

Robin Kay Lord, Esquire – Attorney ID No. : 002031986
THE LAW OFFICE OF ROBIN KAY LORD, LLC
210 S. Broad Street, Suite B
Trenton, New Jersey 08608
Telephone: (609) 393-4499
Attorneys for Plaintiffs

DULY SERVED
DATE 11/18/14
John A. Kemler, Sheriff
BY 3/0 SEALS
Special Deputy

Clifford D. Bidlingmaier, III, Esquire – Attorney ID No. : 021781999
KARDOS, RICKLES, HAND & BIDLINGMAIER, P.C.
210 South Broad Street, Suite B
Trenton, New Jersey 08608
(609) 989-7995
Attorneys for Plaintiffs

**N.S. and S.S., individually and as Guardian
ad Litem on behalf of J.S.,**

Plaintiffs,

v.

**TOWNSHIP OF ROBBINSVILLE,
ROBBINSVILLE TOWNSHIP POLICE
DEPARTMENT, MARK LEE, JOHN DOES
(1-15), unknown employees of the Township of
Robbinsville, and JOHN ROES (1-15),
unknown individuals,**

Defendants.

**SUPERIOR COURT OF NEW JERSEY
MERCER COUNTY - LAW DIVISION**

Docket No.: MER-L-1888-14

CIVIL ACTION

SUMMONS

THE STATE OF NEW JERSEY, TO THE ABOVE NAMED DEFENDANT (S):

ROBBINSVILLE TOWNSHIP POLICE DEPARTMENT

YOU ARE HEREBY SUMMONED in a Civil Action in the Superior Court of New Jersey, instituted by the above-named plaintiff(s), and required to serve upon the attorney(s) for the plaintiff(s), whose name and office address appears above, an answer to the annexed complaint within 35 days after the service of the summons and complaint upon you, exclusive of the day of service. If you fail to answer, judgment by default may be rendered against you for the relief demanded in the complaint. You shall promptly file your answer and proof of service thereof in duplicate with the Clerk of the Superior Court, Mercer County, at **175 South Broad Street, P.O. Box 8068, Trenton, New Jersey 08650-0068**, in accordance with the rules of civil practice and procedure.

If you cannot afford to pay an attorney, call a Legal Services office. An individual not eligible for free legal assistance may obtain a referral to an attorney by calling a county lawyer

referral service. These numbers may be listed in the yellow pages of your phone book. The phone numbers for the county in which this action is pending are: Lawyer Referral Service, **609-585-6200**, Legal Services Office, **609-695-6249**.

Dated: October 31, 2014



MICHELLE M. SMITH, CLERK

Name of Defendant to be served:

**ROBBINSVILLE TOWNSHIP POLICE
DEPARTMENT**
1117 Route 130 North
Robbinsville, New Jersey 08691

RECEIVED AUG 29 2014

MERCER COUNTY COURTHOUSE
CIVIL CASE MANAGEMENT OFFICE
175 SOUTH BROAD ST P O BOX 8068
TRENTON NJ 08650-0068

COURT TELEPHONE NO. (609) 571-4490
COURT HOURS 8:30 AM - 4:30 PM

TRACK ASSIGNMENT NOTICE

DATE: AUGUST 25, 2014
RE: NS ET AL V TOWNSHIP OF ROBINSVILLE ET AL
DOCKET: MER L-001888 14

THE ABOVE CASE HAS BEEN ASSIGNED TO: TRACK 3.

DISCOVERY IS 450 DAYS AND RUNS FROM THE FIRST ANSWER OR 90 DAYS
FROM SERVICE ON THE FIRST DEFENDANT, WHICHEVER COMES FIRST.

THE PRETRIAL JUDGE ASSIGNED IS: HON DOUGLAS H. HURD

IF YOU HAVE ANY QUESTIONS, CONTACT TEAM 050
AT: (609) 571-4432.

IF YOU BELIEVE THAT THE TRACK IS INAPPROPRIATE YOU MUST FILE A
CERTIFICATION OF GOOD CAUSE WITHIN 30 DAYS OF THE FILING OF YOUR PLEADING.
PLAINTIFF MUST SERVE COPIES OF THIS FORM ON ALL OTHER PARTIES IN ACCORDANCE
WITH R.4:5A-2.

ATTENTION:

ATT: ROBIN K. LORD
ROBIN K. LORD
210 SOUTH BROAD STREET
SUITE B
TRENTON NJ 08608

JWMORI

RECEIVED AUG 29 2014

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Telephone: (609) 393-4499
Attorneys for Plaintiffs

CLERK OF SUPERIOR COURT
SUPERIOR COURT OF N.J.
MERCER COUNTY
RECEIVED AND FILED

AUG 25 2014

Sue Regan
SUE REGAN
DEPUTY CLERK OF SUPERIOR COURT

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individuals,

Defendants.

SUPERIOR COURT OF NEW JERSEY
MERCER COUNTY - LAW DIVISION

Docket No.: L 1888-14

CIVIL ACTION

COMPLAINT

Plaintiffs, N.S. and S.S., individually and as Guardian Ad Litem on behalf of J.S., are residents of the Township of Robbinsville, County of Mercer, and State of New Jersey, by way of Complaint against the Defendants, say:

PARTIES

1. Plaintiff, N.S., (whose initials are used to protect the identity of the minor child, pursuant to the Rules of Court) is an adult individual, who at all times relevant hereto resided at Project Freedom, an independent living facility for disabled persons, specifically located at 223 Hutchinson Road, Apartment 14, in the Township of Robbinsville, County of Mercer, State of New Jersey.

2. Plaintiff, S.S., (whose initials are used to protect the identity of the minor child, pursuant to the Rules of Court) is an adult individual, who at all times relevant hereto resided in Project Freedom, an independent living facility for disabled persons, specifically located at 223 Hutchinson Road, Apartment 14, in the Township of Robbinsville, County of Mercer, State of New Jersey.

3. J.S., (whose initials are used to protect the identity of the minor child pursuant to the Rules of Court) is a minor child, whose date of birth is December 23, 2007, and the child of N.S. and S.S. acting as his guardians ad litem, who at all times relevant hereto resided at Project Freedom, an independent living facility for disabled persons, specifically located at 223 Hutchinson Road, Apartment 14, in the Township of Robbinsville, County of Mercer, State of New Jersey.

4. At all times relevant hereto, Defendant Township of Robbinsville, was a public entity having its principal place of business located at 1117 Route 130 North, Township of Robbinsville, County of Mercer, State of New Jersey. At all times relevant hereto, the Robbinsville Township Police Department was a division of the Township of Robbinsville.

5. Defendant, Mark Lee, was at all times relevant hereto, an adult individual and was an employee of the Township of Robbinsville, more specifically, Defendant Lee was a Sergeant in the Robbinsville Township Police Department, and all times relevant hereto was acting under the color of State law, who at all times relevant hereto resided at 212 South Bay Avenue, Beach Haven, New Jersey, County of Ocean, State of New Jersey. He is being sued in both his individual and official capacities.

6. Defendants, John Does (1-15), are and were, at all times relevant to this action,

unknown employees, agents, servants and/or officials of the Township of Robbinsville, and were acting in their official capacities and under the color of State law.

7. Defendants, John Roes (1-15), are and were, at all times relevant to this action, unknown individuals who knew or should have known that Defendant Lee was a danger to the community.

8. It is upon information and belief that on or about October 24, 2012, Tort Claims Notices were served upon the Defendants.

BACKGROUND

9. On or about September 17, 2012, at approximately 9:30 P.M., the Plaintiffs' and their adult care giver, Bashemmah Rountree, were in their home located at the above referenced address.

10. Soon thereafter, Defendant Lee attired in the official uniform of the Robbinsville Township Police Department, and at all times relevant hereto acting under the color of law knocked on the apartment door of the Plaintiffs.

11. Defendant Lee gained access to the apartment of the Plaintiffs' where he began a violent and unprovoked attack upon the person of the minor J.S. and S.S., in the presence of N.S. who is confined to a wheel chair.

12. Said assault caused S.S., who is also confined to a wheel chair to be knocked forcefully from the wheel chair and onto the ground.

13. Defendant Lee, disrobed in the Plaintiffs' apartment and attempted to remove the clothing from the person of J.S., and continue with his physical and sexual assault.

14. It is upon information and belief that Defendant Lee had been acting in an

unstable fashion, and/or exhibited signs prior to the events of the evening described above, and the Defendants, and each of them, did not prevent him from performing his duties as a sworn police officer for the Township of Robbinsville.

15. The Defendants, and each of them, knew or should have known that Defendant Lee was mentally unstable and incapable of performing his duties as required.

COUNT I
Assault and Battery

16. Plaintiffs N.S. and S.S., individually and as Guardian ad Litem for J.S., repeats and realleges the preceding paragraphs of this Complaint as though fully set forth at length herein.

17. Plaintiffs N.S. and S.S., individually and as Guardian ad Litem for J.S., were visually and without provocation attacked by the Defendant Lee.

18. Plaintiffs N.S. and S.S., individually and as Guardian ad Litem for J.S., were assaulted and battered by Defendant Lee.

19. As a direct and proximate result previously described, Plaintiffs, N.S., S.S., and J.S., have suffered damages previously described.

20. Said acts caused physical and emotional injuries to the Plaintiffs' as the Defendant Lee repeatedly assaulted them. Plaintiffs and each of them were repeatedly assaulted about the head and body, causing serious bodily, emotional and psychological injuries. Plaintiffs were caused to suffer injuries, which are permanent in nature.

WHEREFORE, Plaintiffs' requests the following relief:

A. Compensatory damages;

- B. Punitive damages;
- C. Reasonable attorneys' fees and costs;
- D. Pre- and post- Judgment interest; and
- E. Such other and further relief as appears reasonable and just.

COUNT II

(Negligence)

21. Plaintiffs N.S. and S.S., individually and as Guardian ad Litem for J.S., repeats and realleges the preceding paragraphs of this Complaint as though fully set forth at length herein.

22. On or about September 17, 2012, Plaintiffs N.S. and S.S., individually and as Guardian ad Litem for J.S., were carelessly, recklessly and negligently assaulted and struck by Defendant, Lee, to whom Plaintiffs had not given any just provocation or offense.

23. As a result of the carelessness, recklessness, and negligence of Defendant, Lee, and his disregard for the safety of others, Plaintiffs Plaintiffs N.S. and S.S., individually and as Guardian ad Litem for J.S., were caused to suffer severe bodily injuries, some of which are permanent in nature, has been caused and will be caused to expend large sums of money for medical treatment necessary to effect a cure for their injuries, has been caused and will in the future be caused great pain and suffering, has been caused and will in the future be caused to be unable to pursue his usual activities, and has been and will in the future be caused to lose large sums of money due to their inability to pursue his usual occupation.

WHEREFORE, Plaintiffs' requests the following relief:

- A. Compensatory damages;

- B. Punitive damages;
- C. Reasonable attorneys' fees and costs;
- D. Pre- and post- Judgment interest; and
- E. Such other and further relief as appears reasonable and just.

COUNT III
(Agency)

24. Plaintiffs N.S. and S.S., individually and as Guardian ad Litem for J.S., repeats and realleges the preceding paragraphs of this Complaint as though fully set forth at length herein.

25. At all times relevant herein, the Defendant Lee acted as the agent, servant, workman, and/or employee of Defendants, Township of Robbinsville, Division of Robbinsville Police who was responsible for the providing of supervision, safety and police safety to the Plaintiff during the course and scope of his agency and/or employment.

WHEREFORE, Plaintiffs' requests the following relief:

- A. Compensatory damages;
- B. Punitive damages;
- C. Reasonable attorneys' fees and costs;
- D. Pre- and post- Judgment interest; and
- E. Such other and further relief as appears reasonable and just.

COUNT IV
(Constitutional Violation)

26. Plaintiffs N.S. and S.S., individually and as Guardian ad Litem for J.S., repeats and realleges the preceding paragraphs of this Complaint as though fully set forth at length herein.

27. The above-described conduct of Defendants and each of them, constituted violations of the Plaintiffs' and each of their Rights secured by the Constitution of the State of New Jersey, Statutes of New Jersey and Common Law of New Jersey, which includes but were not limited to unreasonable and excessive force.

28. The use of such unreasonable and excessive force by Defendants, acting under color of state law, deprived Plaintiffs of their right to be secure against unreasonable seizure of their person and from unreasonable force in violation of the laws and Constitution of the State of New Jersey, including, but not limited to, N.J.S.A. 10:6-1 et. seq., and Law Against Discrimination, as well as the common law.

29. As a direct and proximate result of Defendants' actions, Plaintiffs suffered and continues to suffer from injuries, including but not limited to, the head and body, causing serious bodily and psychological injuries, which may be permanent.

30. As a direct and proximate result of Defendants' actions, Plaintiffs suffered and continues to suffer serious mental anguish, psychological and emotional stress, humiliation, physical pain and suffering, some or all of which may be permanent.

31. As a direct and proximate result of Defendants' actions, Plaintiffs were detained without just and probable cause.

32. The acts and omissions of Defendants and each of them, as set forth above were intentional, wanton, malicious, reckless, and/or oppressive.

WHEREFORE, Plaintiffs' requests the following relief:

- A. Compensatory damages;
- B. Punitive damages;
- C. Reasonable attorneys' fees and costs;

- D. Pre- and post- Judgment interest; and
- E. Such other and further relief as appears reasonable and just.

COUNT V

(State-Created Danger)

33. Plaintiffs N.S. and S.S., individually and as Guardian ad Litem for J.S., repeats and realleges the preceding paragraphs of this Complaint as though fully set forth at length herein.

34. The above-described conduct of Defendants and each of them, constituted violations of the Plaintiffs' unalienable Rights secured by the Constitution of the State of New Jersey, Statutes of New Jersey and Common Law of New Jersey.

35. The actions and/or inactions of the Defendants, and each of them violated the substantive due process rights of the Plaintiffs.

36. The Defendants acted in a willful, careless and/or reckless disregard for the rights and privileges of Plaintiffs and in violation of the constitutional right to equal protection, due process, life, liberty and the pursuit of happiness of the aforesaid individuals.

37. Those acts included, but were not limited to the following:

- (a) Failed to conform to the rights and privileges secured by the Constitution of the State of New Jersey;
- (b) Failed to conform to the rights and privileges secured by the Statutes of the State of New Jersey including but not limited to the New Jersey Civil Rights Act;
- (c) Failed to conform to the rights and privileges secured by the Common Law of the State of New Jersey;
- (d) Failed to notify, protect and/or act as required when the danger was known or

should have been known;

(e) Failed to take reasonable measures to assure that the rights, privileges and immunities of the Plaintiff were protected;

(f) Failed to take reasonable and necessary measures to assure the safety of the Plaintiffs';

38. As a direct and proximate result of Defendants' actions, Plaintiffs suffered and continues to suffer serious mental anguish, psychological and emotional stress, humiliation, physical pain and suffering, some or all of which may be permanent.

39. The acts and omissions of Defendants and each of them, as set forth above were intentional, wanton, malicious, reckless, and/or oppressive.

WHEREFORE, Plaintiffs' requests the following relief:

- A. Compensatory damages;
- B. Punitive damages;
- C. Reasonable attorneys' fees and costs;
- D. Pre- and post- Judgment interest; and
- E. Such other and further relief as appears reasonable and just.

COUNT VI

Intentional Infliction of Emotional Distress

40. Plaintiffs N.S. and S.S., individually and as Guardian ad Litem for J.S., repeat and realleges the preceding paragraphs of this Complaint as though fully set forth at length herein.

41. The Defendants and each of them, acted intentionally, recklessly and/or willfully in a fashion intended to produce emotional distress and/or in recklessness and deliberate disregard of a

high degree of probability that emotional distress would follow. The result of the act(s) the Defendants committed is previously described herein.

42. Defendants further had a duty imposed upon them to reasonably act in compliance with the laws, rules and regulations of the State of New Jersey and to act consistent therewith.

43. The Defendants and each of them failed to comply with the obligations imposed upon them by the aforementioned laws, rules and regulations and the obligations of reasonableness.

44. The acts of the Defendants and the failure to act consistent with the rules, regulations, laws, obligations, and to act in a reasonable manner was a breach of the aforementioned duty resulting in the injuries to the Plaintiffs who suffered great emotional and physical injury.

WHEREFORE, Plaintiffs' requests the following relief:

- A. Compensatory damages;
- B. Punitive damages;
- C. Reasonable attorneys' fees and costs;
- D. Pre- and post- Judgment interest; and
- E. Such other and further relief as appears reasonable and just.

COUNT VII

Negligent Infliction of Emotional Distress

45. Plaintiffs N.S. and S.S., individually and as Guardian ad Litem for J.S., repeats and realleges the preceding paragraphs of this Complaint as though fully set forth at length herein.

46. The Defendants, and each of them, acted negligently and/or recklessly in a fashion that produced emotional distress. The result of the act the Defendants committed is previously described herein.

47. The Defendants had a duty imposed upon them to reasonably act in compliance with the laws, rules and regulations of the State of New Jersey and to act consistent therewith.

48. The Defendants and each of them failed to comply with the obligations imposed upon them by the aforementioned laws, rules and regulations and the obligations of reasonableness.

49. The negligent and/or reckless acts of the Defendants and the failure to act consistent with the rules, regulations, laws, obligations and to act in a reasonable manner was a breach in the aforementioned duty resulting in the injuries to the Plaintiffs who suffered great emotional and physical injury.

WHEREFORE, Plaintiffs' requests the following relief:

- A. Compensatory damages;
- B. Punitive damages;
- C. Reasonable attorneys' fees and costs;
- D. Pre- and post- Judgment interest; and
- E. Such other and further relief as appears reasonable and just.

COUNT VIII
Monell

50. Plaintiffs N.S. and S.S., individually and as Guardian ad Litem for J.S., repeats and realleges the preceding paragraphs of this Complaint as though fully set forth at length herein.

51. Prior to the incident described above the Defendants in a willful, careless and/or reckless disregard for the safety and welfare of the citizens of the Township of Robbinsville,

acted in violation of the Constitution of the State of New Jersey, Statutes of the State of New Jersey, which include but are not limited to, N.J.S.A. 10:6-1 et. seq., and Law Against Discrimination, as well as the common law against the aforesaid residents, including Plaintiffs, N.S., S.S., and J.S., which was invited, encouraged and/or promoted by a variety of policies and practices.

52. Those practices included, but were not limited to the following:

- a) Failure to provide adequate training;
- b) Failing to provide a policy of action when employee are behaving inappropriately;
- c) Failure to provide adequate policies and procedures for the training of officers;
- d) Failure to eliminate the improper use of force;
- e) Failing to provide proper training and/or enact proper procedures;
- f) Failing to properly monitor employees; and
- g) Such other acts that to be discovered during the course and scope of litigation.

53. As a result of these and other policies and practices, and the aforesaid actions of the Defendants acting under color of State law the Plaintiffs, N.S., S.S., and J.S., where denied their rights, privileges and immunities secured by the Constitution of the State of New Jersey and the Civil Rights Act of New Jersey including the right to equal protection and the right to life, liberty and the pursuit of happiness.

54. The aforesaid actions of the Defendants also violate the New Jersey Tort Claims Act.

WHEREFORE, Plaintiffs' requests the following relief:

- A. Compensatory damages;
- B. Punitive damages;
- C. Reasonable attorneys' fees and costs;
- D. Pre- and post- Judgment interest; and
- E. Such other and further relief as appears reasonable and just.

COUNT IX

Municipal and Supervisory Liability

55. Plaintiffs N.S. and S.S., individually and as Guardian ad Litem for J.S., repeats and realleges the preceding paragraphs of this Complaint as though fully set forth at length herein.

56. At the time of the aforesaid incident, Defendants Mark Lee, Township of Robbinsville, John Does (1-15), and John Roes (1-15), were acting under the direction and control of the Township of Robbinsville.

57. Defendants, John Does (1-15) and John Roes (1-15), and the Township of Robbinsville, were obligated to instruct, supervise, control and/or discipline Defendant Mark Lee, and knew or should have known that the wrongs perpetrated were about to be committed.

58. The Township of Robbinsville is vested by State and local law with the authority to make, implement and enforce policies and procedures for the conduct and behavior of its employees.

59. The Township of Robbinsville and Defendants, John Does (1-15) and John Roes (1-15), knew or should have known that of Defendant Lee's pattern of unstable actions.

60. Acting under color of law and pursuant to official policy, practice, and/or custom, the Township of Robbinsville and Defendants, John Does (1-15) and John Roes (1-15),

negligently, intentionally, knowingly, and/or recklessly failed to instruct, supervise, train, control, and discipline, on a continuing basis. The allegations in this paragraph are likely to have evidentiary support after a reasonable opportunity for further investigation and discovery.

61. The Township of Robbinsville, and Defendants, John Does (1-15) and John Roes (1-15) and Defendant Lee, through their actions, omissions and general practices with respect to police discipline, created and encouraged an atmosphere of condonation of police misconduct.

WHEREFORE, Plaintiffs' requests the following relief:

- A. Compensatory damages;
- B. Punitive damages;
- C. Reasonable attorneys' fees and costs;
- D. Pre- and post- Judgment interest; and
- E. Such other and further relief as appears reasonable and just.

COUNT X

False Arrest & Imprisonment

62. Plaintiffs N.S. and S.S., individually and as Guardian ad Litem for J.S., repeats and realleges the preceding paragraphs of this Complaint as though fully set forth at length herein.

63. At no time during the encounter did the Plaintiffs commit any offense against the Laws of the State of New Jersey for which an arrest may be lawfully made and there was no legal justification for a seizure of the Plaintiffs.

64. The conduct of the Defendants, and each of them, acting individually and together, resulted in the Plaintiffs being falsely, negligently, maliciously and unlawfully seized, imprisoned, arrested and/or detained.

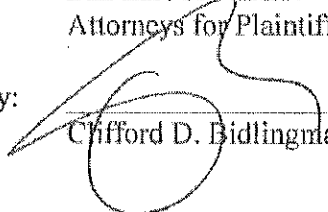
65. As a result of the unlawful detention and arrest, Plaintiffs were deprived of their rights and privileges as secured under the Constitution and the Laws of the State of New Jersey and in violation of the New Jersey Civil Rights Act.

66. The Plaintiffs were detained without just and probable cause.

67. As a direct and proximate result of the Defendants actions, Plaintiffs suffered severe and permanent injuries as described above.

**KARDOS, RICKLES, HAND &
BIDLINGMAIER**
Attorneys for Plaintiffs

By:


Clifford D. Bidlingmaier, III, Esquire

Dated:

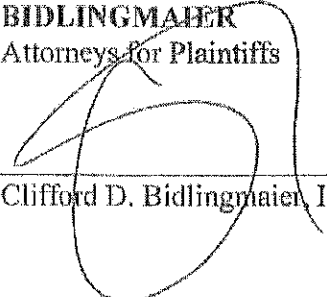
8/20/14

JURY DEMAND

Plaintiff hereby demand trial by jury of six as to all issues of fact.

**KARDOS, RICKLES, HAND &
BIDLINGMAIER**
Attorneys for Plaintiffs

By:


Clifford D. Bidlingmaier, III, Esquire

Dated:

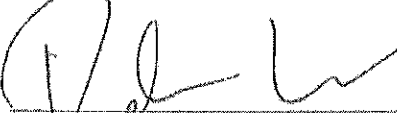
8/20/14

DESIGNATION OF TRIAL COUNSEL

Plaintiffs, N.S., S.S., and J.S., hereby designate Robin Kay Lord, Esquire as trial counsel
in the above-referenced matter.

LAW OFFICES OF ROBIN KAY LORD, LLC
Attorneys for Plaintiff

By:



Robin Kay Lord, Esquire

Dated:

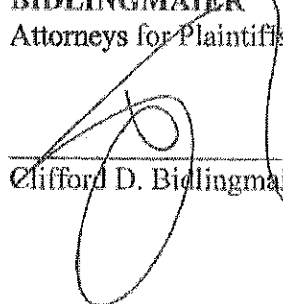
8/20/14

DEMAND FOR INTERROGATORIES

Demand is hereby made that defendant answer Form C and C1 interrogatories contained in
the New Jersey Court Rules.

**KARDOS, RICKLES, HAND &
BIDLINGMAIER**
Attorneys for Plaintiffs

By:



Clifford D. Bidlingmaier, III, Esquire

Dated:

8/20/14

NOTICE PURSUANT TO R. 1:5-1(a) AND R. 4:17-4(c)

PLEASE TAKE NOTICE that pursuant to R. 1:5-1(a) and R. 4:17-4(c), the undersigned, attorneys for Plaintiff, hereby demands that each party herein serving pleadings and interrogatories and receiving answers thereto, serve copies of all such pleadings and interrogatories received from any party, including any documents, papers and other material referred to herein, upon the undersigned attorney.

**KARDOS, RICKLES, HAND
& BIDLINGMAIER**
Attorneys for Plaintiff

By:

Clifford D. Bidlingmaier, III, Esquire

Dated: 8/22/14

CERTIFICATION PURSUANT TO R. 4:5-1

I hereby certify that the matter in controversy in the within Complaint is not the subject of any other action pending in any Court or of any arbitration proceeding, except the originally filed pleading in which this complaint hereby amends. No other action or arbitration proceeding regarding this matter is contemplated by Plaintiff. Plaintiff is not aware at this time of any other parties who should be joined in this action.

I certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment.

**KARDOS, RICKLES, HAND &
BIDLINGMAIER**
Attorneys for Plaintiff

By:

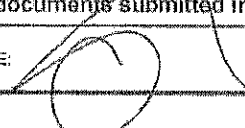
Clifford D. Bidlingmaier, III, Esquire

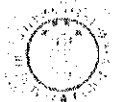
Dated:

8/26/14

Appendix XII-B1

CLERK OF SUPERIOR COURT
SUPERIOR COURT OF N.J.
MERCER COUNTY
RECEIVED

	CIVIL CASE INFORMATION STATEMENT (CIS)		FOR USE BY CLERK'S OFFICE ONLY	
	Use for initial Law Division Civil Part pleadings (not motions) under <i>Rule 4:5-1</i> Pleading will be rejected for filing, under <i>Rule 1:5-6(c)</i>, if information above the black bar is not completed or attorney's signature is not affixed		PAYMENT TYPE: ☐ CK ☐ CG ☐ CA CHG/CK NO: <u>13257014</u> AMOUNT: <u>See Regan</u> OVERPAYMENT: <u>US REGAIN</u> BATCH NUMBER: <u>OF SUPERIOR COURT</u>	
	ATTORNEY / PRO SE NAME Clifford D. Bidlingmaier, III, Esquire		TELEPHONE NUMBER (609) 989-7994	
	COUNTY OF VENUE Mercer			
FIRM NAME (if applicable) Kardos, Rickles, Hand & Bidlingmaier			DOCKET NUMBER (when available) <u>18032-14</u>	
OFFICE ADDRESS 210 South Broad Street Suite B Trenton, NJ 08608			DOCUMENT TYPE Complaint	
NAME OF PARTY (e.g., John Doe, Plaintiff) N.S. and S.S., individually and as Guardian ad Litem on behalf of J.S.			CAPTION N.S. and S.S., individually and as Guardian ad Litem on behalf of J.S. vs. Township of Robbinsville, et al.	
CASE TYPE NUMBER (See reverse side for listing) 005	HURRICANE SANDY RELATED? ☐ YES ☒ NO	IS THIS A PROFESSIONAL MALPRACTICE CASE? ☐ YES ☒ NO IF YOU HAVE CHECKED "YES," SEE N.J.S.A. 2A:53 A -27 AND APPLICABLE CASE LAW REGARDING YOUR OBLIGATION TO FILE AN AFFIDAVIT OF MERIT.		
RELATED CASES PENDING? ☐ YES ☒ NO		IF YES, LIST DOCKET NUMBERS		
DO YOU ANTICIPATE ADDING ANY PARTIES (arising out of same transaction or occurrence)? ☐ YES ☒ NO		NAME OF DEFENDANT'S PRIMARY INSURANCE COMPANY (if known) ☐ NONE ☒ UNKNOWN		
THE INFORMATION PROVIDED ON THIS FORM CANNOT BE INTRODUCED INTO EVIDENCE.				
CASE CHARACTERISTICS FOR PURPOSES OF DETERMINING IF CASE IS APPROPRIATE FOR MEDIATION				
DO PARTIES HAVE A CURRENT, PAST OR RECURRENT RELATIONSHIP? ☐ YES ☒ NO		IF YES, IS THAT RELATIONSHIP: ☐ EMPLOYER/EMPLOYEE ☐ FRIEND/NEIGHBOR ☐ OTHER (explain) ☐ FAMILIAL ☐ BUSINESS		
DOES THE STATUTE GOVERNING THIS CASE PROVIDE FOR PAYMENT OF FEES BY THE LOSING PARTY? ☒ YES ☐ NO				
USE THIS SPACE TO ALERT THE COURT TO ANY SPECIAL CASE CHARACTERISTICS THAT MAY WARRANT INDIVIDUAL MANAGEMENT OR ACCELERATED DISPOSITION				
DO YOU OR YOUR CLIENT NEED ANY DISABILITY ACCOMMODATIONS? ☒ YES ☐ NO		IF YES, PLEASE IDENTIFY THE REQUESTED ACCOMMODATION Wheelchair accommodations		
WILL AN INTERPRETER BE NEEDED? ☐ YES ☒ NO		IF YES, FOR WHAT LANGUAGE?		
I certify that confidential personal identifiers have been redacted from documents now submitted to the court, and will be redacted from all documents submitted in the future in accordance with <i>Rule 1:38-7(b)</i> .				
ATTORNEY SIGNATURE: 				



CIVIL CASE INFORMATION STATEMENT (CIS)

Use for initial pleadings (not motions) under Rule 4:5-1

CASE TYPES (Choose one and enter number of case type in appropriate space on the reverse side.)

Track I - 150 days' discovery

- 151 NAME CHANGE
- 175 FORFEITURE
- 302 TENANCY
- 399 REAL PROPERTY (other than Tenancy, Contract, Condemnation, Complex Commercial or Construction)
- 502 BOOK ACCOUNT (debt collection matters only)
- 505 OTHER INSURANCE CLAIM (including declaratory judgment actions)
- 506 PIP COVERAGE
- 510 UM or UIM CLAIM (coverage issues only)
- 511 ACTION ON NEGOTIABLE INSTRUMENT
- 512 LEMON LAW
- 801 SUMMARY ACTION
- 802 OPEN PUBLIC RECORDS ACT (summary action)
- 999 OTHER (briefly describe nature of action)

Track II - 300 days' discovery

- 305 CONSTRUCTION
- 509 EMPLOYMENT (other than CEPA or LAD)
- 599 CONTRACT/COMMERCIAL TRANSACTION
- 603N AUTO NEGLIGENCE - PERSONAL INJURY (non-verbal threshold)
- 603Y AUTO NEGLIGENCE - PERSONAL INJURY (verbal threshold)
- 605 PERSONAL INJURY
- 610 AUTO NEGLIGENCE - PROPERTY DAMAGE
- 621 UM or UIM CLAIM (Includes bodily injury)
- 699 TORT - OTHER

Track III - 450 days' discovery

- 005 CIVIL RIGHTS
- 301 CONDEMNATION
- 602 ASSAULT AND BATTERY
- 604 MEDICAL MALPRACTICE
- 606 PRODUCT LIABILITY
- 607 PROFESSIONAL MALPRACTICE
- 608 TOXIC TORT
- 609 DEFAMATION
- 616 WHISTLEBLOWER / CONSCIENTIOUS EMPLOYEE PROTECTION ACT (CEPA) CASES
- 617 INVERSE CONDEMNATION
- 618 LAW AGAINST DISCRIMINATION (LAD) CASES

Track IV - Active Case Management by Individual Judge / 450 days' discovery

- 156 ENVIRONMENTAL/ENVIRONMENTAL COVERAGE LITIGATION
- 303 MT. LAUREL
- 508 COMPLEX COMMERCIAL
- 513 COMPLEX CONSTRUCTION
- 514 INSURANCE FRAUD
- 620 FALSE CLAIMS ACT
- 701 ACTIONS IN LIEU OF PREROGATIVE WRITS

Multicounty Litigation (Track IV)

- | | |
|--|---|
| 266 HORMONE REPLACEMENT THERAPY (HRT) | 288 PRUDENTIAL TORT LITIGATION |
| 271 ACCUTANE/ISOTRETINOIN | 289 REGLAN |
| 274 RISPERDAL/SEROQUEL/ZYPREXA | 290 POMPTON LAKES ENVIRONMENTAL LITIGATION |
| 278 ZOMETHA/AREXIA | 291 PELVIC MESH/GYNECARE |
| 279 GADOLINIUM | 292 PELVIC MESH/BARD |
| 281 BRISTOL-MYERS SQUIBB ENVIRONMENTAL | 293 DEPUY ASR HIP IMPLANT LITIGATION |
| 282 FOSAMAX | 295 ALLODERM REGENERATIVE TISSUE MATRIX |
| 284 NUVARING | 296 STRYKER REJUVENATE/ABG II MODULAR HIP STEM COMPONENTS |
| 285 STRYKER TRIDENT HIP IMPLANTS | 297 MIRENA CONTRACEPTIVE DEVICE |
| 286 LEVAQUIN | 601 ASBESTOS |
| 287 YAZ/YASMIN/OCELLA | 623 PROPECIA |

If you believe this case requires a track other than that provided above, please indicate the reason on Side 1, in the space under "Case Characteristics."

Please check off each applicable category ☐ Putative Class Action ☐ Title 59