

UL v. Carteret

3/18 (1986)

Certification (Cranbury) (Monroe) (Piscataway)
(South Plainfield) in support of IT's application
for an order permitting the Rutgers Constitutional
Litigation Clinic to continue representing
the UL before Affordable Housing Council

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URBAN LEAGUE OF GREATER
NEW BRUNSWICK, et al.,

Plaintiffs,

vs.

THE MAYOR AND COUNCIL
OF THE BOROUGH OF
CARTERET, et al.,

Defendants.

SUPERIOR COURT OF NEW JERSEY
CHANCERY DIVISION
MIDDLESEX/OCEAN COUNTY

Civil Action

No. C 4122-73

(Cranbury)
(Monroe)
(Piscataway)
(South Plainfield)

CERTIFICATION

Jeffrey Fogel, Esq., of full age, certifies as follows:

1. I am an attorney at law of the State of New Jersey and the Executive Director of the New Jersey American Civil Liberties Union ("ACLU"), co-counsel for the Urban League plaintiffs in the above-captioned matter. I am fully familiar with the facts and circumstances of this case. I submit this certification in support of plaintiffs' application for an Order permitting the Rutgers Constitutional Litigation Clinic ("the Clinic") to continue representing the Urban League before the Affordable Housing Council ("the Council").

2. The ACLU agreed to act as a sponsor for the Urban League, a non-profit organization representing low income households, because the Urban League was unable to afford private counsel and we believed that this matter involved significant

public interest issues. We agreed to act as a sponsor with the express understanding that the Clinic would provide the actual legal services. Although I am an attorney, my other responsibilities do not leave me any time for litigation and our only staff attorney works part-time, primarily on administrative tasks.

3. In view of the possibility that the Clinic could be precluded from representing the Urban League before the Council because of the New Jersey Conflicts of Interest Law, I have endeavored to obtain substitute counsel for the Urban League. I have telephoned several volunteer ACLU attorneys, but as of this date none of them has been willing to make a firm commitment to represent the Urban League before the Council. In view of the complexity of this matter, the massive files which must be mastered in order to competently represent the Urban League, and the open-ended commitment sought, I am not hopeful that we will be able to find any attorney willing to undertake this case as an unpaid volunteer. The ACLU has no funds to pay an attorney for this or any other litigation.

4. Accordingly, it is respectfully requested that this Court grant plaintiffs' application permitting the Clinic to continue as counsel for the Urban League before the Council.

I hereby certify that all of the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are wilfully false, I may be subject to punishment.

Dated: March 18, 1986



Jeffrey Fogel