

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



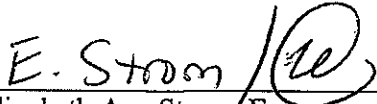
HAROLD F. DANIELSON, Plaintiff, v. CHESTER TOWNSHIP THROUGH ITS POLICE DEPARTMENT, HIGHLANDS WATER PROTECTION AND PLANNING COUNCIL, BRUCE JAMES, JIM RILEE, RYAN STECKEL, RONALD TOTEMS, THOMAS WILLIVER, and JOHN DOES 1- 10, Defendants.	SUPERIOR COURT OF NEW JERSEY LAW DIVISION: MORRIS COUNTY DOCKET NO.: MRS-L-002049-13 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.


Elizabeth Ann Strom, Esq.
Acting Clerk of the Superior Court

DATED: August 9, 2013

Names and Addresses of Defendants to be Served:

CHESTER TOWNSHIP
1 Parker Road
Chester Township, New Jersey 07930

RYAN STECKEL
Chester Township Police Department
1 Parker Road
Chester Township, New Jersey 07930

RONALD TOTEMS
Chester Township Police Department
1 Parker Road
Chester Township, New Jersey 07930

THOMAS WILLIVER
Chester Township Police Department
1 Parker Road
Chester Township, New Jersey 07930

HIGHLANDS WATER PROTECTION
AND PLANNING COUNCIL
100 North Road (Route 513)
Chester, New Jersey 07930

BRUCE JAMES
Highlands Water Protection
And Planning Council
100 North Road (Route 513)
Chester, New Jersey 07930

JIM RILEE
Highlands Water Protection
And Planning Council
100 North Road (Route 513)
Chester, New Jersey 07930

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

MORRIS COUNTY
SUPERIOR COURT
COURT STREET
MORRISTOWN

NJ 07960

TRACK ASSIGNMENT NOTICE

RECEIVED
9-2-13

COURT TELEPHONE NO. (973) 656-4100
COURT HOURS

DATE: JULY 31, 2013
RE: DANIELSON VS CHESTER TOWNSHIP THRU ITS POLICE DEPT
DOCKET: MRS L -002049 13 ..

THE ABOVE CASE HAS BEEN ASSIGNED TO: TRACK 3.

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

THE PRETRIAL JUDGE ASSIGNED IS: HON ROSEMARY E. RANSAY

IF YOU HAVE ANY QUESTIONS, CONTACT TEAM 001
ATT: (973) 656-4100.

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:

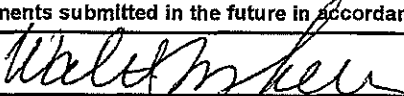
LUFERS LLC WALTER M
23 WEST MAIN STREET
SUITE C203
CLINTON NJ 08809

JUXPHIO

Appendix XII-B1

copy to ATT

RECEIVED
8-2-13

	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 Walter M. Luers, Esq.		TELEPHONE NUMBER (908) 894-5656	
FIRM NAME (if applicable) Law Offices of Walter M. Luers, LLC		COUNTY OF VENUE Morris		
OFFICE ADDRESS Suite C203 23 West Main St. Clinton, NJ 08809		DOCKET NUMBER (when available) 12049-13		
		DOCUMENT TYPE Complaint		
		JURY DEMAND ☒ Yes ☐ No		
NAME OF PARTY (e.g., John Doe, Plaintiff) Harold Danielson, Plaintiff		CAPTION SEE ATTACHMENT		
CASE TYPE NUMBER (See reverse side for listing) 005		IS THIS A PROFESSIONAL MALPRACTICE CASE? ☐ YES ☒ NO IF YOU HAVE CHECKED "YES," SEE N.J.S.A. 2A:53 A-27 AND APPLICABLE CASE LAW REGARDING YOUR OBLIGATION TO FILE AN AFFIDAVIT OF MERIT.		
RELATED CASES PENDING? ☐ Yes ☒ No		IF YES, LIST DOCKET NUMBERS		
DO YOU ANTICIPATE ADDING ANY PARTIES (arising out of same transaction or occurrence)? ☐ Yes ☒ No		NAME OF DEFENDANT'S PRIMARY INSURANCE COMPANY (if known) ☐ NONE ☒ UNKNOWN		
THE INFORMATION PROVIDED ON THIS FORM CANNOT BE INTRODUCED INTO EVIDENCE.				
CASE CHARACTERISTICS FOR PURPOSES OF DETERMINING IF CASE IS APPROPRIATE FOR MEDIATION				
DO PARTIES HAVE A CURRENT, PAST OR RECURRENT RELATIONSHIP? ☐ YES ☒ NO		IF YES, IS THAT RELATIONSHIP: ☐ EMPLOYER/EMPLOYEE ☐ FRIEND/NEIGHBOR ☐ OTHER (explain) ☐ FAMILIAL ☐ BUSINESS		
DOES THE STATUTE GOVERNING THIS CASE PROVIDE FOR PAYMENT OF FEES BY THE LOSING PARTY? ☒ YES ☐ NO				
USE THIS SPACE TO ALERT THE COURT TO ANY SPECIAL CASE CHARACTERISTICS THAT MAY WARRANT INDIVIDUAL MANAGEMENT OR ACCELERATED DISPOSITION RECEIVED & FILED SUPERIOR COURT 2013 JUL 31 P 12:05 MORRIS COUNTY CIVIL DIVISION				
 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

Centrally Managed Litigation (Track IV)

- | | |
|--|---|
| 285 STRYKER TRIDENT HIP IMPLANTS | 291 PELVIC MESH/GYNECARE |
| 288 PRUDENTIAL TORT LITIGATION | 292 PELVIC MESH/BARD |
| 289 REGLAN | 293 DEPUY ASR HIP IMPLANT LITIGATION |
| 290 POMPTON LAKES ENVIRONMENTAL LITIGATION | 295 ALLODERM REGENERATIVE TISSUE MATRIX |
| | 623 PROPECIA |

Mass Tort (Track IV)

- | | |
|---------------------------------------|--|
| 266 HORMONE REPLACEMENT THERAPY (HRT) | 281 BRISTOL-MYERS SQUIBB ENVIRONMENTAL |
| 271 ACCUTANE/ISOTRETINOIN | 282 FOSAMAX |
| 274 RISPERDAL/SEROQUEL/ZYPREXA | 284 NUVARING |
| 278 ZOMETHA/AREXIA | 286 LEVAQUIN |
| 279 GADOLINIUM | 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

HAROLD F. DANIELSON,

Plaintiff,

v.

CHESTER TOWNSHIP THROUGH ITS
POLICE DEPARTMENT, HIGHLANDS
WATER PROTECTION AND PLANNING
COUNCIL, BRUCE JAMES, JIM RILEE,
RYAN STECKEL, RONALD TOTEMS,
THOMAS WILLIVER, and JOHN DOES 1-
10,

Defendants.

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION: MORRIS COUNTY

DOCKET NO.: 62049-13

Civil Action

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

RECEIVED & FILED
SUPERIOR COURT

RECEIVED
8-2-13

2013 JUL 31 P 12:06

MORRIS COUNTY
CIVIL DIVISION

HAROLD F. DANIELSON, Plaintiff, v. CHESTER TOWNSHIP THROUGH ITS POLICE DEPARTMENT, HIGHLANDS WATER PROTECTION AND PLANNING COUNCIL, BRUCE JAMES, JIM RILEE, RYAN STECKEL, RONALD TOTEMS, THOMAS WILLIVER, and JOHN DOES 1- 10, Defendants.	SUPERIOR COURT OF NEW JERSEY LAW DIVISION: MORRIS COUNTY DOCKET NO.: <u>12049-13</u> Civil Action COMPLAINT AND JURY DEMAND
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Plaintiff Harold F. Danielson, through his undersigned counsel Law Offices of Walter M. Luers, LLC, by way of complaint against Defendants, alleges as follows:

1. This action for money damages pursuant to 42 U.S.C. § 1983 and 1988, the United States Constitution, the New Jersey Constitution and the New Jersey Civil Rights Act, is being brought because the Defendants violated Plaintiff's civil rights by interrupting him during his public comments at a public meeting of one of the Defendants and by using excessive use of force upon him while arresting him on a charge that was later dismissed, thus causing him injuries.

JURISDICTION AND VENUE

2. Jurisdiction is proper in this Court pursuant to R. 4:3-1(a)(4), 42 U.S.C. §

1983, and the New Jersey Civil Rights Act, *N.J.S.A.* 10:6-2(d).

3. Venue is proper in this Court because the Defendants reside or have their principal places of business in Morris County, and the site of the injury was Morris County.

THE PARTIES

4. Plaintiff Harold F. Danielson resides at 30 Greenleaves Drive, Apartment 313, Hadley, Massachusetts.

5. Defendant Chester Township is a municipal public body corporate and politic and a political subdivision of the State of New Jersey. Chester's principal place of business is 1 Parker Road, Chester, New Jersey. Chester Township is the public employer of the Police Officer Defendants.

6. Defendant Highlands Water Protection and Planning Council ("Highlands Council") is a public body corporate and politic and a political subdivision of the State of New Jersey. The Highlands Council's principal place of business is 100 North Road, Chester, New Jersey.

7. Defendant Police Officers Steckel, Totems and Williver were at all times relevant to this Complaint duly appointed and acting officers of the Police Department of Chester Township, acting under the color of law, including under the statutes, ordinances, regulations, policies, customs and usages of the State of New Jersey or Chester Township.

8. Defendants Rilee and James were at all times relevant to this Complaint members of the Highlands Council.

9. John Does 1-10 are employees or agents of Chester Township.

FACTS GIVING RISE TO LIABILITY

10. On August 3, 2011, Plaintiff sought to speak at a duly convened and public meeting of the Highlands Council.

11. Plaintiff's comments were subject to a three-minute time limit.

12. During the portion of the meeting set aside for public comments, Plaintiff approached the podium to speak and was recognized by the Chair.

13. Approximately 90 seconds into Plaintiff's comments, he was interrupted without cause by Defendant Rilee. When Plaintiff refused to stop speaking, he was attacked and arrested by at least three, and possibly four, Chester Township Police Officers.

14. The Defendant Police Officers arrested Plaintiff without cause, and used excessive force when they arrested him. Plaintiff was searched by the Defendant Officers, who removed several of his personal belongings. As a result of Defendants' use of force, Plaintiff suffered damage to his rotator cuff and shoulder muscles, received bruises that did not heal for seven months, nerve damage, humiliation and emotional distress.

15. As a direct and proximate result of the foregoing acts of the Defendants, the Plaintiff suffered the following injuries and damages: (1) violations of his Constitutional rights under the Fourth and Fourteenth Amendments to the United States Constitution to be free from unreasonable search and seizure of his property; (2) loss of physical liberty; (3) physical pain and suffering and emotional trauma; (4) denial of Plaintiff's right of free expression and right to redress grievances; and (5) denial of Plaintiff's right to equal protection of the law.

COUNT I

42 U.S.C. § 1983 AGAINST INDIVIDUAL POLICE OFFICERS

16. Plaintiff repeats and incorporates by reference each and every allegation in

paragraphs 1-15 as if they were set forth fully in this count.

17. Each individual Defendant is a “person” within the meaning of 42 U.S.C. § 1983 (hereinafter, “Section 1983”).

18. Under Section 1983 and the United States Constitution, Plaintiff has the right to be free from unreasonable searches and seizures, loss of physical liberty, excessive force and cruel and unusual punishment.

19. Defendant Police Officers violated Plaintiff’s rights by effectuating an arrest through the use of excessive force, by effectuating an arrest without probable cause, and by inflicting cruel and unusual punishment during and after Plaintiff had been secured.

20. Defendant Police Officers violated Plaintiff’s rights while acting under the color of law in their capacity as Chester Township Police Officers.

21. Defendants are liable for punitive damages under Section 1983 because their conduct was willful, malicious or in reckless disregard of Plaintiff’s federal rights.

22. As a direct and proximate result of Defendants’ conduct, Plaintiff suffered serious and permanent personal injuries, pain and humiliation; will, in the future, suffer pain and humiliation from said injuries; incurred medical expenses; may, in the future, incur medical expenses; and has been, and in the future, will be prevented from engaging in his normal activities and pursuits.

WHEREFORE, Plaintiff demands judgment, jointly and severally, against all Defendants for compensatory damages, punitive damages, attorneys’ fees, interest, cost of suit and such other relief as may be appropriate.

COUNT II
42 U.S.C. § 1983 AGAINST HIGHLANDS COUNCIL MEMBERS

23. Plaintiff repeats and incorporates by reference each and every allegation in paragraphs 1-22 as if they were set forth fully in this count.

24. Each Defendant is a “person” within the meaning of Section 1983.

25. Plaintiff attempted to speak on an issue of public importance during the August 3, 2011 public meeting of the Highlands Council.

26. Defendant Council Members interrupted his public comments prior to the expiration of the three-minute limit and without cause.

27. As a result of their conduct, Defendant Council Members deprived Plaintiff of the equal protection of the laws and his First Amendment Right to redress grievances, guaranteed to him through the Fourth and Fourteenth Amendments to the United States Constitution.

WHEREFORE, Plaintiff demands judgment, jointly and severally, against all Defendants for compensatory damages, punitive damages, attorneys’ fees, interest, cost of suit and such other relief as may be appropriate.

COUNT III
42 U.S.C. § 1983 AGAINST CHESTER TOWNSHIP

28. Plaintiff repeats and incorporates by reference each and every allegation in paragraphs 1-27 as if they were set forth fully in this count.

29. Defendant Chester Township developed and maintained policies and customs exhibiting deliberate indifference to the Constitutional Rights of Plaintiff.

WHEREFORE, Plaintiff demands judgment, jointly and severally, against all Defendants for compensatory damages, punitive damages, attorneys’ fees, interest, cost of suit

and such other relief as may be appropriate.

COUNT IV
42 U.S.C. § 1983 AGAINST HIGHLANDS COUNCIL

30. Plaintiff repeats and incorporates by reference each and every allegation in paragraphs 1-29 as if they were set forth fully in this count.

31. Defendant Highlands Council, through Chairman Jim Rilee, developed and maintained policies and customs exhibiting deliberate indifference to the Constitutional Rights of Plaintiff.

WHEREFORE, Plaintiff demands judgment, jointly and severally, against all Defendants for compensatory damages, punitive damages, attorneys' fees, interest, cost of suit and such other relief as may be appropriate.

COUNT V
NEW JERSEY CIVIL RIGHTS ACT AGAINST ALL DEFENDANTS

32. Plaintiff repeats and incorporates by reference each and every allegation in paragraphs 1-29 as if they were set forth fully in this count.

33. The acts of the Defendants violated Plaintiff's rights under the New Jersey Civil Rights Act.

WHEREFORE, Plaintiff demands judgment, jointly and severally, against all Defendants for compensatory damages, punitive damages, attorneys' fees, interest, cost of suit and such other relief as may be appropriate.

DESIGNATION OF TRIAL COUNSEL

Plaintiff hereby designates Walter M. Luers as trial counsel.

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.

JURY DEMAND

Plaintiff hereby demands a trial by jury on all issues so triable.

CERTIFICATION OF NO OTHER ACTIONS

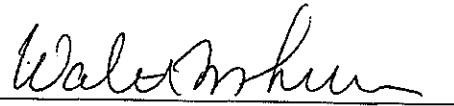
Pursuant to R. 4:5-1, it is hereby stated that the matter in controversy is not the subject of any other action pending in any other court or of a pending arbitration proceeding to the best of my knowledge and belief. To the best of my belief, no other action or arbitration proceeding is pending or contemplated. Further, other than the parties set forth in this pleading, I know of no other parties that should be joined in the above action. In addition, I recognize the continuing obligation of each party 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.

Respectfully submitted,

Dated: July 29, 2013

THE LAW OFFICES OF
WALTER M. LUERS, LLC

By:



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