

U.L. v. Cateret, Cranbury

10/2

1984

- Letter to Attorney re review of the moving papers Filed
w/ re to ~~the~~ the application of Stony-Brook-MillStone Assoc.

pgs. 2

no p.i.

CA000300L
301

Feld

Superior Court of New Jersey



CHAMBERS OF
JUDGE EUGENE D. SERPENTELLI

OCEAN COUNTY COURT HOUSE
C.N. 2191
TOMS RIVER, N.J. 08754

October 2, 1984

Peter M. O'Neill, Esq.
Strauss, Wills and O'Neill
32 Nassau Street
Princeton, N. J. 08542

Re: Urban League of Greater New Brunswick v. Carteret
(Stony Brook-Millstone Watersheds Association)
Cranbury Township

Dear Mr. O'Neill:

I have reviewed the moving papers filed by Mr. O'Neill concerning the application of Stony Brook-Millstone Watersheds Association to apply as amicus in the portion of the Urban League suit concerning Cranbury Township. I have also reviewed all responses to the motion.

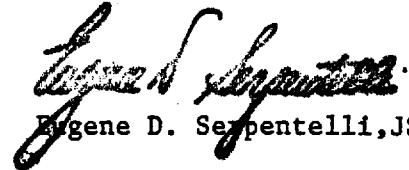
It is clear that the motion is untimely as it relates to the fair share number which has already been established. It is also clear that the balance of the issues raised by the moving party relate to compliance questions which are now being addressed by the Township under the supervision of the Court appointed master, Philip Caton. There is no reason why Stony Brook-Millstone may not fully submit its concerns to the master without intervention at this time. Furthermore, if a compliance hearing is requested, representatives of Stony Brook-Millstone may be called as witnesses. If after Stony Brook is given its opportunity to be heard through the master it continues to believe that its concerns are not being properly addressed or considered, it may once again renew its motion. In the interim, the motion will be denied on the condition that the order may provide that Stony Brook is given leave to make any factual submission to Mr. Caton which it deems appropriate and Mr. Caton will be given full authority to solicit any further information which he deems useful or necessary in order to address issues of environmental concern.

Peter M. O'Neill, Esquire

October 2, 1984

Mr. O'Neill shall submit an order conforming to this letter.

Very truly yours,



Eugene D. Serpentelli, JSC

EDS:RDH

Copy to:

Bruce S. Gelber, Esq.
William Warren, Esq.
Michael J. Herbert, Esq.
Richard Schatzman, Esq.
Philip L. Paley, Esq.
William C. Moran, Jr., Esq.
Guilet Hirsch, Esq.
Carl S. Bisgaier, Esq.
Joseph L. Stonacker, Esq.
Philip Caton, P. P.