

Appendix XII-B1

	CIVIL CASE INFORMATION STATEMENT (CIS) Use for initial Law Division Civil Part pleadings (not motions) under Rule 4:5-1 Pleading will be rejected for filing, under Rule 1:5-6(c), if information above the black bar is not completed or attorney's signature is not affixed		FOR USE BY CLERK'S OFFICE ONLY PAYMENT TYPE: ☐ CK ☐ CG ☐ CA CHG/CK NO. AMOUNT: OVERPAYMENT: BATCH NUMBER:	
	ATTORNEY / PRO SE NAME Richard M. Pescatore, Esquire		TELEPHONE NUMBER (856) 507-1000	
	COUNTY OF VENUE Gloucester		DOCKET NUMBER (when available) L-1650-13	
	FIRM NAME (if applicable) RICHARD M. PESCATORE, P.C.		DOCUMENT TYPE Complaint	
	OFFICE ADDRESS 1055 East Landis Ave. Vineland, NJ 08360		JURY DEMAND ☒ Yes ☐ No	
NAME OF PARTY (e.g., John Doe, Plaintiff) Joseph M. Rickert, Plaintiff		CAPTION Joseph M. Rickert v. Borough of Woodbury Heights, Township of West Deptford, Officer Michael Franks, Officer Nicholas DiBiasio and John Doe (1-10)		
CASE TYPE NUMBER (See reverse side for listing) 618	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				
RECEIVED & FILED NOV 26 2013 SUPERIOR COURT OF NJ GLO. COUNTY CIVIL PART				
 DO YOU OR YOUR CLIENT NEED ANY DISABILITY ACCOMMODATIONS? ☐ YES ☒ NO		IF YES, PLEASE IDENTIFY THE REQUESTED ACCOMMODATION		
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 Rule 1:38-7(b).				
ATTORNEY SIGNATURE: /s/ Richard M. Pescatore, Esquire				

Side 2



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)
- 606 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)
- 899 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
- 802 ASSAULT AND BATTERY
- 604 MEDICAL MALPRACTICE
- 606 PRODUCT LIABILITY
- 607 PROFESSIONAL MALPRACTICE
- 808 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
- 614 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

Richard M. Pescatore, P.C.

1055 East Landis Avenue
Vineland, New Jersey 08360
(856)-507-1000
Attorney ID: 35160485
Attorney for Plaintiff

RECEIVED & FILED

NOV 26 2013

SUPERIOR COURT OF NJ
GLO. COUNTY CIVIL PART

Plaintiff(s)
JOSEPH M. RICKERT

: SUPERIOR COURT OF NEW JERSEY
: LAW DIVISION
: GLOUCESTER COUNTY

vs.

: DOCKET NO.: GLO-L- 1650-13

Defendant(s)
BOROUGH OF WOODBURY HEIGHTS;
TOWNSHIP OF WEST DEPTFORD;
OFFICER MICHAEL FRANKS;
OFFICER NICHOLAS DIBIASIO; and
JOHN DOES (1-10)

Civil Action

Complaint

Plaintiff, Joseph M. Rickert, residing in the County of Gloucester, and State of New Jersey, by way of Complaint against the defendants says:

First Count

1. At all times hereinafter mentioned the plaintiff, Joseph Rickert, was a resident of the State of New Jersey and an individual.
2. At all times hereinafter mentioned, the defendant, Borough of Woodbury Heights, by and through its Police Department, was a public entity and the employer of co-defendant, Officer Nicholas DiBiasio, an individual.
3. John Doe defendants are individuals and officers including those with supervisory authority over defendants Michael Franks and Nicholas DiBiasio.
4. All defendants are "persons" as defined by 42 U.S.C. § 1983.
5. At all times hereinafter mentioned, the defendant, Township of West Deptford, by and through its Police Department, was a public entity and the employer of co-defendant,

Officer Michael Franks, an individual.

6. On or about April 6, 2012, plaintiff was unlawfully and unreasonably detained by Officer Michael Franks of the West Deptford Police Department on the roadways of West Deptford Township. Officer Nicholas DiBiasio of the Borough of Woodbury Heights, assisted defendant Officer Michael Franks.
7. At said time and place, defendants, Officer Michael Franks and Officer Nicholas DiBiasio, while acting under the color of the state law, violated the plaintiffs Fourth, Fifth and Fourteenth Amendment Rights as guaranteed by the Constitution of the United States and the New Jersey State Constitution in that defendants Franks and Nicholas unreasonably and unlawfully seized plaintiff and used excessive force causing significant permanent injury to plaintiff.
8. The conduct of the defendants, while acting under color of state law, was objectively unreasonable in that the plaintiff did not pose any immediate threat to the safety of defendants or others, nor was he actively engaged in resisting arrest or attempting to evade arrest by flight.
9. The defendants further violated the plaintiff's right to be free from false arrest and unlawful imprisonment in that they were without probable cause to arrest or detain plaintiff and without reasonable belief to conclude an offense had been committed.
10. Defendants Franks, DiBiasio and John Doe officers failed to intervene upon witnessing the constitutional deprivation.
11. As a direct and proximate result of the acts/omissions of the defendants, plaintiff has sustained significant and permanent injuries, emotional distress and other damages all to his great detriment and loss.

Wherefore, the plaintiff demands judgment against the defendant sufficient to compensate him for his losses together with costs of suit, attorney fees, punitive damages and such other relief as is deemed equitable and just and permitted under the law.

Second Count

12. The plaintiff repeats each and every allegation in the First Count and incorporates the same herein by reference thereto
13. The defendants violated the plaintiff's right of Equal Protection under the law as guaranteed by the Fourteenth Amendment of the Constitution of the United States and the New Jersey State Constitution in that their actions had a discriminatory effect and were motivated by discriminatory purpose in violation of the law in that the plaintiff is in a protected class (disabled) and was treated differently from similarly situated individuals in an unprotected class.
14. As a direct and proximate result of the acts/omissions of the co-defendants the plaintiff sustained significant emotional distress, permanent injuries and other damages all to his great detriment and loss.

Wherefore, the plaintiff demands judgment against the defendants sufficient to compensate him for his losses together with costs of suit, attorney fees, punitive damages and such other relief as is deemed equitable and just and permitted under the law.

Third Count

15. The plaintiff repeats each and every allegation contained in the First and Second Counts and incorporates the same herein by reference thereto.
16. The defendants, the Township of West Deptford and the Borough of Woodbury Heights, maintained a policy and custom in violation of 42 U.S.C. § 1983 of violating the

constitutional rights of individuals including but not limited to plaintiff, Joseph Rickert and by not taking action against employees responsible for the improper discharge of their duties including false arrest and the use of excessive force.

17. The defendant municipalities further failed to adequately investigate plaintiff's citizen's complaint of constitutional deprivations.

18. The policy and customs of the defendant municipalities constitute actions under color of state of law and are a direct and proximate cause of plaintiff's injuries as set forth herein.

Wherefore, the plaintiff demands judgment against the defendants sufficient to compensate him for his losses together with cost of suit, attorney fees, punitive damages and such other relief as is deemed equitable and just and permitted under the law.

Fourth Count

19. The plaintiff repeats each and every allegation contained in the First, Second and Third Counts and incorporates the same herein by reference thereto.

20. The acts/omissions of the defendants constitute a violation of 42 U.S.C. § 1985 (3) in that they engaged in a conspiracy which violated plaintiff's Fourth, Fifth, Eighth and Fourteenth Amendment Rights under the United States Constitution, defendants were motivated by invidious discriminatory animus based on the plaintiff's protected class/category as a disabled individual, for the purpose of depriving, either directly or indirectly, the plaintiff of equal protection under the laws and, in furtherance of the conspiracy, by subjecting the plaintiff to harm by virtue of the use of excessive force, proximately causing injury to the plaintiff in deprivation of his constitutional rights.

21. In particular, the acts/omissions of the co-defendant police officers, in using excessive force and handcuffing the plaintiff, and using unreasonable force, even after the plaintiff disclosed to both officers that he suffered from Cerebral Palsy, without justification,

cause or provocation, constitutes a violation of Plaintiff's constitutional rights pursuant to 42 U.S.C. § 1985(3).

Wherefore, the plaintiff demands judgment against the defendants sufficient to compensate him for his losses together with costs of suit, attorneys fees, punitive damages and such other relief as is deemed equitable and just and permitted under the law.

Fifth Count

22. Plaintiff repeats each and every allegation contained in the First, Second, Third, and Fourth Counts and incorporates the same herein by reference thereto.
23. John Doe defendants are supervisors of defendants Franks and DiBiasio and violated plaintiff's Fourth, Fifth, Eighth and Fourteenth Amendment rights under the United States Constitution and the New Jersey State Constitution and are subject to suit pursuant to 42 U.S.C. § 1983.
24. John Doe defendant supervisors acquiesced and knew or should have known of defendant Franks and DiBiasio's prior actions and John Doe supervisors were deliberately indifferent or acquiesced to defendant Franks and DiBiasio's constitutionally offensive conduct.
25. As a direct and proximate result of the acts/omissions of the defendants, plaintiff sustained significant and permanent injuries, emotional distress and other damages all to his great detriment and loss.

Wherefore, the plaintiff demands judgment against the defendants sufficient to compensate him for his losses together with costs of suit, attorneys fees, punitive damages and such other relief as is deemed equitable and just and permitted under the law.

Sixth Count

26. Plaintiff repeats each and every allegation contained in the First, Second, Third, Fourth and Fifth Counts and incorporates the same herein by reference thereto.

27. Defendant's course of conduct related herein constitutes a violation of the New Jersey Law Against Discrimination, N.J.S.A. 10:5-1 et. seq.

28. As a direct and proximate result of the acts/omissions of the defendants, plaintiff sustained significant and permanent injuries, emotional distress and other damages all to his great detriment and loss.

Wherefore, the plaintiff demands judgment against the defendants sufficient to compensate him for his losses together with costs of suit, attorneys fees, punitive damages and such other relief as is deemed equitable and just and permitted under the law.

RICHARD M. PESCATORE
A Professional Corporation

/s/ Richard M. Pescatore, Esquire

RICHARD M. PESCATORE
Attorney for Plaintiffs

Date: November 22, 2013

Certification of Counsel Pursuant to Rule 4:5-1

I, RICHARD M. PESCATORE, ESQUIRE, hereby certify:

The matter in controversy is not the subject of any other action pending in any other Court or arbitration proceeding and no such action or proceeding is contemplated.

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.

RICHARD M. PESCATORE
A Professional Corporation

Date: November 22, 2013

/s/ Richard M. Pescatore, Esquire
RICHARD M. PESCATORE
Attorney for Plaintiffs

Demand for Jury Trial

The plaintiff demands a Trial by jury on all issues in accord with the Rules of this Court.

Notice Pursuant to Rule 4:25-1(4)

And Rule 4:25-4

TAKE NOTICE that Richard M. Pescatore, Esquire, attorney for the plaintiffs, is hereby designated trial counsel pursuant to the provisions of the above-stated Rules.

RICHARD M. PESCATORE
A Professional Corporation

Date: November 22, 2013

/s/ Richard M. Pescatore, Esquire
RICHARD M. PESCATORE

May. 24. 2013 9:51AM

No. 0025 P. 16

GLOUCESTER COUNTY COURTHOUSE
GLOUCESTER COUNTY CIVIL DIVISION
1 NORTH BROAD ST
WOODBURY NJ 08096

COURT TELEPHONE NO. (856) 853-3232
COURT HOURS

TRACK ASSIGNMENT NOTICE

DATE: MAY 08, 2013
RE: MCBURNETT VS GAMBALE
DOCKET: GLO L -000655 13

THE ABOVE CASE HAS BEEN ASSIGNED TO: TRACK 2.

DISCOVERY IS 300 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 DAVID W. MORGAN

IF YOU HAVE ANY QUESTIONS, CONTACT TEAM 102
AT: (856) 853-3317.

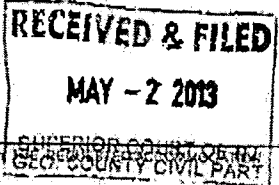
IF YOU BELIEVE THAT THE TRACK IS INAPPROPRIATE YOU MUST FILE A
CERTIFICATION OF GOOD CAUSE WITHIN 30 DAYS OF THE FILING OF YOUR PLEADING.
PLAINTIFF MUST SERVE COPIES OF THIS FORM ON ALL OTHER PARTIES IN ACCORDANCE
WITH R.4:5A-2.

ATTENTION:

ATT: DAVID S. ROCHMAN
DAVID S. ROCHMAN
SUITE G19
1930 EAST ROUTE 70
CHERRY HILL NJ 08003-4103

JUHHINO

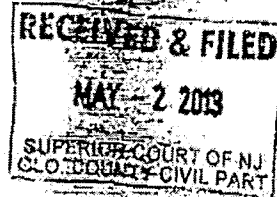
Appendix XII-B1

CIVIL CASE INFORMATION STATEMENT (CIS)		FOR USE BY CLERK'S OFFICE ONLY	
 Use for initial Law Division Civil Part pleadings (not motions) under Rule 4:5-1 Pleading will be rejected for filing, under Rule 1:5-6(c), if information above the black bar is not completed or attorney's signature is not affixed		PAYMENT TYPE: ☐ CK ☐ CG ☐ CA CHECK NO. AMOUNT: OVERPAYMENT: BATCH NUMBER:	
ATTORNEY / PROSE NAME DAVID S. ROCHMAN, ESQUIRE		TELEPHONE NUMBER (856) 751-2345	COUNTY OF VENUE Gloucester
FIRM NAME (if applicable)		DOCKET NUMBER (when available) L 655-13	
OFFICE ADDRESS 1930 ROUTE 70 EAST, SUITE G39 CHERRY HILL, NJ 08003		DOCUMENT TYPE COMPLAINT	
		JURY DEMAND ☒ YES ☐ NO	
NAME OF PARTY (e.g., John Doe, Plaintiff) RICHARD MCBURNETT, Plaintiff	CAPTION RICHARD MCBURNETT vs. PATROLMAN RICHARD GAMBALE and/or JOHN DOE(s) (1-100) (a fictitious name for a presently unknown and unidentified individual, et als. I/J/S/A)		
CASE TYPE NUMBER (See reverse side for listing) 605	IS THIS A PROFESSIONAL MALPRACTICE CASE? ☐ YES ☒ NO IF YOU HAVE CHECKED "YES," SEE N.J.S.A. 2A:53A-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) SCIBAL ASSOCIATES ☐ 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		
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 Rule 1:38-7(b).			
ATTORNEY SIGNATURE: 			

May. 24. 2013 9:51AM

No. 0025 P. 13

DAVID S. ROCHMAN, ESQUIRE
Executive Mews
1930 Route 70 East, Suite G39
Cherry Hill, NJ 08003
(856)751-2345
Attorneys for Plaintiff,



RICHARD MCBURNETT,
Plaintiff(s),

v.

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION
GLOUCESTER COUNTY

DOCKET NO.:

L 655-13

CIVIL ACTION

PATROLMAN RICHARD GAMBALE and/or
JOHN DOE(s) (1-100)(a fictitious name for a
presently unknown and unidentified individual),
WOODBURY HEIGHTS POLICE
DEPARTMENT and/or ABC
CORPORATION (1-100)(a fictitious name for
a presently unknown and unidentified
corporation) ATTORNEY for WOODBURY
HEIGHTS and/or JIM DOE(s)(1-100)(a
fictitious name for a presently unknown and
unidentified individual) MAYOR for
WOODBURY HEIGHTS and/or KENDOE(s)
(1-100)(a fictitious name for a presently
unknown and unidentified individual)
GLOUCESTER COUNTY and/or DEF
CORPORATION (1-100)(a fictitious name for
a presently unknown and unidentified
corporation) SAMUEL J. LEONE, COUNTY
COUNSEL and/or SAM DOE(s)(1-100)(a
fictitious name for a presently unknown and
unidentified individual) DEPARTMENT OF
LAW and PUBLIC SAFETY, STATE OF
NEW JERSEY and/or GHI CORPORATION
(1-100)(a fictitious name for a presently
unknown and unidentified corporation)
Individually, jointly, severally and in the
alternative

Defendant(s).

COMPLAINT AND JURY DEMAND

The Plaintiff, 1203 Glassboro Road, in the Borough of Woodbury Heights, County of
Gloucester, State of New Jersey, by way of Complaint against the Defendants, says:

COUNT ONE

1. On or about May 23, 2011, plaintiff, RICHARD MCBURNETT was lawfully on his property of 1203 Glassboro Road when the defendant, PATROLMAN RICHARD GAMBALE and/or JOHN DOE(S)(1-100)(a fictitious name for a presently unknown and unidentified individual), assaulted the plaintiff, located at 1203 Glassboro Road, in the Borough of Woodbury Heights, County of Gloucester, State of New Jersey.

2. At the aforesaid time and place, the defendant, PATROLMAN RICHARD GAMBALE and/or JOHN DOE(S)(1-100)(a fictitious name for a presently unknown and unidentified individual), did negligently injure the plaintiff, without warrant and/or justification, by picking up the plaintiff, throwing him into a metal frame and chair on his porch, thereby negligently causing severe injuries.

3. The defendant, PATROLMAN RICHARD GAMBALE and/or JOHN DOE(S)(1-100)(a fictitious name for a presently unknown and unidentified individual), is believed to work for Woodbury Heights Police Department, 500 Elm Avenue, in the Borough of Woodbury Heights, County of Gloucester, State of New Jersey.

4. The accident was caused by the negligence and carelessness of the defendants, PATROLMAN RICHARD GAMBALE and/or JOHN DOE(S)(1-100)(a fictitious name for a presently unknown and unidentified individual) individually, jointly, severally and in the alternative.

5. The liability of said defendant is a result of its individual acts and/or in the basis of Respondent Superior, and/or otherwise bears responsibility under the law.

6. As a result of the aforementioned negligent, careless and/or reckless act by the defendant, PATROLMAN RICHARD GAMBALE and/or JOHN DOE(S)(1-100)(a fictitious name for a presently unknown and unidentified individual), the plaintiff has incurred, is incurring, and shall incur severe, consequential, significant and permanent personal injuries, medical bills, various costs and expenses, emotional distress, lost wages and/or pain and suffering.

7. In addition, the plaintiff, RICHARD MCBURNETT, has and shall be restricted and/or prevented from pursuing his usual activities, occupations and employment.

8. The aforesaid incident was caused by the negligence of the defendant, PATROLMAN RICHARD GAMBALE and/or JOHN DOE(S)(1-100)(a fictitious name for a presently unknown and unidentified individual), and was without justification and/or provocation on the part of plaintiff.

WHEREFORE, plaintiff, RICHARD MCBURNETT demands judgment against defendants, PATROLMAN RICHARD GAMBALE and/or JOHN DOE(S)(1-100)(a fictitious name for a presently unknown an unidentified individual) for damages, interest, costs of suit, and such other relief as is just and equitable.

COUNT TWO

9. The plaintiff, RICHARD MCBURNETT repeats and incorporates all of the allegations contained within the First Count as if set forth herein at length.

10. At the time and place aforesaid, the Defendant, PATROLMAN RICHARD GAMBALE and/or JOHN DOE(s)(1-100),(a fictitious name for a presently unknown and unidentified individual), did intentionally, willfully and wantonly cause injury to the plaintiff by picking up the plaintiff, throwing him into a metal frame and chair on his porch.

11. Defendants, PATROLMAN RICHARD GAMBALE and/or JOHN DOE(s)(1-100),(a fictitious name for a presently unknown and unidentified individual), acted in a grossly negligent and willfully wanton fashion when he struck the plaintiff.

12. As a result of the aforesaid Defendants, PATROLMAN RICHARD GAMBALE and/or JOHN DOE (s)(1-100),(a fictitious name for a presently unknown and unidentified individual), as aforesaid, the Plaintiff, RICHARD MCBURNETT, was caused to be assaulted and has incurred, is incurring and shall incur severe consequential and significant and/or permanent personal injuries, medical bills, various costs and expenses(s), emotional distress, other damages and/or pain and suffering.

13. In addition, the Plaintiff, RICHARD MCBURNETT, has and shall be restricted and/or prevented from pursuing his usual activities, occupations and employment.

WHEREFORE, the Plaintiff, RICHARD MCBURNETT, demands judgment against the Defendants PATROLMAN RICHARD GAMBALE and/or JOHN DOE(s)(1-100)(a fictitious name for a presently unknown and unidentified individual) individually, jointly, severally and in the alternative for damages, interest, costs of suit, punitive damages and reasonable attorney's fees, and such other relief as the Court may deem equitable and just.

COUNT THREE

14. The plaintiff, RICHARD MCBURNETT repeats and incorporates all of the allegations contained within the First and Second Counts as if set forth herein at length.

15. On or about May 23, 2011, plaintiff, RICHARD MCBURNETT was lawfully on his property at 1203 Glassboro Road, in the Borough of Woodbury Heights, County of Gloucester, State of New Jersey.

16. At the aforesaid time and place, the defendant, WOODBURY HEIGHTS POLICE DEPARTMENT and/or ABC CORPORATION(S)(1-100)(a fictitious name for a presently unknown and unidentified corporation), did negligently allow the defendant, PATROLMAN RICHARD GAMBALE, without warrant and/or justification, by picking up the plaintiff, throwing him into a metal frame and chair on his porch, thereby negligently causing severe injuries.

17. The defendant, WOODBURY HEIGHTS POLICE DEPARTMENT and/or ABC CORPORATION(1-100)(a fictitious name for a presently unknown and unidentified corporation), individually, jointly, severally and in the alternative, is believed to be located at 500 Elm Avenue, in the Borough of Woodbury Heights, County of Gloucester, State of New Jersey.

18. The defendants, WOODBURY HEIGHTS POLICE DEPARTMENT and/or ABC CORPORATION (1-100),(a fictitious name for a presently unknown and unidentified corporation), were negligent in that they:

(a) — failed to exercise reasonable care to control their employees as to prevent anyone from harming others or from conducting itself as to create an unreasonable risk of bodily harm to others.

(b) knew or should have known that they had a duty to control their employees therein;

(c) knew or should have known of the necessity and opportunity for exercising such control over their employees.

(d) knew or should have known, or in the exercise of due care should have known, of the potential harm in unsupervised habits, traits or propensities.

(e) did not properly train/supervise its agents, servants and/or employees.

19. The accident was caused by the negligence and carelessness of the defendants, WOODBURY HEIGHTS POLICE DEPARTMENT and/or ABC CORPORATION(1-100)(a fictitious name for a presently unknown and unidentified corporation) individually, jointly, severally and in the alternative.

20. The liability of each defendant is a result of its individual acts and/or in the basis of Respondent Superior, and/or otherwise bears responsibility under the law.

21. As a result of the aforementioned negligent, careless and/or reckless act by the defendant, WOODBURY HEIGHTS POLICE DEPARTMENT and/or ABC CORPORATION(1-100)(a fictitious name for a presently unknown and unidentified corporation), the plaintiff has incurred, is incurring, and shall incur severe, consequential, significant and permanent personal injuries, medical bills, various costs and expenses, emotional distress, lost wages and/or pain and suffering.

22. In addition, the plaintiff, RICHARD MCBURNETT, has and shall be restricted and/or prevented from pursuing his usual activities, occupations and employment.

23. The aforesaid incident was caused by the negligence of the defendant, WOODBURY HEIGHTS POLICE DEPARTMENT and/or ABC CORPORATION (1-100)(a fictitious name for a presently unknown and unidentified corporation), and was without justification and/or provocation on the part of plaintiff.

WHEREFORE, plaintiff, RICHARD MCBURNETT demands judgment against defendants, WOODBURY HEIGHTS POLICE DEPARTMENT and/or ABC CORPORATION (1-100)(a fictitious name for a presently unknown an unidentified corporation) for damages, interest, costs of suit, and such other relief as is just and equitable.

COUNT FOUR

24. The plaintiff, RICHARD MCBURNETT repeats and incorporates all of the allegations contained within the First, Second and Third Counts as if set forth herein at length.

25. On or about May 23, 2011, plaintiff, RICHARD MCBURNETT was lawfully on his property at 1203 Glassboro Road, in the Borough of Woodbury Heights, County of Gloucester, State of New Jersey.

26. At the aforesaid time and place, the defendant, ATTORNEY for WOODBURY HEIGHTS and/or JIM DOE(s)(1-100)(a fictitious name for a presently unknown and unidentified individual), did negligently allow the defendant, PATROLMAN RICHARD GAMBALE, without warrant and/or justification, by picking up the plaintiff, throwing him into a metal frame and chair on his porch, thereby negligently causing severe injuries.

27. The defendant, ATTORNEY for WOODBURY HEIGHTS and/or JIM DOE(s)(1-100)(a fictitious name for a presently unknown and unidentified individual), individually, jointly, severally and in the alternative, is believed to be located at 500 Elm Avenue, in the Borough of Woodbury Heights, County of Gloucester, State of New Jersey.

28. The defendants, ATTORNEY for WOODBURY HEIGHTS and/or JIM DOE(s) (1-100),(a fictitious name for a presently unknown and unidentified individual), were

negligent in that they:

(a) failed to exercise reasonable care to control their employees as to prevent anyone from harming others or from conducting itself as to create an unreasonable risk of bodily harm to others.

(b) knew or should have known that they had a duty to control their employees therein;

(c) knew or should have known of the necessity and opportunity for exercising such control over their employees.

(d) knew or should have known, or in the exercise of due care should have known, of the potential harm in unsupervised habits, traits or propensities.

(e) did not properly train/supervise its agents, servants and/or employees.

29. The accident was caused by the negligence and carelessness of the defendants, ATTORNEY for WOODBURY HEIGHTS and/or JIM DOE(s)(1-100)(a fictitious name for a presently unknown and unidentified individual) individually, jointly, severally and in the alternative.

30. The liability of each defendant is a result of its individual acts and/or in the basis of Respondent Superior, and/or otherwise bears responsibility under the law.

31. As a result of the aforementioned negligent, careless and/or reckless act by the defendant, ATTORNEY for WOODBURY HEIGHTS and/or JIM DOE(s)(1-100)(a fictitious name for a presently unknown and unidentified individual), the plaintiff has incurred, is incurring, and shall incur severe, consequential, significant and permanent personal injuries, medical bills, various costs and expenses, emotional distress, lost wages and/or pain and suffering.

32. In addition, the plaintiff, RICHARD MCBURNETT, has and shall be restricted and/or prevented from pursuing his usual activities, occupations and employment.

33. The aforesaid incident was caused by the negligence of the defendant, ATTORNEY for WOODBURY HEIGHTS and/or JIM DOE (s)(1-100) (a fictitious name for a presently unknown and unidentified individual), and was without justification and/or provocation on the part of plaintiff.

WHEREFORE, plaintiff, RICHARD MCBURNETT demands judgment against defendants, ATTORNEY for WOODBURY HEIGHTS and/or JIM DOE(s)(1-100)(a fictitious name for a presently unknown an unidentified individual) for damages, interest, costs of suit, and such other relief as is just and equitable.

COUNT FIVE

34. The plaintiff, RICHARD MCBURNETT repeats and incorporates all of the allegations contained within the First, Second, Third and Fourth Counts as if set forth herein at length.

35. On or about May 23, 2011, plaintiff, RICHARD MCBURNETT was lawfully on his property at 1203 Glassboro Road, in the Borough of Woodbury Heights, County of Gloucester, State of New Jersey.

36. At the aforesaid time and place, the defendant, MAYOR for WOODBURY HEIGHTS and/or KEN DOE(s)(1-100)(a fictitious name for a presently unknown and unidentified individual), did negligently allow the defendant, PATROLMAN RICHARD GAMBALE, without warrant and/or justification, by picking up the plaintiff, throwing him into a metal frame and chair on his porch, thereby negligently causing severe injuries.

37. The defendant, MAYOR for WOODBURY HEIGHTS and/or KEN DOE (s)(1-100)(a fictitious name for a presently unknown and unidentified individual), individually, jointly, severally and in the alternative, is believed to be located at 500 Elm Avenue, in the Borough of Woodbury Heights, County of Gloucester, State of New Jersey.

38. The defendants, MAYOR for WOODBURY HEIGHTS and/or KEN DOE (s) (1-100),(a fictitious name for a presently unknown and unidentified individual), were

negligent in that they:

- (a) failed to exercise reasonable care to control their employees as to prevent anyone from harming others or from conducting itself as to create an unreasonable risk of bodily harm to others.
- (b) knew or should have known that they had a duty to control their employees therein;
- (c) knew or should have known of the necessity and opportunity for exercising such control over their employees.
- (d) knew or should have known, or in the exercise of due care should have known, of the potential harm in unsupervised habits, traits or propensities.
- (e) did not properly train/supervise its agents, servants and/or employees.

39. The accident was caused by the negligence and carelessness of the defendants, MAYOR for WOODBURY HEIGHTS and/or KEN DOE(s)(1-100)(a fictitious name for a presently unknown and unidentified individual) individually, jointly, severally and in the alternative.

40. The liability of each defendant is a result of its individual acts and/or in the basis of Respondent Superior, and/or otherwise bears responsibility under the law.

41. As a result of the aforementioned negligent, careless and/or reckless act by the defendant, MAYOR for WOODBURY HEIGHTS and/or KEN DOE(s)(1-100)(a fictitious name for a presently unknown and unidentified individual), the plaintiff has incurred, is incurring, and shall incur severe, consequential, significant and permanent personal injuries, medical bills, various costs and expenses, emotional distress, lost wages and/or pain and suffering.

42. In addition, the plaintiff, RICHARD MCBURNETT, has and shall be restricted and/or prevented from pursuing his usual activities, occupations and employment.

43. The aforesaid incident was caused by the negligence of the defendant, MAYOR for WOODBURY HEIGHTS and/or KEN DOE (s)(1-100) (a fictitious name for a presently unknown and unidentified individual), and was without justification and/or provocation on the part of plaintiff.

WHEREFORE, plaintiff, RICHARD MCBURNETT demands judgment against defendants, MAYOR for WOODBURY HEIGHTS and/or KEN DOE(s)(1-100)(a fictitious name for a presently unknown an unidentified individual) for damages, interest, costs of suit, and such other relief as is just and equitable.

COUNT SIX

44. The plaintiff, RICHARD MCBURNETT repeats and incorporates all of the allegations contained within the First, Second, Third, Fourth and Fifth Counts as if set forth herein at length.

45. On or about May 23, 2011, plaintiff, RICHARD MCBURNETT was lawfully on his property at 1203 Glassboro Road, in the Borough of Woodbury Heights, County of Gloucester, State of New Jersey.

46. At the aforesaid time and place, the defendant, GLOUCESTER COUNTY and/or DEF CORPORATION (1-100)(a fictitious name for a presently unknown and unidentified corporation), did negligently allow the defendant, PATROLMAN RICHARD GAMBALE, without warrant and/or justification, by picking up the plaintiff, throwing him into a metal frame and chair on his porch, thereby negligently causing severe injuries.

47. The defendant, GLOUCESTER COUNTY and/or DEF CORPORATION (1-100)(a fictitious name for a presently unknown and unidentified corporation), individually, jointly, severally and in the alternative, is believed to be located at 1 North Broad Street, in the Borough of Woodbury, County of Gloucester, State of New Jersey.

48. The defendants, GLOUCESTER COUNTY and/or DEF

CORPORATION (1-100),(a fictitious name for a presently unknown and unidentified corporation), were negligent in that they:

(a) failed to exercise reasonable care to control their employees as to prevent anyone from harming others or from conducting itself as to create an unreasonable risk of bodily harm to others.

(b) knew or should have known that they had a duty to control their employees therein;

(c) knew or should have known of the necessity and opportunity for exercising such control over their employees.

(d) knew or should have known, or in the exercise of due care should have known, of the potential harm in unsupervised habits, traits or propensities.

(e) did not properly train/supervise its agents, servants and/or employees.

49. The accident was caused by the negligence and carelessness of the defendants, GLOUCESTER COUNTY and/or DEF CORPORATION(1-100)(a fictitious name for a presently unknown and unidentified corporation) individually, jointly, severally and in the alternative.

50. The liability of each defendant is a result of its individual acts and/or in the basis of Respondent Superior, and/or otherwise bears responsibility under the law.

51. As a result of the aforementioned negligent, careless and/or reckless act by the defendant, GLOUCESTER COUNTY and/or DEF CORPORATION(1-100)(a fictitious name for a presently unknown and unidentified corporation), the plaintiff has incurred, is incurring, and shall incur severe, consequential, significant and permanent personal injuries, medical bills, various costs and expenses, emotional distress, lost wages and/or pain and suffering.

52. In addition, the plaintiff, RICHARD MCBURNETT, has and shall be

restricted and/or prevented from pursuing his usual activities, occupations and employment.

53. The aforesaid incident was caused by the negligence of the defendant, GLOUCESTER COUNTY and/or DEF CORPORATION(1-100) (a fictitious name for a presently unknown and unidentified corporation), and was without justification and/or provocation on the part of plaintiff.

WHEREFORE, plaintiff, RICHARD MCBURNETT demands judgment against defendants, GLOUCESTER COUNTY and/or DEF CORPORATION(1-100)(a fictitious name for a presently unknown an unidentified corporation) for damages, interest, costs of suit, and such other relief as is just and equitable.

COUNT SEVEN

54. The plaintiff, RICHARD MCBURNETT repeats and incorporates all of the allegations contained within the First, Second, Third, Fourth, Fifth and Sixth Counts as if set forth herein at length.

55. On or about May 23, 2011, plaintiff, RICHARD MCBURNETT was lawfully on his property at 1203 Glassboro Road, in the Borough of Woodbury Heights, County of Gloucester, State of New Jersey.

56. At the aforesaid time and place, the defendant, SAMUEL J. LEONE, COUNTY COUNSEL and/or SAM DOE(s) (1-100)(a fictitious name for a presently unknown and unidentified individual), did negligently allow the defendant, PATROLMAN RICHARD GAMBALE, without warrant and/or justification, by picking up the plaintiff, throwing him into a metal frame and chair on his porch, thereby negligently causing severe injuries.

57. The defendant, SAMUEL J. LEONE, COUNTY COUNSEL and/or SAME DOE(s)(1-100)(a fictitious name for a presently unknown and unidentified individual), individually, jointly, severally and in the alternative, is believed to be doing business located at 115 Budd Boulevard, P.O. Box 337, in the Borough of Woodbury, County of Gloucester, State of New Jersey.

58. The defendants, SAMUEL J. LEONE, COUNTY COUNSEL and/or SAM DOE(s)(1-100)(a fictitious name for a presently unknown and unidentified individual, were negligent in that they:

(a) failed to exercise reasonable care to control their employees as to prevent anyone from harming others or from conducting itself as to create an unreasonable risk of bodily harm to others.

(b) knew or should have known that they had a duty to control their employees therein;

(c) knew or should have known of the necessity and opportunity for exercising such control over their employees.

(d) knew or should have known, or in the exercise of due care should have known, of the potential harm in unsupervised habits, traits or propensities.

(e) did not properly train/supervise its agents, servants and/or employees.

59. The accident was caused by the negligence and carelessness of the defendants, SAMUEL J. LEONE, COUNTY COUNSEL and/or SAM DOE(s)(1-100)(a fictitious name for a presently unknown and unidentified individual) individually, jointly, severally and in the alternative.

60. The liability of each defendant is a result of its individual acts and/or in the basis of Respondent Superior, and/or otherwise bears responsibility under the law.

61. As a result of the aforementioned negligent, careless and/or reckless act by the defendant, SAMUEL J. LEONE, COUNTY COUNSEL and/or SAM DOE(s)(1-100)(a fictitious name for a presently unknown and unidentified individual), the plaintiff has incurred, is incurring, and shall incur severe, consequential, significant and permanent personal injuries, medical bills, various costs and expenses, emotional distress, lost wages and/or pain and suffering.

62. In addition, the plaintiff, RICHARD MCBURNETT, has and shall be

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restricted and/or prevented from pursuing his usual activities, occupations and employment.

63. The aforesaid incident was caused by the negligence of the defendant, SAMUEL J. LEONE, COUNTY COUNSEL and/or SAM DOE(s)(1-100) (a fictitious name for a presently unknown and unidentified individual); and was without justification and/or provocation on the part of plaintiff.

WHEREFORE, plaintiff, RICHARD MCBURNETT demands judgment against defendants, SAMUEL J. LEONE, COUNTY COUNSEL and/or SAM DOE (s) (1-100)(a fictitious name for a presently unknown an unidentified individual) for damages, interest, costs of suit, and such other relief as is just and equitable.

COUNT EIGHT

64. The plaintiff, RICHARD MCBURNETT repeats and incorporates all of the allegations contained within the First, Second, Third, Fourth, Fifth, Sixth and Seventh Counts as if set forth herein at length.

65. On or about May 23, 2011, plaintiff, RICHARD MCBURNETT was lawfully on his property at 1203 Glassboro Road, in the Borough of Woodbury Heights, County of Gloucester, State of New Jersey.

66. At the aforesaid time and place, the defendant, DEPARTMENT OF LAW AND PUBLIC SAFETY, STATE OF NEW JERSEY and/or GHI CORPORATION (1-100)(a fictitious name for a presently unknown and unidentified corporation), did negligently allow the defendant, PATROLMAN RICHARD GAMBALE, without warrant and/or justification, by picking up the plaintiff, throwing him into a metal frame and chair on his porch, thereby negligently causing severe injuries.

67. The defendant, DEPARTMENT OF LAW AND PUBLIC SAFETY, STATE OF NEW JERSEY and/or GHI CORPORATION (1-100)(a fictitious name for a presently unknown and unidentified corporation), individually, jointly, severally and in the alternative, is believed to be doing business located at 25 W. Market Street, CN 116, in the City

of Trenton, County of Mercer, State of New Jersey.

68. The defendants, DEPARTMENT OF LAW AND PUBLIC SAFETY, STATE OF NEW JERSEY and/or GHI CORPORATION(1-100),(a fictitious name for a presently unknown and unidentified corporation), were negligent in that they:

(a) failed to exercise reasonable care to control their employees as to prevent anyone from harming others or from conducting itself as to create an unreasonable risk of bodily harm to others.

(b) knew or should have known that they had a duty to control their employees therein;

(c) knew or should have known of the necessity and opportunity for exercising such control over their employees.

(d) knew or should have known, or in the exercise of due care should have known, of the potential harm in unsupervised habits, traits or propensities.

(e) did not properly train/supervise its agents, servants and/or employees.

69. The accident was caused by the negligence and carelessness of the defendants, DEPARTMENT OF LAW AND PUBLIC SAFETY, STATE OF NEW JERSEY and/or GHI CORPORATION (1-100)(a fictitious name for a presently unknown and unidentified individual) individually, jointly, severally and in the alternative.

70. The liability of each defendant is a result of its individual acts and/or in the basis of Respondent Superior, and/or otherwise bears responsibility under the law.

71. As a result of the aforementioned negligent, careless and/or reckless act by the defendant, DEPARTMENT OF LAW AND PUBLIC SAFETY, STATE OF NEW JERSEY and/or GHI CORPORATION(1-100)(a fictitious name for a presently unknown and unidentified corporation), the plaintiff has incurred, is incurring, and shall incur severe, consequential, significant and permanent personal injuries, medical bills, various costs and expenses, emotional distress, lost wages and/or pain and suffering.

72. In addition, the plaintiff, RICHARD MCBURNETT, has and shall be restricted and/or prevented from pursuing his usual activities, occupations and employment.

73. The aforesaid incident was caused by the negligence of the defendant, DEPARTMENT OF LAW AND PUBLIC SAFETY, STATE OF NEW JERSEY and/or GHI CORPORATION (1-100) (a fictitious name for a presently unknown and unidentified corporation), and was without justification and/or provocation on the part of plaintiff.

WHEREFORE, plaintiff, RICHARD MCBURNETT demands judgment against defendants, DEPARTMENT OF LAW AND PUBLIC SAFETY, STATE OF NEW JERSEY and/or GHI CORPORATION (1-100)(a fictitious name for a presently unknown an unidentified corporation) for damages, interest, costs of suit, and such other relief as is just and equitable.

COUNT NINE

74. The plaintiff, RICHARD MCBURNETT repeats and incorporates all of the allegations contained in the First, Second, Third, Fourth, Fifth, Sixth, Seventh and Eighth Counts as if set forth herein at length.

WHEREFORE, the plaintiff, RICHARD MCBURNETT, hereby demands judgment against all named Defendants, PATROLMAN RICHARD GAMBALE and/or JOHN DOE(S)(1-100), (a fictitious name for a presently unknown and unidentified individual), WOODBURY HEIGHTS POLICE DEPARTMENT and/or ABC CORPORATION(1-100)(a fictitious name for a presently unknown and unidentified corporation) ATTORNEY for WOODBURY HEIGHTS and/or JIM DOE (s)(1-100)(a fictitious name for a presently unknown and unidentified individual) MAYOR for WOODBURY HEIGHTS and/or KEN DOE (s)(1-100)(a fictitious name for a presently unknown and unidentified individual) GLOUCESTER COUNTY and/or DEF CORPORATION (1-100)(a fictitious name for a presently unknown an unidentified corporation) SAMUEL J. LEONE, COUNTY COUNSEL and/or SAM DOE (s)(1-100)(a fictitious name for a presently unknown and unidentified individual) DEPARTMENT OF LAW and PUBLIC SAFETY, STATE OF NEW JERSEY and/or GHI CORPORATION(1-

100)(a fictitious name for a presently unknown and unidentified corporation), Individually , jointly, severally and in the alternative for damages, interest, costs of suit and reasonable attorney's fees.

DATED: APRIL 22, 2013



DAVID S. ROCHMAN, ESQ.
Attorney for Plaintiff

JURY DEMAND

The plaintiff hereby demands a trial by jury.

DATED: APRIL 22, 2013

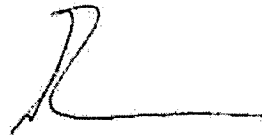


DAVID S. ROCHMAN, ESQ.
Attorney for Plaintiff

DESIGNATION OF TRIAL COUNSEL

PLEASE TAKE NOTICE that pursuant to Rule 4:25-4, DAVID S. ROCHMAN, ESQUIRE, is hereby designated as trial counsel on behalf of the plaintiff, RICHARD MCBURNETT.

DATED: APRIL 22, 2013



DAVID S. ROCHMAN, ESQUIRE
Attorney for Plaintiff

DEMAND FOR DISCOVERY

Pursuant to Rule 4:17-4(c), demand is hereby made for copies of all interrogatory answers, documents and other discovery served or received in this matter.

DATED: APRIL 22, 2013


DAVID S. ROCHMAN, ESQ.
Attorney for Plaintiff

DEMAND FOR ANSWERS TO FORM "C and FORM "C(1)" UNIFORM INTERROGATORIES

Demand is hereby made that all Defendants provide certified Answers to Uniform Interrogatories within the time and in the manner prescribed by law, as follows:

FORM "C" and FORM "C(1)" UNIFORM INTERROGATORIES, as set forth in Appendix II of the New Jersey Court Rules.

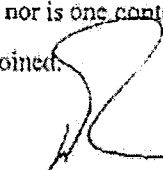
DATED: APRIL 22, 2013


DAVID S. ROCHMAN, ESQ.
Attorney for Plaintiff

CERTIFICATION

Pursuant to New Jersey Rule of Court 4:5-1, it is hereby certified that, to the best of my knowledge, there are no other pending actions or proceedings in any court, nor are there any arbitration actions proceeding currently, nor is one contemplated and I do not presently know the entity of any other party who should be joined.

DATED: APRIL 22, 2013


DAVID S. ROCHMAN, ESQUIRE
Attorney for Plaintiff