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Attorneys for Plaintiff/Intervenor/Third-Party Plaintiff,
New Jersey Manufacturers Insurance Company

BRIAN M. CARLINO,

Plaintiff,

v.

SEREYMANATA KONG, ENGLEWOOD
CLIFFS BOROUGH and JOHN DOE 1-10
(names being fictitious),

Defendant.

and

NEW JERSEY MANUFACTURERS
INSURANCE COMPANY,

Plaintiff/Intervenor.

v.

BRIAN M. CARLINO, SEREYMANATA
KONG, ENGLEWOOD CLIFFS
BOROUGH, and JOHN DOES 1-10
(names being fictitious),

and

NEW JERSEY MANUFACTURERS
INSURANCE COMPANY,

Third-Party Plaintiff,

v.

NEW MILFORD BOROUGH,

Third-Party Defendant.

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION: BERGEN COUNTY

DOCKET NO. BER-L-4054-17

CIVIL ACTION

SUMMONS

NEW MILFORD BOROUGH CLERK
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NEW MILFORD BOROUGH

FROM THE STATE OF NEW JERSEY, TO THE DEFENDANT NAMED ABOVE:

The plaintiff, named above, has filed a lawsuit against you in the Superior Court of New Jersey. The complaint attached to this summons states the basis for this lawsuit. If you dispute this complaint, you or your attorney must file a written answer or motion and proof of service with the deputy clerk of the Superior Court in the county listed above within 35 days from the date you received this summons, not counting the date you received it. (The address of each deputy clerk of the Superior Court is provided.) If the complaint is one in foreclosure, then you must file your written answer or motion and proof of service with the Clerk of the Superior Court, Hughes Justice Complex, CN-971, Trenton, NJ 08625. A \$175.00 filing fee in Law Division or a \$175.00 filing fee in Chancery Division payable to the Clerk of the Superior Court and a completed Case Information Statement (available from the deputy clerk of the Superior Court) must accompany your answer or motion when it is filed. You must also send a copy of your answer or motion to plaintiff's attorney whose name and address appear above, or to plaintiff, if no attorney is named above. A telephone call will not protect your rights; you must file and serve a written answer or motion (with fee and completed Case Information Statement) if you want the court to hear your defense.

If you do not file and serve a written answer or motion within 35 days, the court may enter a judgment against you for the relief plaintiff demands, plus interest and costs of suit. If judgment is entered against you, the Sheriff may seize your money, wages or property to pay all or part of the judgment.

If you cannot afford an attorney, you may call the Legal Services office in the county where you live. A list of these offices is provided. If you do not have an attorney and are not eligible for free legal assistance, you may obtain a referral to an attorney by calling one of the Lawyer Referral Services. A list of these numbers is also provided.

Dated: November 1, 2018

/s/ Michelle M. Smith
MICHELLE M. SMITH,
Clerk of the Superior Court

Name of defendant to be served: New Milford Borough

Address of defendant to be served: 930 River Road
New Milford, NJ 07646

DEPUTY CLERK ADDRESSES and LAWYER REFERRAL - LEGAL SERVICES NOS.

ATLANTIC COUNTY:

Deputy Clerk of the Superior Court
Civil Division, Direct Filing
1201 Bacharach Blvd., First Fl.
Atlantic City, NJ 08401
LAWYER REFERRAL (609) 345-3444
LEGAL SERVICES (609) 348-4200

BERGEN COUNTY:

Deputy Clerk of the Superior Court
Case Processing Section, Room 119
Justice Center, 10 Main Street
Hackensack, NJ 07601-0769
LAWYER REFERRAL (201) 488-0044
LEGAL SERVICES (201) 487-2166

BURLINGTON COUNTY:

Deputy Clerk of the Superior Court
Central Processing Office
Attention: Judicial Intake
1st Floor, Courts Facility
49 Rancocas Road
Mt. Holly, NJ 08060
LAWYER REFERRAL (609) 261-4862
LEGAL SERVICES (609) 261-1088

CAMDEN COUNTY:

Deputy Clerk of the Superior Court
Civil Processing Office
1st Floor, Hall of Records
101 S. Fifth Street
Camden, NJ 08103
LAWYER REFERRAL (609) 964-4520
LEGAL SERVICES (609) 964-2010

CAPE MAY COUNTY:

Deputy Clerk of the Superior Court
Central Processing Office
9 N. Main Street
Box DN-209
Cape May Court House, NJ 08210
LAWYER REFERRAL (609) 463-0313
LEGAL SERVICES (609) 465-3001

CUMBERLAND COUNTY:

Deputy Clerk of the Superior Court
Civil Case Management Office
Broad & Fayette Sts., P.O. Box 615
Bridgeton, NJ 08302
LAWYER REFERRAL (609) 692-6207
LEGAL SERVICES (609) 451-0003

ESSEX COUNTY:

Deputy Clerk of the Superior Court
237 Hall of Records
465 Dr. Martin Luther King, Jr. Blvd.
Newark, NJ 07102
LAWYER REFERRAL (973) 622-6207
LEGAL SERVICES (973) 624-4500

GLOUCESTER COUNTY:

Deputy Clerk of the Superior Court
Civil Case Management Office
Attention: Intake
1st Floor, Court House
1 North Broad Street, P.O. Box 129
Woodbury, NJ 08096
LAWYER REFERRAL (609) 848-4589
LEGAL SERVICES (609) 848-5360

HUDSON COUNTY:

Deputy Clerk of the Superior Court
Superior Court, Civil Records Dept.
Brennan Court House - 1st Floor
583 Newark Avenue
Jersey City, NJ 07306
LAWYER REFERRAL (201) 798-2727
LEGAL SERVICES (201) 792-6363

HUNTERDON COUNTY:

Deputy Clerk of the Superior Court
Civil Division
65 Park Avenue
Flemington, NJ 08862
LAWYER REFERRAL (908) 735-2611
LEGAL SERVICES (908) 782-7979

MERCER COUNTY:

Deputy Clerk of the Superior Court
Local Filing Office, Courthouse
175 S. Broad Street, P.O. Box 8068
Trenton, NJ 08650
LAWYER REFERRAL (609) 585-6200
LEGAL SERVICES (609) 695-6249

MIDDLESEX COUNTY:

Deputy Clerk of the Superior Court
Administration Bldg., 3rd Floor
1 Kennedy Sq., P.O. Box 2633
New Brunswick, NJ 08903-2633
LAWYER REFERRAL (732) 828-0053
LEGAL SERVICES (732) 249-7600

MONMOUTH COUNTY:

Deputy Clerk of the Superior Court
71 Monument Park, West Wing
P.O. Box 1262
Court House, East Wing
Freehold, NJ 07728-1262
LAWYER REFERRAL (732) 431-5544
LEGAL SERVICES (732) 866-0020

MORRIS COUNTY:

Deputy Clerk of the Superior Court
Civil Division
30 Schuyler Pl., P.O. Box 910
Morristown, NJ 07960-0910
LAWYER REFERRAL (973) 267-5882
LEGAL SERVICES (973) 285-6911

OCEAN COUNTY:

Deputy Clerk of the Superior Court
Court House, Room 119
118 Washington Street
Toms River, NJ 08754
LAWYER REFERRAL (732) 240-3666
LEGAL SERVICES (732) 341-2727

PASSAIC COUNTY:

Deputy Clerk of the Superior court
Civil Division
Court House
77 Hamilton Street
Paterson, NJ 07505
LAWYER REFERRAL (973) 278-9223
LEGAL SERVICES (973) 345-7171

SALEM COUNTY:

Deputy Clerk of the Superior Court
92 Market St., P.O. Box 18
Salem, NJ 08079
LAWYER REFERRAL (609) 678-8363
LEGAL SERVICES (609) 451-0003

SOMERSET COUNTY:

Deputy Clerk of the Superior Court
Civil Division Office
New Court House, 3rd Fl.
P.O. Box 3000
Somerville, NJ 08876
LAWYER REFERRAL (908) 685-2323
LEGAL SERVICES (908) 231-0840

SUSSEX COUNTY:

Deputy clerk of the Superior court
Sussex County Judicial Center
43-47 High Street
Newton, NJ 07860
LAWYER REFERRAL (973) 267-5882
LEGAL SERVICES (973) 383-7400

UNION COUNTY:

Deputy Clerk of the Superior Court
1st Fl., Court House
2 Broad Street
Elizabeth, NJ 07207-6073
LAWYER REFERRAL (908) 353-4715
LEGAL SERVICES (908) 354-4340

WARREN COUNTY:

Deputy Clerk of the Superior Court
Civil Division Office
Court House
413 Second Street
Belvidere, NJ 07823-1500
LAWYER REFERRAL (973) 267-5882
LEGAL SERVICES (908) 475-2010

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New Jersey Manufacturers Insurance Company

BRIAN M. CARLINO,

Plaintiff,

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SEREYMANATA KONG, ENGLEWOOD
CLIFFS BOROUGH and JOHN DOE 1-10
(names being fictitious),

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SUPERIOR COURT OF NEW JERSEY
LAW DIVISION: BERGEN COUNTY

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CIVIL ACTION

**AMENDED COMPLAINT TO INTERVENE AND
THIRD-PARTY COMPLAINT**

v.

NEW MILFORD BOROUGH,

Third-Party Defendant.

Plaintiff/Intervenor, New Jersey Manufacturers Insurance Company ("NJM"), by way of Complaint to Intervene hereby states:

FIRST COUNT

1. NJM is an insurance company licensed to do business in the State of New Jersey.
2. On or about July 5, 2015, the defendant Brian M. Carlino was an insured under an NJM policy.
3. On or about July 5, 2015, the defendant Brian M. Carlino was involved in an auto accident with one Sereymanata Kong, who is alleged to have been underinsured.
4. The defendant, Brian M. Carlino has made a claim against Sereymanata Kong, the allegedly underinsured motor vehicle tortfeasor.
5. Plaintiff/Intervenor, New Jersey Manufacturers seeks to intervene in the action of Carlino v. Sereymanata Kong, BER-L-4054-17.
6. NJM seeks intervention permitting it to: (a) participate, as a party in interest, in discovery in the underlying litigation; and (b) participate, as a party in interest, in the trial of the underlying tort case, if such trial occurs.

WHEREFORE, NJM intervention permitting it to: (a) participate, as a party in interest, in the discovery in the underlying litigation; and (b) participate, as a party in interest, in the trial of the underlying tort case, if such trial occurs.

JURY DEMAND

Plaintiff/Intervenor hereby demands a trial by jury as to all issues so triable.

DESIGNATION OF TRIAL COUNSEL

Pursuant to the provisions of R. 4:25-4, the court is advised that Brian R. Lehrer, Esq. is hereby designated as trial counsel.

DEMAND FOR ANSWERS TO FORM A INTERROGATORIES

Defendant hereby demands answers to Form A Interrogatories within the time prescribed by the Rules of Court.

CERTIFICATION PURSUANT TO R. 4:5-1

Pursuant to R. 4:5-1, it is hereby certified that there are no other known or related actions or arbitration proceedings pending, that no other actions or arbitration proceedings are contemplated and that no other known persons should be joined at this time.

SCHENCK, PRICE, SMITH & KING, LLP
Attorneys for Plaintiff/Intervenor,
New Jersey Manufacturers Insurance Company

By: /s/ Brian R. Lehrer
Brian R. Lehrer

Dated:

THIRD-PARTY COMPLAINT

The plaintiff/intervenor/third-party plaintiff, New Jersey Manufacturers Insurance Company, by way of Complaint against the third-party defendant, New Milford Borough, hereby says:

FIRST COUNT

1. New Jersey Manufacturers Insurance Company is an insurance company licensed to do business in New Jersey.
2. At the time and place mentioned in the plaintiff's Complaint, the plaintiff, Brian Carlino, was operating a motor vehicle owned by the Borough of New Milford.

3. At the time and place mentioned in plaintiff's Complaint, the plaintiff, Brian Carlino, was entitled to uninsured motorist coverage from the insurance policy covering the vehicle operated by plaintiff, Brian Carlino, which was insured by the Borough of New Milford.

WHEREFORE, third-party plaintiff seeks a declaration as follows:

(a) The Borough of New Milford is hereby obligated to provide uninsured motorist coverage to plaintiff, Brian Carlino, on a pro rata basis as a result of the July 2015 accident.

CERTIFICATION PURSUANT TO R. 4:6-1

I hereby certify that this pleading was served within the time period allowed under R. 4:6-1, as extended.

CERTIFICATION PURSUANT TO R. 4:5-1

Pursuant to R. 4:5-1, it is hereby certified that there are no other known or related actions or arbitration proceedings pending, that no other actions or arbitration proceedings are contemplated and that no other known persons should be joined at this time.

DESIGNATION OF TRIAL COUNSEL

Pursuant to the provisions of R. 4:25-4, the court is advised that Brian R. Lehrer, Esq. is hereby designated as trial counsel.

CERTIFICATION OF COMPLIANCE WITH RULE 1:38-7(c)

Pursuant to R. 1:38-7(c), 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 R. 1:38-7(b).

SCHENCK, PRICE, SMITH & KING, LLP
Attorneys for Plaintiff/Intervenor/Third-Party Plaintiff,
New Jersey Manufacturers Insurance Company

BY: /s/ Brian R. Lehrer
Brian R. Lehrer

Dated: October 30, 2018