

P: scottamway, ML. V.

1/22/85

(1985)

Letter discussing Site 6 in MS. Lesmer's report,  
request an opportunity to present a traffic  
expert for rebuttal + response

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JAN 24 1985

JUDGE SERPENTELLI'S CHAMBERS

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January 22, 1985

The Honorable Eugene D. Serpentelli  
Ocean County Court House  
CN-2191  
Toms River, New Jersey 08754Re: Urban League of Greater New Brunswick vs.  
Township of Piscataway  
Docket No. C 4122-73

Dear Judge Serpentelli:

I represent the Lange interest, Site 6 in Ms. Lerman's report.

Pursuant to Mr. Gelber's letter to all counsel and to Your Honor,  
interrogatories were to be answered no later than January 7, 1985.The only thing akin to answers to interrogatories with respect to Site 6  
which I have received are from Mr. Paley, but those were received out of  
time. On January 22, 1985 I received a portion of a letter to Mr. Gelber  
from Mr. Paley with respect to Site 6. This correspondence puts the  
Lange interest at a disadvantage.The Lange interest has retained Jay Lynch, Professional Planner. Our  
answers to interrogatories indicate the nature of his testimony. We are  
now confronted with the issue of traffic which may require a separate  
traffic expert. Even if we were able to secure the services of such an  
expert at this late hour, based upon our answers to interrogatories, we  
could be precluded from utilizing such a witness as an expert.

SCERBO, KOBIN, LITWIN & WOLFF

Therefore, we request that we be offered the opportunity to present a traffic expert in rebuttal after the proceeding commences giving us an appropriate time to retain such an expert.

I trust that this matter will be addressed at the beginning of the trial on Monday, January 28, 1985.

Respectfully submitted,



LAWRENCE B. LITWIN

LBL:sbr

Enclosures

cc: All counsel on the attached list

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JAN 14 1985

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January 10, 1985

The Honorable Eugene D. Serpentelli  
Court House  
CN 2191  
Toms River, New Jersey 08754

Re: Piscataway

Dear Judge Serpentelli:

*Call + address 1/14*  
As you know, this firm represents the **Lange interest** in Piscataway, Site 6 on Ms. Lerman's Report. We have been actively involved in communicating with Ms. Lerman through our expert Jay Lynch as well as myself. In addition, we have answered interrogatories propounded by the Urban League.

Philip Paley advises that the trial has been adjourned for 10 days. Please be advised that we would like to appear solely with respect to Site 6, and would request being advised as to an approximate time and date as to which that issue would be addressed. I have discussed the same with Mr. Paley, and he advises that he has no objection to the same.

If Your Honor has no problem with this procedure, I would be appreciative inasmuch as it would avoid the Lange interest spending large amounts of money to sit through the entire trial. I am appreciative of Your Honor's consideration.

Respectfully submitted,

*1-14*  
  
LAWRENCE B. LITWIN

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Jay Lynch

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