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**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY**

JOHN CURLEY,

Plaintiff,

v.

MONMOUTH COUNTY BOARD OF CHOSEN
FREEHOLDERS, SERENA DIMASO, in her
individual and official capacity
as Monmouth County Chosen
Freeholder, THOMAS ARNONE, in his
individual and official capacity
as Monmouth County Chosen
Freeholder, GARY RICH, in his
individual and official capacity
as Monmouth County Chosen
Freeholder, LILLIAN BURRY, in her
individual and official capacity
as Monmouth County Chosen
Freeholder, MICHAEL FITZGERALD,
ESQ., in his individual and
official capacity as County
Counsel, and TERI O'CONNOR, in her
individual and official capacity
as County Administrator,

Defendants.

Civil Action No.:

Civil Action

ORDER OF CONTEMPT

THIS MATTER having come before the Court by way of motion
by Plaintiff John Curley, by his counsel, Genova Burns LLC,
seeking an order finding Defendants Monmouth County Board of
Chosen Freeholders (the "Board"), Serena DiMaso, Thomas Aronone,

Gary Rich, Lillian Burry, Michael Fitzgerald, and Teri O'Connor ("Defendants") and their counsel in contempt of this Court's Order Sealing the Documents Filed at Docket Entry No. 2 (ECF No. 6) (the "Sealing Order"); and the court having considered all papers and any opposition thereto; and having heard oral argument, if any, and good cause having been shown; and

WHEREAS, on December 4, 2017, the Court entered the Sealing Order on December 4, 2017; and

WHEREAS, on December 8, 2017, Defendants and their counsel read portions of the Report at a public meeting of the Board; and

WHEREAS the Court finds by clear and convincing evidence that (1) the Court possesses subject matter jurisdiction over this action and the Sealing Order was a valid order of this Court; (2) Defendants and their counsel had actual notice of the Sealing Order; and (3) Defendants and their counsel violated the Sealing Order by reading portions of the Report at a public meeting on December 8, 2017,

IT IS on this ____ day of _____, 2018, ORDERED as follows:

(1) Plaintiff's Motion for a finding of Contempt and for Sanctions is GRANTED;

(2) Defendants shall be precluded from contesting that the Report has been "published" as a defense to any

claims filed by Plaintiff that require publication as an element of that claim;

(3) Sanctions shall be jointly imposed against Defendants' and their counsel, in the sum of \$_____.

(4) Plaintiff shall submit to the Court an affidavit detailing his costs, expenses and reasonable attorneys' fees incurred as a result of Defendants' violation of the Sealing Order on or before _____, 2018. Defendants shall submit any response or objections on or before _____, 2018.

HON. BRIAN R. MARTINOTTI, U.S.D.J.

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