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John Curley

**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 capacity and official
capacity as Monmouth County Chosen
Freeholder, THOMAS ARNONE, in his
individual capacity and official
capacity as Monmouth County Chosen
Freeholder, GARY RICH, in his
individual capacity and official
capacity as Monmouth County Chosen
Freeholder, LILLIAN BURRY, in her
individual capacity 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.:
3:17-cv-12300-BRM-TJB

Civil Action

NOTICE OF MOTION

TO: Jonathan Testa, Esq.
O'Donnell McCord, P.C.
15 Mt. Kemble Ave.
Morristown, New Jersey 07960

COUNSEL:

PLEASE TAKE NOTICE that on **Tuesday, January 16, 2017, at 10:00 a.m.**, or as soon thereafter as counsel may be heard, the undersigned, attorneys for John Curley ("Plaintiff") shall move before the Honorable Brian R. Martinotti, U.S.D.J., at the Clarkson S. Fisher Building & U.S. Courthouse, 402 East State Street, Trenton, NJ 08608, for an Order holding Defendants Monmouth County Board of Chosen Freeholders, Serena DiMaso, Thomas Arnone, Gary Rich, Lillian Burry, Michael Fitzgerald, Esq., Teri O'Connor, and Defendants' counsel Jonathan Testa, Esq., in civil contempt and imposing sanctions for their violation of the Court's December 8, 2017 Order sealing Docket Entry No. 2 in this action, and for the recovery of costs and fees.

PLEASE TAKE FURTHER NOTICE that in support of this motion, Defendants shall rely on the Amended and Supplemental Verified Complaint, with Exhibits, and the Brief submitted in support of this motion.

PLEASE TAKE FURTHER NOTICE, that a proposed form of Order is submitted herewith; and

Oral argument is requested.

GENOVA BURNS LLC
Attorneys for Defendants

By: /s/ Angelo J. Genova
ANGELO J. GENOVA

Dated: December 22, 2017

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