the \$80,000.00 debt has not been paid by the husband. It is irrelevant as to the *current* status of this \$80,000.00 debt or what property secured it. The simple fact of the matter is that the defendant *personally* promised to be responsible for this debt, he has not honored his promise, and the time for performance has come and gone. Plaintiff merely seeks to enforce that provision of the Judgment of Divorce which obligates defendant to come forward and do that which he agreed to do. As such, the Court finds and concludes that all of the conditions precedent to the payment and satisfaction of this \$80,000.00 debt have been met, *404 and yet it has

not been satisfied by defendant. Judgment shall be entered against defendant and in favor of plaintiff in the amount of \$80,000.00.¹²

¹² The Property Settlement Agreement does not provide any other components to this debt other than “the amount of \$80,000.00.” For example, there is no mention of interest, costs or expenses, attorney or collection fees, or any other additur for which the defendant would be responsible.

****963 \$17,500.00 Debt**

[6] The Property Settlement Agreement further provided that “The husband shall provide the wife with a demand (sic) note in the amount of \$17,500.00 payable in six months of July 20, 1989.” The purpose of this demand note (which obviously is merely a conventional time note since it is not payable on demand) was to evidence another *personal* obligation of defendant to pay plaintiff \$17,500.00. Six months after July 20, 1989, is January 20, 1990. That date has come and gone, and the obligation to pay \$17,500.00 has matured. The Property Settlement Agreement does not contemplate a requirement on the part of the plaintiff to *sue* the defendant on the Note in order to collect. Rather, the device of a Promissory Note was merely intended to evince the clear promise of defendant to pay a sum certain to plaintiff. The relief requested is to reduce this obligation to a judgment upon which execution is available (*R.* 4:59). Such relief is clearly within the four corners of the Property Settlement Agreement, and it shall be granted pursuant to *R.* 1:10–5. Accordingly, a Judgment in favor of plaintiff and against defendant in the amount of \$17,500.00 shall be entered.

Visitation and Other Relief

The balance of the requested relief which was originally heard on February 16, 1990, as noted before, requires additional findings and conclusions outside the perimeter of the Property ***405** Settlement Agreement. The Court will be called upon in each instance to either make specific fact findings and value judgments, or provide direction and guidance in the lives of these parties where

they are incapable of managing themselves. This is *not* relief in aid of litigant's rights under *R.* 1:10. Said request is a new initiative for plenary judicial intervention.

Although *R.* 1:10 is ordinarily employed to obtain coercive measures to ensure compliance with a judgment or order, it is also available for limited declarations of rights of parties. It is a reservoir of power available to trial courts in the administrative sphere of controlling the disposition of their dockets. See *Chalom v. Benesch*, 234 N.J.Super. 248, 262, 560 A.2d 746 (Law Div.1989). Although *R.* 1:10 spreads its influence far and wide, it may *not* be employed to the extent of making the declarations requested by the parties in the form of a visitation schedule, change of payment procedure, turnover of telephone number, and requiring defendant to shoulder all transportation arrangements for visitation. These postjudgment requests seek relief pursuant to *R.* 4:50. As such, these forms of relief are expressly within the ambit of the proceedings (see *R.* 2:9–1(a)) in the hands of the Appellate Division. This is not to say that these issues are necessarily for the Appellate Division to decide; indeed, that is *not* what the Court is suggesting. Rather, this Court ought not—in the interest of preserving appropriate comity and lines of authority between the Chancery Division, Family Part and the Appellate Division—meddle in the proceedings while it is on appeal, except as is minimally necessary and permitted (*R.* 1:10). Those limited exceptions under *R.* 2:9–1(a)—none of which are pertinent here—serve to provide a bright line over which this Court must not tread, without express guidance or instructions from the Appellate Division. Therefore, in the exercise of its discretion, and with due regard to the separation of functions between the trial court and the Appellate Division, the Court again defers, without prejudice, ***406** consideration of these fictive *R.* 1:10 applications.¹³

¹³ *R.* 2:9–1 might be a candidate for examination and revision in light of the myriad post-judgment applications that are commonplace in the Family Part. The opportunity for abuse and delay is apparent where multiple post-judgment motions are made and where,

arguably, each post-judgment order entered is appealable as of right, since by definition each *follows* the initial judgment. As such, an appeal of a single-inconsequential post-judgment order could stymie and delay an important plenary hearing.

Use of Surname and Injunction as to Harassment

[7] Defendant has moved to compel compliance with the Property Settlement **964 Agreement which seeks to enjoin plaintiff from using the surname D'Atria "in any fashion," and for a permanent injunction enjoining plaintiff from harassing and molesting defendant and defendant's wife by telephone, in person, or by mail. Plainly, the Property Settlement Agreement expressly limited plaintiff's right to use the surname D'Atria. However, the Property Settlement Agreement is quite clear and unambiguous that the surname D'Atria is forbidden for use by plaintiff only "in connection with any business activities." Furthermore, plaintiff agreed that she will use the name D'Atria only with respect to the children and their schooling. The issue which has been brought to the forefront, and which is not *directly* addressed by the language in the Property Settlement Agreement, is the use by plaintiff of the surname D'Atria in connection with certain mean-spirited correspondence written to defendant's new wife.¹⁴ This immature, nonsensical, and silly posturing of plaintiff, while not necessarily violative of the express language of the Property Settlement Agreement, is so obnoxious and nasty so as to be clearly subsumed within the spirit of the Property Settlement Agreement. As such, this Court finds no difficulty whatsoever in treating defendant's request for relief as falling within *R. 1:10* since defendant *407 merely seeks to enforce that to which the parties had already agreed. As such, a permanent injunction shall be entered in favor of defendant and against plaintiff precluding plaintiff, except when implicating any issues directly or indirectly affecting the children of the marriage, from using the surname D'Atria.

¹⁴ The envelopes of this correspondence disclose that letters were written by plaintiff who identified herself in the upper left hand corner of the envelope reserved for the return address

as "Mrs. John D'Atria # # # # # 2." The addressee, defendant's new wife, was identified as "Mrs. John D'Atria # 3."

The supplemental relief requesting a permanent injunction to preclude plaintiff from "harassing and molesting" defendant and defendant's new wife shall be denied without prejudice since it is outside the Property Settlement Agreement and beyond the realm of *R. 1:10*, even though the grant of this request would be both fair and appropriate, given plaintiff's childish behavior.

Sanctions

[8] The most difficult aspect of this case is to fashion a remedy for plaintiff because of the clear violation of this Court's January 19, 1990 Order. Defendant has manifestly participated in the establishment and operation of the Showcase Tile Paramus store. There is no question that this activity may be precluded within the ambit of *R. 1:10*. Indeed, the request for sanctions implicates a contempt proceeding under *R. 1:10-2* and *R. 1:10-4*, although defendant disavows such interest.

The purpose of *R. 1:10-5* is to provide a mechanism, coercive in nature, to afford relief to a litigant who has not received what a Court Order or Judgment entitles that litigant to receive. In this instance, plaintiff was entitled to the complete withdrawal and elimination of defendant from the operation of the Showcase Tile Store in Paramus. Although this Court may not intrude in the sphere of influence governed by the Bankruptcy Court, its jurisdiction over John D'Atria individually cannot be gainsaid. The Court is aware of the sensitive due process issues which are implicated by defendant's conduct. See *Passaic Township Board of Education v. Education Association*, 222 N.J.Super. 298, 536 A.2d 1276 (App.Div.1987) and *408 *Board of Education v. Education Association*, 235 N.J.Super. 417, 563 A.2d 55 (App.Div.1989) which hold that *monetary sanctions* under *R. 1:10-5* must (at least) be related to the litigant's damages and may not be primarily punitive in nature.

Rule 1:10-5 is designed to effectuate enforcement of a Court's Order. It is unlike a contempt proceeding, *R. 1:10-1* through -4, where punishment is

the objective. Nevertheless, a coercive incentive employed by the Court to compel compliance may be permissible, and even inflict punishment's sting. In this case, the opportunity for defendant to camouflage himself, chameleon-like, **965 within the orbit of the Bankruptcy Court, makes a compliance package to be imposed by the Court rather difficult. Nevertheless, if the January 19, 1990 Order is to have any meaning, this Court must proceed vigorously and forthrightly, but with due regard to the zones of influence exercised by it and the Bankruptcy Court. For the purpose of effectuating the January 19, 1990 Order, the Court enters the following relief against defendant and in favor of plaintiff: The Court shall appoint an attorney to act as the custodial receiver/fiscal agent/special fiduciary¹⁵ of the personal estate of defendant in so far as it relates to Showcase Tile, Inc., and its affiliates, and bearing upon the establishment and operation of the Showcase Tile Paramus store. The special fiduciary shall be entitled to seize and control all of the shares of stock of John D'Atria in Showcase Tile, Inc. or any of its affiliates which have *409 an interest in the management and operation of the Paramus store. The special fiduciary shall be entitled to take over in the place and stead of defendant as an officer and director in Showcase Tile, Inc. or any of its affiliates which are involved in the operation of the Paramus store. Finally, the special fiduciary shall, to the extent that it is capable of doing so in accordance with any necessary permission of the Bankruptcy Court, pay into a trust fund to be established by the special Fiduciary, any and all dividends, compensation, salary, travel expenses, and other sums that would be due and owing from Showcase Tile, Inc. or any of its affiliates to defendant, for work performed or profits derived at the Showcase Tile Paramus store. The special fiduciary shall be compensated at the rate of \$200.00 per hour and shall be paid either by defendant, or out of the trust fund which the special fiduciary creates. The special fiduciary shall be permitted to make an application to the Bankruptcy Court in an attempt to be recognized by that Court as the special fiduciary for the personal estate of John D'Atria. Whether the Bankruptcy Court will recognize this status and whether it will make any difference to the Bankruptcy Court in determining defendant's

status as debtor-in-possession, or in any other way, obviously will be left to that Court. It is not this Court's function (and it is not intended to be any display of arrogance or disrespect) to displace the Bankruptcy Court in the fair administration of the assets of the debtor before it. Nevertheless, the Courts of the United States ought not be misused by a litigant in a matrimonial action as a sword against the other spouse, without strict and scrupulous scrutiny to ensure no overbearing or unfair advantage. It is inconceivable that Congress intended that the Bankruptcy Code be used to such a purpose.

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See *Roach v. Margulies*, 42 N.J.Super. 243, 246, 126 A.2d 45 (App.Div.1956), citing *Sears, Roebuck & Co. v. Camp*, 124 N.J.Eq. 403, 411, 1 A.2d 425 (E. & A. 1938):

"Equitable remedies 'are distinguished for their flexibility, their unlimited variety, their adaptability to circumstances, and the natural rules which govern their use. There is in fact no limit to their variety and application; the court of equity has the power of devising its remedy and shaping it so as to fit the changing circumstances of every case and the complex relations of all the parties.' 1 Pomeroy, *Equity Jurisprudence*, sec. 109 (5th ed.1941). A lack of precedent, or mere novelty in incident, is no obstacle to the award of equitable relief, if the case presented is referable to an established head of equity jurisprudence—either of primary right or of remedy merely."

In the event that these measures fail to ensure compliance with this Court's January 19, 1990 Order, and plaintiff seeks additional or different measures or sanctions, the Court will seriously consider the appointment of a special prosecutor pursuant to R. 1:10-4 and the signing of an appropriate Order to *410 Show Cause to commence a contempt action. Contempt, being the defiance of government, will not be tolerated by this Court in any manner or form.

CONCLUSION

The arrogant disregard of the Property Settlement Agreement in this case has precipitated the torrent

of motions. Without criticizing defendant's use of the Bankruptcy Court or the Appellate Division, the ultimate outcome here should result in a validation of substantially all of the agreed-upon provisions of the Property Settlement **966 Agreement. As for those non-genuine *R. 1:10* applications, the Court and the parties must await further instructions from the Appellate Division. Likewise, as to the bona fide applications under *R. 1:10*, the Court has acted on those requests and granted the appropriate relief. The knotty problems associated with granting apt relief under *R. 1:10*

make the Court's task trying. But that, of course, is the business of the Court, and the one from which it may not ultimately shrink. Plaintiff's counsel shall submit an appropriate form of Order, leaving a blank space for the Court to insert the name of the special fiduciary, in accordance with *R. 4:42-1(b)* and (c).

All Citations

242 N.J.Super. 392, 576 A.2d 957

End of Document

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Negative Treatment**Negative Citing References (1)**

The KeyCited document has been negatively referenced by the following events or decisions in other litigation or proceedings:

Treatment	Title	Date	Type	Depth	Headnote(s)
Disagreed With by	 1. <u>Carlucci v. Carlucci</u> MOST NEGATIVE 626 A.2d 1124 , N.J.Super.Ch. Postjudgment Proceedings. Trial court had jurisdiction to decide issues arising after judgment despite pending appeal.	Apr. 23, 1993	Case		—

Citing References (478)

Treatment	Title	Date	Type	Depth	Headnote(s)
Examined by	1. Premier Netcomm Solutions, L.L.C. v. Director ” 2017 WL 113941, *1+ , N.J.Tax In its previous letter opinion issued October 25, 2016, this court held that services performed in connection with prewritten computer software were not taxable prior to October...	Jan. 09, 2017	Case		2 A.2d
Discussed by	2. Appell v. Benchabbat ” 2017 WL 4700401, *2+ , N.J.Super.A.D. The opinion of the court was delivered by Defendant appeals the May 29, 2015 order that denied reconsideration of an earlier order, requiring him to pay a \$5000 deductible for his...	Oct. 20, 2017	Case		2 A.2d
Discussed by	3. Markiewicz v. Ramirez 2016 WL 7175274, *1+ , N.J.Super.A.D. Plaintiff, Zofia Markiewicz, appeals from an order denying reconsideration of the Law Division's earlier order denying her motion to reinstate her complaint against defendants,...	Dec. 09, 2016	Case		1 2 A.2d
Discussed by	4. Black v. Black ” 2015 WL 5944033, *3+ , N.J.Super.A.D. In this post-judgment matrimonial matter, plaintiff appeals from the January 16, 2014 order of the Family Part dismissing his motion for modification of his child support...	Oct. 09, 2015	Case		1 A.2d
Discussed by	5. Cortopassi v. Cortopassi 2014 WL 8773314, *3+ , N.J.Super.A.D. Plaintiff Thomas Cortopassi (Thomas) appeals from an August 23, 2013 Family Part order denying his request to reduce previously ordered reimbursement payable to defendant Gail...	May 08, 2015	Case		1 2 A.2d
Discussed by	6. Smith v. Smith ” 2013 WL 4554393, *1+ , N.J.Super.A.D. Defendant appeals from the Family Part's March 13, 2012 order denying his motion for reconsideration of the court's order of January 27, 2012, which denied reconsideration of...	Aug. 29, 2013	Case		1 2 A.2d
Discussed by	7. Herm Realty Group, LLC v. Land Use Bd. of Borough of Beach Haven ” 2012 WL 3205481, *4+ , N.J.Super.A.D. Intervenors-appellants, Marguerite E. Royer, Francesco Racanelli, and RRR Associates, LLC (RRR) (hereafter collectively referred to as appellants), appeal from the August 25, 2010...	Aug. 09, 2012	Case		1 2 A.2d
Discussed by	8. Doblin v. Doblin ” 2012 WL 2377825, *2+ , N.J.Super.A.D. Following defendant Linda Doblin's motion that sought to compel plaintiff Michael Doblin to resume alimony payments he had ceased paying approximately two years earlier, the Family...	June 26, 2012	Case		2 A.2d

Treatment	Title	Date	Type	Depth	Headnote(s)
Discussed by	9. Tremarki v. Pearce ” 2011 WL 1660725, *2+ , N.J.Super.A.D. Defendant, Ricardo K. Pearce, appeals from a final Family Part order entered on September 23, 2010, denying reconsideration of the portion of the court's July 14, 2010 order...	May 04, 2011	Case		1 2 A.2d
Discussed by	10. Kitele v. Kitele ” 2011 WL 1434606, *1+ , N.J.Super.A.D. Defendant Josephat Kitele appeals from the April 1, 2010 order of the Family Part denying his motion for reconsideration and granting plaintiff Francisca Kitele's motion to enforce...	Apr. 15, 2011	Case		1 2 A.2d
Discussed by	11. Bloomfield 206 Corp. v. City of Hoboken ” 2011 WL 9820, *4+ , N.J.Super.A.D. Citizens for Retention of Affordable Housing in Hoboken (CRAHH) describes itself as “an unincorporated association of well more than seven persons, who have a common personal...	Aug. 24, 2010	Case		1 2 A.2d
Discussed by	12. Palombi v. Palombi ” 997 A.2d 1139, 1147+ , N.J.Super.A.D. FAMILY LAW - Spousal Support. Former husband was not entitled to plenary hearing on his motion to terminate his alimony obligation.	July 08, 2010	Case		1 2 A.2d
Discussed by	13. Ramirez v. Ramirez ” 2009 WL 4251088, *5+ , N.J.Super.A.D. The parties were divorced by a Dual Final Judgment of Divorce entered on January 29, 2007, which incorporated the settlement agreement set forth in their Dual Final Judgment of...	Nov. 24, 2009	Case		1 2 A.2d
Discussed by	14. Toysrus.com, L.L.C. v. Amazon.com Kids, Inc. 2009 WL 747898, *28+ , N.J.Super.A.D. The opinion of the court was delivered by This action involves a long-term contract between plaintiffs, Toysrus.com, LLC, Toysrus.com, Inc. and Geoffrey, Inc. (collectively, TRU),...	Mar. 24, 2009	Case		8 A.2d
Discussed by	15. Herega v. Figueroa ” 2008 WL 4820785, *6+ , N.J.Super.A.D. Defendant Neyda L. Figueroa appeals from a final order entered on August 17, 2007, denying her motion for reconsideration of certain paragraphs contained in an order entered on May...	Nov. 07, 2008	Case		1 2 A.2d
Discussed by	16. Larsen v. Jablonski ” 2008 WL 4191022, *2+ , N.J.Super.A.D. Defendant Joseph Jablonski appeals from the denial of his motion for reconsideration seeking to modify his alimony payments to plaintiff Laurie Larsen, his former wife. The...	Sep. 15, 2008	Case		1 2 A.2d

Treatment	Title	Date	Type	Depth	Headnote(s)
Discussed by	17. <u>Enclave Condominium Ass'n v. City Of Atlantic City</u> ” 2008 WL 482604, *5+ , N.J.Super.A.D. Plaintiff Enclave Condominium Association (Enclave) appeals from a January 12, 2007 order that dismissed its complaint challenging the: (1) adoption of a redevelopment ordinance by...	Feb. 21, 2008	Case		1 2 A.2d
Discussed by	18. <u>Patterson v. ExxonMobil Corp.</u> ” 2008 WL 425824, *5+ , N.J.Super.A.D. Plaintiff Clifford Patterson appeals the Law Division's dismissal with prejudice of his complaint alleging discrimination by his former employer and several of his former...	Feb. 19, 2008	Case		1 2 A.2d
Discussed by	19. <u>Robinson v. Rea</u> ” 2007 WL 174161, *5+ , N.J.Super.A.D. Plaintiff Granville Robinson appeals from a final order of the General Equity Part establishing the location of a "temporary" easement in an area alleged to be too burdensome to...	Jan. 25, 2007	Case		1 2 A.2d
Discussed by	20. <u>Cummings v. Bahr</u> ” 685 A.2d 60, 65+ , N.J.Super.A.D. TORTS - Premises Liability. Plaintiff could not argue for first time in her second motion for reconsideration that she was invitee, rather than licensee, when injured.	Dec. 03, 1996	Case		1 2 A.2d
Discussed by	21. <u>Boruch v. Scharff</u> ” 2006 WL 3350856, *1+ , N.J.Super. Currently before the court is Defendant's cross-motion for reconsideration. Judge Longhi will be deciding Plaintiff's motion to enforce litigants' rights. Judgment was entered...	Nov. 17, 2006	Case		1 2 A.2d
Discussed by	22. <u>Toro v. Rodriguez</u> 2006 WL 3350857, *1+ , N.J.Super. This matter arises from an automobile accident in which Plaintiff, a pedestrian, was struck by a vehicle owned by Defendant Jose Rodriguez and operated by Defendant Arnaldo...	Nov. 17, 2006	Case		1 2 A.2d
Discussed by	23. <u>DelPrete v. Falciglia</u> ” 2006 WL 724541, *1+ , N.J.Super.Ch. Before the court is the defendant's application seeking to have the court reconsider its written decision dated February 17, 2006, and the court order memorializing the same dated...	Mar. 21, 2006	Case		1 2 A.2d
Discussed by	24. <u>Borke v. Najar</u> ” 2006 WL 3199186, *2+ , N.J.Super.L. This matter arises from a hit and run car accident which occurred on February 4, 2003 in Asbury Park, New Jersey. Defendants Douglass Najar ("Najar") and his stepson William...	Nov. 03, 2006	Case		1 2 A.2d

Treatment	Title	Date	Type	Depth	Headnote(s)
Discussed by	25. <u>Wade v. Amanda Rinkleur & Associates, Inc.</u>  2006 WL 2194667, *3+ , N.J.Super.L. This matter arises out of a contract allegedly entered into by defendant Amanda Rinkleur & Assoc., Inc. ("ARA") and third-party defendant Bruce Baldinger for a lease-purchase...	July 21, 2006	Case		1 2 A.2d
Discussed by	26. <u>Township of Freehold v. CentraState Healthcare Services, Inc.</u>  2018 WL 333495, *4+ , N.J.Tax This is the court's opinion on the motions for reconsideration filed by the Township of Freehold ("Township"), a party in the above captioned matters. In its prior motions for...	Jan. 05, 2018	Case		2 A.2d
Discussed by	27. <u>Gurvey by Gurvey v. Montclair Township</u>  2017 WL 3879326, *3+ , N.J.Tax This letter constitutes the court's opinion with respect to plaintiffs' motions: (1) seeking vacatur/reconsideration of portions of the court's May 8, 2017 Order; (2) to admit...	Sep. 05, 2017	Case		1 2 A.2d
Discussed by	28. <u>Trocki Hotels LP v. Egg Harbor Township</u>  2017 WL 510543, *3+ , N.J.Tax This letter constitutes the court's opinion with respect to Trocki Hotels LP's ("plaintiff") motion for reconsideration of the court's November 30, 2016 letter opinion following...	Feb. 03, 2017	Case		1 2 A.2d
Discussed by	29. <u>Surfrider Beach Club, L.L.C. v. Borough of Sea Bright</u>  2017 WL 105003, *2+ , N.J.Tax Dear Counsel: This matter addresses defendant's motion for reconsideration of this court's prior opinion and Order dated December 7, 2017 which had denied defendant's motion to...	Jan. 09, 2017	Case		1 2 A.2d
Discussed by	30. <u>Berkeley Heights Township v. Connell Corporate Center I, LLC</u>  2016 WL 5377910, *2+ , N.J.Tax This letter constitutes the court's opinion with respect to defendants', Connell Corporate Center I, LLC and The Connell Company (collectively referred to as "defendants"), motion...	Sep. 23, 2016	Case		1 2 A.2d
Discussed by	31. <u>Blum v. Township of Monroe</u>  2015 WL 300632, *1+ , N.J.Tax This letter constitutes the court's opinion with respect to plaintiff's motion for a reconsideration of this court's Order dated October 31, 2014. That Order affirmed the...	Jan. 15, 2015	Case		2 A.2d
Discussed by	32. <u>Purcell v. Borough of Woodcliff Lake</u>  2014 WL 7206381, *2+ , N.J.Tax This letter serves as the court's opinion with respect to Plaintiffs Richard and Elizabeth Purcell's ("Plaintiff" or "Plaintiffs") motion for reconsideration of this court's Order...	Dec. 12, 2014	Case		1 2 A.2d

Treatment	Title	Date	Type	Depth	Headnote(s)
Discussed by	33. <u>Elan Pharmaceuticals, Inc. v. Director, Division of Taxation</u> ¶¶ 2014 WL 5335275, *2+ , N.J.Tax This opinion addresses plaintiff's motion for reconsideration of this court's Order of May 2, 2014, granting defendant's partial summary judgment motion, and denying plaintiff's...	Oct. 03, 2014	Case		2 A.2d
Discussed by	34. <u>South Brunswick Tp. v. Princeton Orchards Assocs. L.L.C.</u> ¶¶ 2013 WL 1787160, *4+ , N.J.Tax This matter concerns dual property tax appeals filed by the parties in different forums for the same tax year challenging the same assessment which is over \$1 million. Presently...	Apr. 22, 2013	Case		2 A.2d
Discussed by	35. <u>Garlatti Realty, L.L.P. v. City of New Brunswick</u> ¶¶ 2013 WL 1087649, *2+ , N.J.Tax This is the court's opinion in the connection with plaintiff's motion for reconsideration of this court's final orders of December 20, 2012 and December 21, 2012 which dismissed...	Mar. 13, 2013	Case		1 2 A.2d
Discussed by	36. <u>Tuck v. West Caldwell Tp.</u> ¶¶ 2012 WL 6712088, *2+ , N.J.Tax This is the court's opinion in connection with plaintiff's email of November 2, 2012, treated as a timely, but deficient, motion for reconsideration of this court's judgment dated...	Dec. 24, 2012	Case		1 2 A.2d
Discussed by	37. <u>Regent Care Center, Inc. v. Hackensack City</u> ¶¶ 20 N.J.Tax 181, 185+ , N.J.Tax TAXATION - Real Property. Amendment to real property assessment statute applied prospectively.	July 24, 2001	Case		2 A.2d
Discussed by	38. <u>IN THE MATTER OF THE PETITION OF JERSEY CENTRAL POWER & LIGHT COMPANY PURSUANT TO N.J.S.A. 40:55D-19 FOR A DETERMINATION THAT THE MONTVILLE-WHIPPIANY 230 KV TRANSMISSION PROJECT IS REASONABLY NECESSARY FOR THE SERVICE, CONVENIENCE OR WELFARE OF THE PUBLIC</u> 2016 WL 454273, *5+ , N.J.Bd.Reg.Com. On or about March 27, 2015, Jersey Central Power & Light Company ("JCP&L" or "Company") filed a petition with the New Jersey Board of Public Utilities ("Board" or "BPU") pursuant...	Jan. 28, 2016	Administrative Decision		2 A.2d

Treatment	Title	Date	Type	Depth	Headnote(s)
Discussed by	39. <u>IN THE MATTER OF THE IMPLEMENTATION OF L. 2012, C. 24, THE SOLAR ACT OF 2012 IN THE MATTER OF THE IMPLEMENTATION OF L. 2012, C. 24, N.J.S.A. 48:3-87(T) - A PROCEEDING TO ESTABLISH A PROGRAM TO PROVIDE SRECS TO CERTIFIED BROWNFIELD, HISTORIC FILL AND LANDFILL FACILITIES PRO-TECH ENERGY SOLUTIONS, LLC FLORENCE LAND RECONTOURING LANDFILL: MOTION FOR RECONSIDERATION</u> ” 2015 WL 7423741, *6+ , N.J.Bd.Reg.Com. FN1. Subsequent to the issuance of the Board Order which is now under reconsideration, Pro-Tech retained legal counsel. This Order concerns a letter filed as a request for...	Nov. 16, 2015	Administrative Decision		2 A.2d
Disagreed With by NEGATIVE	40. <u>Carlucci v. Carlucci</u> 626 A.2d 1124, 1127+ , N.J.Super.Ch. Postjudgment Proceedings. Trial court had jurisdiction to decide issues arising after judgment despite pending appeal.	Apr. 23, 1993	Case		—
Cited by	41. <u>KAREN HOOPER, Plaintiff-Respondent, v. PARKWOOD PLACE APARTMENTS, Defendant-Appellant.</u> 2018 WL 525416, *6 , N.J.Super.A.D. This matter involves a claim under the Security Deposit Act (the SDA), N.J.S.A. 46:8-19 to -26. Plaintiff Karen Hooper claimed that defendant Parkwood Place Apartments, her...	Jan. 24, 2018	Case		2 A.2d
Cited by	42. <u>Canales v. Yue Yu</u> ” 2018 WL 316849, *4+ , N.J.Super.A.D. Defendant Yue Yu appeals from the Law Division's October 21, 2016 order denying her motion for reconsideration of its August 31, 2016 judgment entered after a bench trial, awarding...	Jan. 08, 2018	Case		1 2 A.2d
Cited by	43. <u>Caballero-Gonzalez v. Harco National Insurance Company for State National Insurance Company</u> ” 2017 WL 6757232, *1 , N.J.Super.A.D. The opinion of the court was delivered by Plaintiff Heriberto Caballero–Gonzalez appeals the August 26, 2016 order granting summary judgment to defendant Harco National Insurance...	Dec. 29, 2017	Case		1 2 A.2d
Cited by	44. <u>J.C. v. D'Annunzio</u> 2017 WL 6546905, *2 , N.J.Super.A.D. Plaintiff, J.C., appeals from a June 1, 2016 order denying his motion to file a late notice of tort claim pursuant to N.J.S.A. 59:8–9 to pursue suit against defendants Lenape...	Dec. 21, 2017	Case		—
Cited by	45. <u>Brown v. Brown</u> 2017 WL 6421034, *1+ , N.J.Super.A.D. In these three appeals, which we have consolidated for purpose of this opinion, plaintiff Paul Brown challenges a series of post-judgment orders entered by the Family Part. We...	Dec. 18, 2017	Case		1 2 A.2d

Treatment	Title	Date	Type	Depth	Headnote(s)
Cited by	46. <u>Murphy v. Mountain Creek Resort, Inc.</u> 2017 WL 6421104, *5+ , N.J.Super.A.D. Plaintiff Karen Murphy appeals from a January 28, 2016 order granting defendants summary judgment, and a June 10, 2016 order denying her motion for reconsideration. We affirm. The...	Dec. 18, 2017	Case		2 A.2d
Cited by	47. <u>Kramarchuk v. Borough of Lawn</u>  2017 WL 6347579, *4+ , N.J.Super.A.D. Plaintiff, Lydia D. Kramarchuk, a former employee of the Borough of Fair Lawn, appeals from orders denying her motion for reconsideration of an order dismissing some of her claims,...	Dec. 13, 2017	Case		1 2 A.2d
Cited by	48. <u>Widman, Cooney, Wilson, McGann & Fitterer v. Heck</u>  2017 WL 6032491, *4+ , N.J.Super.A.D. Defendant Maureen Heck appeals from a June 29, 2016 order confirming an arbitration award granting summary judgment in plaintiff Widman, Cooney, Wilson, McGann & Fitterer's...	Dec. 06, 2017	Case		1 2 A.2d
Cited by	49. <u>Sowa v. Sowa</u> 2017 WL 6014920, *2+ , N.J.Super.A.D. Defendant Michael Sowa appeals from a November 3, 2016 Chancery Division order denying his motion for reconsideration. Defendant requested reconsideration of the Chancery...	Dec. 05, 2017	Case		1 2 A.2d
Cited by	50. <u>U.S. Bank, N.A. v. Walsh</u>  2017 WL 5898551, *3+ , N.J.Super.A.D. David and Deborah Walsh (defendants) appeal from a May 8, 2015 order denying their motion to vacate default; and a July 10, 2015 order denying their motion to reconsider or vacate...	Nov. 30, 2017	Case		1 2 A.2d
Cited by	51. <u>Bank of America, N.A. v. Arteaga</u>  2017 WL 5478351, *2 , N.J.Super.A.D. Appellant third-party bidder, 4521 Smith Unit 6–1C Associates, LLC, moved to vacate an April 1, 2016 Chancery Division order setting aside a Sheriff's sale on the ground that...	Nov. 15, 2017	Case		1 2 A.2d
Cited by	52. <u>Indymac Venture, LLC v. Giordano</u> 2017 WL 5186280, *2 , N.J.Super.A.D. In this mortgage foreclosure action, defendants Carmine E. Giordano and Sheryl A. Giordano appeal from the May 20, 2016 final judgment of foreclosure entered in favor of plaintiff...	Nov. 09, 2017	Case		1 A.2d
Cited by	53. <u>D.M. v. K.M.</u> 2017 WL 5186287, *2+ , N.J.Super.A.D. Defendant appeals from the February 23, 2016 Family Part order denying reconsideration of the court's October 8, 2014 and December 16, 2014 orders. The October 8, 2014 order...	Nov. 09, 2017	Case		2 A.2d

Treatment	Title	Date	Type	Depth	Headnote(s)
Cited by	54. <u>Chinwe Atuegwu v. East Orange General Hospital</u> ¶ 2017 WL 5076364, *1+ , N.J.Super.A.D. Plaintiff appeals from an August 22, 2014 order denying her motion for reconsideration of a July 11, 2014 order, which denied an earlier motion for reconsideration of a March 14,...	Nov. 03, 2017	Case		1 2 A.2d
Cited by	55. <u>State v. Musto</u> 2017 WL 4798980, *2 , N.J.Super.A.D. Defendant Crum and Foster Indemnity Co., Inc. (the Surety) appeals from the January 29, 2016 order denying reconsideration of a September 22, 2015 order vacating bail forfeiture...	Oct. 25, 2017	Case		2 A.2d
Cited by	56. <u>Straus Associates II v. Berman</u> ¶ 2017 WL 4781699, *3+ , N.J.Super.A.D. Plaintiffs Straus Associates II (Straus) and 11 History Lane Operating Company, LLC d/b/a CareOne at Jackson (CareOne) filed suit against defendants Murray Berman (Berman) and...	Oct. 24, 2017	Case		1 2 A.2d
Cited by	57. <u>Nguyen v. Lord</u> 2017 WL 4681367, *2 , N.J.Super.A.D. The opinion of the court was delivered by This case originated in the Law Division as a legal malpractice action filed pro se by plaintiff Jacqueline Nguyen against her former...	Oct. 19, 2017	Case		2 A.2d
Cited by	58. <u>O'Brien v. Mountainside Hospital</u> ¶ 2017 WL 4582823, *3+ , N.J.Super.A.D. The opinion of the court was delivered by Plaintiff Asia O'Brien appeals the November 10, 2015 summary judgment order that dismissed with prejudice her litigation against defendant...	Oct. 16, 2017	Case		2 A.2d
Cited by	59. <u>HSBC Bank USA v. Keane</u> ¶ 2017 WL 4413933, *3+ , N.J.Super.A.D. Michael Keane (defendant) appeals from a March 20, 2015 order denying his motion "to vacate judgment and reinstate defendant's answer, affirmative defenses, and counterclaims...	Oct. 05, 2017	Case		1 2 A.2d
Cited by	60. <u>Rodano v. Kousmine</u> 2017 WL 4341824, *2+ , N.J.Super.A.D. Defendant Laura Kousmine appeals from an April 7, 2016 order denying reconsideration of an earlier decision enforcing a settlement agreement between her and plaintiff Robert...	Oct. 02, 2017	Case		2 A.2d
Cited by	61. <u>Selective Insurance Company of America v. TRH Builders, Inc.</u> 2017 WL 3974468, *3 , N.J.Super.A.D. Defendant Bob Meyer Communities, Inc., (BMC) appeals from a September 25, 2015 order denying its motion for reconsideration of a December 9, 2013 order, which had denied its and...	Sep. 11, 2017	Case		—

Treatment	Title	Date	Type	Depth	Headnote(s)
Cited by	62. <u>Frangipane v. Frangipane</u>  2017 WL 3811151, *2+ , N.J.Super.A.D. In these back-to-back appeals consolidated for the purpose of this opinion, plaintiff Bella Frangipane appeals from post-judgment Family Part orders. In light of our standard of...	Sep. 01, 2017	Case		1 2 A.2d
Cited by	63. <u>Taylor v. Jones</u>  2017 WL 3707932, *4+ , N.J.Super.A.D. In this non-dissolution case, plaintiff appeals from the March 30, 2016 order of the Family Part denying his motion for reconsideration. We affirm substantially for the reasons...	Aug. 29, 2017	Case		1 2 A.2d
Cited by	64. <u>Moodie v. Moodie</u>  2017 WL 3255347, *9+ , N.J.Super.A.D. Defendant appeals from orders that terminated plaintiff's obligation to pay her alimony and maintain life insurance for her benefit and denied her motion for reconsideration. We...	Aug. 01, 2017	Case		1 2 A.2d
Cited by	65. <u>Freedom Mortgage Corporation v. Smith</u>  2017 WL 3091776, *1+ , N.J.Super.A.D. In this residential mortgage foreclosure action, a writ of execution was entered on May 23, 2013, and the residence was sold to plaintiff Freedom Mortgage at a Sheriff's sale on...	July 21, 2017	Case		1 2 A.2d
Cited by	66. <u>Wells Fargo Bank, National Association for Carrington Mortgage Loan Trust Series 2006-FR1 Asset-Backed Pass-Through Certificates v. Kelly</u> 2017 WL 2991785, *2 , N.J.Super.A.D. In this contested foreclosure action, defendant Rodney Kelly appeals from the denial of a motion for reconsideration of the final judgment foreclosing his interest in residential...	July 14, 2017	Case		2 A.2d
Cited by	67. <u>Hunt v. Virtua Health, Inc.</u>  2017 WL 2991850, *6+ , N.J.Super.A.D. Plaintiffs Lisa Hunt and Russell Hunt brought this medical malpractice action on behalf of themselves and their minor child Hailey Rosina Hunt (collectively, plaintiffs), alleging...	July 14, 2017	Case		1 2 A.2d
Cited by	68. <u>Felegi v. Grille</u>  2017 WL 2730238, *3 , N.J.Super.A.D. Plaintiff Ryan Felegi appeals the trial court's June 26, 2015 order, granting summary judgment in favor of defendant MK Food Service d/b/a Stoney Brooke Grille, improperly pled as...	June 26, 2017	Case		2 A.2d
Cited by	69. <u>Lichter v. Lichter</u>  2017 WL 2705671, *3 , N.J.Super.A.D. Plaintiff appeals from an October 26, 2015 order denying her motion for reconsideration of an August 11, 2015 order, which emancipated the parties' daughter. We affirm. Plaintiff...	June 23, 2017	Case		2 A.2d

Treatment	Title	Date	Type	Depth	Headnote(s)
Cited by	70. <u>Morcos v. Morcos</u> 2017 WL 2348879, *3+ , N.J.Super.A.D. In this post-judgment matrimonial matter, defendant George Morcos appeals from the August 17, 2015 Family Part order that, among other things, denied his motion to reduce his...	May 31, 2017	Case		—
Cited by	71. <u>Blumberg v. Blumberg</u> 2017 WL 2255446, *5+ , N.J.Super.A.D. In these three appeals, calendared back-to-back and consolidated for purpose of this opinion, defendant Girsh Blumberg challenges a series of post-judgment orders entered by the...	May 23, 2017	Case		1 2 A.2d
Cited by	72. <u>Obermayer Rebmann Maxwell & Hippel, LLP v. Kleiman</u> 2017 WL 2200727, *2 , N.J.Super.A.D. Defendants Brian and Rivka Basya Kleiman and Steven and Rivka Chaya Kleiman appeal from the trial court's denial of a motion seeking reconsideration of the denial of their...	May 19, 2017	Case		—
Cited by	73. <u>Cavrell v. Futterknecht</u> 2017 WL 1507681, *2+ , N.J.Super.A.D. Plaintiff Leslie Cavrell and defendant Steven Futterknecht were married in 1987 and subsequently divorced. The May 15, 2012 final judgment of divorce incorporated a negotiated...	Apr. 27, 2017	Case		1 2 A.2d
Cited by	74. <u>Higgins v. Holiday Inn and Conference Center</u> 2017 WL 1228848, *4+ , N.J.Super.A.D. Ikeem Higgins, Richard Hoyte, and Cordero Russell (collectively plaintiffs) appeal from an order granting summary judgment in favor of Raritan Hospitality d/ b/a Holiday Inn...	Apr. 04, 2017	Case		1 A.2d
Cited by	75. <u>Wurzburg by Wurzburg v. Wurzburg</u> 2017 WL 1165009, *2+ , N.J.Super.A.D. Defendants Robert A. Wurzburg and the Estate of Grace C. Wurzburg–Fauci appeal from the November 6, 2015 Law Division order denying their motion for reconsideration of the...	Mar. 29, 2017	Case		1 2 A.2d
Cited by	76. <u>Haftell by Cumberland Insurance Group v. Busch</u> 2017 WL 1077045, *2+ , N.J.Super.A.D. Background: Insurer brought subrogation action against tenants based on a fire caused by one of the tenants at apartment complex in which insured leased an apartment. The Superior...	Mar. 22, 2017	Case		1 A.2d
Cited by	77. <u>Rucker v. Rucker</u> 2017 WL 957733, *4+ , N.J.Super.A.D. In these consolidated matters, plaintiff Karen Levine Rucker appeals from three post-judgment matrimonial Family Part orders entered on August 15, 2014, October 31, 2014, and April...	Mar. 10, 2017	Case		1 2 A.2d

Treatment	Title	Date	Type	Depth	Headnote(s)
Cited by	78. <u>Udechukwu v. Udechukwu</u> ” 2017 WL 744691, *3+ , N.J.Super.A.D. Plaintiff appeals an October 23, 2015 Family Part order denying his motion for reconsideration of a September 4, 2015 order directing him to sign a qualified domestic relations...	Feb. 27, 2017	Case		2 A.2d
Cited by	79. <u>Gallagher v. Gallagher</u> 2017 WL 672380, *5 , N.J.Super.A.D. Defendant Marybeth Lachenauer appeals a July 25, 2014 Family Part order declaring the parties' daughter Alexa emancipated and terminating plaintiff Christopher Alan Gallagher's...	Feb. 21, 2017	Case		1 A.2d
Cited by	80. <u>Wells Fargo Bank, N.A. v. Davis</u> ” 2017 WL 476166, *2+ , N.J.Super.A.D. Defendant Kim Davis appeals from a February 24, 2015 Chancery Court order denying her motion for reconsideration of a December 5, 2014 order that also denied her motion for...	Feb. 06, 2017	Case		1 2 A.2d
Cited by	81. <u>DOREEN HENWOOD, Plaintiff-Appellant, v. EDWIN RUBEN VILLA JUCA, Individually, Defendant-Respondent.</u> ” 2017 WL 371478, *3+ , N.J.Super.A.D. Plaintiff, Doreen Henwood, appeals from the Law Division's July 10, 2015 order denying her motion for reconsideration of its earlier order enforcing a settlement of her personal...	Jan. 25, 2017	Case		1 2 A.2d
Cited by	82. <u>Dionyssiou v. City of Jersey City</u> 2017 WL 372147, *1 , N.J.Super.A.D. Plaintiff Maria Dionyssiou was injured on March 27, 2012, when she tripped and fell on a defective sidewalk while walking towards the bus terminal at the Journal Square...	Jan. 25, 2017	Case		—
Cited by	83. <u>501 Washington Blvd LLC v. Sea Girt Borough Planning Board</u> 2017 WL 83570, *3+ , N.J.Super.A.D. Plaintiffs 501 Washington Blvd. LLC, 503 Washington Blvd. LLC, Sitar Sea Girt LLC, 900 Fifth Avenue LLC, and Sitco Sea Girt LLC (collectively “the applicant”) appeal from a January...	Jan. 03, 2017	Case		1 2 A.2d
Cited by	84. <u>Corrello v. Corrello</u> ” 2016 WL 7474349, *5 , N.J.Super.A.D. This post-judgment matrimonial matter returns to us after remand proceedings directed by our previous orders of April 16, 2013, September 27, 2013 and October 4, 2013. In his...	Dec. 29, 2016	Case		2 A.2d
Cited by	85. <u>Sanderson v. Schoick</u> 2016 WL 6518600, *1+ , N.J.Super.A.D. Defendants appeal a May 13, 2015 Chancery Division order denying their motion for reconsideration and for a new trial. We affirm. Defendant Van Schoick and her associated entities,...	Nov. 03, 2016	Case		2 A.2d

Treatment	Title	Date	Type	Depth	Headnote(s)
Cited by	86. <u>American Motorists Insurance Company v. North Plainfield Board of Education</u> ¶ 2016 WL 6122867, *4+ , N.J.Super.A.D. EDUCATION - Property and Contracts. Substantial performance doctrine applied to require board of education to provide payment to obligee under payment and performance bond.	Oct. 20, 2016	Case		1 2 A.2d
Cited by	87. <u>D.G. v. G.M.</u> 2016 WL 5854326, *4+ , N.J.Super.A.D. Defendant G.M. (Gaby) appeals from a December 3, 2014 Family Part order denying her motion for reconsideration and awarding attorney's fees to defendant D.G. (David). Gaby had...	Oct. 07, 2016	Case		1 2 A.2d
Cited by	88. <u>Kaplan v. Kaplan</u> ¶ 2016 WL 5417407, *3+ , N.J.Super.A.D. In this post-judgment dissolution matter, plaintiff Helena Kaplan appeals from the Family Part's December 5, 2014 order denying her motion for reconsideration of two orders the...	Sep. 29, 2016	Case		1 2 A.2d
Cited by	89. <u>Cassidy v. Cassidy</u> 2016 WL 4651433, *2 , N.J.Super.A.D. Plaintiff Timothy B. Cassidy appeals the Family Part's October 9, 2014 order denying reconsideration of the court's May 1, 2014 order regarding plaintiff's obligation to pay...	Sep. 07, 2016	Case		—
Cited by	90. <u>Jovanovic v. Boiardo</u> ¶ 2016 WL 4547431, *2+ , N.J.Super.A.D. Plaintiffs Rosa and Boban Jovanovic appeal from a January 23, 2015 order denying their motion to reconsider the summary judgment dismissal of their medical negligence complaint...	Sep. 01, 2016	Case		1 2 A.2d
Cited by	91. <u>Hagel v. Borough of Sea Girt</u> 2016 WL 4216587, *4+ , N.J.Super.A.D. Plaintiff, Kenneth Hagel, a police officer for defendant, Borough of Sea Girt (Borough), appeals the trial court's decision granting the Borough's motion for reconsideration. On...	Aug. 11, 2016	Case		1 2 A.2d
Cited by	92. <u>Granata v. Broderick</u> 143 A.3d 309, 320 , N.J.Super.A.D. COMMERCIAL LAW - Secured Transactions. Attorney's pledge of anticipated counsel fees was considered account receivable and secured under UCC.	Aug. 09, 2016	Case		1 2 A.2d
Cited by	93. <u>Yulis v. Township of Teaneck</u> 2016 WL 4080751, *2 , N.J.Super.A.D. The issue to be decided is whether the Law Division erred in granting summary judgment to defendants Township of Teaneck, Christopher P. Statile, P.A., Consulting Engineers, and...	Aug. 01, 2016	Case		1 A.2d
Cited by	94. <u>Eustaquio v. Biyun Zong</u> ¶ 2016 WL 3918976, *1+ , N.J.Super.A.D. Defendant appeals from a Family Part order dated December 4, 2014, addressing disputes regarding the parties' child. The order denied defendant's request for reconsideration of her...	July 21, 2016	Case		1 2 A.2d

Treatment	Title	Date	Type	Depth	Headnote(s)
Cited by	95. <u>Marjam Supply Co. v. Graveley Brothers Roofing Corp.</u> ¶¶ 2016 WL 3884079, *3+ , N.J.Super.A.D. Plaintiff Marjam Supply Company appeals from a February 6, 2015 order denying reconsideration of a December 5, 2014 order, which denied plaintiff's motion to enforce a settlement....	July 19, 2016	Case		1 2 A.2d
Cited by	96. <u>Rivas v. Homecoming Financials Network, Inc.</u> 2016 WL 3582072, *3 , N.J.Super.A.D. Plaintiffs Juan Rivas and Yris Nunez appeal from a July 30, 2014 order that dismissed their complaint without prejudice and a November 25, 2014 order that denied their motion for...	July 05, 2016	Case		—
Cited by	97. <u>Jeremy Doppelt Realty Management, L.L.C. v. A.F. Johnston Realty, L.L.C.</u> 2016 WL 3352007, *3+ , N.J.Super.A.D. Defendant A.F. Johnston Realty, L.L.C. appeals a November 6, 2014 order denying its motion to vacate a judgment of foreclosure. We affirm. Defendant owned property at 323 Johnston...	June 17, 2016	Case		2 A.2d
Cited by	98. <u>K.L. v. D.L.</u> 2016 WL 3199536, *3+ , N.J.Super.A.D. Plaintiff K.L. (husband) appeals from a November 21, 2014 order, insofar as it addresses his support obligation to defendant D.L. (wife) and insofar as it denied his...	June 10, 2016	Case		1 A.2d
Cited by	99. <u>1008 Astoria Boulevard Associates, LLC v. Heine Associates, P.A.</u> ¶¶ 2016 WL 3189611, *4+ , N.J.Super.A.D. The basis of this dispute relates back to the parties' now defunct landlord-tenant relationship. Plaintiff 1008 Astoria Boulevard Associates, LLC filed suit against its former...	June 09, 2016	Case		2 A.2d
Cited by	100. <u>Liberty Mut. Ins. v. Huggins</u> 2016 WL 3093127, *5+ , N.J.Super.A.D. Defendant Doris Huggins appeals from a May 30, 2014 Law Division order denying reconsideration of an April 7, 2014 order. The April order dismissed her uninsured (UM) or...	June 03, 2016	Case		1 2 A.2d
Cited by	101. <u>Null v. Null</u> ¶¶ 2016 WL 3080609, *6+ , N.J.Super.A.D. Defendant William K. Null appeals from portions of the April 3, 2014 Family Part order which dismissed with prejudice his motion to terminate his alimony obligation or, in the...	June 02, 2016	Case		1 2 A.2d
Cited by	102. <u>Itiowe v. Mariner Finance, LLC</u> 2016 WL 1915401, *2+ , N.J.Super.A.D. Plaintiff Christiana Itiowe appeals the denial of her motion for reconsideration of the trial court's grant of summary judgment to defendant Mariner Finance, LLC (Mariner). We...	May 04, 2016	Case		1 2 A.2d

Treatment	Title	Date	Type	Depth	Headnote(s)
Cited by	103. <u>Mercer-Bucks Orthopaedics, P.C. v. Colvell</u>  2016 WL 1948759, *6 , N.J.Super.A.D. HEALTH - Judgment. Patient was entitled to oral argument on summary judgment motions in medical center's collection action, where oral argument was properly requested.	May 04, 2016	Case	   	1 2 A.2d
Cited by	104. <u>Abdi v. Mehl</u> 2015 WL 10709692, *2 , N.J.Super.A.D. The opinion of the court was delivered by Plaintiff Ali Abdi appeals pro se from a January 17, 2014 Law Division order granting defendants Jonathan R. Mehl and Jonathan R. Mehl,...	Apr. 20, 2016	Case	   	—
Cited by	 105. <u>1008 Astoria Blvd. Associates, LLC v. Heine Associates, P.A.</u>  2016 WL 1562570, *4+ , N.J.Super.A.D. The basis of this dispute relates back to the parties' now defunct landlord-tenant relationship. Plaintiff 1008 Astoria Boulevard Associates, LLC filed suit against its former...	Apr. 19, 2016	Case	   	2 A.2d
Cited by	106. <u>State v. Lawrence</u>  137 A.3d 1200, 1202 , N.J.Super.A.D. CRIMINAL JUSTICE - Appeals. Dismissal of defendant's municipal appeal erroneously barred her from access to the court, and represented an abuse of discretion.	Apr. 08, 2016	Case	   	1 A.2d
Cited by	107. <u>State v. Lawrence</u>  2016 WL 1387147, *2 , N.J.Super.A.D. Defendant Gail Lawrence appeals from a January 29, 2013 Law Division order denying her motion for reconsideration to reinstate her municipal court appeal, dismissed for failure to...	Apr. 08, 2016	Case	   	1 A.2d
Cited by	108. <u>Grier v. Grier</u> 2016 WL 1136564, *1+ , N.J.Super.A.D. Plaintiff appeals a November 20, 2014 order denying his motion to review his alimony obligation. We affirm. We discern the following facts from the record. The parties were married...	Mar. 24, 2016	Case	   	2 A.2d
Cited by	109. <u>Castro v. County of Bergen</u> 2016 WL 1092605, *4+ , N.J.Super.A.D. Plaintiff Cindy Castro, a corrections officer employed by defendant Bergen County Sheriff's Office (BCSO), appeals from a December 5, 2014 order granting a motion for...	Mar. 22, 2016	Case	   	1 2 A.2d
Cited by	110. <u>Marolda Farms, Inc. v. Maryland Cas. Ins. Co.</u> 2015 WL 10384118, *5+ , N.J.Super.A.D. This matter is before us a second time. We provided the factual background in our prior decision. South Jersey Clothing Company (SJCC) is a New Jersey partnership that had been...	Mar. 03, 2016	Case	   	1 A.2d

Treatment	Title	Date	Type	Depth	Headnote(s)
Cited by	111. <u>Kim v. Suarez</u> 2015 WL 9694364, *2 , N.J.Super.A.D. Plaintiff Hyun Kim appeals from the November 21, 2014 order granting the dismissal of her complaint with prejudice. After considering the contentions advanced on appeal, we affirm....	Jan. 13, 2016	Case		2 A.2d
Cited by	112. <u>New Jersey Div. of Child Protection and Permanency v. H.R., Sr.</u> 2015 WL 9694394, *10+ , N.J.Super.A.D. In A-4991-13 and A-4992-13 respectively, defendants H.R., Sr. (Harold) and F.D. (Felicia) appeal from the Family Part's June 4, 2014 order (the June 2014 order) that terminated...	Jan. 04, 2016	Case		1 2 A.2d
Cited by	113. <u>Mauhoi Tung v. Bay</u> 2015 WL 9263921, *2+ , N.J.Super.A.D. Plaintiff Mauhoi Tung appeals the denial of his fourth motion for reconsideration. We affirm. Tung was defendant Helen Bay's landlord at an apartment located in Jersey City. In...	Dec. 21, 2015	Case		2 A.2d
Cited by	114. <u>Novick v. Goldberg</u>  2015 WL 9103138, *3 , N.J.Super.A.D. In this dissolution action, defendant Todd Goldberg appeals from two July 17, 2014 orders; one denying his motion for reconsideration and the other granting plaintiff Deborah...	Dec. 17, 2015	Case		2 A.2d
Cited by	115. <u>Port Authority of New York and New Jersey v. Bear Metal Transport, Inc.</u> 2015 WL 7199677, *3+ , N.J.Super.A.D. In this property damage action arising out of a single-vehicle accident that occurred on December 7, 2009, plaintiff appeals the Law Division's order granting defendant Bear Metal...	Nov. 17, 2015	Case		2 A.2d
Cited by	116. <u>U.S. Bank, Nat. Ass'n v. Frassetto</u>  2015 WL 6394412, *4+ , N.J.Super.A.D. In this residential-foreclosure case, defendant Donna Marie Frassetto appeals from a January 11, 2013 order granting summary judgment on liability to plaintiff U.S. Bank, National...	Oct. 23, 2015	Case		1 2 A.2d
Cited by	117. <u>Fraternal Order of Police Camden Lodge #1, Inc. v. County of Camden</u>  2015 WL 6159530, *10 , N.J.Super.A.D. In this matter, we review plaintiffs' challenges to the creation and implementation of the Camden County Police Department, which was contracted to provide law enforcement services...	Oct. 21, 2015	Case		1 2 A.2d
Cited by	 118. <u>State v. Wilson</u> 121 A.3d 921, 927 , N.J.Super.A.D. Background: Defendant was convicted in the Superior Court, Law Division, Union County, of drug offenses, including second- degree possession of a controlled dangerous substance...	Sep. 10, 2015	Case		1 A.2d

Treatment	Title	Date	Type	Depth	Headnote(s)
Cited by	119. Township of Mahwah v. Merrill 2015 WL 5309436, *3+ , N.J.Super.A.D. On leave granted, defendant John A. Merrill appeals from the trial court's September 5, 2014, order denying his motion to vacate entry of default and permit him to file a...	Sep. 10, 2015	Case		1 2 A.2d
Cited by	120. State v. Wilson 2015 WL 5313688, *4 , N.J.Super.A.D. The opinion of this court was delivered by The Union County grand jury returned an indictment charging defendant DeShaun Wilson with third-degree possession of a controlled...	Sep. 10, 2015	Case		1 A.2d
Cited by	121. Amato v. Cortese 2015 WL 5009664, *10 , N.J.Super.A.D. Plaintiffs Carlo E. Amato, the Accident and Injury Treatment Center, Inc., and Chiropractic Care Consultants, Inc., appeal the Law Division's orders dismissing their claims against...	Aug. 21, 2015	Case		—
Cited by	122. Anastasi v. Barmbatsis 2015 WL 4742909, *4+ , N.J.Super.A.D. Defendants Loukas Barmbatsis ("Mr.Barmbatsis") and his wife Theodora Barmbatsis ("Mrs.Barmbatsis") appeal from an order entered by the Law Division on February 14, 2014, following...	Aug. 12, 2015	Case		1 2 A.2d
Cited by	123. M.C. v. F.C. 2015 WL 4742976, *2 , N.J.Super.A.D. Defendant F.C. appeals from an August 7, 2014 matrimonial order denying his motion to reconsider an earlier order, which, in part, (1) denied defendant's motion to vacate or modify...	Aug. 12, 2015	Case		1 A.2d
Cited by	124. Medina v. Pitta 120 A.3d 944, 954 , N.J.Super.A.D. HEALTH - Judgment. Substantial compliance doctrine does not apply when summary judgment is sought based on failing to meet requirements for experts under Patients First Act.	Aug. 11, 2015	Case		1 2 A.2d
Cited by	125. Grace v. Grace 2014 WL 10189586, *4 , N.J.Super.A.D. Defendant Gary Grace appeals the denial of his motion for reconsideration of post-divorce orders increasing his child support obligations, requiring him to provide payment to...	Aug. 04, 2015	Case		2 A.2d
Cited by	126. Parkinson v. Leon-Parkinson 2014 WL 10186980, *4+ , N.J.Super.A.D. The parties were married in 1991, had one son and one daughter, and were divorced in 1999. Their final judgment of divorce (JOD) stated they agreed to "split, evenly, half and...	Aug. 03, 2015	Case		1 2 A.2d

Treatment	Title	Date	Type	Depth	Headnote(s)
Cited by	127. <u>Wainco Partners, LLC v. Steve's Mobile Home Park, LLC</u> 2015 WL 4557772, *6+ , N.J.Super.A.D. Plaintiff Wainco Partners, LLC appeals from the November 8, 2013 order of the Chancery Division that denied its cross-motion for partial summary judgment, granted summary judgment...	July 30, 2015	Case		1 A.2d
Cited by	128. <u>Ackerman v. Freitag</u> ” 2015 WL 4164825, *3+ , N.J.Super.A.D. Plaintiff appeals from an order dated April 25, 2014 that denied her unopposed motion for reconsideration of her request for an award of alimony based on changed circumstances, an...	July 13, 2015	Case		1 2 A.2d
Cited by	129. <u>Sahni v. Khanna</u> 2014 WL 9883908, *2 , N.J.Super.A.D. Plaintiff Arti Sahni and defendant Raj Khanna divorced on December 18, 1997, and have since engaged in substantial motion practice. Sahni appeals from a June 11, 2013 order,...	June 12, 2015	Case		1 2 A.2d
Cited by	130. <u>Pai-Su Kang v. Lan</u> 2015 WL 2340832, *11 , N.J.Super.A.D. Plaintiff appeals from an April 2, 2013 final judgment of divorce, and related orders. Plaintiff separately appeals from an April 7, 2014 order denying reconsideration of a January...	May 18, 2015	Case		2 A.2d
Cited by	131. <u>Dos Santos v. Yanez</u> ” 2015 WL 2164813, *4 , N.J.Super.A.D. Defendant Deborah Pancera Yanez appeals from a post-judgment Family Part order denying her motion for reconsideration. The order she sought to have the court reconsider denied her...	May 11, 2015	Case		1 2 A.2d
Cited by	132. <u>Pitney Bowes Bank, Inc. v. ABC Caging Fulfillment</u> ” 113 A.3d 1217, 1220 , N.J.Super.A.D. LITIGATION - Attachment and Garnishment. Wages due and owing from judgment debtor's bank account on date of levy were statutorily exempt from execution.	May 08, 2015	Case		1 2 A.2d
Cited by	133. <u>State v. Menzzopane</u> ” 2015 WL 1649252, *3+ , N.J.Super.A.D. Defendant Eric Menzzopane appeals from two Law Division orders: an October 17, 2013 order, following trial de novo, denying a request to vacate his conviction for driving while...	Apr. 15, 2015	Case		1 A.2d
Cited by	134. <u>Deane v. Deane</u> 2014 WL 8396808, *3+ , N.J.Super.A.D. Plaintiff Jesse E. Deane appeals from the Family Part's July 12, 2013 post-judgment order denying his motion for reconsideration of the court's earlier decision denying him...	Apr. 06, 2015	Case		1 2 A.2d

Treatment	Title	Date	Type	Depth	Headnote(s)
Cited by	135. Callahan Bail Bonds v. Jeon 2014 WL 8396814, *2+ , N.J.Super.A.D. Defendant Matthew Jeon, Esq., appeals from the June 7, 2013 Law Division order, which denied his motion for reconsideration of the April 8, 2013 order granting judgment in favor of...	Apr. 06, 2015	Case		1 2 A.2d
Cited by	136. Fringo v. Fringo 2014 WL 8390328, *3 , N.J.Super.A.D. Plaintiff Myrna Fringo, n/k/a, Rivera appeals from the portion of the Family Part's July 19, 2013 post-judgment order that suspended her entitlement to alimony for a period of nine...	Apr. 02, 2015	Case		—
Cited by	137. E.C. v. C.W. 2014 WL 7920937, *10 , N.J.Super.A.D. Plaintiff appeals an order of the Family Part denying her motion to vacate an earlier "consent order" entered by the court that gave her "sole legal and residential custody of the...	Feb. 27, 2015	Case		—
Cited by	138. Lala v. Burpee 2014 WL 7793409, *3 , N.J.Super.A.D. The opinion of the court was delivered by In this residential mortgage foreclosure action, defendant Alicia Tanski , a former "tenant" in the foreclosed residence and the mother of...	Feb. 11, 2015	Case		—
Cited by	139. D. Russo, Inc. v. Township of Union 2014 WL 7723566, *7+ , N.J.Super.A.D. Plaintiffs D. Russo, Inc., d/b/a Hott 22 ("Russo"), Expo Video Unlimited, LLC ("Expo") and Bokram, Inc., d/b/a Video Extra ("Bokram") appeal from an order entered by the Law...	Feb. 02, 2015	Case		1 2 A.2d
Cited by	140. S.W. v. W.B. 2014 WL 7671568, *4+ , N.J.Super.A.D. Defendant W.B. appeals from an August 28, 2013 order of the Family Part denying his motion for reconsideration of previous orders pertaining to the parties' reimbursement...	Jan. 26, 2015	Case		2 A.2d
Cited by	141. Abdalla v. Assadourian 2014 WL 6390575, *2+ , N.J.Super.A.D. After a post-judgment plenary hearing at which both parties were represented by counsel, plaintiff Fatima Abdalla appeals pro se from a March 6, 2013 order denying reconsideration...	Nov. 18, 2014	Case		1 2 A.2d
Cited by	142. L.G. v. M.B. 2014 WL 5710052, *4+ , N.J.Super.A.D. Defendant M.B. (Blaine) appeals from the June 26, 2013 final restraining order (FRO) pursuant to the Prevention of Domestic Violence Act (PDVA), N.J.S.A. 2C:25–17 to –35, and the...	Nov. 06, 2014	Case		1 A.2d
Cited by	143. Happold v. Happold 2014 WL 5393347, *4+ , N.J.Super.A.D. The opinion of the court was delivered by This divorce case returns to us after a remand. The parties had a long-term marriage, and the wife was substantially dependent on the...	Oct. 24, 2014	Case		1 2 A.2d

Treatment	Title	Date	Type	Depth	Headnote(s)
Cited by	144. <u>Shakoor v. Mohammadi</u> 2014 WL 5393508, *7+ , N.J.Super.A.D. The opinion of the court was delivered by Plaintiff Poroshat Shakoor and defendant Khashayar Mohammadi are the divorced mother and father of two special needs children, a son and a...	Oct. 24, 2014	Case		1 2 A.2d
Cited by	145. <u>Venezia v. Manasquan Police Dept.</u> 2014 WL 5343734, *2+ , N.J.Super.A.D. On July 11, 2010, Jennifer Hilling was in the Borough of Manasquan when she allegedly witnessed plaintiff Suzanne Venezia strike two parked cars while attempting to parallel park...	Oct. 22, 2014	Case		1 2 A.2d
Cited by	146. <u>Hertzoff v. Hertzoff</u> ¶ 2014 WL 4916362, *11+ , N.J.Super.A.D. This action returns to us after a remand to the Family Part. Following the parties' divorce in September 2009, defendant Clayton Hertzoff appealed from parts of the Dual Final...	Oct. 02, 2014	Case		1 2 A.2d
Cited by	147. <u>Galfo v. Cumberland Mut. Fire Ins. Co.</u> 2014 WL 4251871, *4+ , N.J.Super.A.D. As framed in their Notice of Appeal filed pursuant to Rule 2:5-1, plaintiffs Gregory John and Patricia Ann Galfo appeal from the order of the Law Division dated September 21, 2012,...	Aug. 29, 2014	Case		1 2 A.2d
Cited by	148. <u>Meehan v. Antonellis</u> 2014 WL 5800811, *2 , N.J.Super.A.D. In this dental malpractice case, plaintiff Stephen Meehan appeals from a March 20, 2013 order dismissing his complaint against defendant Peter Antonellis, D.M.D., for failure to...	Aug. 21, 2014	Case		1 A.2d
Cited by	149. <u>Youngblood v. Youngblood</u> ¶ 2014 WL 3881545, *3+ , N.J.Super.A.D. Plaintiff appeals from an order dated March 8, 2013, that granted his motion for reconsideration of a post-judgment order. The order appealed from reduced plaintiff's alimony and...	Aug. 08, 2014	Case		1 2 A.2d
Cited by	150. <u>Diaz v. Diaz</u> ¶ 2014 WL 2882502, *10+ , N.J.Super.A.D. In this post-judgment matrimonial action, plaintiff appeals from the Family Part's orders, finding defendant had established a prima facie showing of plaintiff's cohabitation with...	June 26, 2014	Case		1 2 A.2d
Cited by	151. <u>Liddell v. Liddell</u> ¶ 2014 WL 2683589, *3 , N.J.Super.A.D. In this post-judgment matrimonial matter, defendant appeals from the June 7, 2013 order of the Family Part denying his motion to enforce a provision of the parties' Marital...	June 16, 2014	Case		1 A.2d
Cited by	152. <u>Tomchak v. Tomchak</u> 2014 WL 2574420, *3+ , N.J.Super.A.D. Plaintiff Thomas J. Tomchak and defendant Michele F. Tomchak were married on April 13, 1996. Two daughters were subsequently born in 1997 and 1999. On September 30, 2009, plaintiff...	June 10, 2014	Case		1 2 A.2d

Treatment	Title	Date	Type	Depth	Headnote(s)
Cited by	153. <u>Carney v. Cannon</u> 2014 WL 2533786, *2+ , N.J.Super.A.D. Appellant, Brian P. Carney, the adult son of plaintiff Deborah A. Carney, and defendant, Thomas P. Cannon, appeals from that portion of a Family Part order entered on December 11,...	June 06, 2014	Case		1 2 A.2d
Cited by	154. <u>Gillikin v. Gillikin</u> 2014 WL 2440662, *6+ , N.J.Super.A.D. Plaintiff Jennifer Conrad Gillikin appeals two post-judgment family court orders. The first denied her application for an order "[v]acating the settlement agreement and re-opening...	June 02, 2014	Case		1 2 A.2d
Cited by	155. <u>Corigliano v. Corigliano</u> 2014 WL 1923369, *6 , N.J.Super.A.D. We address in this opinion two appeals arising out of post-divorce litigation. In A-0077-11, plaintiff Henry Corigliano, Jr. appeals from an order denying his request for...	May 15, 2014	Case		—
Cited by	156. <u>Merchant v. Vindick</u> 2014 WL 1647134, *9+ , N.J.Super.A.D. These related appeals, which we consolidate for purposes of this opinion, arise out of a multi-vehicle accident. On April 21, 2009, Brian Vindick, who was driving a school bus,...	Apr. 25, 2014	Case		1 2 A.2d
Cited by	157. <u>Kowal v. Kowal</u> 2014 WL 502605, *4 , N.J.Super.A.D. The opinion of the court was delivered by Defendant Randi Hartman appeals from the January 20, 2012 Family Part order denying her motion for reconsideration of the September 30,...	Feb. 10, 2014	Case		2 A.2d
Cited by	158. <u>S.D. v. M.J.R.</u> 2014 WL 289435, *2+ , N.J.Super.A.D. This matter was before us previously, resulting in a published opinion in which we reversed the Family Part's dismissal of the domestic violence complaint filed by plaintiff S.D....	Jan. 28, 2014	Case		1 2 A.2d
Cited by	159. <u>Junior v. Dezao</u> 2014 WL 145312, *3+ , N.J.Super.A.D. Plaintiff Daniel Junior and defendant Christine Dezao were married in 2001, had a child in 2005 and divorced in 2010. The final judgment of divorce incorporated a property...	Jan. 16, 2014	Case		1 2 A.2d
Cited by	160. <u>Rivera v. Rivera</u> 2014 WL 103213, *2+ , N.J.Super.A.D. Plaintiff Herminio Rivera, Jr., and defendant Katosca Rivera (now known as Katosca Aponte) are the parents of two children, a daughter ("Alice"), born in 1990, and a son...	Jan. 13, 2014	Case		1 2 A.2d
Cited by	161. <u>New Jersey Div. of Youth and Family Services v. K.S.</u> 2014 WL 17781, *10+ , N.J.Super.A.D. Defendant K.S. appeals from a June 22, 2012 order of the Family Part finding that he neglected his minor son, Q.J. We affirm. K.S. is the father and C.J. is the mother of Q.J.,...	Jan. 02, 2014	Case		1 2 A.2d

Treatment	Title	Date	Type	Depth	Headnote(s)
Cited by	162. <u>Verhoorn v. Cardinal Health 110, Inc.</u> ¶ 2013 WL 6096508, *5, N.J.Super.A.D. Plaintiff Carolyn Verhoorn appeals the dismissal of her claim against defendants for violation of both the Law Against Discrimination (LAD), N.J.S.A. 10:5-1 to -49, and the...	Nov. 21, 2013	Case		1 2 A.2d
Cited by	163. <u>Bradford v. Gleason</u> 2013 WL 6081697, *4+, N.J.Super.A.D. On December 12, 2011, the trial court denied plaintiff Drew Bradford's motion to adjourn the trial and dismissed his malicious prosecution claim against defendant Diane Gleason...	Nov. 20, 2013	Case		1 2 A.2d
Cited by	164. <u>Belfiore v. City of Hoboken</u> 2013 WL 5676749, *5, N.J.Super.A.D. Plaintiffs—now-retired City of Hoboken employees—sued the city for breach of contract in two separate actions. After an adverse determination from a consolidated bench trial, they...	Oct. 21, 2013	Case		—
Cited by	165. <u>Emigrant Mortg. Co., Inc. v. Lawrenc</u> ¶ 2013 WL 4710594, *3+, N.J.Super.A.D. Defendant Merla Lawrence appeals from the denial of her second motion to vacate the default judgment entered in a foreclosure proceeding relating to her property in South Orange....	Sep. 03, 2013	Case		1 2 A.2d
Cited by	166. <u>Sodora v. Scarpone</u> ¶ 2013 WL 4004767, *3+, N.J.Super.A.D. Defendant Scott Scarpone appeals from a June 27, 2012 post-judgment order denying reconsideration of prior orders denying his requests to reduce his alimony and child support...	Aug. 07, 2013	Case		1 A.2d
Cited by	167. <u>Boulevard Clean-Ers, Inc. v. Liccardi Ford, Inc.</u> 2013 WL 3744219, *2, N.J.Super.A.D. Defendant Liccardi Ford, Inc. (Liccardi), appeals from the March 19, 2012 determinations of the Law Division requiring the parties to engage in binding arbitration and permitting...	July 18, 2013	Case		2 A.2d
Cited by	168. <u>Jones v. Jones</u> ¶ 2013 WL 2921245, *5+, N.J.Super.A.D. In this post-judgment matrimonial matter, defendant Mary Beth Jones appeals from the orders denying her motion to extend the term of her limited duration alimony and convert it to...	June 17, 2013	Case		1 A.2d
Cited by	169. <u>Croghan v. Croghan</u> 2013 WL 2631329, *11, N.J.Super.A.D. In this opinion we address several post-judgment matrimonial orders in two appeals by defendant Joseph Croghan that were calendared back-to-back. The first appeal (A-2389-11T4)...	June 13, 2013	Case		2 A.2d
Cited by	170. <u>Fitzgerald v. Duff</u> 2013 WL 2450028, *3, N.J.Super.A.D. Defendant Jason D. Duff appeals from an August 8, 2012 order denying reconsideration of a June 6, 2012 order fixing his child support obligation after imputing income at a level...	June 07, 2013	Case		1 2 A.2d

Treatment	Title	Date	Type	Depth	Headnote(s)
Cited by	171. <u>Hinojosa v. Castaldo</u> ¶ 2013 WL 2435244, *7+ , N.J.Super.A.D. Plaintiffs, Marcelino Hinojosa and Rosa Hinojosa, appeal from the Law Division order dismissing the personal injury and per quod complaint they filed under the Tort Claims Act...	June 06, 2013	Case		1 2 A.2d
Cited by	172. <u>In re Estate of Grant</u> 2013 WL 2300994, *4 , N.J.Super.A.D. Louis S. Grant, Jr. (Junior) appeals from a January 24, 2012 order, approving the third and final informal accounting filed by John G. Manfreda, the court appointed administrator...	May 28, 2013	Case		2 A.2d
Cited by	173. <u>Metta v. Middletown Tp.</u> 2013 WL 2258870, *7+ , N.J.Super.A.D. In this personal injury case, plaintiff Dante Metta appeals the December 2, 2011 order of the Law Division granting the municipal defendants' motion for summary judgment. He also...	May 24, 2013	Case		1 2 A.2d
Cited by	174. <u>Cafuli v. Paszul</u> 2013 WL 776614, *3 , N.J.Super.A.D. Plaintiff appeals from the denial of his second motion to vacate the dismissal of his complaint with prejudice and the denial of his motion for reconsideration. We affirm. The...	Mar. 04, 2013	Case		2 A.2d
Cited by	175. <u>Chelsea View Condominium Ass'n, Inc. v. Beyer</u> 2013 WL 425163, *1+ , N.J.Super.A.D. Plaintiff, Chelsea View Condominium Association, Inc., appeals from orders that denied its motion to permit the sale of defendant's real property to satisfy its docketed judgment...	Feb. 05, 2013	Case		1 A.2d
Cited by	176. <u>Greenpoint Mortg. Funding, Inc. v. Friedman</u> 2013 WL 375567, *2+ , N.J.Super.A.D. In these appeals, which we have consolidated for purposes of decision, defendant Chaim Friedman (Friedman) challenges orders entered by the Chancery Division, which denied his...	Feb. 01, 2013	Case		1 2 A.2d
Cited by	177. <u>Rivera v. Corrales</u> ¶ 2013 WL 362733, *5 , N.J.Super.A.D. Plaintiff appeals from two post-judgment orders, dated August 19 and October 14, 2011, in this matrimonial action. We affirm. It is fair to state that this matrimonial litigation...	Jan. 31, 2013	Case		2 A.2d
Cited by	178. <u>Shymanski v. City of Atlantic City</u> ¶ 2013 WL 309864, *5+ , N.J.Super.A.D. Plaintiff Iyata Anderson Shymanski appeals from the Law Division's June 30, 2011 order that granted summary judgment to defendant, City of Atlantic City (the City), and denied...	Jan. 28, 2013	Case		1 2 A.2d

Treatment	Title	Date	Type	Depth	Headnote(s)
Cited by	179. Means v. Snipes ” 2012 WL 5356716, *10+ , N.J.Super.A.D. Defendant appeals from various provisions of the amended final judgment of divorce (AJOD) and various post-judgment orders. We affirm in part and reverse in part. This has been a...	Oct. 29, 2012	Case		1 A.2d
Cited by	180. New Jersey Div. of Youth and Family Services v. S.N.B. ” 2012 WL 5273851, *8 , N.J.Super.A.D. On August 10, 2011, the trial court entered judgment terminating the parental rights of S.N.B. (Sara) and J.A.B. (James) to their daughter, E.Z.B.-B. (Edna). Sara appeals,...	Oct. 26, 2012	Case		2 A.2d
Cited by	181. Mistretta v. Mistretta ” 2012 WL 3205542, *5+ , N.J.Super.A.D. Plaintiff Diane Mistretta appeals from: 1) the April 15, 2011 order of the Family Part denying her motion seeking recusal of the judge; and 2) the May 13, 2011 order denying...	Aug. 09, 2012	Case		1 A.2d
Cited by	182. Slatina v. D. Const. Corp. ” 2012 WL 3140233, *4+ , N.J.Super.A.D. Dashi Slatina suffered serious injuries when a masonry wall he was erecting toppled on him. He timely filed suit against Newport Associates Development Company (Newport), who he...	Aug. 03, 2012	Case		1 2 A.2d
Cited by	183. Vanz, LLC - Mar. 10 Series 02 v. Simon ” 2012 WL 2160184, *2 , N.J.Super.A.D. On June 1, 2010, plaintiff filed a complaint against defendant in which it alleged that its “predecessor in interest sold and assigned all right, title and interest in the...	June 15, 2012	Case		1 2 A.2d
Cited by	184. Lipscomb v. Lipscomb ” 2012 WL 2160250, *2+ , N.J.Super.A.D. Plaintiff appeals from the denial of his motion for reconsideration of a post-judgment matrimonial order. We affirm. The parties were married on July 7, 1956, and divorced on April...	June 15, 2012	Case		1 2 A.2d
Cited by	185. Ghulyani v. Dowd ” 2012 WL 2035782, *3 , N.J.Super.A.D. Plaintiff appeals from an order entered on January 5, 2011, denying his motion to vacate a December 21, 2009 order dismissing his complaint without prejudice for failure to appear...	June 07, 2012	Case		1 2 A.2d
Cited by	186. Whitman v. Herbert 2012 WL 787380, *9 , N.J.Super.A.D. These consolidated appeals involve a dispute regarding the performance of a settlement agreement that ended an earlier round of litigation. In 2004, through the efforts of a...	Mar. 13, 2012	Case		—

Treatment	Title	Date	Type	Depth	Headnote(s)
Cited by	187. <u>Martinovich v. Iglesias</u> 2012 WL 570053, *2+ , N.J.Super.A.D. Plaintiff John Martinovich appeals from an order denying reconsideration of an order dismissing with prejudice his complaint seeking underinsured motorist (UIM) benefits for...	Feb. 23, 2012	Case		1 A.2d
Cited by	188. <u>Statt v. Knox-Statt</u> ¶ 2012 WL 555319, *1 , N.J.Super.A.D. Defendant Karen Knox–Statt appeals the provisions of the December 23, 2010 order which deny her application for sole custody of the parties' daughter and termination of plaintiff...	Feb. 22, 2012	Case		1 A.2d
Cited by	189. <u>Schanz v. Township of Winslow</u> ¶ 2012 WL 360294, *10+ , N.J.Super.A.D. Plaintiff Anthony Schanz, who sustained serious injuries as a result of a one-car accident at a Y-shaped intersection located in defendant Township of Winslow, appeals from orders...	Feb. 06, 2012	Case		1 2 A.2d
Cited by	190. <u>Reynolds v. Action Enterprises</u> 2011 WL 6029965, *3 , N.J.Super.A.D. Plaintiff Robert Reynolds appeals from the Law Division's order denying reconsideration of a prior order granting defendants Action Enterprises (Action) and Raggetti–Ridolfi...	Dec. 06, 2011	Case		—
Cited by	191. <u>Dipietro v. Vassallo</u> 2011 WL 5573668, *3+ , N.J.Super.A.D. Plaintiff Peter DiPietro, who was self-represented in the Law Division proceedings from which this appeal is taken, seeks to set aside two orders dated April 12, 2010, and May 14,...	Nov. 17, 2011	Case		1 2 A.2d
Cited by	192. <u>Struss v. Poe & Freireich</u> 2011 WL 5419742, *4+ , N.J.Super.A.D. This appeal presents a recurrent scenario familiar to those engaged in civil litigation in the Law Division: the application of Rule 4:23–5(a)(2)'s dismissal sanction because of a...	Nov. 10, 2011	Case		1 2 A.2d
Cited by	193. <u>Puzzutiello v. Wurster</u> 2011 WL 5169432, *5 , N.J.Super.A.D. Plaintiff Rochelle Puzzutiello was visiting the home of her friend, defendant Gail Wurster, when one of defendant's dogs ran between plaintiff's legs, causing plaintiff to fall and...	Nov. 02, 2011	Case		1 A.2d
Cited by	194. <u>DeMaio v. Karmin</u> 2011 WL 4502037, *2+ , N.J.Super.A.D. The matter on appeal involves the entry of a default judgment for unpaid emergency dental services in favor of plaintiff Joseph D. DeMaio, D.D.S. Defendant Edward Karmin appeals...	Sep. 30, 2011	Case		2 A.2d
Cited by	195. <u>Goldsworthy v. Browndorf</u> ¶ 2011 WL 3687401, *7 , N.J.Super.A.D. George Goldsworthy appeals from the November 4, 2010 summary judgment in favor of Eric Browndorf, Esq. and Cooper, Levenson, April, Niedelman & Wagenheim, P.A. (collectively “the...	Aug. 24, 2011	Case		2 A.2d

Treatment	Title	Date	Type	Depth	Headnote(s)
Cited by	196. <u>Werosta v. Werosta</u> 2011 WL 3611335, *2 , N.J.Super.A.D. Plaintiff Joann Werosta appeals from an August 16, 2010 order denying her motion for reconsideration of a June 14, 2010 order, which decreased by more than one half the child...	Aug. 18, 2011	Case		1 A.2d
Cited by	197. <u>Hasan v. Ahmed</u> 2011 WL 2935402, *4 , N.J.Super.A.D. Defendant Chaudhry Ahmed appeals the Family Part's February 27, 2009 denial of reconsideration, after it declined his initial post-judgment application to vacate the May 29, 2007...	July 22, 2011	Case		—
Cited by	198. <u>Calco Hotel Management Group, Inc. v. Gike</u> 22 A.3d 60, 64 , N.J.Super.A.D. REAL PROPERTY - Landlord and Tenant. Renter, who allowed her guest to use hotel room, was an "occupant" within meaning of the Hotel and Multiple Dwelling Law.	June 28, 2011	Case		—
Cited by	199. <u>Hernandez v. Hamolko</u> 2011 WL 2314416, *3 , N.J.Super.A.D. In this Family Part matter, defendant mother appeals from an order of October 19, 2010, denying her request for a best interests evaluation, a hearing regarding custody, and a...	June 10, 2011	Case		2 A.2d
Cited by	200. <u>MidCountry Bank v. Smartt</u> 2011 WL 2349877, *5 , N.J.Super.A.D. In this foreclosure action on a mortgage, defendants George and Grace Smartt, the mortgagors, appeal from orders granting summary judgment to the mortgagee bank and denying their...	May 24, 2011	Case		2 A.2d
Cited by	201. <u>King v. Harmony Tp. Land Use Bd.</u> 2011 WL 1642188, *3+ , N.J.Super.A.D. Plaintiff, Michael J. King, who states that he serves as Coordinator of REALsmart, The League of Real Smart Growth, a committee of the non-profit Phillipsburg, New Jersey,...	May 03, 2011	Case		1 2 A.2d
Cited by	202. <u>Madera v. Horizon Blue Cross Blue Shield Of New Jersey</u> 2011 WL 1530980, *7 , N.J.Super.A.D. Plaintiff Kim Madera appeals from the summary judgment dismissal of her complaint, alleging her employer Horizon Blue Cross Blue Shield of New Jersey (Horizon), along with the...	Apr. 25, 2011	Case		1 2 A.2d
Cited by	203. <u>S.O. v. M.O.</u> 2011 WL 1466302, *1 , N.J.Super.A.D. Plaintiff S.O. and defendant M.O. married in 1996, separated in August 2001, and divorced in October 2002. They have a daughter born in March 1997. The Division of Youth and Family...	Apr. 19, 2011	Case		—

Treatment	Title	Date	Type	Depth	Headnote(s)
Cited by	204. <u>Aslanian v. Borough of River Edge</u> 2011 WL 1434076, *2+, N.J.Super.A.D. Defendant Ian Doris (Doris) appeals from two orders entered on December 8, 2009, and February 11, 2010. The 2009 order denied Doris's application for counsel fees pursuant to Rule...	Apr. 15, 2011	Case		2 A.2d
Cited by	205. <u>Wheeler v. Wheeler</u>  2011 WL 1196797, *3, N.J.Super.A.D. Robert Wheeler appeals pro se from the April 6, 2009, order denying his motion for reconsideration of a January 23, 2009, post-judgment order. In that January order, Judge Deborah...	Apr. 01, 2011	Case		2 A.2d
Cited by	206. <u>Rosenblum v. Borough of Closter</u>  2011 WL 1135131, *7+, N.J.Super.A.D. Plaintiff Jesse Rosenblum appeals from an October 30, 2009, final order denying "all applications for reconsideration, re-opening, or amendment of findings and judgments [in Tax...	Mar. 30, 2011	Case		1 2 A.2d
Cited by	207. <u>Menaged v. Menaged</u> 2011 WL 722022, *5+, N.J.Super.A.D. Plaintiff, Jeffrey Menaged, appeals from portions of an October 30, 2009 post-judgment order that (1) denied his motion for reconsideration of a provision in a prior order that...	Mar. 03, 2011	Case		1 2 A.2d
Cited by	208. <u>Ridgway & Stayton, L.L.C. v. Hettinger</u>  2011 WL 408792, *2, N.J.Super.A.D. Defendant, Grace Hettinger, appeals from an order that granted plaintiff's motion for reconsideration and entered judgment against her, based upon a Fee Arbitration Committee...	Feb. 09, 2011	Case		1 2 A.2d
Cited by	209. <u>Reaves v. American Honda Motor Co., Inc.</u> 2011 WL 255296, *2, N.J.Super.A.D. Plaintiff Rose Reaves appeals from two orders of September 25, 2009 that granted summary judgment to defendant American Honda Motor Co., Inc. (AHM), and to defendants Larry Swanson...	Jan. 28, 2011	Case		1 A.2d
Cited by	210. <u>Brown v. Brown</u> 2011 WL 6097, *2, N.J.Super.A.D. FAMILY LAW - Sanctions. Trial court erred in imposing sanctions against a husband for failing to comply with a court order without a hearing or any specific fact finding.	Jan. 03, 2011	Case		4 A.2d
Cited by	211. <u>Mangano v. Agm Development Co., Llc</u> 2010 WL 5173839, *2, N.J.Super.A.D. Defendant AGM Development Co., LLC appeals from the December 11, 2009 Law Division order denying its motion for reconsideration of an order granting the unopposed motion of...	Dec. 22, 2010	Case		—
Cited by	212. <u>Chrisman v. Chrisman</u> 2010 WL 5376376, *3, N.J.Super.A.D. Defendant William M. Chrisman appeals from the Family Part's order of March 18, 2009 that denied his motion for reconsideration of an earlier order entered on January 12. We have...	Oct. 25, 2010	Case		—

Treatment	Title	Date	Type	Depth	Headnote(s)
Cited by	213. <u>Horizon Blue Cross Blue Shield Of New Jersey v. Avolio</u> ¶ 2010 WL 5348786, *3 , N.J.Super.A.D. Defendants Louis Avolio (Avolio) and Wood-Ridge Chiropractic Center, Inc. (Wood-Ridge Chiropractic) appeal from the March 5, 2010 Law Division order denying their motion for...	Oct. 22, 2010	Case		2 A.2d
Cited by	214. <u>Qian Zhong v. Xue Ye</u> 2010 WL 4007570, *2 , N.J.Super.A.D. Defendant mother Xue Ye appeals from two post-judgment orders of October 30, 2009. The first denied her motion to reconsider the court's August 28, 2009, order permitting discovery...	Oct. 14, 2010	Case		2 A.2d
Cited by	215. <u>Bamigbade v. Fang</u> 2010 WL 4053985, *3+ , N.J.Super.A.D. TORTS - Process. Motorist failed to establish proper service on the individual he claimed was driving the car that hit him.	Oct. 14, 2010	Case		2 A.2d
Cited by	216. <u>Seidman v. Spencer Sav. Bank, S.L.A.</u> 2010 WL 2990302, *9 , N.J.Super.A.D. SECURITIES REGULATION - Investment Companies. Directors breached their fiduciary duty to depositors by keeping outside investors from gaining participation on the board.	July 27, 2010	Case		1 A.2d
Cited by	217. <u>Orr v. Orr</u> ¶ 2010 WL 2471416, *4+ , N.J.Super.A.D. REAL PROPERTY - Attorney Fees. Ex-wife's motion for reconsideration of denial of her request seeking reimbursement of legal fees should have been considered on the merits.	June 17, 2010	Case		1 2 A.2d
Cited by	218. <u>O.R. ex rel. O.R. v. Rudnick</u> ¶ 2010 WL 1753320, *1+ , N.J.Super.A.D. This is the seventh appeal to reach this court in a long-running saga relating to events that occurred in 2004 at the Community Middle School in Plainsboro. This current appeal...	May 04, 2010	Case		2 A.2d
Cited by	219. <u>Scheibe v. McNulty</u> ¶ 2010 WL 1526491, *4 , N.J.Super.A.D. FAMILY LAW - Visitation. Denial of father's relief for appointment of parenting time coordinator and an additional parenting time did not entitle mother to attorney's fees.	Apr. 16, 2010	Case		2 A.2d
Cited by	220. <u>First Horizon Home Loan Corp. v. Brown</u> ¶ 2010 WL 1426714, *3+ , N.J.Super.A.D. Defendants Brenda Brown and William Brown appeal from the April 24, 2009 order that denied their motion for reconsideration of the February 9, 2009 order denying their motion...	Apr. 12, 2010	Case		2 A.2d
Cited by	221. <u>Growney v. Glassman</u> ¶ 2010 WL 909602, *2+ , N.J.Super.A.D. TRANSPORTATION - Motor Vehicles. The trial court did not err in denying a plaintiff's motion for reconsideration of the summary dismissal of his personal injury suit.	Mar. 12, 2010	Case		2 A.2d

Treatment	Title	Date	Type	Depth	Headnote(s)
Cited by	222. <u>Doll v. Doll</u> 2010 WL 457628, *2 , N.J.Super.A.D. Plaintiff, Deborah Doll, appeals from the December 4, 2008 order of the Family Part, which denied her motion to stay an order of October 23, 2008, enforcing her obligation to pay a...	Feb. 10, 2010	Case		1 A.2d
Cited by	223. <u>Holzman v. Ravenscroft Condominium Ass'n</u> 2009 WL 4251110, *5 , N.J.Super.A.D. TORTS - Premises Liability. Condominium association was entitled to summary judgment in premises liability action alleging that resident slipped and fell on black ice in a common...	Nov. 24, 2009	Case		2 A.2d
Cited by	224. <u>Joseph v. Dennis</u> ¶¶ 2009 WL 3849663, *10 , N.J.Super.A.D. REAL PROPERTY - Mortgages and Deeds of Trust. Lender's \$1,500 contribution to borrower at the real estate closing did not entitle lender to an equitable interest in the property.	Nov. 16, 2009	Case		2 A.2d
Cited by	225. <u>Madden v. Madden</u> 2009 WL 3489359, *2 , N.J.Super.A.D. In this post-judgment matrimonial matter, defendant Jamie Madden appeals from the denial of her motion for reconsideration of a prior order which, in part, granted enforcement...	Oct. 28, 2009	Case		—
Cited by	226. <u>Sydlar v. Sydlar</u> 2009 WL 3460214, *1 , N.J.Super.A.D. In this post-judgment matrimonial matter, defendant George Sydlar appeals from the denial of his motion for reconsideration of a prior order granting enforcement relief to his...	Oct. 21, 2009	Case		—
Cited by	227. <u>Piren v. City of Trenton</u> ¶¶ 2009 WL 2168319, *2+ , N.J.Super.A.D. Plaintiff Karen Piren appeals from an order dated September 7, 2007, denying her motion for reconsideration of an order dated June 22, 2007, which granted summary judgment in favor...	July 22, 2009	Case		1 2 A.2d
Cited by	228. <u>Jain v. Jain</u> 2009 WL 1687478, *4 , N.J.Super.A.D. FAMILY LAW - Spousal Support. A husband was entitled to reconsideration of the denial of his motion to reduce his alimony payment.	June 18, 2009	Case		2 A.2d
Cited by	229. <u>Herder v. J.P. Morgan Chase Bank</u> ¶¶ 2009 WL 1617735, *4+ , N.J.Super.A.D. Plaintiffs Dana Fine Herder and Peter Fine are the remainder beneficiaries of a trust created by Aaron Helwitz, of which defendant J.P. Morgan Chase Bank (Chase) is the trustee....	June 11, 2009	Case		1 2 A.2d
Cited by	230. <u>Delanco Tp. v. 325 Delaware Ave., LLC</u> 2009 WL 1118767, *5 , N.J.Super.A.D. In this condemnation case, Delanco Township (the Township) seeks to condemn a small portion of Lot 5, Block 1208 in order to connect Delaware Avenue with Lot 6. The owner of Lot 5,...	Apr. 28, 2009	Case		1 2 A.2d

Treatment	Title	Date	Type	Depth	Headnote(s)
Cited by	231. <u>Marano v. Romero</u> 2009 WL 1011179, *1+ , N.J.Super.A.D. Defendant City of Elizabeth (City) appeals from the Law Division's order permitting plaintiff Rosina Marano and her husband, plaintiff Silvestri Marano, to file a late notice of...	Apr. 16, 2009	Case		1 2 A.2d
Cited by	232. <u>Allman v. Allman</u>  2009 WL 874499, *3 , N.J.Super.A.D. Defendant, Jeffrey Allman, appeals from the July 3, 2008 denial of his motion for reconsideration of a March 28, 2008 order that awarded counsel fees of \$5,000 to plaintiff, Lara...	Apr. 03, 2009	Case		2 A.2d
Cited by	233. <u>Sheinbaum v. Campbell</u>  2009 WL 816453, *10+ , N.J.Super.A.D. These two appeals were calendared back-to-back. We consolidate the matters for purposes of this opinion. The issues raised in these appeals pertain to the trial court's award of...	Mar. 31, 2009	Case		8 A.2d
Cited by	234. <u>Riggs v. Ciarrocchi</u>  2009 WL 804638, *3 , N.J.Super.A.D. In this post-judgment matrimonial matter, defendant Enrico J. Ciarrocchi, Jr., appeals from a May 9, 2008 order of the Family Part that denied his motion to: vacate child support...	Mar. 30, 2009	Case		2 A.2d
Cited by	235. <u>Velocity Investments, LLC v. Mendez</u> 2009 WL 735844, *3 , N.J.Super.A.D. Defendant, Hector Mendez, appeals from the April 18, 2008 order of the Special Civil Part denying his motion to vacate a default judgment entered on January 18, 2006, and denial of...	Mar. 23, 2009	Case		2 A.2d
Cited by	236. <u>Jamison v. Orris</u> 2009 WL 586746, *8 , N.J.Super.A.D. Plaintiff Ann Jamison appeals and defendant Richard Orris cross-appeals from various parts of the orders of August 2, 2006; October 13, 2006; November 29, 2006; and December 19,...	Mar. 10, 2009	Case		2 A.2d
Cited by	237. <u>LiPira v. Maron</u> 2009 WL 62926, *2 , N.J.Super.A.D. Plaintiff Pamela LiPira appeals from the December 13, 2007, denial of her motion for reconsideration of an order entered on November 2, 2007. The earlier order granted summary...	Jan. 12, 2009	Case		1 A.2d
Cited by	238. <u>Collins v. Wawa, Inc.</u> 2008 WL 5245408, *2 , N.J.Super.A.D. Plaintiff, Margaret Collins, tripped over a concrete bumper in a parking lot in Galloway Township on August 4, 2005. The parking lot was owned and maintained by defendant, Wawa,...	Dec. 18, 2008	Case		2 A.2d
Cited by	239. <u>Mack v. Hoffman</u> 2008 WL 4949849, *9+ , N.J.Super.A.D. Defendant Jennifer K. Hoffman appeals from a September 25, 2007 order of the Family Part denying, among other claims for relief, her request to remove a parent coordinator, and...	Nov. 21, 2008	Case		1 2 A.2d

Treatment	Title	Date	Type	Depth	Headnote(s)
Cited by	240. <u>Bansal v. Bansal</u> 2008 WL 4681977, *25 , N.J.Super.A.D. These are back-to-back appeals consolidated for purposes of this opinion. They arise out of a dissolution action in the Chancery Division, Family Part, and from a civil action in...	Oct. 22, 2008	Case		2 A.2d
Cited by	241. <u>Schachter, Trombadore, Offen, Stanton & Pavics, P.A. v. Peters</u> 2008 WL 3862009, *6 , N.J.Super.A.D. This matter is before the court on leave granted to review an August 18, 2006 order denying a motion for reconsideration of March 3 and May 22, 2006 orders granting summary...	Aug. 21, 2008	Case		2 A.2d
Cited by	242. <u>Gallagher v. Cocozza</u> ” 2008 WL 2840691, *4+ , N.J.Super.A.D. Plaintiff Paula J. Gallagher appeals from the following orders of the Family Part: 1) order of July 10, 2007, which, among other matters, granted plaintiff parenting time in...	July 25, 2008	Case		2 A.2d
Cited by	243. <u>Howe v. New Jersey Transit Corp.</u> ” 2008 WL 2796462, *2+ , N.J.Super.A.D. Plaintiff James Howe appeals from the May 11, 2007 order, which granted summary judgment to defendant New Jersey Transit Corporation (NJT) due to plaintiff's failure to file a...	July 22, 2008	Case		2 A.2d
Cited by	244. <u>Peck v. City Of Hoboken</u> ” 2008 WL 2788172, *3+ , N.J.Super.A.D. The City of Hoboken and the Hoboken Police Department (collectively referred to as the City, except where otherwise indicated explicitly or by context) appeal from an April 13,...	July 21, 2008	Case		2 A.2d
Cited by	245. <u>Nickerson v. Quaker Group</u> 2008 WL 2600720, *16 , N.J.Super.A.D. Plaintiffs purchased a new home from Quaker Group Glouco II, a limited partnership of the Quaker Group. Ryno Marketing was the sales agent. Not long after the start of actual...	July 03, 2008	Case		2 A.2d
Cited by	246. <u>Carf Realty 1997, L.L.C. v. Strauss</u> ” 2008 WL 2435913, *3 , N.J.Super.A.D. In this tax sale certificate foreclosure case, defendant Steven Strauss appeals from the orders denying his motion to vacate the default judgment against him and of his two motions...	June 18, 2008	Case		2 A.2d
Cited by	247. <u>State v. Grimes</u> 2008 WL 2415087, *3 , N.J.Super.A.D. Defendant Raymond Grimes, Jr. seeks to have his municipal appeal of a drunk driving conviction reinstated in the Law Division. For the reasons that follow, we deny that request and...	June 17, 2008	Case		—

Treatment	Title	Date	Type	Depth	Headnote(s)
Cited by	248. <u>Gelchion v. Central Parking System of New Jersey, Inc.</u> ¶¶ 2008 WL 2261510, *5+ , N.J.Super.A.D. Third-party defendant Lumbermens Mutual Casualty Company appeals from the September 9, 2005 order of the Law Division, which granted summary judgment to defendant/third-party...	June 04, 2008	Case		2 A.2d
Cited by	249. <u>Lau v. Nyuk Ping Lau-Ho</u> ¶¶ 2008 WL 2219929, *2 , N.J.Super.A.D. In this post-judgment matrimonial appeal, plaintiff Peter Lau seeks review of orders entered in January and March 2007. (A-4486-06T1). In a second appeal, (A-6567-06T1), he seeks...	May 30, 2008	Case		2 A.2d
Cited by	250. <u>Swicinski v. Maul</u> 2008 WL 1744505, *3 , N.J.Super.A.D. Defendant Elizabeth Welham, now known as Elizabeth Maul, appeals from a July 16, 2007 order that extended plaintiff Scott Swicinski's parenting time with the parties' son for one...	Apr. 17, 2008	Case		2 A.2d
Cited by	251. <u>In re Estate of McGuire</u> 2008 WL 794542, *2 , N.J.Super.A.D. Robert W. McGuire, the son of decedent George C. McGuire, appeals from a January 25, 2007 order denying his motion for reconsideration of the denial of his December 14, 2006 motion...	Mar. 27, 2008	Case		—
Cited by	252. <u>Perno, Inc. v. Mathew</u> 2008 WL 782700, *2 , N.J.Super.A.D. Defendant Thomas Mathew appeals from orders of the Special Civil Part denying his motion to vacate a default judgment and his motion for reconsideration. The default judgment was...	Mar. 26, 2008	Case		2 A.2d
Cited by	253. <u>Catanzareti v. Catanzareti</u> 2008 WL 782753, *3+ , N.J.Super.A.D. Plaintiff Patsy Allen Catanzareti appeals from a May 4, 2007 order that, with one exception, denied his motion for reconsideration of a January 12, 2007 order that held him in...	Mar. 26, 2008	Case		—
Cited by	254. <u>Capital Finance Co. of Delaware Valley, Inc. v. Asterbadi</u> ¶¶ 942 A.2d 21, 27+ , N.J.Super.A.D. REAL PROPERTY - Joint Tenancies and Tenancies in Common. Creditor was obligated to account for payments on mortgage for property it held as tenants by entirety with debtor's wife.	Feb. 19, 2008	Case		1 2 A.2d
Cited by	255. <u>Gofman v. Dell'Aquila</u> ¶¶ 2008 WL 281586, *4 , N.J.Super.A.D. Defendants Joseph and Maureen Dell'Aquila appeal from a January 3, 2007 order denying reconsideration of two earlier orders, dated June 8, 2006, that (1) granted summary judgment...	Feb. 04, 2008	Case		1 2 A.2d

Treatment	Title	Date	Type	Depth	Headnote(s)
Cited by	256. <u>J.L.W. v. V.W.</u>  2008 WL 245878, *5+ , N.J.Super.A.D. Appellant J.L.W. appeals from: 1) the June 7, 2006, order of the Family Part, which dismissed the complaint he had filed against respondent, V.W., his wife, pursuant to the...	Jan. 31, 2008	Case	   	2 A.2d
Cited by	257. <u>S.Y. v. W.S.Y., Jr.</u> 2008 WL 183208, *4 , N.J.Super.A.D. Defendant W.S.Y., Jr. appeals from the October 6, 2006 order of the Superior Court, Chancery Division, Family Part, denying his post-judgment motion for reconsideration. Although...	Jan. 23, 2008	Case	   	—
Cited by	258. <u>D.W. v. R.B.</u>  2007 WL 3404158, *3+ , N.J.Super.A.D. Defendant R.B. appeals from two Family Part orders. The first, entered on February 10, 2006, denied his application to vacate accumulated child support arrearages, complete...	Nov. 16, 2007	Case	   	1 2 A.2d
Cited by	259. <u>Melendez v. Calim</u> 2007 WL 2947600, *2 , N.J.Super.A.D. Plaintiff Andres D. Melendez appeals from a Family Part order denying his request to amend his final judgment of divorce entered on December 20, 2001, to a judgment of annulment....	Oct. 11, 2007	Case	   	2 A.2d
Cited by	260. <u>Celler v. Celler</u> 2007 WL 2891083, *3+ , N.J.Super.A.D. Defendant Shari Celler appeals from a May 2, 2006, order denying her post-judgment motion to compel her former husband, plaintiff Philip Celler, to pay their son's tuition costs,...	Oct. 05, 2007	Case	   	2 A.2d
Cited by	261. <u>Preserver Group v. Bragin</u> 2007 WL 2593089, *6+ , N.J.Super.A.D. Plaintiff Preserver Group (Preserver) appeals from that portion of the May 19, 2006 order entered by the Law Division granting summary judgment to defendants Al Bragin and RAM...	Sep. 11, 2007	Case	   	2 A.2d
Cited by	262. <u>Lai v. Dick</u> 2007 WL 2471293, *2 , N.J.Super.A.D. Plaintiff Katherine Lai appeals pro se from the December 14, 2006 order denying her motion for reconsideration of the court's order granting summary judgment dismissing her...	Sep. 04, 2007	Case	   	2 A.2d
Cited by	263. <u>Schneider v. Township of Dover</u> 2007 WL 2275182, *3 , N.J.Super.A.D. Plaintiffs Morton and Barbara Schneider, husband and wife, appeal from the March 17, 2006 order granting defendant Township of Dover (Township) reconsideration and vacating the...	Aug. 10, 2007	Case	   	1 2 A.2d
Cited by	264. <u>Padula Builders, Inc. v. Kostih</u> 2007 WL 1930866, *8 , N.J.Super.A.D. Defendant, Louisa J. Kostih, appeals from four orders entered by the Chancery Division. The orders arise from the trial of plaintiff Padula Builders' complaint for specific...	July 03, 2007	Case	   	—

Treatment	Title	Date	Type	Depth	Headnote(s)
Cited by	265. <u>Maddox v. Maddox</u>  2007 WL 1308683, *3 , N.J.Super.A.D. Plaintiff appeals from the January 25, 2006 order of Judge Vincent Segal ordering him to pay \$5,989.21 at the rate of \$100 per week, representing his one-half share of his...	May 07, 2007	Case	   	1 A.2d
Cited by	266. <u>Steinberg v. Grasso</u> 2007 WL 701689, *6+ , N.J.Super.A.D. Plaintiff Fredrick Steinberg, D.O. (Steinberg), appeals from a summary judgment dismissing his complaint against defendant Donald Grasso, Esquire (Grasso), which alleged legal...	Mar. 09, 2007	Case	   	1 2 A.2d
Cited by	267. <u>Ellman v. Hinkes</u> 2007 WL 632968, *4 , N.J.Super.A.D. Plaintiffs initiated this action on February 18, 2004 against the Town of Newton, members of its governing body, its town manager, and its attorneys. The nine-count complaint...	Mar. 05, 2007	Case	   	2 A.2d
Cited by	268. <u>Coffey v. Beachemin</u> 2007 WL 419641, *3 , N.J.Super.A.D. Plaintiff Martha Lobosco appeals from an order granting summary judgment in favor of defendant Concetta Russino and dismissing a complaint in which she alleged that she sustained...	Feb. 09, 2007	Case	   	2 A.2d
Cited by	269. <u>Kukielka v. Gibson</u> 2007 WL 419676, *1 , N.J.Super.A.D. Plaintiffs Joshua and Kristen Kukielka appeal from the denial of a motion to reconsider a final order dismissing their complaint for damages sustained as a consequence of defendant...	Feb. 09, 2007	Case	   	2 A.2d
Cited by	270. <u>Ayala v. Roldan</u> 2007 WL 219945, *3 , N.J.Super.A.D. This appeal concerns a fall on a landing above the entranceway to an apartment building. Plaintiff appeals from an order granting summary judgment in favor of the landlord because...	Jan. 30, 2007	Case	   	1 2 A.2d
Cited by	271. <u>Macknin v. Macknin</u> 2007 WL 208698, *3 , N.J.Super.A.D. Defendant Alan J. Macknin appeals two November 7, 2005 orders entered by the Family Part denying his motion for post-judgment relief. Defendant asserts the court erred (1) by not...	Jan. 29, 2007	Case	   	2 A.2d
Cited by	272. <u>Covenant Management Group, LLC v. Sellers</u> 2006 WL 2787401, *2 , N.J.Super.A.D. Defendant, Courtenay Sellers, appeals from the October 21, 2005 order denying reconsideration of her second motion to vacate the June 10, 2005 summary judgment against her, in the...	Sep. 29, 2006	Case	   	—
Cited by	273. <u>Krompiew v. Krompiew</u>  2006 WL 1971715, *2 , N.J.Super.A.D. In this post-judgment matrimonial case, plaintiff moved for modification of the parenting schedule to which the parties had previously agreed and for an increase in child support....	July 17, 2006	Case	   	2 A.2d

Treatment	Title	Date	Type	Depth	Headnote(s)
Cited by	274. <u>Eng v. Nguyen</u> ” 2006 WL 1651040, *18+ , N.J.Super.A.D. In this divorce action, defendant Linda Nguyen appeals from a post-judgment order denying reconsideration of the Family Part judge's original determinations regarding equitable...	June 16, 2006	Case		1 2 A.2d
Cited by	275. <u>Morrison v. Morrison</u> ” 2006 WL 1236662, *2+ , N.J.Super.A.D. Defendant appeals the entry of the order dated March 4, 2005, denying his post-judgment motion seeking reconsideration of the court's order dated November 22, 2004, which ordered...	May 10, 2006	Case		1 2 A.2d
Cited by	276. <u>New Jersey Div. of Youth and Family Services v. D.M.S.</u> ” 2006 WL 941756, *17 , N.J.Super.A.D. Background: Following a hearing, the Superior Court, Chancery Division, Family Part, Essex County, reconsidered its prior ruling and granted termination of mother's parental...	Apr. 13, 2006	Case		2 A.2d
Cited by	277. <u>Siegel v. Siegel</u> 2006 WL 931971, *3+ , N.J.Super.A.D. Defendant Robert Siegel appeals the trial court's July 7, 2004, order denying his motion for reconsideration of certain provisions of the dual judgment of divorce (JOD) entered on...	Apr. 12, 2006	Case		1 2 A.2d
Cited by	278. <u>GNOC v. Lautato</u> 2006 WL 628300, *2+ , N.J.Super.A.D. Background: Judgment creditor filed motion requesting turnover of funds by judgment debtor's bank, as garnishee. The Superior Court, Law Division, Atlantic County, denied the...	Mar. 15, 2006	Case		2 A.2d
Cited by	279. <u>Knight v. Arnold E. Bogerty</u> 2006 WL 307716, *4 , N.J.Super.A.D. This auto accident case involves personal injuries subject to the limitation on lawsuit option ("verbal threshold") under the Automobile Insurance Cost Reduction Act of 1998...	Feb. 14, 2006	Case		2 A.2d
Cited by	280. <u>Overstreet v. Senior High Rise Senior Center</u> 2005 WL 3533603, *4+ , N.J.Super.A.D. Plaintiff, John Overstreet, appeals the Law Division's September 10, 2004 order denying plaintiff's motion to file a late notice of tort claim and the Law Division's November 5,...	Dec. 28, 2005	Case		2 A.2d
Cited by	281. <u>Nuckel v. Borough of Little Ferry Planning Bd.</u> ” 2005 WL 3196583, *3+ , N.J.Super.A.D. Plaintiff Donald Nuckel appeals from an order of summary judgment dismissing his complaint in lieu of prerogative writs based on his failure to join an indispensable party. We...	Nov. 30, 2005	Case		2 A.2d

Treatment	Title	Date	Type	Depth	Headnote(s)
Cited by	282. <u>Greenbaum v. Tulley</u>  2005 WL 2364758, *4+ , N.J.Super.A.D. This litigation began when the plaintiff, Greenbaum, Rowe, Smith, Ravin, Davis & Himmel (GRSRDH or plaintiff), filed a complaint against Richard P. Tully and Joseph Wistreich...	Sep. 29, 2005	Case		2 A.2d
Cited by	283. <u>Kiernan v. Kiernan</u> 809 A.2d 199, 202 , N.J.Super.A.D. FAMILY LAW - Jurisdiction. Trial court's ruling that it lacked jurisdiction to hear reconsideration motion was not error.	Nov. 14, 2002	Case		3 A.2d
Cited by	284. <u>Fusco v. Board of Educ. of City of Newark</u> 793 A.2d 856, 860 , N.J.Super.A.D. EDUCATION - Labor and Employment. Principal's eligibility for unemployment compensation did not establish constructive discharge.	Apr. 01, 2002	Case		8 A.2d
Cited by	285. <u>Morey v. Wildwood Crest Borough</u> 18 N.J.Tax 335, 341 , N.J.Super.A.D. TAXATION - Real Property. Taxpayers waived their right to challenge assessment.	Oct. 08, 1999	Case		2 A.2d
Cited by	286. <u>Lahue v. Pio Costa</u> 623 A.2d 775, 789 , N.J.Super.A.D. Statute of Frauds. Defendant could not equitably raise statute of frauds as bar to settlement transferring and reconfiguring property interests.	Apr. 08, 1993	Case		2 A.2d
Cited by	287. <u>Teva Pharmaceuticals USA, Inc. v. Stop Huntingdon Animal Cruelty USA</u>  2006 WL 289110, *1 , N.J.Super. Background: Pharmaceutical company, one of its affiliates, and president of affiliate brought action against animal rights organization asserting various torts, including trespass...	Feb. 03, 2006	Case		2 A.2d
Cited by	288. <u>Roth v. Gandhi</u>  2006 WL 3020944, *4 , N.J.Super.Ch. Before the court is defendant, Mona Gandhi's ("Mona", or "defendant") motion to reconsider and vacate a prior judgment and orders entered by this court . The matter is opposed....	Oct. 23, 2006	Case		2 A.2d
Cited by	289. <u>Grow Co., Inc. v. Chokshi</u>  2006 WL 551367, *2+ , N.J.Super.Ch. This matter is before the court by way of Grow Company, Inc.'s ["Grow" or "plaintiff"] Notice of Motion for Leave to Amend and for Reconsideration of the October 19, 2005 Order: On...	Mar. 03, 2006	Case		2 A.2d
Cited by	290. <u>In re Estate of Fenton</u>  2005 WL 3005773, *1 , N.J.Super.Ch. Before the court is Defendants' motion for reconsideration and modification of this court's order of October 3, 2005. Based on the papers submitted by counsel for both parties and...	Nov. 04, 2005	Case		2 A.2d

Treatment	Title	Date	Type	Depth	Headnote(s)
Cited by	291. <u>Robinson v. Rea</u> 2005 WL 3111011, *3+ , N.J.Super.Ch. This matter arises out of a suit filed by Granville Robinson ("Plaintiff") claiming easement rights by way of necessity over several properties, including John and Edith Rea's...	Nov. 04, 2005	Case		1 2 A.2d
Cited by	292. <u>Goldstein v. Deichl</u> 2005 WL 1017612, *3+ , N.J.Super.Ch. This opinion addresses the motion for reconsideration filed by Plaintiffs, Gilbert Goldstein, Donald Drapkin and Howard Gittis (hereinafter "Plaintiffs"), regarding this court's...	Apr. 15, 2005	Case		1 2 A.2d
Cited by	293. <u>Salovaara v. Eckert</u> 2002 WL 32507111, *4 , N.J.Super.Ch. This matter, having come before the Court on the motion of plaintiff Mikael Salovaara for an Order seeking clarification of Paragraphs 1, 2 and reconsideration of Paragraph 4 of...	Dec. 10, 2002	Case		2 A.2d
Cited by	294. <u>Garden State Equality v. Dow</u> 2012 WL 540608, *3+ , N.J.Super.L. FAMILY LAW - Marriage. Civil rights organization, same-sex couples, and their children stated equal protection claim against state.	Feb. 21, 2012	Case		1 2 A.2d
Cited by	295. <u>Hackensack Warehouse, LLC v. City of Hackensack Zoning Bd. of Adjustment</u> 2005 WL 1460166, *4 , N.J.Super.L. This is an action in lieu of prerogative writs that seeks a judgment remanding the matter to the City of Hackensack Zoning Board of Adjustment (Board) for an entirely new hearing...	June 21, 2005	Case		2 A.2d
Cited by	296. <u>Galaxy Outdoor Media, LLC v. Zoning Bd. of Adjustment of the Borough of Lodi</u> 2005 WL 1252320, *4 , N.J.Super.L. This is an action in lieu of prerogative writs that seeks to overturn the denial of several "d-series" and "c-series" variances for a billboard. It also requests a declaration...	May 23, 2005	Case		2 A.2d
Cited by	297. <u>Sova Place, L.L.C. v. Planning Bd. of the Borough of Moonachie</u> 2004 WL 3563347, *5 , N.J.Super.L. This action in lieu of prerogative writs challenges the decision of the Borough of Moonachie Planning Board (Planning Board) denying plaintiff's application for a variance-free,...	July 30, 2004	Case		2 A.2d
Cited by	298. <u>Borough of Paramus v. Planning Bd. of Borough of Paramus</u> 2004 WL 3392065, *3 , N.J.Super.L. This unconventional action in lieu of prerogative writs pits the elected governing body of the Borough of Paramus against the strange-bedfellows alliance comprised of the appointed...	June 07, 2004	Case		2 A.2d
Cited by	299. <u>Strauss v. Township of Holmdel</u> 711 A.2d 1385, 1390 , N.J.Super.L. GOVERNMENT - Townships. Township's levy of special assessment to offset cost of sewer installation did not violate equal protection.	Dec. 18, 1997	Case		2 A.2d

Treatment	Title	Date	Type	Depth	Headnote(s)
Cited by	300. <u>My Way B & G, Inc. v. Director, Division of Taxation</u> ” 2017 WL 4018022, *2 , N.J.Tax THIS MATTER having been open to the Court upon the application of Law Offices of Lawrence W. Luttrell, P.C. attorneys for plaintiff, (Lawrence W. Luttrell, Esq. appearing) on...	Sep. 11, 2017	Case		2 A.2d
Cited by	301. <u>Rozinante, Inc. v. Borough of Sea Bright Block 23, Lot 13</u> ” 2017 WL 1131073, *4+ , N.J.Tax This opinion addresses the reasonableness hearing held as required by Ocean Pines Ltd. v. Borough of Point Pleasant, 112 N.J. 1 (1988) after the court dismissed the complaint under...	Mar. 24, 2017	Case		2 A.2d
Cited by	302. <u>Ruskowski v. Director, Division of Taxation</u> ” 2016 WL 4474321, *3+ , N.J.Tax Dear Mr. Ruskowski and Deputy Attorney General Buonaguro: This constitutes the court's decision on plaintiff's motion for reconsideration of the court's June 7, 2016 letter opinion...	Aug. 22, 2016	Case		1 2 A.2d
Cited by	303. <u>D'Agostino v. Township of Barnegat</u> ” 2014 WL 2700856, *6+ , N.J.Tax This constitutes the court's opinion with respect to: (1) plaintiff's motion pursuant to R. 4:49–1 for a new trial, R. 4:49–2 to alter or amend the court's April 3, 2014 Judgment...	June 12, 2014	Case		1 2 A.2d
Cited by	304. <u>Estate of Booth v. Director, Division of Taxation</u> ” 2014 WL 1509837, *1+ , N.J.Tax This letter constitutes the court's opinion as to the defendant's motion for reconsideration and plaintiff's motion for attorney fees. For the reasons stated below, both motions...	Apr. 15, 2014	Case		2 A.2d
Cited by	305. <u>Andre v. Borough of Lawnside</u> ” 2013 WL 3337949, *3+ , N.J.Tax This letter constitutes the court's opinion granting defendant's motion pursuant to R. 4:49–2 to amend the May 3, 2013 Judgment reducing the assessment on plaintiffs' real property...	June 27, 2013	Case		1 2 A.2d
Cited by	306. <u>Hainesport Tp. v. Burlington County Bd. of Taxation</u> 25 N.J.Tax 138, 156 , N.J.Tax GOVERNMENT - Counties. Two remaining sitting members of county board of taxation constituted a quorum of the board.	May 15, 2009	Case		2 A.2d
Cited by	307. <u>Millburn Tp. v. Short Hills Associates/Taubman Co.</u> ” 23 N.J.Tax 311, 315+ , N.J.Tax TAXATION - Real Property. Adoption of a zoning change prevented application of the Freeze Act on taxpayer's property assessments.	Feb. 06, 2007	Case		1 2 A.2d

Treatment	Title	Date	Type	Depth	Headnote(s)
Cited by	308. <u>Dantzler v. Director, Div. of Taxation</u> 18 N.J.Tax 507, 508 , N.J.Tax TAXATION - Income. Interest on money borrowed to meet law firm's capital contribution was deductible.	Oct. 22, 1999	Case		2 A.2d
Cited by	309. <u>In re D'Atria</u> 128 B.R. 71, 73+ , Bkrcty.S.D.N.Y. Debtor's former wife objected to dischargeability of certain obligations. The Bankruptcy Court, Howard Schwartzberg, J., held that: (1) debtor's failure to honor his obligations...	June 10, 1991	Case		8 A.2d
Cited by	310. <u>In re Adoption of E.R.</u> 2015 WL 7573631, *8 , Pa.Super. Appellant, N.R. ("Father"), appeals from the decrees involuntarily terminating Father's parental rights to A.M. (born in December of 2004), I.R. (born in May of 2007), A.R. (born...	Jan. 23, 2015	Case		—
Cited by	311. <u>IN THE MATTER OF THE CLEAN ENERGY PROGRAMS AND BUDGET FOR FISCAL YEAR 2017: BLOOM ENERGY CORPORATION</u> 2016 WL 5468361, *3+ , N.J.Bd.Reg.Com. This order concerns a Motion for Reconsideration (Motion) by Bloom Energy Corporation (Bloom or Petitioner) requesting that the Board of Public Utilities (Board) reconsider the...	Sep. 23, 2016	Administrative Decision		2 A.2d
Cited by	312. <u>IN THE MATTER OF THE PETITION OF NEW JERSEY NATURAL GAS COMPANY FOR APPROVAL AND AUTHORIZATION TO CONSTRUCT AND OPERATE THE SOUTHERN RELIABILITY LINK PURSUANT TO N.J.A.C. 14:7-1.4</u> 2016 WL 454276, *9+ , N.J.Bd.Reg.Com. On April 2, 2015, as amended on June 5, 2015, New Jersey Natural Gas Company ("Petitioner or "NJNG"), a New Jersey public utility engaged in the business of purchasing,...	Jan. 28, 2016	Administrative Decision		2 A.2d
Cited by	313. <u>IN THE MATTER OF MICHAEL MANIS AND MANIS LIGHTING, LLC - NEW JERSEY CLEAN ENERGY PROGRAM RENEWABLE ENERGY INCENTIVE PROGRAM</u> 2015 WL 1848155, *3 , N.J.Bd.Reg.Com. Michael Manis and Manis Lighting LLC (collectively "Manis") filed a motion for reconsideration with the New Jersey Board of Public Utilities ("Board") seeking reversal of part of...	Apr. 15, 2015	Administrative Decision		2 A.2d

Treatment	Title	Date	Type	Depth	Headnote(s)
Cited by	314. <u>IN THE MATTER OF THE IMPLEMENTATION OF L. 2012, C.24, THE SOLAR ACT OF 2012 IN THE MATTER OF THE IMPLEMENTATION OF L. 2012, C. 24, N.J.S.A. 48:3-87(Q)(R) AND (S)- PROCEEDINGS TO ESTABLISH THE PROCESSES FOR DESIGNATING CERTAIN GRID-SUPPLY PROJECTS AS CONNECTED TO THE DISTRIBUTION SYSTEM - SUBSECTION (Q) ROUND TWO APPLICATIONS BRICKYARD LLC - MOTION FOR RECONSIDERATION</u> 2014 WL 3811645, *6+ , N.J.Bd.Reg.Com. Brickyard LLC ("Brickyard") has filed a motion for reconsideration ("Motion") with the New Jersey Board of Public Utilities ("Board") seeking reversal in part of the Board's...	July 23, 2014	Administrative Decision		2 A.2d
Cited by	315. <u>IN THE MATTER OF THE IMPLEMENTATION OF L. 2012, C. 24, THE SOLAR ACT OF 2012 IN THE MATTER OF THE IMPLEMENTATION OF L. 2012, C. 24, N.J.S.A. 48:3-87(T) - A PROCEEDING TO ESTABLISH A PROGRAM TO PROVIDE SOLAR RENEWABLE ENERGY CERTIFICATES TO CERTIFIED BROWNFIELD, HISTORIC FILL AND LANDFILL FACILITIES PENNONI ASSOCIATES, INC. 1845 DELSEA DRIVE - MOTION FOR RECONSIDERATION MILLENIUM LAND DEVELOPMENT, LLC LOVE LANE - MOTION FOR RECONSIDERATION</u> 2014 WL 2568088, *8+ , N.J.Bd.Reg.Com. Millenium (sic) Land Development, LLC ("Millenium"), and Pennoni Associates, Inc. ("Pennoni") have moved for reconsideration of the Board's Order dated July 19, 2013, in the...	May 21, 2014	Administrative Decision		2 A.2d
Cited by	316. <u>IN THE MATTER OF THE PETITION OF FISHERMENS ATLANTIC CITY WIND FARM, LLC FOR THE APPROVAL OF THE STATE WATERS PROJECT AND AUTHORIZING OFFSHORE WIND RENEWABLE ENERGY CERTIFICATES</u> 2014 WL 1877363, *2+ , N.J.Bd.Reg.Com. Fishermen's Atlantic City Windfarm, LLC ("FACW") moved to reopen the proceedings to supplement the record and for reconsideration of the March 28, 2014 Order ("March 28 Order")...	Apr. 28, 2014	Administrative Decision		2 A.2d
Cited by	317. <u>IN THE MATTER OF THE IMPLEMENTATION OF L. 2012, C. 24, THE SOLAR ACT OF 2012 IN THE MATTER OF THE IMPLEMENTATION OF L. 2012, C. 24, N.J.S.A. 48:3-87(T) - A PROCEEDING TO ESTABLISH A PROGRAM TO PROVIDE SOLAR RENEWABLE ENERGY CERTIFICATES TO CERTIFIED BROWNFIELD, HISTORIC FILL AND LANDFILL FACILITIES VANGUARD ENERGY PARTNERS, LLC INDUSTRIAL LAND RECLAIMING LANDFILL</u> 2014 WL 1394343, *5+ , N.J.Bd.Reg.Com. Vanguard Energy Partners, LLC ("Vanguard") moves for reconsideration of the January 29, 2014 Order issued by the New Jersey Board of Public Utilities ("Board") in the...	Mar. 19, 2014	Administrative Decision		2 A.2d

Treatment	Title	Date	Type	Depth	Headnote(s)
Cited by	318. <u>IN THE MATTER OF THE PETITION OF PUBLIC SERVICE ELECTRIC AND GAS COMPANY AND ATLANTIC CITY ELECTRIC COMPANYS REQUEST FOR DEFERRAL ACCOUNTING AUTHORITY FOR STORM DAMAGE RESTORATION COSTS; IN THE MATTER OF THE PETITION OF PUBLIC SERVICE ELECTRIC AND GAS COMPANYS REQUEST FOR DEFERRAL ACCOUNTING AUTHORITY FOR STORM DAMAGE RESTORATION COSTS</u> 2013 WL 792421, *4+ , N.J.Bd.Reg.Com. On August 26, 2011, the New Jersey Board of Public Utilities ("Board") received a joint petition filed by Public Service Electric and Gas Company ("PSE&G" or "Company") and...	Feb. 20, 2013	Administrative Decision		2 A.2d
Cited by	319. <u>IN THE MATTER OF THE PETITION OF FIBER TECHNOLOGIES NETWORKS, LLC, FOR AN ORDER FINDING UNREASONABLE THE MAKE-READY COSTS IMPOSED BY VERIZON NEW JERSEY INC. ON FIBER TECHNOLOGIES, L.L.C., REQUIRING REFUNDS, AND ESTABLISHING REASONABLE MAKE-READY RATES, TERMS, AND CONDITIONS</u> 2012 WL 6057050, *5+ , N.J.Bd.Reg.Com. 1. Commissioner Mary-Anna Holden did not participate. This matter comes before the New Jersey Board of Public Utilities ("Board") by Verizon New Jersey Inc.'s ("Verizon") September...	Oct. 23, 2012	Administrative Decision		2 A.2d
Cited by	320. <u>LARRY J. YATES, Petitioner, v. PUBLIC SERVICE ELECTRIC AND GAS COMPANY, Respondent</u> 2012 WL 5354163, *3+ , N.J.Bd.Reg.Com. This matter involves a request by Larry J. Yates ("Petitioner") for a stay of the Board's Order filed July 20, 2012, which affirmed the Administrative Law Judge Kimberly A. Moss'...	Sep. 13, 2012	Administrative Decision		2 A.2d
Cited by	321. <u>Larry J. Yates, Petitioner, v. Public Service Electric and Gas Company, Respondent.</u> 2012 WL 3646773, *3+ , N.J.Bd.Reg.Com. On December 2, 2010, Larry J. Yates ("Petitioner") filed a petition with the Board of Public Utilities ("Board") requesting a formal hearing related to the billing dispute with...	July 20, 2012	Administrative Decision		2 A.2d
Cited by	322. <u>IN THE MATTER OF THE PETITION OF NEW JERSEY-AMERICAN WATER COMPANY, INC. FOR APPROVAL OF MUNICIPAL CONSENT GRANTED BY THE TOWNSHIP OF FRANKLIN, COUNTY OF SOMERSET-RUSSO DEVELOPMENT</u> 2012 WL 3646805, *1 , N.J.Bd.Reg.Com. By this Order, the New Jersey Board of Public Utilities ("Board") considers a letter brief filed as a "motion" by the Division of Rate Counsel ("Rate Counsel") asking the Board to...	June 18, 2012	Administrative Decision		2 A.2d

Treatment	Title	Date	Type	Depth	Headnote(s)
Cited by	323. <u>IN THE MATTER OF STANDARD OFFER CAPACITY AGREEMENTS BETWEEN NEW JERSEY POWER DEVELOPMENT LLC AND PUBLIC SERVICE ELECTRIC & GAS COMPANY; JERSEY CENTRAL POWER & LIGHT COMPANY; ATLANTIC CITY ELECTRIC; AND ROCKLAND ELECTRIC COMPANY; SUBMISSION OF A DISPUTE TO THE BOARD FOR RESOLUTION and IN THE MATTER OF STANDARD OFFER CAPACITY AGREEMENTS BETWEEN CPV SHORE LLC AND PUBLIC SERVICE ELECTRIC & GAS COMPANY; JERSEY CENTRAL POWER & LIGHT COMPANY; ATLANTIC CITY ELECTRIC; AND ROCKLAND</u> 2012 WL 2499311, *5+ , N.J.Bd.Reg.Com. This matter comes before the Board on separate applications by New Jersey Power Development ("NJPD") and CPV Shore, LLC ("CPV"), seeking Board assistance in resolving a purported...	May 07, 2012	Administrative Decision		2 A.2d
Cited by	324. <u>IN THE MATTER OF THE BOARDS REVIEW OF THE RETAIL MARGIN AND THE COMMERCIAL AND INDUSTRIAL ENERGY PRICING (CIEP) THRESHOLD - PETITION FOR RECONSIDERATION</u> 2011 WL 2599809, *1+ , N.J.Bd.Reg.Com. By this Order, the New Jersey Board of Public Utilities ('Board ') considers a letter brief filed as a 'petition' by the Retail Energy Supply Association ('RESA'), asking the Board...	June 15, 2011	Administrative Decision		2 A.2d
Cited by	325. <u>In re Verizon New Jersey Inc.</u> 2006 WL 1750091, *2+ , N.J.Bd.Reg.Com. On May 12, 2006, XO Communications Services, Inc., ("XO") filed a motion for reconsideration with the New Jersey Board of Public Utilities ("Board"), seeking modification of the...	June 22, 2006	Administrative Decision		2 A.2d
Cited by	326. <u>Congregation of Yetev Lev, Petitioner v. New Jersey American Water Company, Respondent.</u> 2009 WL 3049241, *3+ , N.J.B.P.U. On April 27, 2009, the Board of Public Utilities ("Board") issued an Order adopting in part and modifying in part the Initial Decision of Administrative Law Judge ("ALJ") Douglas...	July 31, 2009	Administrative Decision		2 A.2d
Cited by	327. <u>In re United Telephone Co. of New Jersey, Inc.</u> 2006 WL 768811, *1+ , N.J.B.P.U. On December 28, 2005, MCImetro Access Transmission Services ("MCI") filed a motion for reconsideration as to an Order issued by the Board of Public Utilities ("Board"), under the...	Mar. 22, 2006	Administrative Decision		2 A.2d
Cited by	328. <u>In re Comcast Cablevision of South Jersey, Inc.</u> 2003 WL 25454017, *2+ , N.J.B.P.U. The New Jersey Board of Public Utilities (Board) and its Office of Cable Television (OCTV), pursuant to N.J.S.A. 48:5A-1 et seq., have been granted general supervision and...	Nov. 17, 2003	Administrative Decision		2 A.2d

Treatment	Title	Date	Type	Depth	Headnote(s)
Cited by	329. <u>Proceedings by the Commissioner of Banking and Insurance, State of New Jersey to Fine and Revoke the Insurance Producer Licenses of Richard Cecere & Buyer Defender Inc.</u> 2015 WL 2452717 (NJ Dept. of Bank & Ins.), *5+ This matter comes before the Commissioner of the Department of Banking and Insurance. FINAL ORDER NO. E14-ce ("the Commissioner") pursuant to a motion by the Respondent, Richard...	May 11, 2015	Administrative Decision		2 A.2d
Cited by	330. <u>BOROUGH OF EAST NEWARK</u> 25 NJPER P 30086	Jan. 12, 1999	Administrative Decision		1 2 A.2d
Mentioned by	331. <u>Marano v. Glancey</u> 2017 WL 6546901, *2, N.J.Super.A.D. This matter returns to us after remand proceedings directed by our previous opinion. Marano v. Glancey, No. A-4955-14 (App. Div. Feb. 22, 2016) (slip op. at 1-2, 15-18). In...	Dec. 22, 2017	Case		2 A.2d
Mentioned by	332. <u>Ruiru Ji v. Hanson Lo</u> 2017 WL 5983130, *4, N.J.Super.A.D. The opinion of the court was delivered by In these consolidated appeals, defendant Hanson Lo appeals portions of post-judgment matrimonial orders entered by the Family Part on May...	Dec. 01, 2017	Case		—
Mentioned by	333. <u>Gasperetti v. Deborah Heart and Lung Center</u> 2017 WL 5619212, *8, N.J.Super.A.D. The opinion of the court was delivered by Plaintiff Christine Gasperetti, M.D., appeals from the Chancery Division's June 3 and August 15, 2013 orders. The June 3, 2013 order...	Nov. 22, 2017	Case		2 A.2d
Mentioned by	334. <u>Pierson v. Pierson</u> 2017 WL 5171868, *4, N.J.Super.A.D. In this post-judgment matrimonial matter, plaintiff John Pierson appeals from certain provisions of a January 29, 2016 order, and an April 26, 2016 order denying reconsideration....	Nov. 06, 2017	Case		2 A.2d
Mentioned by	335. <u>L.C. v. D.C.</u> 2017 WL 5171872, *2, N.J.Super.A.D. Defendant D.C. appeals from the June 7, 2016 Family Part order denying reconsideration of the court's February 10, 2016 order, which denied without prejudice defendant's motion...	Nov. 06, 2017	Case		1 2 A.2d
Mentioned by	336. <u>Elar Realty Co. v. Environmental Risk Limited</u> 2017 WL 4529991, *2, N.J.Super.A.D. Plaintiff Elar Realty Co., appeals from the dismissal of its complaint on summary judgment granted in favor of defendants Environmental Risk Limited (ERL) and GZA Geoenvironmental,...	Oct. 11, 2017	Case		—

Treatment	Title	Date	Type	Depth	Headnote(s)
Mentioned by	337. <u>Wong v. PNC Bank, National Association</u> 2017 WL 4531778, *2, N.J.Super.A.D. Plaintiff appeals from the July 28, 2016 order denying her motion for reconsideration. We affirm. The parties are fully familiar with the lengthy procedural history of this matter...	Oct. 11, 2017	Case		2 A.2d
Mentioned by	338. <u>Soufanati v. Soufanati</u> 2017 WL 4449727, *3, N.J.Super.A.D. We calendared these appeals back-to-back and now consolidate them to issue a single opinion. Plaintiff Samar A. Soufanati and defendant Abelhamid S. Soufanati married in 1999 and...	Oct. 06, 2017	Case		—
Mentioned by	339. <u>Ring v. Meeker Sharkey Associates, LLC</u> 2017 WL 4247534, *2, N.J.Super.A.D. Plaintiffs, George M. Ring and his wife Dorothy A. Ring appeal from the Law Division's February 9, 2015 order dismissing their complaint on summary judgment entered in favor of...	Sep. 26, 2017	Case		—
Mentioned by	340. <u>U.S. Bank Trust, N.A. for LSF8 Master Participation Trust v. Thomas</u> 2017 WL 4171614, *3, N.J.Super.A.D. In this mortgage foreclosure case, defendants Nicole Thomas and Vincent A. Thomas, husband and wife, appeal from a December 4, 2015 order denying their motion to vacate default and...	Sep. 21, 2017	Case		—
Mentioned by	341. <u>Smith v. Walmart Stores, Inc.</u> 2017 WL 3223947, *2, N.J.Super.A.D. Plaintiff Cameron Smith appeals from a Law Division order entered on September 23, 2015, denying plaintiff's motion for reconsideration of an order entered on May 8, 2015, which...	July 31, 2017	Case		1 A.2d
Mentioned by	342. <u>Villanueva v. City of Clifton</u> 2017 WL 3160932, *3, N.J.Super.A.D. Plaintiff Jose Villanueva appeals from a May 16, 2016 Law Division order that denied his motion for reconsideration. Plaintiff sought reconsideration of an earlier order that...	July 26, 2017	Case		2 A.2d
Mentioned by	343. <u>Luca v. Geico Indemnity Company</u> 2017 WL 2953056, *3, N.J.Super.A.D. In this automobile negligence action, plaintiff Jacqueline Luca and her spouse, Ernesto Luca, appeal from a November 6, 2015 Law Division order granting defendant Geico Indemnity...	July 11, 2017	Case		2 A.2d
Mentioned by	344. <u>Abed v. Farag</u> 2017 WL 2797426, *3, N.J.Super.A.D. The parties were married in 2007 and have twin children who were born in 2011. Plaintiff filed a complaint for divorce in May 2014. On March 23, 2015, the parties placed an oral...	June 28, 2017	Case		—
Mentioned by	345. <u>Canon Financial Services, Inc. v. Linwood City Board of Education</u> 2017 WL 2535894, *4+, N.J.Super.A.D. Linwood City Board of Education (LBOE) appeals from the trial court's order enforcing a settlement between LBOE and Canon Financial Services (CFS). Having reviewed the record in...	June 12, 2017	Case		1 2 A.2d

Treatment	Title	Date	Type	Depth	Headnote(s)
Mentioned by	346. <u>Upchurch v. City of Orange Township</u> 2017 WL 2536361, *5 , N.J.Super.A.D. Plaintiff Deborah Upchurch appeals from the April 29, 2015 Law Division order dismissing her action in lieu of prerogative writs against defendants City of Orange Township (City),...	June 12, 2017	Case		1 A.2d
Mentioned by	347. <u>Portes v. Tan</u> 2017 WL 2536379, *2 , N.J.Super.A.D. Plaintiff Fernando Portes appeals from an order of the Law Division dismissing his legal malpractice complaint for failure to comply with the requirements of the Affidavit of Merit...	June 12, 2017	Case		—
Mentioned by	348. <u>Thompson v. Thompson</u> 2017 WL 2375688, *3 , N.J.Super.A.D. In this post-judgment matrimonial matter, defendant appeals from paragraph eleven of the September 29, 2015 order of the Family Part, granting plaintiff's motion to require...	June 01, 2017	Case		2 A.2d
Mentioned by	349. <u>Lequerica v. Metropolitan YMCA of Oranges</u> 2017 WL 1418370, *10 , N.J.Super.A.D. Plaintiff Evelyn Seda Lequerica was injured when she fell and hit her head on a concrete wall while participating in a fitness class at defendant Metropolitan YMCA of the Oranges...	Apr. 21, 2017	Case		1 2 A.2d
Mentioned by	350. <u>Mansions Apartments v. Husband</u> 2017 WL 1381861, *4 , N.J.Super.A.D. Defendant Toniann Husband appeals from a July 9, 2015 judgment of possession granted to her landlord, plaintiff Mansions Apartments, and an August 20, 2015 order denying her...	Apr. 18, 2017	Case		2 A.2d
Mentioned by	351. <u>Penza v. Penza</u> 2017 WL 764497, *7 , N.J.Super.A.D. Plaintiff Josephine Penza appeals from four Family Part orders that were in the main intended to reinstate defendant Robert Penza's parenting time with the parties' now...	Feb. 28, 2017	Case		2 A.2d
Mentioned by	352. <u>L.J.L. v. L.G.</u> 2017 WL 727798, *6 , N.J.Super.A.D. Plaintiff L.J.L. appeals from the Family Part's May 19, 2015 order denying her motion for reconsideration of the trial judge's September 14, 2014 decision. In that decision, the...	Feb. 24, 2017	Case		2 A.2d
Mentioned by	353. <u>Gilbert v. Heine</u> 2017 WL 370904, *3 , N.J.Super.A.D. Defendant Ellen Heine appeals from an order entered by the trial court on November 18, 2014, which denied her motion for reconsideration of an order entered on September 24, 2014,...	Jan. 25, 2017	Case		—
Mentioned by	354. <u>Foster v. Rodriguez</u> 2017 WL 344439, *4 , N.J.Super.A.D. Plaintiff Toshiba Foster filed a verified complaint against defendants Alexandra Rodriguez and Morris Habitat for Humanity (Habitat), alleging violations of the New Jersey...	Jan. 24, 2017	Case		1 A.2d

Treatment	Title	Date	Type	Depth	Headnote(s)
Mentioned by	355. <u>Cantillo v. Fraenkel</u> 2016 WL 7335811, *2 , N.J.Super.A.D. Plaintiff Angelo Cantillo filed a complaint alleging that, based upon the advice and representations of defendant Bart Fraenkel, he invested \$97,000 with Carr Miller Capital, LLC,...	Dec. 19, 2016	Case		1 A.2d
Mentioned by	356. <u>U.S. Bank National Association v. Beisser</u> 2016 WL 7233998, *1 , N.J.Super.A.D. In May 2008, an order was entered granting final judgment to Indymac, F.S.B. against defendant Jeffrey W. Beisser in this foreclosure action. U.S. Bank National Association was...	Dec. 14, 2016	Case		2 A.2d
Mentioned by	357. <u>Colon v. World Mission Society Church of God</u> 2016 WL 6994349, *4 , N.J.Super.A.D. Plaintiff Michele Colón sued defendants World Mission Society Church of God (WMSCOG), the New Jersey branch of the church (World Mission N.J.), three enterprises alleged to be...	Nov. 29, 2016	Case		1 2 A.2d
Mentioned by	358. <u>State in Interest of E.R.</u> 2016 WL 6407274, *5+ , N.J.Super.A.D. The opinion of the court was delivered by E.R. appeals from an adjudication of delinquency for acts which, if committed by an adult, would constitute second-degree robbery,...	Oct. 31, 2016	Case		1 A.2d
Mentioned by	359. <u>In Estate of Jones v. Jones</u> 2016 WL 5759484, *4+ , N.J.Super.A.D. This probate matter regards the administration of the estate of Hermeles O. Jones (decedent), who died on December 16, 2004. Defendant Perry T. Jones, Jr., decedent's nephew and a...	Oct. 03, 2016	Case		1 2 A.2d
Mentioned by	360. <u>Anderson v. Aluminum Shapes, L.L.C.</u> 2016 WL 5173416, *3 , N.J.Super.A.D. On April 29, 2013, nineteen plaintiffs filed a complaint in the Law Division, naming as defendants Aluminum Shapes, L.L.C. (Shapes), Global Aluminum, Inc. (Global), a California...	Sep. 22, 2016	Case		1 A.2d
Mentioned by	361. <u>Caprio v. Caprio</u> 2016 WL 4784100, *2 , N.J.Super.A.D. The parties married on December 3, 1989 and divorced on December 22, 2003. They have a daughter who is now twenty years old and attending college. Plaintiff Ray V. Caprio appeals...	Sep. 14, 2016	Case		1 2 A.2d
Mentioned by	362. <u>Knox v. Knox</u> 2016 WL 3943386, *3 , N.J.Super.A.D. In these two appeals, calendared back-to-back and consolidated for purposes of this opinion, defendant Roderick Knox appeals from a June 30, 2014 order, following a plenary...	July 22, 2016	Case		2 A.2d
Mentioned by	363. <u>Thakkar v. Greystone Park Psychiatric Hosp.</u> 2016 WL 3909553, *3 , N.J.Super.A.D. LABOR AND EMPLOYMENT - Settlements. Agreement settling employee's employment discrimination claims would be enforced since there were no factual disputes that went to actual terms...	July 20, 2016	Case		1 A.2d

Treatment	Title	Date	Type	Depth	Headnote(s)
Mentioned by	364. <u>Marie-Glasby v. Hart</u> 2016 WL 3661686, *3, N.J.Super.A.D. Plaintiff Alexis Marie Glasby appeals from an order entered by the Law Division on October 6, 2014, which denied her second motion for reconsideration of an order entered on May...	July 11, 2016	Case		2 A.2d
Mentioned by	365. <u>O'Donohue v. O'Donohue</u> 2015 WL 10767988, *3+, N.J.Super.A.D. In this post-judgment dissolution matter, defendant Susanne O'Donohue appeals from the Family Part's August 8, 2014 order denying her motion for reconsideration of the court's June...	May 06, 2016	Case		1 2 A.2d
Mentioned by	366. <u>In re Estate of Calvert</u> 2016 WL 1657798, *3, N.J.Super.A.D. Contestant Abdelrazek Seirafy, the decedent Maryann Calvert's husband, appeals from an order dated September 23, 2014 denying reconsideration of a written order dated May 22, 2014...	Apr. 27, 2016	Case		2 A.2d
Mentioned by	367. <u>Madonna v. Madonna</u> 2016 WL 1657845, *4, N.J.Super.A.D. Defendant Alexander Madonna appeals from certain provisions of the Family Part's March 12 and April 10, 2014 orders (the March 2014 and April 2014 orders, respectively) and the two...	Apr. 27, 2016	Case		2 A.2d
Mentioned by	368. <u>Mikaeil v. Mikaeil</u> 2016 WL 1387180, *5+, N.J.Super.A.D. In this post-judgment matrimonial matter, defendant Guirguis Mikaeil appeals from the June 19, 2014 Family Part orders denying his motion to vacate certain portions of an earlier...	Apr. 08, 2016	Case		1 2 A.2d
Mentioned by	369. <u>J.E.S. v. A.S., Jr.</u> 2016 WL 939056, *7, N.J.Super.A.D. Defendant A.S., Jr. appeals the entry of a Final Restraining Order (FRO) in favor of plaintiff J.E.S. Defendant contends the trial court erred as a matter of law in finding...	Mar. 11, 2016	Case		2 A.2d
Mentioned by	370. <u>Pickett v. Shoprite of East Norriton</u> 2016 WL 782967, *2, N.J.Super.A.D. Plaintiff Alan Pickett appeals from a July 28, 2014 order denying his motion for reconsideration of an earlier order precluding his expert, Dr. Ki Soo Hwang, from testifying in...	Mar. 01, 2016	Case		2 A.2d
Mentioned by	371. <u>Basile v. Passaic Valley Sewerage Com'n</u> 2015 WL 9920320, *3, N.J.Super.A.D. LABOR AND EMPLOYMENT - Whistleblowing. Terminated employee failed to demonstrate causal connection between alleged whistleblowing activity and termination 13 years later.	Jan. 29, 2016	Case		1 2 A.2d
Mentioned by	 372. <u>Grande v. Saint Clare's Health System</u> 2015 WL 13501191, *6, N.J.Super.A.D. Plaintiff Maryanne Grande, R.N., filed a two count complaint against her former employer, defendant Saint Clare's Health System, alleging defendant terminated her from her...	Aug. 28, 2015	Case		1 A.2d

Treatment	Title	Date	Type	Depth	Headnote(s)
Mentioned by	373. <u>Bowen v. Bowen</u> 2015 WL 4999119, *4 , N.J.Super.A.D. Plaintiff Joseph D. Bowen appeals an August 1, 2014 Family Part order denying his motion for reconsideration of a May 9, 2014 order. The May 9, 2014 order denied plaintiff's motion...	Aug. 18, 2015	Case		1 2 A.2d
Mentioned by	374. <u>Ingram v. Ingram</u> 2015 WL 4557924, *4 , N.J.Super.A.D. In this case where child support orders issued out of two states, plaintiff Shamar Ingram appeals from the May 7, 2013 Family Part order granting defendant Walter Ingram's motion...	July 30, 2015	Case		2 A.2d
Mentioned by	375. <u>Cosco v. Cosco</u> 2015 WL 3998966, *7+ , N.J.Super.A.D. In this post-judgment dissolution matter, we once again address the issue of a child's emancipation, this time in the context of a parent who seeks to terminate his support...	July 02, 2015	Case		2 A.2d
Mentioned by	 376. <u>State v. Puryear</u> 117 A.3d 1255, 1263 , N.J.Super.A.D. CRIMINAL JUSTICE - Confessions. Detective's incorrect explanation regarding Miranda warning, that if defendant lied, it could be used against him, rendered confession involuntary.	June 24, 2015	Case		1 2 A.2d
Mentioned by	377. <u>Rivera v. City of Plainfield</u> 2015 WL 3476726, *1 , N.J.Super.A.D. GOVERNMENT - Immunity. City was immune from liability for injuries that occurred during altercation at dance held on private property to raise funds for sports program.	June 03, 2015	Case		1 A.2d
Mentioned by	378. <u>STATE OF NEW JERSEY, Plaintiff-Respondent/ Cross-Appellant, v. CHARLES PURYEAR, Defendant-Appellant/ Cross-Respondent. STATE OF NEW JERSEY, Plaintiff-Appellant, v. MARKUS BROWN, Defendant-Respondent.</u> , N.J.Super.A.D.	May 11, 2015	Case		1 2 A.2d
Mentioned by	379. <u>Black Creek Sanctuary Condominium Ass'n, Inc. v. Fortress Inv. Group, L.L.C.</u> 2015 WL 1565644, *5 , N.J.Super.A.D. Plaintiffs appeal from a final judgment dismissing with prejudice all causes of action in their complaint and imposing massive attorneys' fees upon them under their contracts to...	Apr. 09, 2015	Case		2 A.2d
Mentioned by	380. <u>R.R. v. A.Y.</u> 2015 WL 1401035, *1 , N.J.Super.A.D. Plaintiff, a former student at Rutgers University (Rutgers), appeals from the Law Division's August 8, 2013 order granting summary judgment to Rutgers University, and dismissing...	Mar. 30, 2015	Case		1 A.2d

Treatment	Title	Date	Type	Depth	Headnote(s)
Mentioned by	381. <u>HSBC Bank USA, Nat. Ass'n v. Gonzalez</u> 2014 WL 8331839, *1, N.J.Super.A.D. Defendant Amelsy Gonzalez (Amelsy) appeals from the Chancery Division's August 23, 2013, order denying her motion to vacate a final judgment of foreclosure entered October 6,...	Mar. 27, 2015	Case		—
Mentioned by	382. <u>HLP Associates, L.P. v. Carpet City Inc.</u> 2015 WL 1181271, *1, N.J.Super.A.D. Defendant Zafar Iqbal appeals from the Law Division's February 28, 2014 order granting plaintiff HLP Associate's Inc.'s motion for summary judgment, and finding defendant liable...	Mar. 17, 2015	Case		1 A.2d
Mentioned by	383. <u>Novel Laboratories, Inc. v. Shanmugam</u> 2015 WL 421758, *7, N.J.Super.A.D. PATENTS - Drugs. Scope of settlement agreement precluded generic drug patent applicants from developing powder-based form of laxative.	Feb. 03, 2015	Case		1 2 A.2d
Mentioned by	384. <u>Hodge v. McGrath</u> 2014 WL 6909499, *3, N.J.Super.A.D. Plaintiff David Hodge, a unit owner in the Fieldstone Neighborhood Community condominium complex in Bedminster ("Fieldstone"), appeals the Law Division's dismissal of his lawsuit...	Dec. 10, 2014	Case		2 A.2d
Mentioned by	385. <u>Gomes v. Town of Kearny</u> 2014 WL 2971393, *4, N.J.Super.A.D. This is a personal injury action. Plaintiffs Ruth and Manuel Gomes appeal from Law Division orders that denied a motion they filed to extend discovery, denied their motion to...	July 03, 2014	Case		2 A.2d
Mentioned by	386. <u>Martucci v. Vitale</u> 2014 WL 2742578, *2, N.J.Super.A.D. Plaintiff William Martucci appeals from an order entered by the trial court on March 22, 2013, denying his motion to reconsider an earlier order granting the motion to dismiss by...	June 18, 2014	Case		2 A.2d
Mentioned by	387. <u>Geisler v. Leonard</u> 2014 WL 1302104, *2, N.J.Super.A.D. Plaintiff appeals from the denial of her motion to reconsider an earlier order of the court denying her motion to "reinstate [the] case and enter judgment" against defendant....	Apr. 02, 2014	Case		2 A.2d
Mentioned by	388. <u>Garofalo v. East Whitehouse Fire Dept.</u> 2014 WL 1257123, *4, N.J.Super.A.D. Plaintiff appeals from a February 28, 2013 order of the Division of Workers' Compensation (Division) dismissing his complaint for benefits. Plaintiff also appeals from a May 3,...	Mar. 28, 2014	Case		1 2 A.2d
Mentioned by	389. <u>Ray v. City of Brigantine</u> 2014 WL 1057151, *4, N.J.Super.A.D. Plaintiffs appeal from the summary judgment dismissal of their complaint alleging malicious interference with prospective economic advantage against defendants, the City of...	Mar. 20, 2014	Case		2 A.2d

Treatment	Title	Date	Type	Depth	Headnote(s)
Mentioned by	390. <u>P.R.C. v. D.G.</u> 2014 WL 958670, *2 , N.J.Super.A.D. Defendant D.G. appeals from a final restraining order (FRO) entered on June 1, 2012, pursuant to the Prevention of Domestic Violence Act of 1991 (PDVA), N.J.S.A. 2C:25-17 to -35....	Mar. 13, 2014	Case		2 A.2d
Mentioned by	391. <u>Raza v. Muhammad</u> 2014 WL 813857, *4+ , N.J.Super.A.D. Defendants appeal from an order entered on December 7, 2012, denying their motion to vacate judgment entered against them on February 23, 2012, and denying consolidation with...	Mar. 03, 2014	Case		1 2 A.2d
Mentioned by	392. <u>Brown v. Brown</u> 2014 WL 620691, *2 , N.J.Super.A.D. Defendant appeals from orders that denied his post-judgment motions for a change of custody, and for reconsideration, and awarded a counsel fee to plaintiff. We affirm the denial...	Feb. 19, 2014	Case		2 A.2d
Mentioned by	393. <u>Universal Missionary Pentecostal Assembly v. NJ Conference of Seventh Day Adventists, Inc.</u> ” 2014 WL 476349, *1 , N.J.Super.A.D. Plaintiff Universal Missionary Pentecostal Assembly commenced this action on April 21, 2011, against defendant NJ Conference of Seventh Day Adventists, and others, seeking damages...	Feb. 07, 2014	Case		2 A.2d
Mentioned by	394. <u>Mulholland v. Khan</u> 2014 WL 289342, *5 , N.J.Super.A.D. Plaintiff, Katherine Wheeler, and defendant, Micah Khan, have one daughter from their prior relationship, presently age nine. Plaintiff appeals the Family Part order denying her...	Jan. 28, 2014	Case		1 2 A.2d
Mentioned by	395. <u>New Jersey Higher Educ. Assistance Authority v. Amagsila</u> 2014 WL 242997, *2 , N.J.Super.A.D. Plaintiff New Jersey Higher Education Student Assistance Authority (the Authority) brought suit to recover the amounts due on student loans made to defendant Jean Amagsila. The...	Jan. 23, 2014	Case		2 A.2d
Mentioned by	396. <u>Comerford v. Comerford</u> 2014 WL 103108, *6 , N.J.Super.A.D. On April 18, 2012, the Family Part denied defendant's motion to reduce his child support obligation and ordered him to pay his share of certain child-related expenses within a...	Jan. 13, 2014	Case		2 A.2d
Mentioned by	397. <u>Newman v. Marquez</u> 2013 WL 6839552, *2 , N.J.Super.A.D. On November 7, 2012, plaintiff Andrew Newman filed a verified complaint in the Special Civil Part pursuant to the Forcible Entry and Detainer Act, N.J.S.A. 2A:39-1 to -8, alleging...	Dec. 30, 2013	Case		1 2 A.2d

Treatment	Title	Date	Type	Depth	Headnote(s)
Mentioned by	398. <u>Baldinger v. Baldinger</u> 2013 WL 6765351, *4+ , N.J.Super.A.D. Plaintiff Beth G. Baldinger and defendant Bruce E. Baldinger entered into a Supplemental and Amended Dual Final Judgment of Divorce (JOD). Plaintiff appeals from the denial of...	Dec. 24, 2013	Case		2 A.2d
Mentioned by	399. <u>George v. Naurang</u> 2013 WL 6036666, *3+ , N.J.Super.A.D. Defendant Muneshwar Naurang appeals from a September 14, 2012 Special Civil Part order denying his motion for reconsideration of an August 1, 2012 judgment for \$15,000 entered in...	Nov. 15, 2013	Case		1 2 A.2d
Mentioned by	400. <u>Sovereign Bank v. Feng Yang</u> 2013 WL 5925760, *3+ , N.J.Super.A.D. Defendant Feng Yang appeals from a September 5, 2012 Law Division order denying his motion to vacate a May 2010 default judgment or, alternatively, for a proof hearing, and an...	Nov. 06, 2013	Case		1 2 A.2d
Mentioned by	401. <u>Salama v. Salama</u> 2013 WL 5268967, *5+ , N.J.Super.A.D. Plaintiff Nadeen Salama appeals from a February 3, 2012 Family Part order, which entered an amended dual judgment of divorce (ADJD) incorporating an oral settlement agreement and a...	Sep. 19, 2013	Case		2 A.2d
Mentioned by	402. <u>Jost Imports, Inc. v. Ciccone</u> 2013 WL 5221205, *1 , N.J.Super.A.D. Plaintiff Jost Imports, Inc., which does business as Acura of Denville, appeals the Law Division's order denying its motion for reconsideration. We affirm. Defendant Gregory...	Sep. 18, 2013	Case		2 A.2d
Mentioned by	403. <u>Frangella v. Frangella</u> 2013 WL 4792863, *4+ , N.J.Super.A.D. This appeal presents an issue of contract interpretation. The parties dispute the meaning of the insurance paragraph of their property settlement and support agreement (PSSA),...	Sep. 10, 2013	Case		1 2 A.2d
Mentioned by	404. <u>Grunfeld v. Seltzer</u> 2013 WL 4515998, *4 , N.J.Super.A.D. Plaintiffs appeal from an order of the Law Division denying reconsideration of an earlier order dismissing their complaint with prejudice and denying their cross-motion to...	Aug. 27, 2013	Case		2 A.2d
Mentioned by	405. <u>State v. Torres</u> 2013 WL 4004002, *6 , N.J.Super.A.D. This matter is before us on remand from the Supreme Court. We affirmed the convictions of defendants Jonathan and Esterlin Torres. State v. Esterlin M. Torres and Jonathan Torres,...	Aug. 07, 2013	Case		2 A.2d
Mentioned by	406. <u>J.L. v. J.C.</u> 2013 WL 3923676, *3 , N.J.Super.A.D. In this post-judgment matrimonial matter, defendant J.C. appeals from a September 22, 2011 Family Part order denying his motion for reconsideration. Defendant sought...	July 31, 2013	Case		2 A.2d

Treatment	Title	Date	Type	Depth	Headnote(s)
Mentioned by	407. <u>O.K-H. v. D.H.</u> 2013 WL 3284219, *3 , N.J.Super.A.D. Defendant appeals from the denial of his motion to vacate a domestic violence final restraining order (FRO) entered in his absence. Because the trial judge mistakenly exercised her...	July 01, 2013	Case		1 2 A.2d
Mentioned by	408. <u>Hughes v. Mainka</u> 2013 WL 2660541, *5 , N.J.Super.A.D. Defendants appeal three orders entered by the Law Division: (1) the October 30, 2009 order denying their cross-motion to dismiss plaintiffs' complaint; (2) the March 24, 2011 order...	June 14, 2013	Case		1 2 A.2d
Mentioned by	409. <u>Breza v. Peter Giancola & Sons, Inc.</u> 2013 WL 2319468, *2 , N.J.Super.A.D. Plaintiffs appeal from the denial of their motion to reconsider the Law Division's grant of summary judgment in favor of defendant Briarwood Homeowners Association (BHA) dismissing...	May 29, 2013	Case		2 A.2d
Mentioned by	410. <u>Budhan v. TruGreen Corp.</u> 2013 WL 2096348, *4 , N.J.Super.A.D. Defendants TruGreen Corporation, TruGreen Limited Partnership, (collectively TruGreen), and Scott Heist appeal from an April 30, 2012 order of the Law Division, granting...	May 16, 2013	Case		2 A.2d
Mentioned by	411. <u>Soho Properties, L.L.C. v. Centex Homes, L.L.C.</u> 2013 WL 1196667, *8 , N.J.Super.A.D. On this appeal and cross-appeal, we affirm the Chancery Division's October 18, 2011 decision granting interior lot owners who are parties in this suit a private right-of-way over...	Mar. 26, 2013	Case		1 2 A.2d
Mentioned by	412. <u>John Cilo, Jr., Associates, Inc. v. Stephenson</u> 2013 WL 827714, *3 , N.J.Super.A.D. Plaintiff John Cilo, Jr., Associates, Inc. (CAI) appeals from three trial court orders related to its effort to obtain a warrant to arrest defendant, an alleged judgment debtor. We...	Mar. 07, 2013	Case		1 2 A.2d
Mentioned by	413. <u>Mederos v. H & C Development Corp.</u> 2013 WL 257244, *3 , N.J.Super.A.D. Plaintiffs Ciro Mederos, Eugene Vasquez, Cesar Ramos and Juan Castillo entered into a contract of sale with H & C Development Corp ., Marshall Weisman, Hudson 3312 LLC, Palisades...	Jan. 24, 2013	Case		2 A.2d
Mentioned by	414. <u>New Jersey Manufacturers Ins. Co. v. Helmrich Transp. Systems, Inc.</u> 2012 WL 6720207, *6 , N.J.Super.A.D. This appeal presents a procedural quagmire almost wholly the making of plaintiff, New Jersey Manufacturer's Insurance Co. (NJM). We begin our opinion by setting forth the history...	Dec. 28, 2012	Case		2 A.2d

Treatment	Title	Date	Type	Depth	Headnote(s)
Mentioned by	415. <u>Edwards v. Edwards</u> 2012 WL 6698711, *2 , N.J.Super.A.D. On August 9, 2011, plaintiff Wayne Edwards' motion to reduce child support was granted as to the parties' remaining unemancipated son, a college student. Defendant Janet Edwards'...	Dec. 27, 2012	Case		2 A.2d
Mentioned by	416. <u>Bank of America, N.A. v. Princeton Park Associates, L.L.C.</u> 2012 WL 5439006, *5 , N.J.Super.A.D. In this commercial mortgage foreclosure action, defendant Princeton Park Associates, L.L.C. (PPA) appeals from the December 17, 2010 order of the Chancery Division, granting...	Nov. 08, 2012	Case		1 A.2d
Mentioned by	417. <u>Proetto v. Proetto</u> 2012 WL 5372055, *2+ , N.J.Super.A.D. Plaintiff Philip M. Proetto appeals from the three provisions of a post-judgment Family Part order that: denied reconsideration of a previous order that dismissed his motion to...	Nov. 02, 2012	Case		1 2 A.2d
Mentioned by	418. <u>Rozier v. Byrd</u> 2012 WL 5274575, *3 , N.J.Super.A.D. In this post-judgment matrimonial matter, plaintiff Lanette Rozier appeals from the trial court's order denying her motion to enforce a provision in the parties' Matrimonial...	Oct. 26, 2012	Case		1 A.2d
Mentioned by	419. <u>Dr. Zhu Inv. Trade Corp. v. Natural Food Import USA, Inc.</u> 2012 WL 3236111, *3 , N.J.Super.A.D. Defendant Liu Xu (defendant) appeals from an order of the Law Division granting plaintiff Dr. Zhu Investment Trade Corp.'s motion for reconsideration and awarding punitive damages...	Aug. 10, 2012	Case		2 A.2d
Mentioned by	420. <u>Repole v. Gawrysiak</u> 2012 WL 3192668, *2 , N.J.Super.A.D. Defendant Danielle Gawrysiak appeals from the Law Division's October 21, 2011 order entering final judgment in favor of plaintiffs William and Maria Repole in the amount of \$4025....	Aug. 08, 2012	Case		1 A.2d
Mentioned by	421. <u>Adeyeri v. Desamours</u> 2012 WL 686026, *2 , N.J.Super.A.D. Plaintiff Ayodele Adeyeri appeals from that part of a post-judgment Family Part order that required him to pay a share of his daughter's education and activity expenses, and from...	Mar. 05, 2012	Case		1 A.2d
Mentioned by	422. <u>Pediatric Surgical Associates v. Brennan</u> 2012 WL 652484, *2 , N.J.Super.A.D. Defendant William J. Brennan appeals from the order of the Special Civil Part entered October 22, 2010, denying his motion to vacate a July 28, 2010 default judgment. We reverse....	Mar. 01, 2012	Case		2 A.2d
Mentioned by	423. <u>State v. D.D.</u> 2012 WL 246378, *12 , N.J.Super.A.D. Tried by a jury, defendant, D.D., was convicted of two counts of first-and one count of second-degree sexual assault on three boys all under the age of twelve, N.J.S.A....	Jan. 27, 2012	Case		—

Treatment	Title	Date	Type	Depth	Headnote(s)
Mentioned by	424. <u>Z.H. v. R.H.</u> 2011 WL 6820317, *15 , N.J.Super.A.D. In this post-judgment matrimonial matter, plaintiff Z.H. (appellant) appeals from three orders entered by two Family Part judges pertaining to the dismissal of defendant's claims...	Dec. 29, 2011	Case		2 A.2d
Mentioned by	425. <u>D'Alessio v. Stawski</u> 2011 WL 3890234, *3 , N.J.Super.A.D. Defendant Robert R. Stawski appeals from a post-judgment Family Part order dated October 1, 2010, denying his request to reduce child support, alimony payments, and contribution...	Sep. 06, 2011	Case		—
Mentioned by	426. <u>Ruggiero v. Ruggiero</u> 2011 WL 3107782, *5 , N.J.Super.A.D. In this post-judgment matrimonial matter defendant appeals from the November 20, 2009 order denying his requests to decrease his alimony obligation to plaintiff and to eliminate...	July 27, 2011	Case		2 A.2d
Mentioned by	427. <u>Slater v. Hardin</u> 2011 WL 3108049, *4 , N.J.Super.A.D. Plaintiff Glenn B. Slater appeals from the Law Division's order of May 28, 2010 denying his motion for reconsideration. We have considered the arguments plaintiff has raised in...	July 27, 2011	Case		1 A.2d
Mentioned by	428. <u>Oaks Condominium Ass'n v. Abouelmaati</u> 2011 WL 2652134, *8+ , N.J.Super.A.D. Defendants Mohammed Abouelmaati and Pamela J. Krebs appeal a judgment of foreclosure in favor of the Oaks Condominium Association (Association). We reverse and remand. We discern...	July 08, 2011	Case		1 2 A.2d
Mentioned by	429. <u>J.M. v. J.R.</u> 2012 WL 1548064, *3 , N.J.Super.A.D. Defendant J.R. appeals from the Family Part's order of January 29, 2010 that ordered him to pay plaintiff's counsel fees in the amount of \$3156.35. We have considered the arguments...	June 29, 2011	Case		2 A.2d
Mentioned by	430. <u>Cuevas v. Chrysler Corp.</u> 2011 WL 2410343, *4 , N.J.Super.A.D. On August 24, 2005, defendant Edi M. Barrera–Gonzalez struck a car driven by Lindawati Tan, who died from the injuries sustained in the collision. Defendant Barrera–Gonzalez was...	June 10, 2011	Case		1 A.2d
Mentioned by	431. <u>Essex Pain Management Group, P.C. v. Gildawie</u> 2011 WL 2304172, *2 , N.J.Super.A.D. Defendant/third-party plaintiff Clifford Gildawie appeals from the denial of his motion for reconsideration of a prior order dated June 2, 2010, as amended on June 8, 2010, which...	May 25, 2011	Case		2 A.2d

Treatment	Title	Date	Type	Depth	Headnote(s)
Mentioned by	432. <u>Capital One Bank, (U.S.A), N.A. v. Red Industries, Inc.</u> 2011 WL 2320897, *4+ , N.J.Super.A.D. Defendant, Varoujan Panossian, is a part-owner of Red Industries, Inc. Plaintiff, Capital One Bank, (U.S.A.), N.A. (Capital One) sued Panossian and Red Industries for the unpaid...	May 17, 2011	Case		1 2 A.2d
Mentioned by	 433. <u>Dover-Chester Associates v. Randolph Tp.</u> 16 A.3d 467, 474 , N.J.Super.A.D. TAXATION - Real Property. Interests of justice did not require denial of motions to dismiss, on grounds of nonpayment of taxes, taxpayer's appeals of property tax assessments.	Apr. 20, 2011	Case		1 2 A.2d
Mentioned by	434. <u>Dover-Chester Associates v. Randolph Tp.</u> , N.J.Super.A.D.	Apr. 20, 2011	Case		1 2 A.2d
Mentioned by	435. <u>Ruderman v. Ruderman</u> 2011 WL 2713434, *3 , N.J.Super.A.D. In these appeals calendared back-to-back, we review challenges by defendant to certain terms of a judgment of divorce (JOD) entered following a trial and by plaintiff to a...	Apr. 17, 2011	Case		1 2 A.2d
Mentioned by	436. <u>O.R. v. Cave</u> 2011 WL 813236, *3 , N.J.Super.A.D. This case is the latest installment in a very long series of lawsuits arising out of plaintiff's ten-day suspension from a middle school under the auspices of the West Windsor...	Mar. 10, 2011	Case		—
Mentioned by	437. <u>Lutz v. Depiano</u> 2011 WL 691645, *2 , N.J.Super.A.D. In this post-judgment matrimonial matter, defendant husband only appeals from the January 8, 2010 order denying reconsideration of the November 20, 2009 order denying his motion to...	Mar. 01, 2011	Case		2 A.2d
Mentioned by	438. <u>Hunter v. Rowan University</u> 2010 WL 5109995, *4 , N.J.Super.A.D. LABOR AND EMPLOYMENT - Discrimination. Employee's complaint alleging violations of federal civil rights law failed to appraise her employer of a civil rights claim under New Jersey...	Dec. 16, 2010	Case		1 A.2d
Mentioned by	439. <u>ASHI-GTO Associates v. Irvington Pediatrics, P.A.</u> 998 A.2d 535, 541 , N.J.Super.A.D. LITIGATION - Discovery. Denial of tenant's motion for extension of discovery was justified in landlord-tenant dispute.	July 15, 2010	Case		2 A.2d
Mentioned by	440. <u>Overstreet v. Anderson</u> 2010 WL 1658226, *9 , N.J.Super.A.D. HEALTH - Malpractice. Proofs at time of plenary hearing were sufficient to satisfy "extraordinary circumstances" requirement for filing a late Tort Claims Act notice.	Apr. 23, 2010	Case		1 2 A.2d

Treatment	Title	Date	Type	Depth	Headnote(s)
Mentioned by	441. <u>Press v. Borough of Point Pleasant Beach</u> 2010 WL 307931, *9 , N.J.Super.A.D. GOVERNMENT - Municipalities. The trial judge did not err in dismissing pedestrian's complaint against the municipality regarding an allegedly misaligned curb.	Jan. 28, 2010	Case		2 A.2d
Mentioned by	442. <u>Brookside Heights Condominium Ass'n v. Demartinis</u> 2010 WL 199420, *3 , N.J.Super.A.D. BUSINESS ORGANIZATIONS - Association. The court did not err in awarding condominium association the amount of expenses and fees stated in the original complaint and denying the...	Jan. 22, 2010	Case		2 A.2d
Mentioned by	443. <u>Pote v. City of Atlantic City</u> 986 A.2d 680, 689 , N.J.Super.A.D. TORTS - Premises Liability. Manager of a state-owned entertainment facility did not owe a duty to patron to clear ice and snow on a city-owned boardwalk on which patron was...	Jan. 19, 2010	Case		2 A.2d
Mentioned by	444. <u>Jones v. Sharif</u> 2009 WL 4927886, *1 , N.J.Super.A.D. Plaintiff Karon D. Jones appeals the denial of reconsideration of a December 1, 2008 order of child support. We reverse and remand. Plaintiff and defendant Abdul-Hassan Sharif, who...	Dec. 23, 2009	Case		2 A.2d
Mentioned by	445. <u>Azeez v. Bryan Cave, LLP</u> 2009 WL 3082021, *2 , N.J.Super.A.D. LITIGATION - Venue. A trial judge did not abuse his discretion by denying an investor's motion for reconsideration of a dismissal of his action against a Missouri law firm based on...	Sep. 29, 2009	Case		2 A.2d
Mentioned by	446. <u>Williams v. Nunn</u> 2009 WL 3078661, *3 , N.J.Super.A.D. Plaintiff Robert Williams appeals from the August 1, 2008 order that denied his motion for reconsideration of a prior order denying his motion to reinstate his complaint against...	Sep. 28, 2009	Case		2 A.2d
Mentioned by	447. <u>Guido v. Duane Morris, LLP</u> 2009 WL 2031013, *5 , N.J.Super.A.D. Pursuant to leave granted, defendant Duane Morris, LLP, a law firm, and two of its partners, defendants Frank A. Luchak and Patricia Kane Williams, appeal from the motion judge's...	July 15, 2009	Case		2 A.2d
Mentioned by	448. <u>Spiewak v. Borough Of Stone Harbor</u> 2009 WL 1790855, *3 , N.J.Super.A.D. Plaintiff Elaine Spiewak appeals from a summary judgment in favor of defendant Borough of Stone Harbor dismissing her complaint seeking damages under the Tort Claims Act (TCA),...	June 25, 2009	Case		2 A.2d
Mentioned by	449. <u>Citibank South Dakota, N.A. v. Razvi</u> 2008 WL 2521082, *2 , N.J.Super.A.D. In these two appeals, calendared back-to-back and consolidated for the purpose of this opinion, we consider defendant Syed A. Razvi's pro se challenge to the entry of judgments...	June 26, 2008	Case		2 A.2d

Treatment	Title	Date	Type	Depth	Headnote(s)
Mentioned by	450. <u>Del Vecchio v. Hemberger</u> 906 A.2d 1117, 1123 , N.J.Super.A.D. TAXATION - Collection. Judgment of foreclosure on tax sale certificate was properly entered.	July 19, 2006	Case		1 A.2d
Mentioned by	451. <u>Moore v. Passaic County Technical Institute</u> 2006 WL 1585706, *7 , N.J.Super.A.D. Plaintiff, Abraham Moore, an African American, appeals from summary judgment dismissal of his suit against his former employer, several of its management employees and his union....	June 12, 2006	Case		2 A.2d
Mentioned by	452. <u>Tartaglione v. Amtrak</u> 2006 WL 1194530, *2 , N.J.Super.A.D. Plaintiffs Kathleen Tartaglione and Anthony Tartaglione appeal from the February 4, 2005 order of the Law Division granting summary judgment in favor of defendant American Building...	May 03, 2006	Case		2 A.2d
Mentioned by	453. <u>Tyminski v. Environmental Contractors, Inc.</u> 2006 WL 1041840, *1 , N.J.Super.A.D. Plaintiff Stanley Tyminski appeals from the July 11, 2003 order of the Law Division granting summary judgment in favor of defendant Environmental Contractors, Inc. We affirm. The...	Apr. 21, 2006	Case		2 A.2d
Mentioned by	454. <u>Finamore v. Aronson</u> 889 A.2d 1114, 1119 , N.J.Super.A.D. FAMILY LAW - Visitation. Denial of ex-husband's motion to attend child's activities when ex-wife was present, based on ex-wife's restraining order, was error.	Feb. 02, 2006	Case		2 A.2d
Mentioned by	455. <u>Prudential Property and Cas. Ins. Co. v. New Jersey Mfrs. Ins. Co.</u> 2005 WL 3501767, *5 , N.J.Super.A.D. Prudential Property and Casualty Insurance Company of New Jersey (Prudential) appeals from two orders entered in the Law Division on July 23, 2004, granting summary judgment to...	Dec. 23, 2005	Case		2 A.2d
Mentioned by	456. <u>Julius v. Julius</u> 727 A.2d 79, 85 , N.J.Super.A.D. FAMILY LAW - Guardians. Husband could not bring third-party complaint against his guardian ad litem in divorce action.	Apr. 15, 1999	Case		—
Mentioned by	457. <u>Wilmington Savings Fund Society, FSB for Stanwich Mortgage Loan Trust A v. Zimmerman</u> 163 A.3d 362, 363 , N.J.Super.Ch. REAL PROPERTY - Mortgages and Deeds of Trust. Appointment of a custodial receiver was not warranted in mortgagee's assignee's foreclosure action on a single-family residential...	Mar. 06, 2017	Case		2 A.2d
Mentioned by	458. <u>Heico Corp. v. Director, Div. of Taxation</u> 20 N.J.Tax 106, 111 , N.J.Tax TAXATION - Sales and Use. Tax court lacked jurisdiction to hear complaint of taxpayer which was not timely filed.	Apr. 24, 2002	Case		1 A.2d

Treatment	Title	Date	Type	Depth	Headnote(s)
Mentioned by	459. Order No. E15-49 2015 WL 2234915 (NJ INS BUL), *5	May 11, 2015	Administrative Decision		—
—	460. Guralnick's New Jersey Family Law Annotated III, Bankruptcy In this title the following definitions shall apply: The term "accountant" means accountant authorized under applicable law to practice public accounting, and includes...	2017	Other Secondary Source	—	8 A.2d
—	461. Guralnick's New Jersey Family Law Annotated A CH 3 III, III Equitable Distribution of Marital Property In making an equitable distribution of property, the court shall consider, but not be limited to, the following factors: The duration of the marriage or civil union; The age and...	2017	Other Secondary Source	—	8 A.2d
—	462. Guralnick's New Jersey Family Law Annotated P CH 26 III PT V CH I, I Actions Cognizable; Scope and Applicability of Rules; General Provisions; Process; Venue; Pleadings; Process; Appearances The rules in Part V shall govern family actions. All family actions shall also be governed by the rules in Part I insofar as applicable. Civil family actions shall also be governed...	2017	Other Secondary Source	—	8 A.2d
—	463. 1 N.J. Prac. Series R 1:10-3, 1:10-3. Relief to Litigant N.J. Prac. Series The court has the discretion to award counsel fees to the prevailing party on a motion filed to enforce litigant's rights. It is eminently fair to award to the prevailing party...	2017	Other Secondary Source	—	3 6 8 A.2d
—	464. 2 N.J. Prac. Series R 4:52-1, 4:52-1. Temporary Restraint and Interlocutory Injunction- Application on Filing of Complaint N.J. Prac. Series 1. R.R. 4:67-1, providing for the superseding of writs of injunction, is eliminated as obsolete. 2. R. 4:52-1 makes two practice changes in R.R. 4:67-2. First, the present rule...	2017	Other Secondary Source	—	7 A.2d
—	465. 2 N.J. Prac. Series R 4:52-4, 4:52-4. Form and Scope of Injunction or Restraining Order N.J. Prac. Series This rule is identical to Revision Rule 4:52-4 as proposed by the Coordinating Committee and is substantially similar to the source rule. This rule prescribes the form of an...	2017	Other Secondary Source	—	8 A.2d
—	466. 2 N.J. Prac. Series R 4:59-2, 4:59-2. Judgment for Specific Acts; Writ of Possession N.J. Prac. Series This rule is substantially similar to Revision Rule 4:59-2 as proposed by the Coordinating Committee and to the source rules. If a party fails to execute a deed as provided by...	2017	Other Secondary Source	—	6 A.2d

Treatment	Title	Date	Type	Depth	Headnote(s)
—	467. 12 N.J. Prac. Series s 51.18, Status of other proceedings pending appeal N.J. Prac. Series Except as otherwise provided in the rules, the supervision and control of the proceedings on appeal or certification shall be in the appellate court from the time the appeal was...	2016	Other Secondary Source	—	3 A.2d
—	468. 19 N.J. Prac. Series s 1:91, Supervision and control of proceedings by the Appellate Court-Review of trial court orders N.J. Prac. Series An appellate court may at any time entertain a motion for directions to the court or courts or agencies below or to modify or vacate any order made by such court or agencies or by...	2017	Other Secondary Source	—	—
—	469. 1A N.J. Prac. Series R 2:9-1, 2:9-1. Control by Appellate Court of Proceedings Pending Appeal or Certification N.J. Prac. Series This rule is an abbreviated statement of the source rules. As dismissal of appeals and the appellate courts' supervisory power over lower court orders respecting bail, stays and...	2017	Other Secondary Source	—	3 A.2d
—	470. P 49,705 TOYSRUS.COM, L.L.C., TOYSRUS.COM, INC., TOYS "R" US, INC., AND GEOFFREY, INC., PLAINTIFFS-RESPONDENTS/ CROSS-APPELLANTS V. AMAZON.COM KIDS, INC. F/K/A ROCK-BOUND, INC., AND AMAZON.COM, INC., DEFENDANTS-APPELLANT Guide to Computer Law Toysrus.com, L.L.C., Toysrus.Com, Inc., Toys "R" Us, Inc., and Geoffrey, Inc., Plaintiffs-Respondents/ Cross-Appellants v. Amazon.com Kids, Inc. f/k/a Rock-Bound, Inc., and...	2009	Other Secondary Source	—	—
—	471. P 199,179 NICHOLAS BELFIORE, PHYLLIS CAPELLI, JOHN COLEGROVE, RAY FALCO, JUDE FITZGIBBONS, JOSEPH E. PELUSO, JR., LOUIS PICARDO, NANCY SCIANCALEPORE, LOUISE TAGLIERE, LAWRENCE F. THORPE, PLAINTIFFS-APPELLANTS, V. CITY OF Labor & Employment Law NICHOLAS BELFIORE, PHYLLIS CAPELLI, JOHN COLEGROVE, RAY FALCO, JUDE FITZGIBBONS, JOSEPH E. PELUSO, JR., LOUIS PICARDO, NANCY SCIANCALEPORE, LOUISE TAGLIERE, LAWRENCE F. THORPE,...	2013	Other Secondary Source	—	—
—	472. P 197,206 STEVEN V. GELBER, PLAINTIFF, V. DEBRA HECK, CLERK OF THE CITY OF HACKENSACK, CUSTODIAN OF RECORDS; THE CITY OF HACKENSACK, DEFENDANTS. Labor & Employment Law Steven V. Gelber, Plaintiff, v. Debra Heck, Clerk of the City of Hackensack, Custodian of Records; the City of Hackensack, Defendants. No. BER-L-456-13. Superior Court of New...	2013	Other Secondary Source	—	1 2 A.2d

Treatment	Title	Date	Type	Depth	Headnote(s)
—	473. P 196,741 NARENDRA R. BUDHAN, PLAINTIFF-RESPONDENT, V. TRUGREEN CORPORATION, TRUGREEN LIMITED PARTNERSHIP, AND SCOTT HEIST, DEFENDANTS-APPELLANTS. Labor & Employment Law NARENDRA R. BUDHAN, Plaintiff-Respondent, v. TRUGREEN CORPORATION, TRUGREEN LIMITED PARTNERSHIP, and SCOTT HEIST, Defendants-Appellants. No. A-4902-11T1. Superior Court of New...	2013	Other Secondary Source	—	2 A.2d
—	474. P 187,803 GARDEN STATE EQUALITY; DANIEL WEISS AND JOHN GRANT; MARSHA SHAPIRO AND LOUISE WALPIN; MAUREEN KILIAN AND CINDY MENEGHIN; SARAH KILIAN-MENEGHIN, A MINOR, BY AND THROUGH HER GUARDIANS; ERICA AND TEVONDA BRADSHAW; Labor & Employment Law GARDEN STATE EQUALITY; DANIEL WEISS and JOHN GRANT; MARSHA SHAPIRO and LOUISE WALPIN; MAUREEN KILIAN and CINDY MENEGHIN; SARAH KILIAN—MENEGHIN, a minor, by and through her...	2012	Other Secondary Source	—	1 2 A.2d
—	475. P 178,408 LINDA CISCO HUNTER, PLAINTIFF-APPELLANT, V. ROWAN UNIVERSITY AND DEAN DIANNE DORLAND, DEFENDANTS-RESPONDENTS. Labor & Employment Law LINDA CISCO HUNTER, Plaintiff—Appellant, v. ROWAN UNIVERSITY and DEAN DIANNE DORLAND, Defendants—Respondents. No. A —1837—09T2 Superior Court of New Jersey, Appellate Division...	2010	Other Secondary Source	—	1 A.2d
—	476. P 270,140 NICHOLAS BELFIORE, PHYLLIS CAPELLI, JOHN COLEGROVE, RAY FALCO, JUDE FITZGIBBONS, JOSEPH E. PELUSO, JR., LOUIS PICARDO, NANCY SCIANCALEPORE, LOUISE TAGLIERE, LAWRENCE F. THORPE, PLAINTIFFS-APPELLANTS, V. CITY O Pension Plan Guide (CCH) NICHOLAS BELFIORE, PHYLLIS CAPELLI, JOHN COLEGROVE, RAY FALCO, JUDE FITZGIBBONS, JOSEPH E. PELUSO, JR., LOUIS PICARDO, NANCY SCIANCALEPORE, LOUISE TAGLIERE, LAWRENCE F. THORPE,...	2013	Other Secondary Source	—	—
—	477. P 262,430 KATHLEEN CROGHAN, PLAINTIFF-RESPONDENT, V. JOSEPH CROGHAN, DEFENDANT-APPELLANT. Pension Plan Guide (CCH) KATHLEEN CROGHAN, Plaintiff-Respondent, v. JOSEPH CROGHAN, Defendant-Appellant. Nos. A-2389-11T4, A-5590-11T4. Superior Court of New Jersey, Appellate Division. Decided: April 24,...	2013	Other Secondary Source	—	2 A.2d

Treatment	Title	Date	Type	Depth	Headnote(s)
—	478. P 8646 LESTER FUSCO V. BOARD OF EDUCATION OF THE CITY OF NEWARK. Lester Fusco v. Board of Education of the City of Newark. Superior Court of New Jersey, Appellate Division. 2002 N.J. Super. LEXIS 163, March 13, 2002. Raymond W. Fisher argued the...	2002	Other Secondary Source	—	<u>2</u> A.2d