

**EDITED BY THE COURT**

File No. 11796-0151-JCG

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**BURLINGTON COUNTY SUPERIOR COURT**

**NOV 03 2025**

**James J. Ferrelli, J.S.C.**

ANDREW SIMONSICK, SR.; TUCKERTON  
VOLUNTEER FIRE CO. NO. 1; AND DALE  
W. EGGERT,

Plaintiffs,

v.

THE STATE OF NEW JERSEY,  
DEPARTMENT OF COMMUNITY  
AFFAIRS, DIVISION OF FIRE SAFETY;  
DONALD NELSEN; SUSAN DANSON;  
RICHARD MIKUTSKY; BRUCE TYNAN;  
and DANIELLE ROSELLI, jointly, severally  
and in the entirety,

Defendants.

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION  
BURLINGTON COUNTY  
DOCKET NO. BUR-L-002105-23

CIVIL ACTION

**ORDER DISMISSING PLAINTIFFS'  
PUNITIVE DAMAGE CLAIMS IN  
THIRD AMENDED VERIFIED  
COMPLAINT AGAINST  
DEFENDANT, SUSAN DANSON**

**THIS MATTER** having been opened to the Court by Defendant, Susan Danson, through their attorneys, Parker McCay P.A. (John C. Gillespie, Esquire appearing), upon the filing of a Notice of Motion for Partial Summary Judgment Dismissing Punitive Damage Claims in Plaintiffs' Third Amended Verified Complaint, and Plaintiff, Andrew Simonsick, Sr., having appeared through his attorney, Katheryn E. Hewitt, Esquire; Plaintiffs, Tuckerton Volunteer Fire Co. No. 1; and Dale W. Eggert, having appeared through their attorneys, McDowell Law, PC (Ellen M. McDowell, Esquire/Amanda E. Hopkins, Esquire appearing);

Defendant, Danielle Roselli, having appeared through her attorneys, Giordano, Halleran & Ciesla, P.C. (Matthew N. Fiorovanti, Esquire appearing); Defendants, The State of New Jersey, Department of Community Affairs, Division of Fire Safety, Donald Nelsen, Bruce Tynan, Richard Mikutsky, having appeared through their attorney, Matthew J. Platkin, Attorney General of New Jersey (Charles A. Shadle, DAG appearing), and Defendant, Susan Danson, having appeared through her attorney, Blaney, Donohue & Weinberg (William Blaney, Esquire appearing as Co-Counsel) and the Court having considered the moving papers submitted in support and oppositions thereto; and the Court having heard oral argument via Zoom on October 24, 2025 with Kathryn Hewitt, Esquire, appearing for Plaintiff, and John C. Gillespie, Esquire, and William Blaney, Esquire, appearing for Defendant Susan Danson; and for the reasons stated on the record;

**IT IS**, on this 3<sup>rd</sup> day of November 2025, **ORDERED** that the motion is **GRANTED** and that the punitive damage claims in Plaintiffs' Third Amended Verified Complaint against Defendant, Susan Danson, be and are hereby **DISMISSED WITH PREJUDICE**;

**IT IS FURTHER ORDERED** that service of this Order shall be deemed effectuated upon all parties upon its upload to eCourts. Pursuant to Rule 1:5-1(a), movant shall serve a copy of this Order on all parties not served electronically within seven (7) day of receipt of the Order.

*/s/ James J. Ferrelli*  
HONORABLE JAMES J. FERRELLI, J.S.C.

LAW OFFICE  
PARKER McCAY P.A.

(x) Opposed  
( ) Unopposed