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OCT 27 2014

LEGAL DEPARTMENT

Brach Eichler L.L.C.
101 Eisenhower Parkway
Roseland, New Jersey 07068-1067
(973) 228-5700
Anthony M. Juliano (Attorney No. 202000)
Attorneys for Plaintiffs

AMIR MOORE and DENISE
ADER,

Plaintiffs,

vs.

CATHRINA "TRINA" MCNEIL,
TAMIA ANDERSON, JOHN DOE
a/k/a "SANDMAN," JOHN DOE
a/k/a "MUTHA," MARK
HAWTHORNE, TOWNSHIP OF
IRVINGTON, and TOWNSHIP OF
IRVINGTON POLICE
DEPARTMENT,

Defendants.

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION: ESSEX COUNTY

DOCKET NO.: ESX-L-6946-14

Civil Action

SUMMONS

The State of New Jersey, to the Above Named Defendants:

Township of Irvington

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. (A directory of the addresses of each deputy clerk of the Superior Court is available in the Civil Division Management Office in the county listed above and online at http://www.judiciary.state.nj.us/pro_se/10153_deputyclerklawref.pdf.) 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, P.O. Box 971, Trenton, NJ 08625-0971. A filing fee payable to the Treasurer, State of New Jersey 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 of \$135 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 or the Legal Services of New Jersey Statewide Hotline at 1-888-LSNJ-LAW (1-888-576-5529). 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 directory with contact information for local Legal Services Offices and Lawyer Referral Services is available in the Civil Division Management Office in the county listed above and online at http://www.judiciary.state.nj.us/pro_se/10153_deputyclerklawref.pdf.

DATED: October 9, 2014

s/s Michelle M. Smith
Michelle M. Smith

Name of Defendant to be served: Township of Irvington

Address for Service: 1 Civic Square
Irvington, NJ 07111

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AMIR MOORE and DENISE
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CATHRINA "TRINA" MCNEIL,
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COMPLAINT AND DEMAND FOR JURY TRIAL

Plaintiffs, Amir Moore and Denise Ader ("Plaintiffs"), by and through their attorneys Brach Eichler L.L.C., by way of Complaint against Defendants Cathrina "Trina" McNeil, Tamia Anderson, John Doe a/k/a "Sandman," John Doe a/k/a "Mutha," Mark Hawthorne, the Township of Irvington, and the Township of Irvington Police Department (collectively "Defendants"), state:

THE PARTIES

1. At the time of the incident, Plaintiff Amir Moore resided at 66 Ellis Avenue, 2nd Floor, Irvington, New Jersey.
2. At the time of the incident, Plaintiff Denise Ader resided at 66 Ellis Avenue, 2nd Floor, Irvington, New Jersey.
3. Upon information and belief, at all times relevant to this action, Defendant Cathrina "Trina" McNeil resided at 66 Ellis Avenue, 3rd Floor, Irvington, New Jersey.
4. Upon information and belief, at all times relevant to this action, Defendant Tamia Anderson resided at 66 Ellis Avenue, 3rd Floor, Irvington, New Jersey.
5. Upon information and belief, at all times relevant to this action, Defendant John Doe a/k/a "Sandman," is an unknown person with an unknown address.
6. Upon information and belief, at all times relevant to this action, Defendant John Doe a/k/a "Mutha," is an unknown person with an unknown address.
7. Upon information and belief, at all times relevant to this action, Defendant Mark Hawthorne, resided at 341 Nesbit Terrace, Irvington, New Jersey.
8. Upon information and belief, at all times relevant to this action, Defendant Mark Hawthorne was the owner of the real property located at 66 Ellis Avenue, Township of Irvington, Essex County, New Jersey (the "Premises").
9. Upon information and belief, at all times relevant to this action, Defendant Township of Irvington is a New Jersey Township, with its principal place of business at 1 Civic Square, Irvington, Essex County, New Jersey.
10. Upon information and belief, at all times relevant to this action, Defendant Township of Irvington Police Department maintains a principal place of business at 1 Civic Square, Irvington, Essex County, New Jersey.

11. At all times relevant to this action, Defendant Mark Hawthorne, individually and/or through certain mutual arrangements or agreements, as well as by and through the acts and/or omissions of his agents, servants and/or employees, was responsible for the maintenance, supervision, possession and/or control and upkeep of the Premises.

12. At all times relevant to this action, Defendant Township of Irvington, individually and/or through certain mutual arrangements or agreements, as well as by and through the acts and/or omissions of its agents, servants and/or employees, was responsible for the maintenance, supervision, possession and/or control and upkeep of the street lamps in the general area of the Premises.

13. At all times relevant to this action, Defendant Township of Irvington Police Department, individually and/or through certain mutual arrangements or agreements, as well as by and through the acts and/or omissions of its agents, servants and/or employees, was responsible for the general welfare of persons, including the Plaintiffs, within the Township of Irvington.

FACTS COMMON TO ALL COUNTS

14. Plaintiffs repeat and reiterate all prior allegations as if set forth in full herein.

15. On November 14, 2012, the Plaintiffs were present in their apartment at the Premises.

16. On the same date, Defendants Cathrina "Trina" McNeil, Tamia Anderson, and John Doe a/k/a "Sandman" forcibly entered Plaintiffs' apartment and physically assaulted Plaintiffs.

17. The Defendants' entry was aided by unsafe and inadequate doors and door locks within the Plaintiffs' apartment.

18. Plaintiffs were able to get Defendants out of the apartment and lock the doors. Shortly thereafter, however, Defendants Cathrina "Trina" McNeil, Tamia Anderson, and John Doe a/k/a "Sandman" again forcibly entered Plaintiffs apartment by kicking open the front and rear doors to the apartment.

19. The Defendants' entry was aided by unsafe and inadequate doors and door locks within the Plaintiffs' apartment.

20. Plaintiff Ader retreated to the bedroom and locked the door, seeking safety. Shortly thereafter, however, Defendants Cathrina "Trina" McNeil, Tamia Anderson, and John Doe a/k/a "Sandman" forcibly entered the bedroom by kicking open the bedroom door.

21. The Defendants' entry was aided by unsafe and inadequate doors and door locks within the Plaintiffs' apartment.

22. Defendants Cathrina "Trina" McNeil, Tamia Anderson, and John Doe a/k/a "Sandman" continued to physically assault and beat the Plaintiffs in the Plaintiffs apartment.

23. The physical assault continued until someone yelled the police had arrived, at which time Defendants Cathrina "Trina" McNeil, Tamia Anderson, and John Doe a/k/a "Sandman" fled the Plaintiffs' apartment.

24. The Plaintiffs left their apartment in an attempt to get to the local McDonald's to call the police. Plaintiffs could not call the police from their apartment because Defendants Cathrina "Trina" McNeil, Tamia Anderson, and John Doe a/k/a "Sandman" ripped out the land line phone, and took both Plaintiffs' cell phones during the assault.

25. Plaintiff Moore was able to run to the local McDonald's. Plaintiff Ader, however, was again confronted by Defendants Tamia Anderson, and John Doe a/k/a "Mutha" in the street outside the Premises.

26. There were no working street lamps in the area around the Premises, creating an unsafe condition.

27. Defendants Tamia Anderson, and John Doe a/k/a "Mutha" physically assaulted Plaintiff Ader in the dark street, and threatened to stab her if she did not give them per purse.

28. The physical assaults of Plaintiffs eventually concluded and the Irvington Police were called.

29. Plaintiff Moore was hospitalized as a result of the injuries sustained in the assault.

30. Plaintiff Ader was prohibited from returning to her apartment at the Premises by the Irvington Police Department, as they advised the apartment was an active crime scene and would be sealed.

31. Plaintiffs were forced to seek other accommodations.

32. In the following days, Plaintiffs repeatedly contacted Defendants Mark Hawthorne and the Irvington Police Department seeking entry to their apartment so that they could recover their personal belongings. Plaintiffs received no response for a lengthy period of time.

33. It ultimately became known to the Plaintiffs that the apartment was not sealed by the Irvington Police Department, and all of their personal belongings were lost.

FIRST COUNT

34. Plaintiffs repeat and reiterate all prior allegations as if set forth in full herein.

35. Defendants Cathrina "Trina" McNeil, Tamia Anderson, John Doe a/k/a "Sandman," and John Doe a/k/a "Mutha" intentionally assaulted Plaintiffs with intent to cause serious bodily harm and damage.

36. As a direct and proximate result of the intentional, reckless, negligent and carelessness of the Defendants as aforesaid, the Plaintiffs sustained serious and permanent personal injuries.

37. As a direct and proximate result of the intentional, reckless, negligent and carelessness of the Defendants as aforesaid, the Plaintiffs were caused to sustain severe and serious injuries to their bodies which further caused them to sustain significant medical expense, and caused them to suffer severe and excruciating pain. Upon information and belief, Plaintiffs' injuries are permanent in nature.

38. As a direct and proximate result of the intentional, reckless, negligent and carelessness of the Defendants as aforesaid, the Plaintiffs suffered lost and damaged property; lost wages; were prevented from undertaking their normal daily tasks, as well as participating in activities enjoyed by others like situated in life, all of which has prevented them from enjoying the normal fruits of existence, both socially and economically.

WHEREFORE, Plaintiffs demand judgment against the Defendants for economic and non-economic damages, punitive damages, pre and post judgment interest, costs of suit, and whatever other relief the court deems proper.

SECOND COUNT

39. Plaintiffs repeat and reiterate all prior allegations as if set forth in full herein.

40. Defendant Mark Hawthorne was negligent, reckless, and careless in failing to adequately maintain, supervise, and/or control and upkeep the Premises, including but not limited to, allowing insufficient doors and door locks in the Premises.

41. Upon information and belief, the Premises received numerous and repeated building code violations from the Township of Irvington.

42. As a direct and proximate result of the reckless, negligent and carelessness of the Defendant as aforesaid, the Plaintiffs sustained serious and permanent personal injuries.

43. As a direct and proximate result of the reckless, negligent and carelessness of the Defendant as aforesaid, the Plaintiffs were caused to sustain severe and serious injuries to their bodies which further caused them to sustain significant medical expense, and caused them to suffer severe and excruciating pain. Upon information and belief, Plaintiffs' injuries are permanent in nature.

44. As a direct and proximate result of the reckless, negligent and carelessness of the Defendant as aforesaid, the Plaintiffs suffered lost and damaged property; lost wages; were prevented

from undertaking their normal daily tasks, as well as participating in activities enjoyed by others like situated in life, all of which has prevented them from enjoying the normal fruits of existence, both socially and economically.

WHEREFORE, Plaintiffs demand judgment against the Defendant for economic and non-economic damages, pre and post judgment interest, costs of suit, and whatever other relief the court deems proper.

THIRD COUNT

45. Plaintiffs repeat and reiterate all prior allegations as if set forth in full herein.

46. Defendant Township of Irvington was negligent, reckless, and careless in failing to adequately maintain, supervise, and/or control and upkeep the street lamps in the general area of the Premises, including but not limited to, allowing the street lamps to remain non functioning for extended periods of time.

47. As a direct and proximate result of the reckless, negligent and carelessness of the Defendant as aforesaid, the Plaintiffs sustained serious and permanent personal injuries.

48. As a direct and proximate result of the reckless, negligent and carelessness of the Defendant as aforesaid, the Plaintiffs were caused to sustain severe and serious injuries to their bodies which further caused them to sustain significant medical expense, and caused them to suffer severe and excruciating pain. Upon information and belief, Plaintiffs' injuries are permanent in nature.

49. As a direct and proximate result of the reckless, negligent and carelessness of the Defendant as aforesaid, the Plaintiffs suffered lost and damaged property; lost wages; were prevented from undertaking their normal daily tasks, as well as participating in activities enjoyed by others like situated in life, all of which has prevented them from enjoying the normal fruits of existence, both socially and economically.

WHEREFORE, Plaintiffs demand judgment against the Defendant for economic and non-economic damages, pre and post judgment interest, costs of suit, and whatever other relief the court deems proper.

FOURTH COUNT

50. Plaintiffs repeat and reiterate all prior allegations as if set forth in full herein.

51. Defendant Township of Irvington Police Department was negligent, reckless, and careless in failing to allow Plaintiffs to enter their apartment after the assault to secure their personal property, causing Plaintiffs' personal property to be lost.

52. Defendant Township of Irvington Police Department was negligent, reckless, and careless in failing to adequately seal and secure the Premises as they assured Plaintiffs they would, causing Plaintiffs' personal property to be lost.

53. As a direct and proximate result of the reckless, negligent and carelessness of the Defendant as aforesaid, the Plaintiffs suffered lost and damaged property.

WHEREFORE, Plaintiffs demand judgment against the Defendant for economic damages, pre and post judgment interest, costs of suit, and whatever other relief the court deems proper.

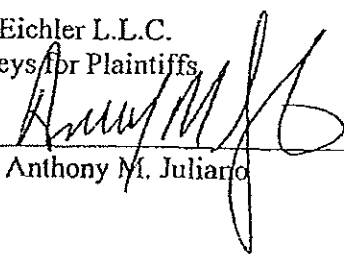
JURY DEMAND

Please take notice that Plaintiffs demand a trial by jury as to all issues.

DESIGNATION OF TRIAL COUNSEL

Pursuant to Court Rule 4:25-4, Anthony M. Juliano, Esq. is hereby designated as trial counsel for plaintiffs in this matter.

Brach Eichler L.L.C.
Attorneys for Plaintiffs

BY: 

Anthony M. Juliano

Dated: September 29, 2014

CERTIFICATION PURSUANT TO RULE 4:5-1

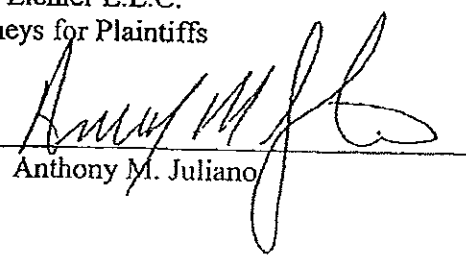
I, ANTHONY M. JULIANO, do hereby certify that:

1. I am an attorney at law of the State of New Jersey and counsel to Brach Eichler L.L.C., attorneys for the Plaintiffs named herein.

2. Upon information and belief, the matter in controversy is not the subject of any other action pending in any court or of a pending arbitration proceeding, and no other action or arbitration proceeding is contemplated. At this time, the Plaintiffs know of no other party who should be joined in this action.

I HEREBY 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.

Brach Eichler L.L.C.
Attorneys for Plaintiffs

BY: 

Anthony M. Juliano

Dated: September 29, 2014

DEMAND FOR INTERROGATORY ANSWERS

Pursuant to R. 4:17-1 (b) (ii), the Plaintiffs hereby demand that the Defendants answer the Uniform Interrogatories listed in Form C and also Form C(2) of Appendix II of the Rules of Court.

DEMAND FOR DISCOVERY OF INSURANCE COVERAGE

Pursuant to New Jersey Court Rule 4:10-2(b), demand is made that the Defendants disclose to Plaintiffs' attorney whether or not there are any insurance agreements or policies under which any person or firm carrying on an insurance business may be liable to satisfy part or

all of a judgment which may be entered in this action or indemnify or reimburse for payments made to satisfy the judgment and provide Plaintiffs' attorney with true copies of those insurance agreements or policies, including, but not limited to, any and all declaration sheets. This demand shall include and cover not only primary coverage, but also any and all excess, catastrophe and umbrella policies.

DEMAND FOR PRODUCTION OF DOCUMENTS

PLEASE TAKE NOTICE that in accordance with the R. 4:18-1 of the Rules Governing the Court of the State of New Jersey, Plaintiffs hereby requests that Defendants produce within thirty (30) days of receipt hereof, copies of the documents described herein and deliver same to the Plaintiffs.

DEFINITIONS AND INSTRUCTIONS

(a) These requests are intended to be continuing and you are instructed to make prompt, further and supplemental production whenever an additional document is discovered responsive hereto.

(b) If any document called for by these request is withheld on the ground that it is privileged, constitutes attorney work product, or is for any other reason exempt from discovery, set forth the ground or grounds for withholding such documents, its present location and custodian and such additional information as may be required to enable it to be identified and to enable the Court to adjudicate the propriety of the withholding, including but not limited to the type of documents, its date, author(s), addresses(s), if different its recipient(s), and its general subject matter.

(c) Documents produced in response to these requests shall be produced in such a manner so as to identify the specific request to which they relate.

(d) As used herein, the term "document" means, by way of illustration and not by way of limitation, the following items, whether printed or records or reproduced by any other mechanical process, written produced by hand, produced or stored in a computer, regardless of origin or

location: books, records, communications, reports, correspondence, letters, telegrams, memoranda, summaries or records of telephone conversations, summaries or records of personal conversations or interviews, applications, booklets, brochures, catalogues, circulars, magazines, pamphlets, periodicals, bulletins, instructions, minutes, other communications (including, but not limited to, inter- and intra-office communications), purchase orders, bills of lading, bid tabulations, questionnaires, surveys, contracts, agreements, options to purchase, memoranda of agreements, licenses, books of account, orders invoices, statements, bills, checks, vouchers, ledger sheets, accounts, journals, canceled checks, bank statements, bank passbooks, confirmations, statements of accounts, analysis, diaries, graphs, notebooks, charts, tables, working papers, plans, indices, summaries or records of meetings or conferences, summaries or reports of investigations or negotiations, opinions or reports of accountants or consultants, data sheets, data processing cards, photographs, photographic negatives, phone-records, tape recordings, discs, wire recordings, transcripts of recordings, drawings, motion picture film, advertisements, press releases, drafts, and marginal comments appearing on any such documents, all other written or printed matter of any kind or any other and all other data compilations from which information can be obtained and translated if necessary.

(e) As used herein, the term, "person" means an individual, firm, partnership, corporation, proprietorship, association, governmental body, or any other organization or entity.

(f) As used herein, any term in the singular shall be deemed to include the plural where appropriate and vice versa.

(g) As used herein, all terms including "and" and "or" shall be construed either conjunctively or disjunctively as required by the context to include the response any document that might be deemed non-responsive by any other construction.

(h) As used herein, "communication" means any written or verbal communication or other statement from one person to another, including, but not limited to, any letter, interview, conference, meeting or telephone conversation.

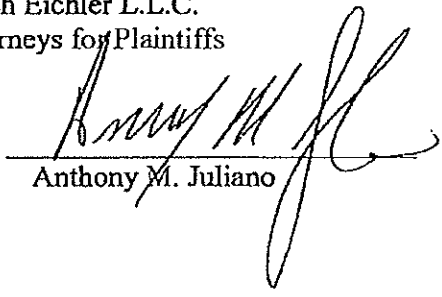
DOCUMENTS TO BE PRODUCED

1. Any and all written statements, as well as oral statements reduced to writing, of any and all other parties to this action.
2. Any and all written statements or oral statements reduced to writing of any/all witnesses to any aspects of the incident complained of, as well as of any aspects of Plaintiffs' claims.
3. Copies of all videos, photographs, motion pictures, charts, sketches, illustrations, diagrams and/or pictures relating to the incident complained of, as well as any and all aspects of the Plaintiffs' claim.
4. Copies of any and all written reports and/or oral reports reduced to writing, which in any way concerns the subject incident, and/or any/all claims of the Plaintiffs, made to/by a police official/department and/or any governmental authority.
5. Copies of all documents and any other information obtained through subpoenas, and/or medical authorizations signed by the Plaintiffs.
6. Any and all photographs, charts, drawings, motion pictures, videos and/or surveillance reports of the Plaintiffs.
7. Copy of the Curriculum Vitae of each proposed expert witness of Defendants.
8. The name and address and title of each agent, servant and/or employee of any and all of Defendants' medical experts who were are present during any/all examinations and/or interviews or any other aspects of defense medical/psychiatric examinations of the Plaintiffs.

9. Any and all intake sheets, patient questionnaire forms or other documents filled out and/or completed or drafted pursuant to any and all defense examinations of the Plaintiffs, taken or to be taken in this matter.
10. Clear and complete copies of any and all reports of any and all defense experts, whether or not intended to be called at the time of trial.
11. Any and all documents regarding or relating to any other injuries, illnesses, medical conditions and/or psychiatric conditions sustained by the Plaintiffs, whether before or after the date of the incident complained of.
12. Any and all documents, including but not limited to, photographs, videos, films, diagrams and/or sketches in your possession, custody and/or control that refer or relate in any way to Plaintiffs' physical condition on or after the date of the incident complained of.
13. Any and all records, reports, and/or other documents upon which either defendant will rely upon at the time of trial.
14. Any and all photographs, and/or videotapes depicting the location of the accident as described in the complaint.
15. Copy of any and all Lease Agreements or other contracts between the Parties.

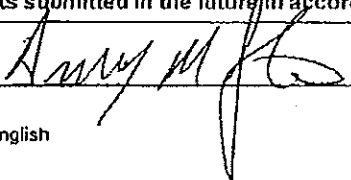
Brach Eichler L.L.C.
Attorneys for Plaintiffs

BY:


Anthony M. Juliano

Dated: September 29, 2014

Appendix XII-B1

	CIVIL CASE INFORMATION STATEMENT (CIS) 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		FOR USE BY CLERK'S OFFICE ONLY PAYMENT TYPE: ☐ CK ☐ CG ☐ CA CHG/CK NO. AMOUNT: OVERPAYMENT: BATCH NUMBER:	
	ATTORNEY/PRO SE NAME Anthony M. Juliano		TELEPHONE NUMBER (973) 403-3154	COUNTY OF VENUE Essex L6946-14
	FIRM NAME (if applicable) Brach Eichler LLC		DOCKET NUMBER (when available)	
	OFFICE ADDRESS 101 Eisenhower Parkway Roseland, NJ 07068		DOCUMENT TYPE Complaint	
			JURY DEMAND ☒ Yes ☐ No	
NAME OF PARTY (e.g., John Doe, Plaintiff) Amir Moore and Denise Ader		CAPTION Moore, et al. v. McNeil, et al.		
CASE TYPE NUMBER (See reverse side for listing) 605	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		
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 ZOMETA/AREOIA | 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

ESSEX COUNTY - CIVIL DIVISION
SUPERIOR COURT OF NJ
465 MARTIN LUTHER KING JR BLVD
NEWARK NJ 07102

COURT TELEPHONE NO. (973) 693-5529
COURT HOURS 8:30 AM - 4:30 PM

TRACK ASSIGNMENT NOTICE

DATE: OCTOBER 02, 2014
RE: MOORE VS MCNEIL
DOCKET: ESX L -006946 14

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 MICHELLE HOLLAR-GREGORY

IF YOU HAVE ANY QUESTIONS, CONTACT TEAM 001
AT: (973) 693-6462 EXT 6528.

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: ANTHONY M. JULIANO
BRACH EICHLER LLC
101 EISENHOWER PARKWAY
ROSELAND NJ 07068-1032

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LAW OFFICES OF WALTER M. LUERS, LLC
 Suite C203
 23 West Main Street
 Clinton, New Jersey 08809
 Telephone: 908.894.5656
 Counsel for Plaintiff

LEGAL DEPARTMENT

12DEC10PM 1:38

IRVINGTON CLERK'S OFFICE

BLANCA CARROLL, Plaintiff, v. TOWNSHIP OF IRVINGTON, HAROLD E. WIENER in his official capacity as Municipal Clerk and Records Custodian, and JOSEPH J. SANTIAGO in his official capacity as Police Director, Defendants.	SUPERIOR COURT OF NEW JERSEY LAW DIVISION: ESSEX COUNTY DOCKET NO. ESX-L-008209-12 CIVIL ACTION SUMMONS
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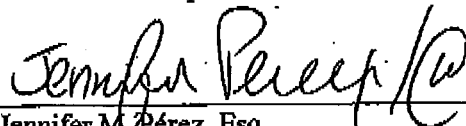
**FROM THE STATE OF NEW JERSEY
 TO THE DEFENDANTS NAMED ABOVE:**

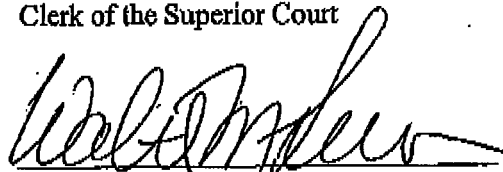
The plaintiff, named above, has filed a lawsuit against you in the Superior Court of New Jersey. The complaint attached to this summons states the basis for this lawsuit. If you dispute this complaint, you or your attorney must file a written answer or motion and proof of service with the deputy clerk 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, P.O. Box 971, Trenton, NJ 08625-0971. A filing fee payable to the Treasurer, State of New Jersey 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 of \$135.00 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.


Jennifer M. Pérez, Esq.
Clerk of the Superior Court


Walter M. Lucers, Esq.

DATED: December 10, 2012

Name and Address of Defendants to be Served:

**Township of Irvington
Municipal Building
Civic Square
Irvington, New Jersey 07111**

**Harold E. Weiner, Clerk
Township of Irvington
Municipal Building
Civic Square
Irvington, New Jersey 07111**

**Joseph J. Santiago
Police Director
Municipal Building
Civic Square
Irvington, New Jersey 07111**

**Directory of Superior Court Deputy Clerk's Offices
County Lawyer Referral and Legal Services Offices****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
Civil Division, Room 115
Justice Center, 10 Main St.
Hackensack, NJ 07601

LAWYER REFERRAL

(201) 488-0044
LEGAL SERVICES
(201) 487-2166

BURLINGTON COUNTY:

Deputy Clerk of the Superior Court
Central Processing Office
Attn: Judicial Intake
First Fl., Courts Facility
49 Rancocas Rd.
Mt. Holly, NJ 08060

LAWYER REFERRAL

(609) 261-4862
LEGAL SERVICES
(800) 496-4570

CAMDEN COUNTY:

Deputy Clerk of the Superior Court
Civil Processing Office
Hall of Justice
1st Fl., Suite 150
101 South 5th Street
Camden, NJ 08103

LAWYER REFERRAL

(856) 964-4520
LEGAL SERVICES
(856) 964-2010

CAPE MAY COUNTY:

Deputy Clerk of the Superior Court
9 N. Main Street
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
60 West Broad Street
P.O. Box 10
Bridgeton, NJ 08302

LAWYER REFERRAL

(856) 696-5550
LEGAL SERVICES
(856) 691-0494

ESSEX COUNTY:

Deputy Clerk of the Superior Court
Civil Customer Service
Hall of Records, Room 201
465 Dr. Martin Luther King Jr. Blvd.
Newark, NJ 07102

LAWYER REFERRAL

(973) 622-6204
LEGAL SERVICES
(973) 624-4500

GLOUCESTER COUNTY:

Deputy Clerk of the Superior Court
Civil Case Management Office
Attn: Intake
First Fl., Court House
1 North Broad Street
Woodbury, NJ 08096

LAWYER REFERRAL

(856) 848-4589
LEGAL SERVICES
(856) 848-5360

HUDSON COUNTY:

Deputy Clerk of the Superior Court
Superior Court, Civil Records Dept.
Brennan Court House--1st Floor
583 Newark Ave.
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 08822

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,
Middlesex Vicinage
2nd Floor - Tower
56 Paterson Street, 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
Court House
P.O. Box 1269
Freehold, NJ 07728-1269

LAWYER REFERRAL

(732) 431-5544
LEGAL SERVICES
(732) 866-0020

MORRIS COUNTY:

Morris County Courthouse
Civil Division
Washington and Court Streets
P. O. Box 910
Morristown, NJ 07963-0910

LAWYER REFERRAL

(973) 267-5882
LEGAL SERVICES
(973) 285-6911

OCEAN COUNTY:

Deputy Clerk of the Superior Court
118 Washington Street, Room 121
P.O. Box 2191
Toms River, NJ 08754-2191

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) 523-2900

SALEM COUNTY:

Deputy Clerk of the Superior Court
Attn: Civil Case Management Office
92 Market Street
Salem, NJ 08079

LAWYER REFERRAL

(856) 935-5629
LEGAL SERVICES
(856) 451-0003

SOMERSET COUNTY:

Deputy Clerk of the Superior Court
Civil Division
P.O. Box 3000
40 North Bridge Street
Somerville, N.J. 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

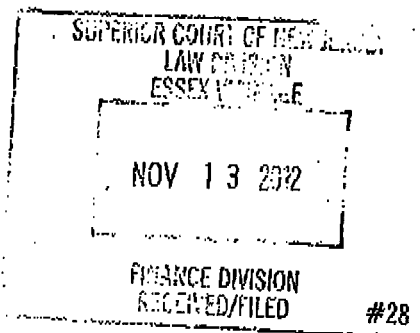
WARREN COUNTY:

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

LAW OFFICE OF WALTER M. LUERS, LLC
 Suite C203
 23 West Main Street
 Clinton, New Jersey 08809
 Telephone: 908.894.5656
 Attorneys for Plaintiff



BLANCA CARROLL, Plaintiff, v. TOWNSHIP OF IRVINGTON, HAROLD E. WIENER in his official capacity as Municipal Clerk and Records Custodian, and JOSEPH J. SANTIAGO in his official capacity as Police Director Defendants.	SUPERIOR COURT OF NEW JERSEY LAW DIVISION: ESSEX COUNTY DOCKET NO. <u>ESX-L-8209-12</u> CIVIL ACTION VERIFIED COMPLAINT IN LIEU OF PREROGATIVE WRITS
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Plaintiff Blanca Carroll, through her undersigned counsel Law Offices of Walter M. Luers, LLC, complaining of the Defendants, alleges as follows:

1. This is an action alleging a violation of the Open Public Records Act, *N.J.S.A. 47:1A-1, et seq.* ("OPRA") and the common law right of access.
2. This action is being brought because the Defendants have denied access to a settlement agreement and police records requested by the Plaintiff.

THE PARTIES

3. Plaintiff Blanca Carroll resides at 13 Bolton Court, Somerset, New Jersey 08873. (Her request was made under the name of Blanca Belyk, Plaintiff recently changed her name).
4. Defendant Township of Irvington is a municipal body corporate and public of the State of New Jersey and is a political subdivision of the State of New

Jersey. Irvington's principal place of business is Municipal Building, Civic Square, Irvington, New Jersey 07111.

5. Defendant Township of Irvington is a "public agency" as the term is defined by OPRA, *N.J.S.A. 47:1A-1.1*.

6. Defendant Harold E. Weiner is the Clerk of the Township of Irvington and is a "Custodian of a government record" as that term is defined by *N.J.S.A. 47:1A-1.1*. Weiner's principal place of business is Municipal Building, Civic Square, Irvington, New Jersey 07111.

7. Joseph J. Santiago is the Police Director of the Police Department of the Township of Irvington and is the person who denied access to the documents at issue. Santiago's principal place of business is Municipal Building, Civic Square, Irvington, New Jersey 07111.

JURISDICTION AND VENUE

8. The Court has subject matter jurisdiction of this action pursuant to *N.J.S.A. 47:1A-6* and the common law.

9. Venue is proper in this court pursuant to *R. 4:3-2(a)(2)* because all of the relevant events occurred in Essex County and the Defendants' principal place of business is located in Essex County.

FACTUAL ALLEGATIONS

10. On July 30, 2012, Plaintiff submitted a written OPRA request to Defendants, which was received by the Irvington Clerk's Office on July 31, 2012.

11. In that July 30, 2012 OPRA request, Plaintiff requested copies of the following documents: (1) the settlement agreement or release in *Holmes-Stuckey v.*

Township of Irvington, Federal Case No. 2:11-cv-00018-WJM-MF; (2) all incident reports for an incident on July 10, 2009 when Irvington Township Police Officer Sampson entered Holmes-Stuckey's home and bedroom without a warrant and while she was in a "state of nakedness;" and (3) all "uniform arrest reports" relating to the same incident.

12. After a series of communications between Plaintiff and Defendants, none of the documents requested by Plaintiff had been produced, resulting in a deemed denial because more than seven business days had passed since Defendants received Plaintiff's OPRA request.

13. In a memorandum dated September 17, 2012, Defendant Santiago denied access to the requested records, claiming that Plaintiff had given Defendants insufficient information to locate the requested records.

14. The records requested by Plaintiff are "public records" as defined by the Open Public Records Act and the common law right of access.

15. Plaintiff has a legitimate private interest and a wholesome public interest in accessing these documents.

16. Defendants have no legitimate interest in maintaining the confidentiality of the requested documents. Defendants' interests do not outweigh the Plaintiff's interest in obtaining the documents.

COUNT I: VIOLATION OF OPRA

17. The Plaintiff repeats and incorporates by reference each and every allegation contained in paragraphs 1-16 of the Plaintiff's complaint as though fully set forth at length herein.

18. The Defendants have violated OPRA by not providing copies of the documents requested by Plaintiff.

COUNT II: VIOLATION OF COMMON LAW RIGHT OF ACCESS

19. Plaintiff repeats and incorporates by reference each and every allegation contained in paragraphs 1-18 of the Plaintiff's complaint as though fully set forth at length herein.

20. Plaintiff has a common law right of access to receive a copy of the documents requested by her on July 30, 2012.

21. Plaintiff has a legitimate private interest and wholesome public interest in the requested records.

22. Defendants have no legitimate interest in maintaining the secrecy of the requested settlement agreement, incident reports and uniform arrest reports. Therefore, the Defendants have violated Plaintiff's common law right of access.

WHEREFORE, Plaintiff respectfully requests that this Court enter judgment against the Defendants:

A. Ordering Defendants to immediately disclose to Plaintiff copies of all uniform arrest reports and incident reports arising out of the incident of July 10, 2009 involving Irvington Police Officer Sampson and Holmes-Stuckey, and the settlement agreement in Holmes-Stuckey v. Township of Irvington;

B. Awarding Plaintiff costs and reasonable attorneys' fees; and

C. For such other or further relief as this Court deems just and equitable.

CERTIFICATION PURSUANT TO R. 4:5-1

I certify that the dispute about which I am suing is not the subject of any other action pending in any other court or a pending arbitration proceeding to the best of my knowledge and belief. Also, to the best of my knowledge and belief no other action or arbitration proceeding is contemplated. Further, other than the parties set forth in this complaint, I know of no other parties that should be made a part of this lawsuit. In addition, I recognize my continuing obligation to file and serve on all parties and the Court an amended certification if there is a change in the facts stated in this original certification.

CERTIFICATION PURSUANT TO R. 1:38-7(b)

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.

CERTIFICATION PURSUANT TO R. 4:69-4

I certify that no transcript of proceedings below exists, as this is a direct appeal from the agency's denial of access to records.

DESIGNATION OF TRIAL COUNSEL

Pursuant to R. 4:25-4, Walter M. Luers, Esq. is designated as trial counsel on behalf of Plaintiff.

Respectfully Submitted,

LAW OFFICE OF WALTER M. LUERS, LLC

DATED: November 5, 2012

By:



Walter M. Luers, Member
Suite C203
23 West Main Street
Clinton, New Jersey 08809
Telephone: 908.894.5656

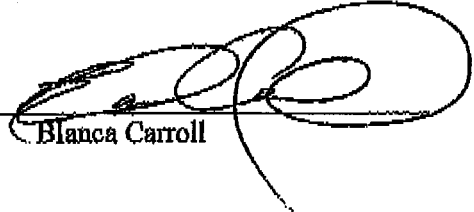
VERIFICATION

Blanca Carroll, of full age, certifies as follows:

1. I am the Plaintiff in the action captioned "Blanca Carroll v. Township of Irvington, et al." All of the facts stated in the verified complaint to which this Verification is attached are true, and as to those facts that are alleged on information and belief in those paragraphs, I believe those facts to be true.

2. 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.

Dated: November 5, 2012



Blanca Carroll

ESSEX COUNTY - CIVIL DIVISION
SUPERIOR COURT OF NJ
465 MARTIN LUTHER KING JR BLVD
NEWARK NJ 07102

COURT TELEPHONE NO. (973) 693-5529
COURT HOURS

TRACK ASSIGNMENT NOTICE

DATE: NOVEMBER 14, 2012
RE: CARROL VS TOWNSHIP OF IRVINGTON
DOCKET: ESX L -008209 12

THE ABOVE CASE HAS BEEN ASSIGNED TO: TRACK 4.

DISCOVERY IS PRESUMPTIVELY 450 DAYS BUT MAY BE ENLARGED OR SHORTENED BY THE JUDGE AND RUNS FROM THE FIRST ANSWER OR 90 DAYS FROM SERVICE ON THE FIRST DEFENDANT, WHICHEVER COMES FIRST.

THE MANAGING JUDGE ASSIGNED IS: HON THOMAS R. VENA

IF YOU HAVE ANY QUESTIONS, CONTACT TEAM 001
AT: (973) 693-6462 EXT 6528.

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:

JUGGRED

LUERS WALTER M
23 WEST MAIN STREET
SUITE 203
CLINTON NJ 08809

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

CHK/CK NO.

AMOUNT:

OVERPAYMENT:

BATCH NUMBER:

ATTORNEY/PRO SE NAME

Walter M. Luers, Esq.

TELEPHONE NUMBER

(908) 894-5858

COUNTY OF VENUE

Essex

FIRM NAME (if applicable)

Law Offices of Walter M. Luers, LLC

DOCKET NUMBER (when available)

ESX-L 8209-12

OFFICE ADDRESS

Suite C203
23 West Main St.
Clinton, New Jersey 08809

DOCUMENT TYPE

Complaint

JURY DEMAND ☐ Yes ☒ No

NAME OF PARTY (e.g., John Doe, Plaintiff)

Blanca Carroll, Plaintiff

CAPTION

Blanca Carroll v. Township of Irvington, Harold E. Wiener, Municipal
Clerk and Records Custodian, and Joseph Santiago, Police Director,
Defendants.

CASE TYPE NUMBER (See reverse side for filing)

701

IS THIS A PROFESSIONAL MALPRACTICE CASE? ☐ YES ☒ NOIF 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
☐ FAMILIAL☐ FRIEND/NEIGHBOR
☐ BUSINESS☐ OTHER (explain)

DOES THE STATUTE GOVERNING THIS CASE PROVIDE FOR PAYMENT OF FEES BY THE LOSING PARTY?

☒ Yes ☐ NoUSE THIS SPACE TO ALERT THE COURT TO ANY SPECIAL CASE CHARACTERISTICS THAT MAY WARRANT INDIVIDUAL MANAGEMENT OR
ACCELERATED DISPOSITIONThis is an action under the Open Public Records Act, N.J.S.A. 47:1A-1, et seq., and it should proceed in a summary
manner.

NOV 13 2012

DO YOU OR YOUR CLIENT NEED ANY DISABILITY ACCOMMODATIONS?

☐ Yes ☒ NoIF YES, PLEASE IDENTIFY THE REQUESTED ACCOMMODATION
RECEIVED/FILED #28

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 1:30-7(b).

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 - 160 days' discovery

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

Track II - 300 days' discovery

- 305 CONSTRUCTION
- 609 EMPLOYMENT (other than CEPA or LAD)
- 609 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
- 618 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
- 606 COMPLEX COMMERCIAL
- 613 COMPLEX CONSTRUCTION
- 614 INSURANCE FRAUD
- 620 FALSE CLAIMS ACT
- 701 ACTIONS IN LIEU OF PREROGATIVE WRITS

Centrally Managed Litigation (Track IV)

- 285 STRYKER TRIDENT HIP IMPLANTS
- 288 PRUDENTIAL TORT LITIGATION
- 289 REGLAN
- 290 POMPTON LAKES ENVIRONMENTAL LITIGATION

- 281 PELVIC MESH/GYNECARE
- 282 PELVIC MESH/BARD
- 293 DEPUY ASR HIP IMPLANT LITIGATION
- 296 ALLODERM REGENERATIVE TISSUE MATRIX
- 623 PROPECIA

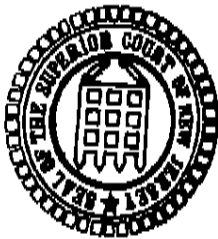
Mass Tort (Track IV)

- 268 HORMONE REPLACEMENT THERAPY (HRT)
- 271 ACCUTANE/ISOTRETINOIN
- 274 RISPERDAL/BEROQUEL/ZYPREXA
- 276 ZOMETHA/AREDIA
- 279 GADOLINIUM

- 281 BRISTOL-MYERS SQUIBB ENVIRONMENTAL
- 282 FOSAMAX
- 284 NUVARING
- 286 LEVAQUIN
- 287 YAZ/YASMIN/OCELLA
- 601 ASBESTOS

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



THE SUPERIOR COURT OF NEW JERSEY

Law Division, Special Civil Part

SMALL CLAIMS SUMMONS

YOU ARE BEING SUED!
IF YOU WANT THE COURT TO HEAR YOUR SIDE OF THIS CASE, YOU MUST APPEAR IN COURT. IF YOU DO NOT, THE COURT MAY RULE AGAINST YOU. READ ALL OF THIS PAGE AND THE NEXT PAGE FOR DETAILS.

In the attached complaint, the person suing you (who is called *the plaintiff*) briefly tells the court his or her version of the facts of the case and how much money he or she claims you owe. You are cautioned that if you do not come to court on the trial date to answer the complaint, you may lose the case automatically, and the court may give the plaintiff what the plaintiff is asking for, plus interest and court costs. If a judgment is entered against you, a Special Civil Part Officer may seize your money, wages or personal property to pay all or part of the judgment and the judgment is valid for 20 years.

You can do one or more of the following things:

1. *Come to court to answer the complaint.* You do not have to file a written answer, but if you dispute the complaint and want the court to hear your side of the case, you must appear in court on the date and at the time noted on the next page.

AND/OR

2. *Resolve the dispute.* You may wish to contact the plaintiff's lawyer, or the plaintiff if the plaintiff does not have a lawyer, to resolve this dispute. You do not have to do this unless you want to. This may avoid the entry of a judgment and the plaintiff may agree to accept payment arrangements, which is something that cannot be forced by the court. You will have to appear in court on the trial date unless a written agreement is reached and filed with the court.

AND/OR

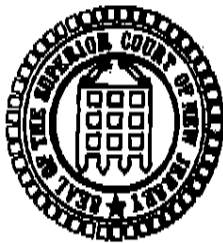
3. *Get a lawyer.* If you cannot afford to pay for a lawyer, free legal advice may be available by contacting Legal Services at _____. If you can afford to pay a lawyer but do not know one, you may call the Lawyer Referral Services of your local county Bar Association at _____.

If you need an interpreter or an accommodation for a disability, you must notify the court immediately.

La traducción al español se encuentra al dorso de esta página.

DEBRA DADIC

Clerk of the Special Civil Part



EL TRIBUNAL SUPERIOR DE NUEVA JERSEY
División de Derecho, Parte Civil Especial

**NOTIFICACIÓN DE DEMANDA DE
 RECLAMACIONES MENORES**

¡LE ESTÁN HACIENDO JUICIO!

SI UD. QUIERE QUE EL TRIBUNAL VEA SU VERSIÓN DE ESTA CAUSA TIENE QUE COMPARECER EN EL TRIBUNAL. SI NO COMPARECE, PUEDE SER QUE EL TRIBUNAL DICTAMINE EN SU CONTRA. PARA LOS DETALLES, LEA TODA ESTA PÁGINA Y LA QUE SIGUE.

En la demanda adjunta, la persona que le está haciendo juicio (que se llama *el demandante*) da al juez su versión breve de los hechos del caso y la suma de dinero que alega que Ud. le debe. **Se le advierte que si Ud. no viene al tribunal en la fecha del juicio, es posible que pierda la causa automáticamente y el tribunal puede dar al demandante lo que pide más intereses y costas.** Si se registra una decisión en contra de Ud., un Oficial de la Parte Civil (Special Civil Part Officer) puede embargar su dinero, salario o bienes muebles para pagar toda o parte de la adjudicación y la adjudicación tiene 20 años de vigencia.

Usted puede escoger entre las siguientes opciones:

1. *Venir al tribunal para contestar la demanda.* No hace falta que presente una contestación escrita, pero si Ud. disputa la demanda y quiere que el juez vea su versión de la causa, tiene que comparecer en el tribunal en la fecha y a la hora notadas en la página que sigue.

ADEMÁS, O DE LO CONTRARIO, USTED PUEDE

2. *Resolver la disputa.* Ud. posiblemente quiera comunicarse con el abogado del demandante, o el demandante si el demandante no tiene abogado, para resolver esta disputa. **No tiene que hacerlo si no quiere.** Esto puede evitar que se registre una adjudicación y puede ser que el demandante esté de acuerdo con aceptar un convenio de pago lo cual es algo que el juez no puede imponer. Tendrá que comparecer en el tribunal en la fecha del juicio a menos que se llegue a un acuerdo escrito que se registra en el tribunal.

ADEMÁS, O DE LO CONTRARIO, USTED PUEDE

3. *Conseguir un abogado.* Si Ud. no tiene dinero para pagar a un abogado, es posible que pueda recibir consejos legales gratuitos si se comunica con Servicios Legales (Legal Services) al _____. Si tiene dinero para pagar a un abogado pero no conoce ninguno puede llamar a Servicios de Recomendación de Abogados (Lawyer Referral Services) del Colegio de Abogados (Bar Association) de su condado local al _____.

Si necesita un intérprete o alguna acomodación para un impedimento, tiene que notificárselo inmediatamente al tribunal.

DEBRA DADIC

Secretario de la Parte Civil Especial

RECEIVED
APR 16 2012

FORM A
SMALL CLAIMS COMPLAINT (Contract, Security Deposit, Rent, or Tort)

LEGAL DEPARTMENT

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION, SPECIAL CIVIL PART
SMALL CLAIMS SECTION

Attorney for Plaintiff (if any) _____

Address _____

Telephone No. _____

Docket No. _____ County _____

(to be provided by the court)

From Plaintiff

Name _____

Address _____

Telephone No. _____

To Defendant

Name _____

Address _____

Telephone No. _____

**CIVIL ACTION
COMPLAINT**

Check One - See Instruction A for Form A

☐ Contract

☐ Security Deposit

☐ Rent

☐ Personal Injury or Property Damage (other than motor vehicle)

COMPLAINT (See Instruction B for form A)

Demand: \$ 3000.00 THOUSAND DOLLARS plus costs.

Type or print the reasons you, the Plaintiff(s), are suing the Defendant(s): Attach additional sheets if necessary.

1996 FORD Taurus \$3000. THOUSAND DOLLARS

TOWED FROM PRIVATE PARKING LOT

at IRVINGTON

101 UNION AVE IRVINGTON TEL. 973-399-6619

108 CHANCELLOR AVE IRVINGTON N.J.

IMPORTANT: Plaintiffs and defendants must bring all witnesses, photos, and documents, and other evidence to the hearing. Subpoena forms are available at the Clerk's office to require the attendance of witnesses.

At the trial Plaintiff will require:

An interpreter

☐ Yes

☒ No

Indicate Language: _____

An accommodation for disability

☐ Yes

☐ No

Indicate Disability: _____

I certify that the matter in controversy is not the subject of any other court action or arbitration proceeding, now pending or contemplated, and that no other parties should be joined in this action.

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).

Date

4/11/12

Your Signature

Robert Wilson
Your Name Typed or Printed

FORM B
SMALL CLAIMS SUMMONS AND RETURN OF SERVICE

Plaintiff or Plaintiff's Attorney Information:Name: Robert WilsonAddress: 121 Union AveIRVINGTON NJPhone: 862-736-9170Robert Wilson

versus

IRVINGTON POLICE DEPARTMENT**Defendant Information:**Name: IRVINGTON POLICEAddress: Auto Square1 CIVIC SQUAREPhone: 973-399-6519

SUPERIOR COURT OF NEW JERSEY

LAW DIVISION, SPECIAL CIVIL PART

____ COUNTY

Plaintiff(s)

Docket Number: SC-1050-12
(to be provided by the court)

Defendant(s)

Civil Action

SUMMONS

(Check one): U Contract _____ Tort _____Demand Amount: \$ 3000.00Filing Fee: \$ 39.00

Service Fee: \$ _____

Attorney's Fees: \$ _____

TOTAL: \$ 0.00

YOU MUST APPEAR IN COURT ON THIS DATE 5/3/12 AND TIME: 8:30 at ☒ a.m. ☐ p.m.,
 OR THE COURT MAY RULE AGAINST YOU.

REPORT TO:

Superior Court of New Jersey Essex
 Hall of Records-Rm 301 @ 8:30 a.m.
 465 Dr Martin Luther King Jr Blvd

COURT OFFICE Newark, New Jersey 07102

____ (For Court Use Only)

IF SERVED BY COURT OFFICER

Docket Number: _____

Date: _____ Time: _____ WM _____ WF _____ BM _____ BF _____ OTHER _____

HT _____ WT _____ AGE _____ HAIR _____ MUSTACHE _____ BEARD _____ GLASSES _____

NAME: _____ RELATIONSHIP: _____

Description of Premises _____

I hereby certify the above to be true and accurate:

Court Officer**IF SERVED BY MAIL:**

I, _____, hereby certify that on _____, I mailed a copy
 of the within summons and complaint by regular and certified mail-return receipt requested.

Employee Signature

CJIS 2000 Response

Page 1 of 2

CJIS 2000 Response

Powered by CICS Web Services

RECEIVED
APR 12 2012
LEGAL DEPARTMENT

New Jersey Wanted Person Response

02/07/2012 20:17:41
1L01
NJ00709A4

MKE/NJWP RESPONSE
NO NJ STATE WANTED RECORD FOUND LIC/Z68AHM

DMV Response

GET MVC PHOTO

02/07/2012 20:17:41
1L01
NJ00709A4

MKE/NJ DMV RESPONSE

REGISTRATION EXPIRED

LIC/Z68AHM LIS/NJ LIY/12-2011
VIN/1FALP52UXTG146977 PAS-GVW-LEN/7
VYR/1996 VMA/FOR VMO/TAU VST/4 DR VCO/SILVE AXLES-PROP/2

NAM/WILSON, ROBERT E
OLN/W43956586511322 OLN EXP/10-31-2012 VEH CLASS/D
DOB/11-27-1932 SEX/MALE EYE/BROWN HGT/5-09 WGT/141 - 160
SSN/579-40-6667 AGE/ 79 TOTAL POINTS/000 PHOTO/DIGITAL PHOTO LICENSE
101 UNION AVE APT 2G
IRVINGTON, NJ 07111-3253

ENDORSEMENTS/RESTRICTIONS:

NUM OF ENDORSEMENTS FOUND: 00

NUM OF RESTRICTIONS FOUND: 01

1. CORRECTIVE LENSES REQD STATUS/ACTIVE

NCIC 2000 Response

CJIS 2000 Response

Page 2 of 2

02/07/2012 20:17:41
1L01TCP LDG8V1KFD6
NJ00709A4

NO RECORD LIC/Z68AHM

[Back](#)

IRVINGTON POLICE DEPARTMENT

TOWED VEHICLE REPORT

HOLD		UNIT		OFFICER REQUESTING HOLD				INCIDENT #		CC #	
								I-2012-019218		CC-2012-001250	
TIME REPORTED		19:15		DATE		02/07/2012		REASON TOWED		UNREGISTERED	
										DETECTIVE NOTIFIED	
OWNER WILSON, ROBERT E								DRIVER			
ADDRESS 101 UNION AVE APT 2G, IRVINGTON NJ 07111-3253								ADDRESS			
TOWED FROM 2 CRESCENT LN, IRVINGTON NJ 07111								DRIVER DL #			
TIME CALLED		19:22		DATE		02/07/2012		TIME TOWED		19:40	
										DATE 02/07/2012	
YEAR	MAKE	MODEL	STYLE	COLOR	PLATES	PLATE	STATE	EXP	VEHICLE IDENTIFICATION NUMBER		
1996	FOR	TAU	4 DR	SILVE	2	Z68AHM	NJ	12/2011	1FALP52UXTG146977		
WINDOWS DAMAGED		☐ WINDSHIELD		☐ LEFT FRONT		☐ RIGHT FRONT		☐ RIGHT VENT		☐ SUN ROOF	
		☐ REAR DECK		☐ LEFT REAR		☐ RIGHT REAR		☐ LEFT VENT			
WHEELS 4		MAGS 0		TIRES 4		HUBCAPS 4		WIPERS BOTH		MOTOR Yes	
										KEYS No	
IGNITION DAMAGED No		SEATS BOTH		BATTERY Yes		BUMPERS BOTH		MILEAGE DIGITAL		READING	
MIRRORS PRESENT		RADIATOR		AIR CONDITIONER		TRANSMISSION		AUDIO SYSTEM		PERSONAL PROPERTY	
ALL PRESENT		Yes		Yes		Yes		FACTORY		N	
REMARKS											
TOWED FOR UNREGISTERED											
DRAFT											
TOW COMPANY MTS TOWING				TYPE OF TOW FLATBED				CLEAN UP N			
OFFICER MAKING REPORT				SUPERVISOR AUTHORIZING REMOVAL							
PATROLMAN RAMOS, JERRY				SERGEANT YOUNG, DENNIE				307			
WHERE STOLEN		O.C.A		LOCATE / CLEAR		OFFICER PERFORMING LOCATE / CHECK		OWNER NOTIFIED		CERTIFIED LETTER TRACKING	
						307		Y		70082810000032960501	
DISPOSITION OF VEHICLE											
FINAL DISPOSITION		RELEASED		DATE		02/10/2012					
RELEASED TO		NAME				ADDRESS					
		WILSON, ROBERT E.				101 UNION AVENUE APT. 2G, IRVINGTON NJ 07111					
LIENHOLDER NOTIFIED		CERTIFIED LETTER TRACKING				RELEASE					
DATE						AUTHORIZATION					
DATE						RELEASE NUMBER					
OFFICER AUTHORIZING RELEASE / SIGNATURE											
CIVILIAN MCCLEOD, JAMILAH						957					



Mayor
Wayne Smith

TOWNSHIP OF IRVINGTON
POLICE DEPARTMENT
AUTO SQUAD Room 104

1 CIVIC SQUARE
IRVINGTON, NJ 07111

TEL: (973) 399-6519 / FAX: (973) 416-6400
Hours - Mon - Fri 9am- 4pm / Saturdays 9am - 2pm



Chief of Police
Michael Chase
Director
Michael Damiano

Date: February 8, 2012

ROBERT E. WILSON

101 UNION AVENUE, APT. 2G

IRVINGTON, NJ 07111

RB#:- I-2012-019218

YEAR:- 1996 MAKE:- FORD LIC:- Z68AHM VIN #- 1FALP52UXTG146977

Dear Sir/Madam:

The Motor Vehicle Commission reflects that You are the registered owner of the above vehicle, which has been impounded by the Irvington Police Department.

To claim your vehicle, you must produce a **VALID DRIVERS LICENSE, REGISTRATION or TITLE**, and an **INSURANCE CARD or INSURANCE DECLARATION**. In the event the owner cannot respond in person an **ORIGINAL NOTORIZED LETTER** from the owner authorizing us to release the vehicle to a designated person will be accepted.

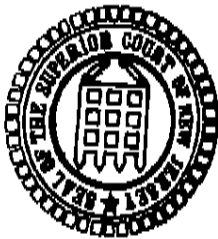
If this vehicle remains unclaimed for 20 business days it will be subjected to **SALE** at **PUBLIC AUCTION** in accordance with New Jersey State Law R.S. 39:10A-1. You may also be charged with a violation of New Jersey Statute 39:4-56.5 (Abandonment). A violation of this statute carries a fine up to \$1000 and revocation or suspension of your driver's license for up to 5 years. Your vehicle accumulates **STORAGE FEE'S** on a daily basis for which you are responsible.

We trust this letter will receive your prompt attention. If you have retrieved your vehicle please disregard this letter. if you are no longer the owner of the vehicle please contact us immediately.

IRVINGTON POLICE DEPARTMENT
AUTO SQUAD.

Office Use Only

Remarks: _____



THE SUPERIOR COURT OF NEW JERSEY

Law Division, Special Civil Part

SMALL CLAIMS SUMMONS

YOU ARE BEING SUED!
IF YOU WANT THE COURT TO HEAR YOUR SIDE OF THIS CASE, YOU MUST APPEAR IN COURT. IF YOU DO NOT, THE COURT MAY RULE AGAINST YOU. READ ALL OF THIS PAGE AND THE NEXT PAGE FOR DETAILS.

In the attached complaint, the person suing you (who is called *the plaintiff*) briefly tells the court his or her version of the facts of the case and how much money he or she claims you owe. You are cautioned that if you do not come to court on the trial date to answer the complaint, you may lose the case automatically, and the court may give the plaintiff what the plaintiff is asking for, plus interest and court costs. If a judgment is entered against you, a Special Civil Part Officer may seize your money, wages or personal property to pay all or part of the judgment and the judgment is valid for 20 years.

You can do one or more of the following things:

1. *Come to court to answer the complaint.* You do not have to file a written answer, but if you dispute the complaint and want the court to hear your side of the case, you must appear in court on the date and at the time noted on the next page.

AND/OR

2. *Resolve the dispute.* You may wish to contact the plaintiff's lawyer, or the plaintiff if the plaintiff does not have a lawyer, to resolve this dispute. You do not have to do this unless you want to. This may avoid the entry of a judgment and the plaintiff may agree to accept payment arrangements, which is something that cannot be forced by the court. You will have to appear in court on the trial date unless a written agreement is reached and filed with the court.

AND/OR

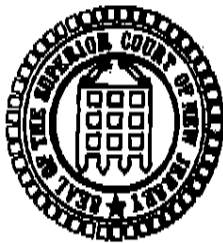
3. *Get a lawyer.* If you cannot afford to pay for a lawyer, free legal advice may be available by contacting Legal Services at _____. If you can afford to pay a lawyer but do not know one, you may call the Lawyer Referral Services of your local county Bar Association at _____.

If you need an interpreter or an accommodation for a disability, you must notify the court immediately.

La traducción al español se encuentra al dorso de esta página.

DEBRA DADIC

Clerk of the Special Civil Part



EL TRIBUNAL SUPERIOR DE NUEVA JERSEY
División de Derecho, Parte Civil Especial

**NOTIFICACIÓN DE DEMANDA DE
 RECLAMACIONES MENORES**

¡LE ESTÁN HACIENDO JUICIO!

SI UD. QUIERE QUE EL TRIBUNAL VEA SU VERSIÓN DE ESTA CAUSA TIENE QUE COMPARECER EN EL TRIBUNAL. SI NO COMPARECE, PUEDE SER QUE EL TRIBUNAL DICTAMINE EN SU CONTRA. PARA LOS DETALLES, LEA TODA ESTA PÁGINA Y LA QUE SIGUE.

En la demanda adjunta, la persona que le está haciendo juicio (que se llama *el demandante*) da al juez su versión breve de los hechos del caso y la suma de dinero que alega que Ud. le debe. **Se le advierte que si Ud. no viene al tribunal en la fecha del juicio, es posible que pierda la causa automáticamente y el tribunal puede dar al demandante lo que pide más intereses y costas.** Si se registra una decisión en contra de Ud., un Oficial de la Parte Civil (Special Civil Part Officer) puede embargar su dinero, salario o bienes muebles para pagar toda o parte de la adjudicación y la adjudicación tiene 20 años de vigencia.

Usted puede escoger entre las siguientes opciones:

1. *Venir al tribunal para contestar la demanda.* No hace falta que presente una contestación escrita, pero si Ud. disputa la demanda y quiere que el juez vea su versión de la causa, tiene que comparecer en el tribunal en la fecha y a la hora notadas en la página que sigue.

ADEMÁS, O DE LO CONTRARIO, USTED PUEDE

2. *Resolver la disputa.* Ud. posiblemente quiera comunicarse con el abogado del demandante, o el demandante si el demandante no tiene abogado, para resolver esta disputa. **No tiene que hacerlo si no quiere.** Esto puede evitar que se registre una adjudicación y puede ser que el demandante esté de acuerdo con aceptar un convenio de pago lo cual es algo que el juez no puede imponer. Tendrá que comparecer en el tribunal en la fecha del juicio a menos que se llegue a un acuerdo escrito que se registra en el tribunal.

ADEMÁS, O DE LO CONTRARIO, USTED PUEDE

3. *Conseguir un abogado.* Si Ud. no tiene dinero para pagar a un abogado, es posible que pueda recibir consejos legales gratuitos si se comunica con Servicios Legales (Legal Services) al _____. Si tiene dinero para pagar a un abogado pero no conoce ninguno puede llamar a Servicios de Recomendación de Abogados (Lawyer Referral Services) del Colegio de Abogados (Bar Association) de su condado local al _____.

Si necesita un intérprete o alguna acomodación para un impedimento, tiene que notificárselo inmediatamente al tribunal.

DEBRA DADIC

Secretario de la Parte Civil Especial

RECEIVED
APR 16 2012

FORM A
SMALL CLAIMS COMPLAINT (Contract, Security Deposit, Rent, or Tort)

LEGAL DEPARTMENT

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION, SPECIAL CIVIL PART
SMALL CLAIMS SECTION

Attorney for Plaintiff (if any) _____

Address _____

Telephone No. _____

County _____

Docket No. _____

(to be provided by the court)

From Plaintiff

Name _____

Address _____

Telephone No. _____

To Defendant

Name _____

Address _____

Telephone No. _____

CIVIL ACTION
COMPLAINT

Check One - See Instruction A for Form A

☐ Contract

☐ Security Deposit

☐ Rent

☐ Personal Injury or Property Damage (other than motor vehicle)

COMPLAINT (See Instruction B for form A)

Demand: \$ 3000.00 THOUSAND DOLLARS plus costs.

Type or print the reasons you, the Plaintiff(s), are suing the Defendant(s): Attach additional sheets if necessary.

1996 FORD Taurus \$3000. THOUSAND DOLLARS

TOWED FROM PRIVATE PARKING LOT

at IRVINGTON

101 UNION AVE IRVINGTON TEL. 973-399-6619

108 CHANCELLOR AVE IRVINGTON N.J.

IMPORTANT: Plaintiffs and defendants must bring all witnesses, photos, and documents, and other evidence to the hearing. Subpoena forms are available at the Clerk's office to require the attendance of witnesses.

At the trial Plaintiff will require:

An interpreter

☐ Yes

☒ No

Indicate Language: _____

An accommodation for disability

☐ Yes

☐ No

Indicate Disability: _____

I certify that the matter in controversy is not the subject of any other court action or arbitration proceeding, now pending or contemplated, and that no other parties should be joined in this action.

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).

Date

4/11/12

Your Signature

Your Name Typed or Printed

FORM B SMALL CLAIMS SUMMONS AND RETURN OF SERVICE

Plaintiff or Plaintiff's Attorney Information:

Name: Robert WilsonAddress: 121 Union AveIRVINGTON NJPhone: 862-736-9170Robert Wilson

versus

IRVINGTON POLICE DEPARTMENT

Defendant Information:

Name: IRVINGTON POLICEAddress: Auto Square1 CIVIC SQUAREPhone: 973-399-6519

SUPERIOR COURT OF NEW JERSEY

LAW DIVISION, SPECIAL CIVIL PART

____ COUNTY

Plaintiff(s)

Docket Number: SC-1050-12
(to be provided by the court)

Defendant(s)

Civil Action

SUMMONS

(Check one): U Contract _____ Tort _____Demand Amount: \$ 3000.00Filing Fee: \$ 39.00

Service Fee: \$ _____

Attorney's Fees: \$ _____

TOTAL: \$ 0.00YOU MUST APPEAR IN COURT ON THIS DATE 5/3/12 AND TIME: 8:30 at ☒ a.m. ☐ p.m.,
OR THE COURT MAY RULE AGAINST YOU.

REPORT TO:

Superior Court of New Jersey Essex
Hall of Records-Rm 301 @ 8:30 a.m.
465 Dr Martin Luther King Jr Blvd

COURT OFFICE Newark, New Jersey 07102

____ (For Court Use Only)

IF SERVED BY COURT OFFICER

Docket Number: _____

Date: _____ Time: _____ WM _____ WF _____ BM _____ BF _____ OTHER _____

HT _____ WT _____ AGE _____ HAIR _____ MUSTACHE _____ BEARD _____ GLASSES _____

NAME: _____ RELATIONSHIP: _____

Description of Premises _____

I hereby certify the above to be true and accurate:

Court Officer

IF SERVED BY MAIL:

I, _____, hereby certify that on _____, I mailed a copy
of the within summons and complaint by regular and certified mail-return receipt requested._____
Employee Signature

CJIS 2000 Response

Page 1 of 2

CJIS 2000 Response

Powered by CICS Web Services

RECEIVED
APR 12 2012
LEGAL DEPARTMENT

New Jersey Wanted Person Response

02/07/2012 20:17:41

1L01

NJ00709A4

MKE/NJWP RESPONSE

NO NJ STATE WANTED RECORD FOUND LIC/Z68AHM

DMV Response

GET MVC PHOTO

02/07/2012 20:17:41

1L01

NJ00709A4

MKE/NJ DMV RESPONSE

REGISTRATION EXPIRED

LIC/Z68AHM LIS/NJ LIY/12-2011

VIN/1FALP52UXTG146977 PAS-GVW-LEN/7

VYR/1996 VMA/FOR VMO/TAU VST/4 DR VCO/SILVE AXLES-PROP/2

NAM/WILSON, ROBERT E

OLN/W43956586511322 OLN EXP/10-31-2012 VEH CLASS/D

DOB/11-27-1932 SEX/MALE EYE/BROWN HGT/5-09 WGT/141 - 160

SSN/579-40-6667 AGE/ 79 TOTAL POINTS/000 PHOTO/DIGITAL PHOTO LICENSE

101 UNION AVE APT 2G

IRVINGTON, NJ 07111-3253

ENDORSEMENTS/RESTRICTIONS:

NUM OF ENDORSEMENTS FOUND: 00

NUM OF RESTRICTIONS FOUND: 01

1. CORRECTIVE LENSES REQD

STATUS/ACTIVE

NCIC 2000 Response

CJIS 2000 Response

Page 2 of 2

02/07/2012 20:17:41
1L01TCP LDG8V1KFD6
NJ00709A4

NO RECORD LIC/Z68AHM

[Back](#)

IRVINGTON POLICE DEPARTMENT

TOWED VEHICLE REPORT

HOLD		UNIT		OFFICER REQUESTING HOLD				INCIDENT #		CC #	
								I-2012-019218		CC-2012-001250	
TIME REPORTED		19:15		DATE		02/07/2012		REASON TOWED		UNREGISTERED	
										DETECTIVE NOTIFIED	
OWNER WILSON, ROBERT E								DRIVER			
ADDRESS 101 UNION AVE APT 2G, IRVINGTON NJ 07111-3253								ADDRESS			
TOWED FROM 2 CRESCENT LN, IRVINGTON NJ 07111								DRIVER DL #			
TIME CALLED		19:22		DATE		02/07/2012		TIME TOWED		19:40	
										DATE 02/07/2012	
YEAR	MAKE	MODEL	STYLE	COLOR	PLATES	PLATE	STATE	EXP	VEHICLE IDENTIFICATION NUMBER		
1996	FOR	TAU	4 DR	SILVE	2	Z68AHM	NJ	12/2011	1FALP52UXTG146977		
WINDOWS DAMAGED		☐ WINDSHIELD		☐ LEFT FRONT		☐ RIGHT FRONT		☐ RIGHT VENT		☐ SUN ROOF	
		☐ REAR DECK		☐ LEFT REAR		☐ RIGHT REAR		☐ LEFT VENT			
WHEELS 4		MAGS 0		TIRES 4		HUBCAPS 4		WIPERS BOTH		MOTOR Yes	
										KEYS No	
IGNITION DAMAGED No		SEATS BOTH		BATTERY Yes		BUMPERS BOTH		MILEAGE DIGITAL		READING	
MIRRORS PRESENT		RADIATOR		AIR CONDITIONER		TRANSMISSION		AUDIO SYSTEM		PERSONAL PROPERTY	
ALL PRESENT		Yes		Yes		Yes		FACTORY		N	
REMARKS											
TOWED FOR UNREGISTERED											
DRAFT											
TOW COMPANY MTS TOWING				TYPE OF TOW FLATBED				CLEAN UP N			
OFFICER MAKING REPORT				SUPERVISOR AUTHORIZING REMOVAL							
PATROLMAN RAMOS, JERRY				SERGEANT YOUNG, DENNIE				307			
WHERE STOLEN		O.C.A		LOCATE / CLEAR		OFFICER PERFORMING LOCATE / CHECK		OWNER NOTIFIED		CERTIFIED LETTER TRACKING	
						307		Y		70082810000032960501	
DISPOSITION OF VEHICLE											
FINAL DISPOSITION		RELEASED				DATE		02/10/2012			
RELEASED TO		NAME				ADDRESS					
		WILSON, ROBERT E.				101 UNION AVENUE APT. 2G, IRVINGTON NJ 07111					
LIENHOLDER NOTIFIED		CERTIFIED LETTER TRACKING				RELEASE					
DATE						AUTHORIZATION					
DATE						RELEASE NUMBER					
OFFICER AUTHORIZING RELEASE / SIGNATURE											
CIVILIAN MCCLEOD, JAMILAH						957					



Mayor
Wayne Smith

TOWNSHIP OF IRVINGTON
POLICE DEPARTMENT
AUTO SQUAD Room 104

1 CIVIC SQUARE
IRVINGTON, NJ 07111

TEL: (973) 399-6519 / FAX: (973) 416-6400
Hours - Mon - Fri 9am- 4pm / Saturdays 9am - 2pm



Chief of Police
Michael Chase
Director
Michael Damiano

Date: February 8, 2012

ROBERT E. WILSON

101 UNION AVENUE, APT. 2G

IRVINGTON, NJ 07111

RB#:- I-2012-019218

YEAR:- 1996 MAKE:- FORD LIC:- Z68AHM VIN #- 1FALP52UXTG146977

Dear Sir/Madam:

The Motor Vehicle Commission reflects that You are the registered owner of the above vehicle, which has been impounded by the Irvington Police Department.

To claim your vehicle, you must produce a **VALID DRIVERS LICENSE, REGISTRATION or TITLE**, and an **INSURANCE CARD or INSURANCE DECLARATION**. In the event the owner cannot respond in person an **ORIGINAL NOTORIZED LETTER** from the owner authorizing us to release the vehicle to a designated person will be accepted.

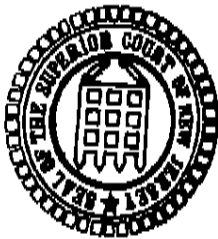
If this vehicle remains unclaimed for 20 business days it will be subjected to **SALE** at **PUBLIC AUCTION** in accordance with New Jersey State Law R.S. 39:10A-1. You may also be charged with a violation of New Jersey Statute 39:4-56.5 (Abandonment). A violation of this statute carries a fine up to \$1000 and revocation or suspension of your driver's license for up to 5 years. Your vehicle accumulates **STORAGE FEE'S** on a daily basis for which you are responsible.

We trust this letter will receive your prompt attention. If you have retrieved your vehicle please disregard this letter. if you are no longer the owner of the vehicle please contact us immediately.

IRVINGTON POLICE DEPARTMENT
AUTO SQUAD.

Office Use Only

Remarks: _____



THE SUPERIOR COURT OF NEW JERSEY

Law Division, Special Civil Part

SMALL CLAIMS SUMMONS

YOU ARE BEING SUED!
IF YOU WANT THE COURT TO HEAR YOUR SIDE OF THIS CASE, YOU MUST APPEAR IN COURT. IF YOU DO NOT, THE COURT MAY RULE AGAINST YOU. READ ALL OF THIS PAGE AND THE NEXT PAGE FOR DETAILS.

In the attached complaint, the person suing you (who is called *the plaintiff*) briefly tells the court his or her version of the facts of the case and how much money he or she claims you owe. You are cautioned that if you do not come to court on the trial date to answer the complaint, you may lose the case automatically, and the court may give the plaintiff what the plaintiff is asking for, plus interest and court costs. If a judgment is entered against you, a Special Civil Part Officer may seize your money, wages or personal property to pay all or part of the judgment and the judgment is valid for 20 years.

You can do one or more of the following things:

1. *Come to court to answer the complaint.* You do not have to file a written answer, but if you dispute the complaint and want the court to hear your side of the case, you must appear in court on the date and at the time noted on the next page.

AND/OR

2. *Resolve the dispute.* You may wish to contact the plaintiff's lawyer, or the plaintiff if the plaintiff does not have a lawyer, to resolve this dispute. You do not have to do this unless you want to. This may avoid the entry of a judgment and the plaintiff may agree to accept payment arrangements, which is something that cannot be forced by the court. You will have to appear in court on the trial date unless a written agreement is reached and filed with the court.

AND/OR

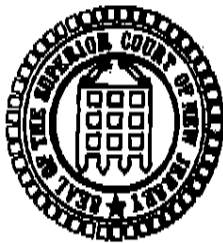
3. *Get a lawyer.* If you cannot afford to pay for a lawyer, free legal advice may be available by contacting Legal Services at _____. If you can afford to pay a lawyer but do not know one, you may call the Lawyer Referral Services of your local county Bar Association at _____.

If you need an interpreter or an accommodation for a disability, you must notify the court immediately.

La traducción al español se encuentra al dorso de esta página.

DEBRA DADIC

Clerk of the Special Civil Part



EL TRIBUNAL SUPERIOR DE NUEVA JERSEY
División de Derecho, Parte Civil Especial

**NOTIFICACIÓN DE DEMANDA DE
 RECLAMACIONES MENORES**

¡LE ESTÁN HACIENDO JUICIO!

SI UD. QUIERE QUE EL TRIBUNAL VEA SU VERSIÓN DE ESTA CAUSA TIENE QUE COMPARECER EN EL TRIBUNAL. SI NO COMPARECE, PUEDE SER QUE EL TRIBUNAL DICTAMINE EN SU CONTRA. PARA LOS DETALLES, LEA TODA ESTA PÁGINA Y LA QUE SIGUE.

En la demanda adjunta, la persona que le está haciendo juicio (que se llama *el demandante*) da al juez su versión breve de los hechos del caso y la suma de dinero que alega que Ud. le debe. **Se le advierte que si Ud. no viene al tribunal en la fecha del juicio, es posible que pierda la causa automáticamente y el tribunal puede dar al demandante lo que pide más intereses y costas.** Si se registra una decisión en contra de Ud., un Oficial de la Parte Civil (Special Civil Part Officer) puede embargar su dinero, salario o bienes muebles para pagar toda o parte de la adjudicación y la adjudicación tiene 20 años de vigencia.

Usted puede escoger entre las siguientes opciones:

1. *Venir al tribunal para contestar la demanda.* No hace falta que presente una contestación escrita, pero si Ud. disputa la demanda y quiere que el juez vea su versión de la causa, tiene que comparecer en el tribunal en la fecha y a la hora notadas en la página que sigue.

ADEMÁS, O DE LO CONTRARIO, USTED PUEDE

2. *Resolver la disputa.* Ud. posiblemente quiera comunicarse con el abogado del demandante, o el demandante si el demandante no tiene abogado, para resolver esta disputa. **No tiene que hacerlo si no quiere.** Esto puede evitar que se registre una adjudicación y puede ser que el demandante esté de acuerdo con aceptar un convenio de pago lo cual es algo que el juez no puede imponer. Tendrá que comparecer en el tribunal en la fecha del juicio a menos que se llegue a un acuerdo escrito que se registra en el tribunal.

ADEMÁS, O DE LO CONTRARIO, USTED PUEDE

3. *Conseguir un abogado.* Si Ud. no tiene dinero para pagar a un abogado, es posible que pueda recibir consejos legales gratuitos si se comunica con Servicios Legales (Legal Services) al _____. Si tiene dinero para pagar a un abogado pero no conoce ninguno puede llamar a Servicios de Recomendación de Abogados (Lawyer Referral Services) del Colegio de Abogados (Bar Association) de su condado local al _____.

Si necesita un intérprete o alguna acomodación para un impedimento, tiene que notificárselo inmediatamente al tribunal.

DEBRA DADIC

Secretario de la Parte Civil Especial

RECEIVED
APR 16 2012

FORM A
SMALL CLAIMS COMPLAINT (Contract, Security Deposit, Rent, or Tort)

LEGAL DEPARTMENT

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION, SPECIAL CIVIL PART
SMALL CLAIMS SECTION

Attorney for Plaintiff (if any) _____

Address _____

Telephone No. _____

County _____

Docket No. _____

(to be provided by the court)

From Plaintiff

Name _____

Address _____

Telephone No. _____

To Defendant

Name _____

Address _____

Telephone No. _____

CIVIL ACTION
COMPLAINT

Check One - See Instruction A for Form A

☐ Contract

☐ Security Deposit

☐ Rent

☐ Personal Injury or Property Damage (other than motor vehicle)

COMPLAINT (See Instruction B for form A)

Demand: \$ 3000.00 THOUSAND DOLLARS plus costs.

Type or print the reasons you, the Plaintiff(s), are suing the Defendant(s): Attach additional sheets if necessary.

1996 FORD Taurus \$3000. THOUSAND DOLLARS

TOWED FROM PRIVATE PARKING LOT

at IRVINGTON

101 UNION AVE IRVINGTON TEL. 973-399-6619

108 CHANCELLOR AVE IRVINGTON N.J.

IMPORTANT: Plaintiffs and defendants must bring all witnesses, photos, and documents, and other evidence to the hearing. Subpoena forms are available at the Clerk's office to require the attendance of witnesses.

At the trial Plaintiff will require:

An interpreter

☐ Yes

☒ No

Indicate Language: _____

An accommodation for disability

☐ Yes

☐ No

Indicate Disability: _____

I certify that the matter in controversy is not the subject of any other court action or arbitration proceeding, now pending or contemplated, and that no other parties should be joined in this action.

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).

Date

4/11/12

Robert Wilson

Your Signature

Robert Wilson

Your Name Typed or Printed

FORM B SMALL CLAIMS SUMMONS AND RETURN OF SERVICE

Plaintiff or Plaintiff's Attorney Information:

Name: Robert WilsonAddress: 121 Union AveIRVINGTON NJPhone: 862-736-9170Robert Wilson

versus

IRVINGTON POLICE DEPARTMENT

Defendant Information:

Name: IRVINGTON POLICEAddress: Auto Square1 CIVIC SQUAREPhone: 973-399-6519

SUPERIOR COURT OF NEW JERSEY

LAW DIVISION, SPECIAL CIVIL PART

____ COUNTY

Plaintiff(s)

Docket Number: SC-1050-12
(to be provided by the court)

Defendant(s)

Civil Action

SUMMONS

(Check one): U Contract _____ Tort _____Demand Amount: \$ 3000.00Filing Fee: \$ 39.00

Service Fee: \$ _____

Attorney's Fees: \$ _____

TOTAL: \$ 0.00YOU MUST APPEAR IN COURT ON THIS DATE 5/3/12 AND TIME: 8:30 at ☒ a.m. ☐ p.m.,
OR THE COURT MAY RULE AGAINST YOU.

REPORT TO:

Superior Court of New Jersey Essex
Hall of Records-Rm 301 @ 8:30 a.m.
465 Dr Martin Luther King Jr Blvd

COURT OFFICE Newark, New Jersey 07102

____ (For Court Use Only)

IF SERVED BY COURT OFFICER

Docket Number: _____

Date: _____ Time: _____ WM _____ WF _____ BM _____ BF _____ OTHER _____

HT _____ WT _____ AGE _____ HAIR _____ MUSTACHE _____ BEARD _____ GLASSES _____

NAME: _____ RELATIONSHIP: _____

Description of Premises _____

I hereby certify the above to be true and accurate:

Court Officer

IF SERVED BY MAIL:

I, _____, hereby certify that on _____, I mailed a copy
of the within summons and complaint by regular and certified mail-return receipt requested._____
Employee Signature

CJIS 2000 Response

Page 1 of 2

CJIS 2000 Response

Powered by CICS Web Services

RECEIVED
APR 12 2012
LEGAL DEPARTMENT

New Jersey Wanted Person Response

02/07/2012 20:17:41
1L01
NJ00709A4

MKE/NJWP RESPONSE
NO NJ STATE WANTED RECORD FOUND LIC/Z68AHM

DMV Response

GET MVC PHOTO

02/07/2012 20:17:41
1L01
NJ00709A4

MKE/NJ DMV RESPONSE

REGISTRATION EXPIRED

LIC/Z68AHM LIS/NJ LIY/12-2011
VIN/1FALP52UXTG146977 PAS-GVW-LEN/7
VYR/1996 VMA/FOR VMO/TAU VST/4 DR VCO/SILVE AXLES-PROP/2

NAM/WILSON, ROBERT E
OLN/W43956586511322 OLN EXP/10-31-2012 VEH CLASS/D
DOB/11-27-1932 SEX/MALE EYE/BROWN HGT/5-09 WGT/141 - 160
SSN/579-40-6667 AGE/ 79 TOTAL POINTS/000 PHOTO/DIGITAL PHOTO LICENSE
101 UNION AVE APT 2G
IRVINGTON, NJ 07111-3253

ENDORSEMENTS/RESTRICTIONS:

NUM OF ENDORSEMENTS FOUND: 00

NUM OF RESTRICTIONS FOUND: 01

1. CORRECTIVE LENSES REQD

STATUS/ACTIVE

NCIC 2000 Response

CJIS 2000 Response

Page 2 of 2

02/07/2012 20:17:41
1L01TCP LDG8V1KFD6
NJ00709A4

NO RECORD LIC/Z68AHM

[Back](#)

IRVINGTON POLICE DEPARTMENT

TOWED VEHICLE REPORT

HOLD		UNIT		OFFICER REQUESTING HOLD				INCIDENT #		CC #	
								I-2012-019218		CC-2012-001250	
TIME REPORTED		19:15		DATE		02/07/2012		REASON TOWED		UNREGISTERED	
										DETECTIVE NOTIFIED	
OWNER WILSON, ROBERT E								DRIVER			
ADDRESS 101 UNION AVE APT 2G, IRVINGTON NJ 07111-3253								ADDRESS			
TOWED FROM 2 CRESCENT LN, IRVINGTON NJ 07111								DRIVER DL #			
TIME CALLED		19:22		DATE		02/07/2012		TIME TOWED		19:40	
										DATE 02/07/2012	
YEAR	MAKE	MODEL	STYLE	COLOR	PLATES	PLATE	STATE	EXP	VEHICLE IDENTIFICATION NUMBER		
1996	FOR	TAU	4 DR	SILVE	2	Z68AHM	NJ	12/2011	1FALP52UXTG146977		
WINDOWS DAMAGED		☐ WINDSHIELD		☐ LEFT FRONT		☐ RIGHT FRONT		☐ RIGHT VENT		☐ SUN ROOF	
		☐ REAR DECK		☐ LEFT REAR		☐ RIGHT REAR		☐ LEFT VENT			
WHEELS 4		MAGS 0		TIRES 4		HUBCAPS 4		WIPERS BOTH		MOTOR Yes	
										KEYS No	
										DOORS LOCKED Yes	
IGNITION DAMAGED No		SEATS BOTH		BATTERY Yes		BUMPERS BOTH		MILEAGE DIGITAL		READING	
MIRRORS PRESENT		RADIATOR		AIR CONDITIONER		TRANSMISSION		AUDIO SYSTEM		PERSONAL PROPERTY	
ALL PRESENT		Yes		Yes		Yes		FACTORY		N	
REMARKS											
TOWED FOR UNREGISTERED											
DRAFT											
TOW COMPANY MTS TOWING				TYPE OF TOW FLATBED				CLEAN UP N			
OFFICER MAKING REPORT				SUPERVISOR AUTHORIZING REMOVAL							
PATROLMAN RAMOS, JERRY				SERGEANT YOUNG, DENNIE				307			
WHERE STOLEN		O.C.A		LOCATE / CLEAR		OFFICER PERFORMING LOCATE / CHECK		OWNER NOTIFIED		CERTIFIED LETTER TRACKING	
						307		Y		70082810000032960501	
DISPOSITION OF VEHICLE											
FINAL DISPOSITION		RELEASED		DATE		02/10/2012					
RELEASED TO		NAME				ADDRESS					
		WILSON, ROBERT E.				101 UNION AVENUE APT. 2G, IRVINGTON NJ 07111					
LIENHOLDER NOTIFIED		CERTIFIED LETTER TRACKING				RELEASE					
DATE						AUTHORIZATION					
DATE						RELEASE NUMBER					
OFFICER AUTHORIZING RELEASE / SIGNATURE											
CIVILIAN MCCLEOD, JAMILAH						957					



Mayor
Wayne Smith

TOWNSHIP OF IRVINGTON
POLICE DEPARTMENT
AUTO SQUAD Room 104

1 CIVIC SQUARE
IRVINGTON, NJ 07111

TEL: (973) 399-6519 / FAX: (973) 416-6400
Hours - Mon - Fri 9am- 4pm / Saturdays 9am - 2pm



Chief of Police
Michael Chase
Director
Michael Damiano

Date: February 8, 2012

ROBERT E. WILSON

101 UNION AVENUE, APT. 2G

IRVINGTON, NJ 07111

RB#:- I-2012-019218

YEAR:- 1996 MAKE:- FORD LIC:- Z68AHM VIN #- 1FALP52UXTG146977

Dear Sir/Madam:

The Motor Vehicle Commission reflects that You are the registered owner of the above vehicle, which has been impounded by the Irvington Police Department.

To claim your vehicle, you must produce a **VALID DRIVERS LICENSE, REGISTRATION or TITLE**, and an **INSURANCE CARD or INSURANCE DECLARATION**. In the event the owner cannot respond in person an **ORIGINAL NOTORIZED LETTER** from the owner authorizing us to release the vehicle to a designated person will be accepted.

If this vehicle remains unclaimed for 20 business days it will be subjected to **SALE** at **PUBLIC AUCTION** in accordance with New Jersey State Law R.S. 39:10A-1. You may also be charged with a violation of New Jersey Statute 39:4-56.5 (Abandonment). A violation of this statute carries a fine up to \$1000 and revocation or suspension of your driver's license for up to 5 years. Your vehicle accumulates **STORAGE FEE'S** on a daily basis for which you are responsible.

We trust this letter will receive your prompt attention. If you have retrieved your vehicle please disregard this letter. if you are no longer the owner of the vehicle please contact us immediately.

IRVINGTON POLICE DEPARTMENT
AUTO SQUAD.

Office Use Only

Remarks: _____

RECEIVED
DEC 10 2012
RECEIVED

LAW OFFICES OF WALTER M. LUERS, LLC
 Suite C203
 23 West Main Street
 Clinton, New Jersey 08809
 Telephone: 908.894.5656
 Counsel for Plaintiff

LEGAL DEPARTMENT

12DEC10PM 1:38

IRVINGTON CLERK'S OFFICE

BLANCA CARROLL, Plaintiff, v. TOWNSHIP OF IRVINGTON, HAROLD E. WIENER in his official capacity as Municipal Clerk and Records Custodian, and JOSEPH J. SANTIAGO in his official capacity as Police Director, Defendants.	SUPERIOR COURT OF NEW JERSEY LAW DIVISION: ESSEX COUNTY DOCKET NO. ESX-L-008209-12 CIVIL ACTION SUMMONS
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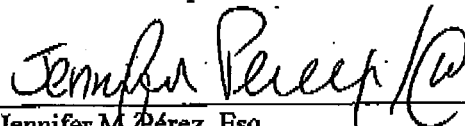
**FROM THE STATE OF NEW JERSEY
 TO THE DEFENDANTS NAMED ABOVE:**

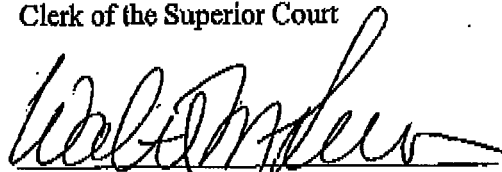
The plaintiff, named above, has filed a lawsuit against you in the Superior Court of New Jersey. The complaint attached to this summons states the basis for this lawsuit. If you dispute this complaint, you or your attorney must file a written answer or motion and proof of service with the deputy clerk 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, P.O. Box 971, Trenton, NJ 08625-0971. A filing fee payable to the Treasurer, State of New Jersey 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 of \$135.00 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.


Jennifer M. Pérez, Esq.
Clerk of the Superior Court


Walter M. Lucers, Esq.

DATED: December 10, 2012

Name and Address of Defendants to be Served:

**Township of Irvington
Municipal Building
Civic Square
Irvington, New Jersey 07111**

**Harold E. Weiner, Clerk
Township of Irvington
Municipal Building
Civic Square
Irvington, New Jersey 07111**

**Joseph J. Santiago
Police Director
Municipal Building
Civic Square
Irvington, New Jersey 07111**

**Directory of Superior Court Deputy Clerk's Offices
County Lawyer Referral and Legal Services Offices**

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 Civil Division, Room 115 Justice Center, 10 Main St. Hackensack, NJ 07601	LAWYER REFERRAL (201) 488-0044 LEGAL SERVICES (201) 487-2166
BURLINGTON COUNTY: Deputy Clerk of the Superior Court Central Processing Office Attn: Judicial Intake First Fl., Courts Facility 49 Rancocas Rd. Mt. Holly, NJ 08060	LAWYER REFERRAL (609) 261-4862 LEGAL SERVICES (800) 496-4570
CAMDEN COUNTY: Deputy Clerk of the Superior Court Civil Processing Office Hall of Justice 1st Fl., Suite 150 101 South 5 th Street Camden, NJ 08103	LAWYER REFERRAL (856) 964-4520 LEGAL SERVICES (856) 964-2010
CAPE MAY COUNTY: Deputy Clerk of the Superior Court 9 N. Main Street 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 60 West Broad Street P.O. Box 10 Bridgeton, NJ 08302	LAWYER REFERRAL (856) 696-5550 LEGAL SERVICES (856) 691-0494
ESSEX COUNTY: Deputy Clerk of the Superior Court Civil Customer Service Hall of Records, Room 201 465 Dr. Martin Luther King Jr. Blvd. Newark, NJ 07102	LAWYER REFERRAL (973) 622-6204 LEGAL SERVICES (973) 624-4500

GLOUCESTER COUNTY:

Deputy Clerk of the Superior Court
Civil Case Management Office
Attn: Intake
First Fl., Court House
1 North Broad Street
Woodbury, NJ 08096

LAWYER REFERRAL

(856) 848-4589
LEGAL SERVICES
(856) 848-5360

HUDSON COUNTY:

Deputy Clerk of the Superior Court
Superior Court, Civil Records Dept.
Brennan Court House--1st Floor
583 Newark Ave.
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 08822

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,
Middlesex Vicinage
2nd Floor - Tower
56 Paterson Street, 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
Court House
P.O. Box 1269
Freehold, NJ 07728-1269

LAWYER REFERRAL

(732) 431-5544
LEGAL SERVICES
(732) 866-0020

MORRIS COUNTY:

Morris County Courthouse
Civil Division
Washington and Court Streets
P. O. Box 910
Morristown, NJ 07963-0910

LAWYER REFERRAL

(973) 267-5882
LEGAL SERVICES
(973) 285-6911

OCEAN COUNTY:

Deputy Clerk of the Superior Court
118 Washington Street, Room 121
P.O. Box 2191
Toms River, NJ 08754-2191

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) 523-2900

SALEM COUNTY:

Deputy Clerk of the Superior Court
Attn: Civil Case Management Office
92 Market Street
Salem, NJ 08079

LAWYER REFERRAL

(856) 935-5629
LEGAL SERVICES
(856) 451-0003

SOMERSET COUNTY:

Deputy Clerk of the Superior Court
Civil Division
P.O. Box 3000
40 North Bridge Street
Somerville, N.J. 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

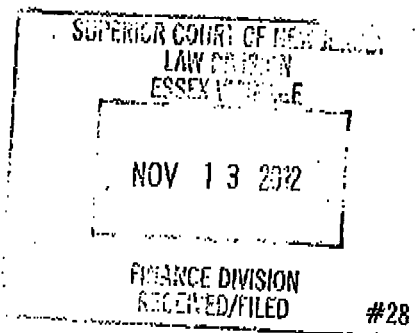
WARREN COUNTY:

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

LAW OFFICE OF WALTER M. LUERS, LLC
 Suite C203
 23 West Main Street
 Clinton, New Jersey 08809
 Telephone: 908.894.5656
 Attorneys for Plaintiff



BLANCA CARROLL, Plaintiff, v. TOWNSHIP OF IRVINGTON, HAROLD E. WIENER in his official capacity as Municipal Clerk and Records Custodian, and JOSEPH J. SANTIAGO in his official capacity as Police Director Defendants.	SUPERIOR COURT OF NEW JERSEY LAW DIVISION: ESSEX COUNTY DOCKET NO. <u>ESX-L-8209-12</u> CIVIL ACTION VERIFIED COMPLAINT IN LIEU OF PREROGATIVE WRITS
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Plaintiff Blanca Carroll, through her undersigned counsel Law Offices of Walter M. Luers, LLC, complaining of the Defendants, alleges as follows:

1. This is an action alleging a violation of the Open Public Records Act, *N.J.S.A. 47:1A-1, et seq.* ("OPRA") and the common law right of access.
2. This action is being brought because the Defendants have denied access to a settlement agreement and police records requested by the Plaintiff.

THE PARTIES

3. Plaintiff Blanca Carroll resides at 13 Bolton Court, Somerset, New Jersey 08873. (Her request was made under the name of Blanca Belyk, Plaintiff recently changed her name).
4. Defendant Township of Irvington is a municipal body corporate and public of the State of New Jersey and is a political subdivision of the State of New

Jersey. Irvington's principal place of business is Municipal Building, Civic Square, Irvington, New Jersey 07111.

5. Defendant Township of Irvington is a "public agency" as the term is defined by OPRA, *N.J.S.A. 47:1A-1.1*.

6. Defendant Harold E. Weiner is the Clerk of the Township of Irvington and is a "Custodian of a government record" as that term is defined by *N.J.S.A. 47:1A-1.1*. Weiner's principal place of business is Municipal Building, Civic Square, Irvington, New Jersey 07111.

7. Joseph J. Santiago is the Police Director of the Police Department of the Township of Irvington and is the person who denied access to the documents at issue. Santiago's principal place of business is Municipal Building, Civic Square, Irvington, New Jersey 07111.

JURISDICTION AND VENUE

8. The Court has subject matter jurisdiction of this action pursuant to *N.J.S.A. 47:1A-6* and the common law.

9. Venue is proper in this court pursuant to *R. 4:3-2(a)(2)* because all of the relevant events occurred in Essex County and the Defendants' principal place of business is located in Essex County.

FACTUAL ALLEGATIONS

10. On July 30, 2012, Plaintiff submitted a written OPRA request to Defendants, which was received by the Irvington Clerk's Office on July 31, 2012.

11. In that July 30, 2012 OPRA request, Plaintiff requested copies of the following documents: (1) the settlement agreement or release in *Holmes-Stuckey v.*

Township of Irvington, Federal Case No. 2:11-cv-00018-WJM-MF; (2) all incident reports for an incident on July 10, 2009 when Irvington Township Police Officer Sampson entered Holmes-Stuckey's home and bedroom without a warrant and while she was in a "state of nakedness;" and (3) all "uniform arrest reports" relating to the same incident.

12. After a series of communications between Plaintiff and Defendants, none of the documents requested by Plaintiff had been produced, resulting in a deemed denial because more than seven business days had passed since Defendants received Plaintiff's OPRA request.

13. In a memorandum dated September 17, 2012, Defendant Santiago denied access to the requested records, claiming that Plaintiff had given Defendants insufficient information to locate the requested records.

14. The records requested by Plaintiff are "public records" as defined by the Open Public Records Act and the common law right of access.

15. Plaintiff has a legitimate private interest and a wholesome public interest in accessing these documents.

16. Defendants have no legitimate interest in maintaining the confidentiality of the requested documents. Defendants' interests do not outweigh the Plaintiff's interest in obtaining the documents.

COUNT I: VIOLATION OF OPRA

17. The Plaintiff repeats and incorporates by reference each and every allegation contained in paragraphs 1-16 of the Plaintiff's complaint as though fully set forth at length herein.

18. The Defendants have violated OPRA by not providing copies of the documents requested by Plaintiff.

COUNT II: VIOLATION OF COMMON LAW RIGHT OF ACCESS

19. Plaintiff repeats and incorporates by reference each and every allegation contained in paragraphs 1-18 of the Plaintiff's complaint as though fully set forth at length herein.

20. Plaintiff has a common law right of access to receive a copy of the documents requested by her on July 30, 2012.

21. Plaintiff has a legitimate private interest and wholesome public interest in the requested records.

22. Defendants have no legitimate interest in maintaining the secrecy of the requested settlement agreement, incident reports and uniform arrest reports. Therefore, the Defendants have violated Plaintiff's common law right of access.

WHEREFORE, Plaintiff respectfully requests that this Court enter judgment against the Defendants:

A. Ordering Defendants to immediately disclose to Plaintiff copies of all uniform arrest reports and incident reports arising out of the incident of July 10, 2009 involving Irvington Police Officer Sampson and Holmes-Stuckey, and the settlement agreement in Holmes-Stuckey v. Township of Irvington;

B. Awarding Plaintiff costs and reasonable attorneys' fees; and

C. For such other or further relief as this Court deems just and equitable.

CERTIFICATION PURSUANT TO R. 4:5-1

I certify that the dispute about which I am suing is not the subject of any other action pending in any other court or a pending arbitration proceeding to the best of my knowledge and belief. Also, to the best of my knowledge and belief no other action or arbitration proceeding is contemplated. Further, other than the parties set forth in this complaint, I know of no other parties that should be made a part of this lawsuit. In addition, I recognize my continuing obligation to file and serve on all parties and the Court an amended certification if there is a change in the facts stated in this original certification.

CERTIFICATION PURSUANT TO R. 1:38-7(b)

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.

CERTIFICATION PURSUANT TO R. 4:69-4

I certify that no transcript of proceedings below exists, as this is a direct appeal from the agency's denial of access to records.

DESIGNATION OF TRIAL COUNSEL

Pursuant to R. 4:25-4, Walter M. Luers, Esq. is designated as trial counsel on behalf of Plaintiff.

Respectfully Submitted,

LAW OFFICE OF WALTER M. LUERS, LLC

DATED: November 5, 2012

By:



Walter M. Luers, Member
Suite C203
23 West Main Street
Clinton, New Jersey 08809
Telephone: 908.894.5656

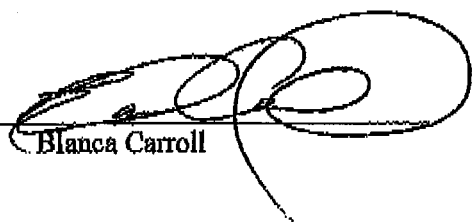
VERIFICATION

Blanca Carroll, of full age, certifies as follows:

1. I am the Plaintiff in the action captioned "Blanca Carroll v. Township of Irvington, et al." All of the facts stated in the verified complaint to which this Verification is attached are true, and as to those facts that are alleged on information and belief in those paragraphs, I believe those facts to be true.

2. 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.

Dated: November 5, 2012



Blanca Carroll

No. 3458 P. 14

TOWNSHIP OF IRVINGTON

Dec. 12, 2012 1:20PM

ESSEX COUNTY - CIVIL DIVISION
SUPERIOR COURT OF NJ
465 MARTIN LUTHER KING JR BLVD
NEWARK NJ 07102

COURT TELEPHONE NO. (973) 693-5529
COURT HOURS

TRACK ASSIGNMENT NOTICE

DATE: NOVEMBER 14, 2012
RE: CARROL VS TOWNSHIP OF IRVINGTON
DOCKET: ESX L -008209 12

THE ABOVE CASE HAS BEEN ASSIGNED TO: TRACK 4.

DISCOVERY IS PRESUMPTIVELY 450 DAYS BUT MAY BE ENLARGED OR SHORTENED BY THE JUDGE AND RUNS FROM THE FIRST ANSWER OR 90 DAYS FROM SERVICE ON THE FIRST DEFENDANT, WHICHEVER COMES FIRST.

THE MANAGING JUDGE ASSIGNED IS: HON THOMAS R. VENA

IF YOU HAVE ANY QUESTIONS, CONTACT TEAM 001
AT: (973) 693-6462 EXT 6528.

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:

JUGGRED

LUERS WALTER M
23 WEST MAIN STREET
SUITE 203
CLINTON NJ 08809

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

Walter M. Luers, Esq.

TELEPHONE NUMBER

(908) 894-5858

COUNTY OF VENUE

Essex

FIRM NAME (if applicable)

Law Offices of Walter M. Luers, LLC

DOCKET NUMBER (when available)

ESX-L 8209-12

OFFICE ADDRESS

Suite C203
23 West Main St.
Clinton, New Jersey 08809

DOCUMENT TYPE

Complaint

JURY DEMAND ☐ Yes ☒ No

NAME OF PARTY (e.g., John Doe, Plaintiff)

Blanca Carroll, Plaintiff

CAPTION

Blanca Carroll v. Township of Irvington, Harold E. Wiener, Municipal
Clerk and Records Custodian, and Joseph Santiago, Police Director,
Defendants.

CASE TYPE NUMBER (See reverse side for filing)

701

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)

☐ 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
☐ FAMILIAL☐ FRIEND/NEIGHBOR
☐ BUSINESS☐ OTHER (explain)

DOES THE STATUTE GOVERNING THIS CASE PROVIDE FOR PAYMENT OF FEES BY THE LOSING PARTY?

☒ Yes ☐ NoUSE THIS SPACE TO ALERT THE COURT TO ANY SPECIAL CASE CHARACTERISTICS THAT MAY WARRANT INDIVIDUAL MANAGEMENT OR
ACCELERATED DISPOSITION

This is an action under the Open Public Records Act, N.J.S.A. 47:1A-1, et seq., and it should proceed in a summary
manner.

NOV 13 2012

DO YOU OR YOUR CLIENT NEED ANY DISABILITY ACCOMMODATIONS?

☐ Yes ☒ No

IF YES, PLEASE IDENTIFY THE REQUESTED ACCOMMODATION

RECEIVED/FILED

#28

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 1:30-7(b).

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 - 160 days' discovery

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

Track II - 300 days' discovery

- 305 CONSTRUCTION
- 609 EMPLOYMENT (other than CEPA or LAD)
- 609 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
- 618 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

- 166 ENVIRONMENTAL/ENVIRONMENTAL COVERAGE LITIGATION
- 303 MT. LAUREL
- 608 COMPLEX COMMERCIAL
- 613 COMPLEX CONSTRUCTION
- 614 INSURANCE FRAUD
- 620 FALSE CLAIMS ACT
- 701 ACTIONS IN LIEU OF PREROGATIVE WRITS

Centrally Managed Litigation (Track IV)

- 285 STRYKER TRIDENT HIP IMPLANTS
- 288 PRUDENTIAL TORT LITIGATION
- 289 REGLAN
- 290 POMPTON LAKES ENVIRONMENTAL LITIGATION

- 281 PELVIC MESH/GYNECARE
- 282 PELVIC MESH/BARD
- 293 DEPUY ASR HIP IMPLANT LITIGATION
- 296 ALLODERM REGENERATIVE TISSUE MATRIX
- 623 PROPECIA

Mass Tort (Track IV)

- 268 HORMONE REPLACEMENT THERAPY (HRT)
- 271 ACCUTANE/ISOTRETINOIN
- 274 RISPERDAL/BEROQUEL/ZYPREXA
- 276 ZOMETHA/ARELIA
- 279 GADOLINIUM

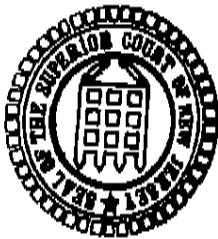
- 281 BRISTOL-MYERS SQUIBB ENVIRONMENTAL
- 282 FOSAMAX
- 284 NUVARING
- 286 LEVAQUIN
- 287 YAZ/YASMIN/OCELLA
- 601 ASBESTOS

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



THE SUPERIOR COURT OF NEW JERSEY

Law Division, Special Civil Part

SMALL CLAIMS SUMMONS

YOU ARE BEING SUED!
IF YOU WANT THE COURT TO HEAR YOUR SIDE OF THIS CASE, YOU MUST APPEAR IN COURT. IF YOU DO NOT, THE COURT MAY RULE AGAINST YOU. READ ALL OF THIS PAGE AND THE NEXT PAGE FOR DETAILS.

In the attached complaint, the person suing you (who is called *the plaintiff*) briefly tells the court his or her version of the facts of the case and how much money he or she claims you owe. You are cautioned that if you do not come to court on the trial date to answer the complaint, you may lose the case automatically, and the court may give the plaintiff what the plaintiff is asking for, plus interest and court costs. If a judgment is entered against you, a Special Civil Part Officer may seize your money, wages or personal property to pay all or part of the judgment and the judgment is valid for 20 years.

You can do one or more of the following things:

1. *Come to court to answer the complaint.* You do not have to file a written answer, but if you dispute the complaint and want the court to hear your side of the case, you must appear in court on the date and at the time noted on the next page.

AND/OR

2. *Resolve the dispute.* You may wish to contact the plaintiff's lawyer, or the plaintiff if the plaintiff does not have a lawyer, to resolve this dispute. You do not have to do this unless you want to. This may avoid the entry of a judgment and the plaintiff may agree to accept payment arrangements, which is something that cannot be forced by the court. You will have to appear in court on the trial date unless a written agreement is reached and filed with the court.

AND/OR

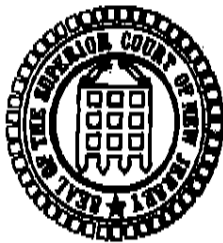
3. *Get a lawyer.* If you cannot afford to pay for a lawyer, free legal advice may be available by contacting Legal Services at _____. If you can afford to pay a lawyer but do not know one, you may call the Lawyer Referral Services of your local county Bar Association at _____.

If you need an interpreter or an accommodation for a disability, you must notify the court immediately.

La traducción al español se encuentra al dorso de esta página.

DEBRA DADIC

Clerk of the Special Civil Part



EL TRIBUNAL SUPERIOR DE NUEVA JERSEY
División de Derecho, Parte Civil Especial

**NOTIFICACIÓN DE DEMANDA DE
 RECLAMACIONES MENORES**

¡LE ESTÁN HACIENDO JUICIO!

SI UD. QUIERE QUE EL TRIBUNAL VEA SU VERSIÓN DE ESTA CAUSA TIENE QUE COMPARECER EN EL TRIBUNAL. SI NO COMPARECE, PUEDE SER QUE EL TRIBUNAL DICTAMINE EN SU CONTRA. PARA LOS DETALLES, LEA TODA ESTA PÁGINA Y LA QUE SIGUE.

En la demanda adjunta, la persona que le está haciendo juicio (que se llama *el demandante*) da al juez su versión breve de los hechos del caso y la suma de dinero que alega que Ud. le debe. **Se le advierte que si Ud. no viene al tribunal en la fecha del juicio, es posible que pierda la causa automáticamente y el tribunal puede dar al demandante lo que pide más intereses y costas.** Si se registra una decisión en contra de Ud., un Oficial de la Parte Civil (Special Civil Part Officer) puede embargar su dinero, salario o bienes muebles para pagar toda o parte de la adjudicación y la adjudicación tiene 20 años de vigencia.

Usted puede escoger entre las siguientes opciones:

1. *Venir al tribunal para contestar la demanda.* No hace falta que presente una contestación escrita, pero si Ud. disputa la demanda y quiere que el juez vea su versión de la causa, tiene que comparecer en el tribunal en la fecha y a la hora notadas en la página que sigue.

ADEMÁS, O DE LO CONTRARIO, USTED PUEDE

2. *Resolver la disputa.* Ud. posiblemente quiera comunicarse con el abogado del demandante, o el demandante si el demandante no tiene abogado, para resolver esta disputa. **No tiene que hacerlo si no quiere.** Esto puede evitar que se registre una adjudicación y puede ser que el demandante esté de acuerdo con aceptar un convenio de pago lo cual es algo que el juez no puede imponer. Tendrá que comparecer en el tribunal en la fecha del juicio a menos que se llegue a un acuerdo escrito que se registra en el tribunal.

ADEMÁS, O DE LO CONTRARIO, USTED PUEDE

3. *Conseguir un abogado.* Si Ud. no tiene dinero para pagar a un abogado, es posible que pueda recibir consejos legales gratuitos si se comunica con Servicios Legales (Legal Services) al _____. Si tiene dinero para pagar a un abogado pero no conoce ninguno puede llamar a Servicios de Recomendación de Abogados (Lawyer Referral Services) del Colegio de Abogados (Bar Association) de su condado local al _____.

Si necesita un intérprete o alguna acomodación para un impedimento, tiene que notificárselo inmediatamente al tribunal.

DEBRA DADIC

Secretario de la Parte Civil Especial

RECEIVED
APR 16 2012

FORM A
SMALL CLAIMS COMPLAINT (Contract, Security Deposit, Rent, or Tort)

LEGAL DEPARTMENT

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION, SPECIAL CIVIL PART
SMALL CLAIMS SECTION

Attorney for Plaintiff (if any) _____

Address _____

Telephone No. _____

County _____

Docket No. _____

(to be provided by the court)

From Plaintiff

Name _____

Address _____

Telephone No. _____

To Defendant

Name _____

Address _____

Telephone No. _____

CIVIL ACTION
COMPLAINT

Check One - See Instruction A for Form A

☐ Contract

☐ Security Deposit

☐ Rent

☐ Personal Injury or Property Damage (other than motor vehicle)

COMPLAINT (See Instruction B for form A)

Demand: \$ 3000.00 THOUSAND DOLLARS plus costs.

Type or print the reasons you, the Plaintiff(s), are suing the Defendant(s): Attach additional sheets if necessary.

1996 FORD Taurus \$3000. THOUSAND DOLLARS

TOWED FROM PRIVATE PARKING LOT

IRVINGTON

101 UNION AVE IRVINGTON TEL. 973-399-6619

108 CHANCELLOR AVE IRVINGTON N.J.

IMPORTANT: Plaintiffs and defendants must bring all witnesses, photos, and documents, and other evidence to the hearing. Subpoena forms are available at the Clerk's office to require the attendance of witnesses.

At the trial Plaintiff will require:

An interpreter

☐ Yes

☒ No

Indicate Language: _____

An accommodation for disability

☐ Yes

☐ No

Indicate Disability: _____

I certify that the matter in controversy is not the subject of any other court action or arbitration proceeding, now pending or contemplated, and that no other parties should be joined in this action.

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).

Date

4/11/12

Robert Wilson

Your Signature

Robert Wilson

Your Name Typed or Printed

FORM B
SMALL CLAIMS SUMMONS AND RETURN OF SERVICE

Plaintiff or Plaintiff's Attorney Information:Name: Robert WilsonAddress: 121 Union AveIRVINGTON NJPhone: 862-736-9170Robert Wilson

versus

IRVINGTON POLICE DEPARTMENT**Defendant Information:**Name: IRVINGTON POLICEAddress: Auto Square1 CIVIC SQUAREPhone: 973-399-6519

SUPERIOR COURT OF NEW JERSEY

LAW DIVISION, SPECIAL CIVIL PART

____ COUNTY

Plaintiff(s)

Docket Number: SC-1050-12
(to be provided by the court)

Defendant(s)

Civil Action

SUMMONS

(Check one): U Contract _____ Tort _____Demand Amount: \$ 3000.00Filing Fee: \$ 39.00

Service Fee: \$ _____

Attorney's Fees: \$ _____

TOTAL: \$ 0.00

YOU MUST APPEAR IN COURT ON THIS DATE 5/3/12 AND TIME: 8:30 at ☒ a.m. ☐ p.m.,
 OR THE COURT MAY RULE AGAINST YOU.

REPORT TO:

Superior Court of New Jersey Essex

Hall of Records-Rm 301 @ 8:30 a.m.

465 Dr Martin Luther King Jr Blvd

COURT OFFICE Newark, New Jersey 07102

____ (For Court Use Only)

IF SERVED BY COURT OFFICER

Docket Number: _____

Date: _____ Time: _____ WM _____ WF _____ BM _____ BF _____ OTHER _____

HT _____ WT _____ AGE _____ HAIR _____ MUSTACHE _____ BEARD _____ GLASSES _____

NAME: _____ RELATIONSHIP: _____

Description of Premises _____

I hereby certify the above to be true and accurate:

Court Officer**IF SERVED BY MAIL:**

I, _____, hereby certify that on _____, I mailed a copy
 of the within summons and complaint by regular and certified mail-return receipt requested.

Employee Signature

CJIS 2000 Response

Page 1 of 2

CJIS 2000 Response

Powered by CICS Web Services

RECEIVED
APR 12 2012
LEGAL DEPARTMENT

New Jersey Wanted Person Response

02/07/2012 20:17:41
1L01
NJ00709A4

MKE/NJWP RESPONSE
NO NJ STATE WANTED RECORD FOUND LIC/Z68AHM

DMV Response

GET MVC PHOTO

02/07/2012 20:17:41
1L01
NJ00709A4

MKE/NJ DMV RESPONSE

REGISTRATION EXPIRED

LIC/Z68AHM LIS/NJ LIY/12-2011
VIN/1FALP52UXTG146977 PAS-GVW-LEN/7
VYR/1996 VMA/FOR VMO/TAU VST/4 DR VCO/SILVE AXLES-PROP/2

NAM/WILSON, ROBERT E
OLN/W43956586511322 OLN EXP/10-31-2012 VEH CLASS/D
DOB/11-27-1932 SEX/MALE EYE/BROWN HGT/5-09 WGT/141 - 160
SSN/579-40-6667 AGE/ 79 TOTAL POINTS/000 PHOTO/DIGITAL PHOTO LICENSE
101 UNION AVE APT 2G
IRVINGTON, NJ 07111-3253

ENDORSEMENTS/RESTRICTIONS:

NUM OF ENDORSEMENTS FOUND: 00

NUM OF RESTRICTIONS FOUND: 01

1. CORRECTIVE LENSES REQD STATUS/ACTIVE

NCIC 2000 Response

CJIS 2000 Response

Page 2 of 2

02/07/2012 20:17:41
1L01TCP LDG8V1KFD6
NJ00709A4

NO RECORD LIC/Z68AHM

[Back](#)

IRVINGTON POLICE DEPARTMENT

TOWED VEHICLE REPORT

HOLD		UNIT		OFFICER REQUESTING HOLD				INCIDENT #		CC #	
								I-2012-019218		CC-2012-001250	
TIME REPORTED		19:15		DATE		02/07/2012		REASON TOWED		UNREGISTERED	
										DETECTIVE NOTIFIED	
OWNER WILSON, ROBERT E								DRIVER			
ADDRESS 101 UNION AVE APT 2G, IRVINGTON NJ 07111-3253								ADDRESS			
TOWED FROM 2 CRESCENT LN, IRVINGTON NJ 07111								DRIVER DL #			
TIME CALLED		19:22		DATE		02/07/2012		TIME TOWED		19:40	
										DATE 02/07/2012	
YEAR	MAKE	MODEL	STYLE	COLOR	PLATES	PLATE	STATE	EXP	VEHICLE IDENTIFICATION NUMBER		
1996	FOR	TAU	4 DR	SILVE	2	Z68AHM	NJ	12/2011	1FALP52UXTG146977		
WINDOWS DAMAGED		☐ WINDSHIELD		☐ LEFT FRONT		☐ RIGHT FRONT		☐ RIGHT VENT		☐ SUN ROOF	
		☐ REAR DECK		☐ LEFT REAR		☐ RIGHT REAR		☐ LEFT VENT			
WHEELS 4		MAGS 0		TIRES 4		HUBCAPS 4		WIPERS BOTH		MOTOR Yes	
										KEYS No	
										DOORS LOCKED Yes	
IGNITION DAMAGED		No		SEATS BOTH		BATTERY Yes		BUMPERS BOTH		MILEAGE DIGITAL	
										READING	
MIRRORS PRESENT		RADIATOR		AIR CONDITIONER		TRANSMISSION		AUDIO SYSTEM		PERSONAL PROPERTY	
ALL PRESENT		Yes		Yes		Yes		FACTORY		N	
REMARKS											
TOWED FOR UNREGISTERED											
DRAFT											
TOW COMPANY MTS TOWING				TYPE OF TOW FLATBED				CLEAN UP N			
OFFICER MAKING REPORT						SUPERVISOR AUTHORIZING REMOVAL					
PATROLMAN RAMOS, JERRY						SERGEANT YOUNG, DENNIE 307					
WHERE STOLEN		O.C.A		LOCATE / CLEAR		OFFICER PERFORMING LOCATE / CHECK		OWNER NOTIFIED		CERTIFIED LETTER TRACKING	
						307		Y		70082810000032960501	
DISPOSITION OF VEHICLE											
FINAL DISPOSITION		RELEASED				DATE		02/10/2012			
RELEASED TO		NAME				ADDRESS					
		WILSON, ROBERT E.				101 UNION AVENUE APT. 2G, IRVINGTON NJ 07111					
LIENHOLDER NOTIFIED		CERTIFIED LETTER TRACKING				RELEASE					
DATE						AUTHORIZATION					
DATE						RELEASE NUMBER					
OFFICER AUTHORIZING RELEASE / SIGNATURE											
CIVILIAN MCCLEOD, JAMILAH		957									



Mayor
Wayne Smith

TOWNSHIP OF IRVINGTON
POLICE DEPARTMENT
AUTO SQUAD Room 104

1 CIVIC SQUARE
IRVINGTON, NJ 07111

TEL: (973) 399-6519 / FAX: (973) 416-6400
Hours - Mon - Fri 9am- 4pm / Saturdays 9am - 2pm



Chief of Police
Michael Chase
Director
Michael Damiano

Date: February 8, 2012

ROBERT E. WILSON

101 UNION AVENUE, APT. 2G

IRVINGTON, NJ 07111

RB#:- I-2012-019218

YEAR:- 1996 MAKE:- FORD LIC:- Z68AHM VIN #- 1FALP52UXTG146977

Dear Sir/Madam:

The Motor Vehicle Commission reflects that You are the registered owner of the above vehicle, which has been impounded by the Irvington Police Department.

To claim your vehicle, you must produce a *VALID DRIVERS LICENSE, REGISTRATION or TITLE*, and an *INSURANCE CARD or INSURANCE DECLARATION*. In the event the owner cannot respond in person an *ORIGINAL NOTORIZED LETTER* from the owner authorizing us to release the vehicle to a designated person will be accepted.

If this vehicle remains unclaimed for 20 business days it will be subjected to **SALE** at **PUBLIC AUCTION** in accordance with New Jersey State Law R.S. 39:10A-1. You may also be charged with a violation of New Jersey Statute 39:4-56.5 (Abandonment). A violation of this statute carries a fine up to \$1000 and revocation or suspension of your driver's license for up to 5 years. Your vehicle accumulates *STORAGE FEE'S* on a daily basis for which you are responsible.

We trust this letter will receive your prompt attention. If you have retrieved your vehicle please disregard this letter. if you are no longer the owner of the vehicle please contact us immediately.

IRVINGTON POLICE DEPARTMENT
AUTO SQUAD.

Office Use Only

Remarks: _____

