CA- General 14-Nov-75

Pretrial Order allowing the action dain to proceed.

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CA00/0150

SUPERIOR COURT

MIDDLESEX COUNTY --- CHANCERY DIVISION

Docket No. C. 4122-73

CA001015O

URBAN LEAGUE OF GREATER NEW BRUNSWICK, a non-profit corporation of the State of New Jersey; CLEVELAND BENSON; JUDITH CHAMPION; LYDIA CRUZ; BARBARA TIPPETT; KENNETH TUSKEY on their own behalf and on behalf of all others similarly situated,

Plaintiff,

v.

THE MAYOR AND COUNCIL OF THE BOROUGH OF CARTERET; TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CRANBURY; MAYOR AND COUNCIL OF THE BOROUGH OF DUMELLEN; TOWNSHIP COMMITTEE OF THE TOWNSHIP OF EAST BRUNSWICK; TOWNSHIP COMMITTEE OF THE TOWNSHIP OF EDISON; MAYOR AND COUNCIL OF THE BOROUGH OF HELMETTA; MAYOR AND COUNCIL OF THE BOROUGH OF HIGHLAND PARK; MAYOR AND COUNCIL OF THE BOROUGH OF JAMESBURG; TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MADISON; MAYOR AND COUNCIL OF THE BOROUGH OF METUCHEN; MAYOR AND COUNCIL OF THE BOROUGH OF MIDDLESEA; MAYOR AND COUNCIL OF THE BORCUGI OF MILLTOWN; TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MONROE; TOWNSHIP COMMITTEE OF THE TOWNSHIP OF NORTH BRUNSWICK: TOWNSHIP COMMITTEE OF THE TOWNSHIP OF PISCATAWAY; TOWNSHIP COMMITTEE OF THE TOWNSHIP OF PLAINSBORO; MAYOR AND COUNCIL OF THE BOROUGH OF SAYREVILLE; MAYOR AND COUNCIL OF THE CITY OF SOUTH AMBOY; TOWNSHIP COMMITTEE OF THE TOWNSHIP OF SOUTH BRUNSWICK: MAYOR AND COUNCIL OF THE BOROUGH OF SOUTH PLAINFIELD. MAYOR AND COUNCIL OF THE BOROUGH OF SOUTH RIVER; MAYOR AND COUNCIL OF THE BOROUGH OF SPOTSWOOD TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WOODBRIDGE.

Defendants and third party plaintiffs,

v.

CITY OF NEW BRUNSWICK and CITY OF PERTH AMBOY,

Third party defendants,

-and-

NEW JERSEY LEAGUE OF WOMEN VOTERS and MIDDLESEX COUNTY LEAGUE OF WOMEN VOTERS,

- 1. Class action challenging the validity of zoning ordinances and other land use ordinances, polices and practices of 23 of the 25 municipalities in Middlesex County, both separately and collectivel as violations of the 13th and 14th Amendments to the U.S. Constitution Article One, paragraphs 1 and 5 of the New Jersey Constitution and N.J.S.A. 40:55-32, 42 U.S.C.A. Section 1981, 1982, and 3601 et seq. seeking injunctive relief against exclusionary and discriminatory zoning and affirmatively to require defendants to provide on a county-wide basis adequate provision for low and moderate income housing, including multi family housing, on behalf of individual plaintiffs and others of their class. Third party action against two municipalities excluded in the Complaint.
- 2. None.
- 3. Annexed rider.
- 4. No money damages sought.
- 6. None
- 7. Validity of zoning ordinances, collective effect of zoning ordinances to fail to provide reasonably and adequately for low and moderate income housing, validity of other land use ordinances, policies and practices, economic discrimination, racial discrimination shift of burden of coming forward with evidence, whether developing municipality within Mount Laurel holding, employment projections, population growth projections, res judicata as to prior holdings of invalidity, judicial notice of U.S. Census material, remedy by way of county-wide plan, standing, whether a proper class, failure to join indispensible parties, right to attorneys' fees and costs, whether Middlesex County is a region within Mount Laurel applicability of

Mount Laurel holding, applicability of foderal Civil Rights Statutes.

- 3. Constitutional invalidity under Article 1, paragraph 18 of the New Jersey Constitution.
- 9. None.
- 10. No limitation.
- 11. None preceding trial.
- 12. Usual.
- 13. None.
- 14.

Edward J. Dolan, for Carteret. William C. Moran, Jr., for Cranbury. Dennis J. Cummins, Jr., for Dunellen. Bertram E. Busch, for East Brunswick. Roland A. Winter, for Edison. Richard F. Plechner, for Helmetta. Lawrence Lerner, for Highland Park

Madison. Martin A. Spritzer, for Metuchen. Edward J. Johnson, Jr., for Middlesex. Charles V. Booream, for Milltown. Samuel C. Inglese, for Monroe. Joseph H. Burns, for North Brunswick. Edward Sachar, for Piscataway. Joseph L. Stonaker, for Plainsboro. Alan J. Karcher, for Sayreville. John J. Vail, for South Amboy. Andre Vm. Gruber, for South Brunswick. Sanford E. Chernin, for South Plainfield. Robert C. Lafano, for South River. Guido J. Brigiani, for Spotswood.

- 15. Six to eight weeks.
- 1. February 2, 1976 at 9:00 a.m.

BAUMGART & BEN-ASHER, ESQS.

/ -AND- /
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FARTIN E SLOANE, ESQ.
DANIEL A. SEARING, ESQ:
ARTHUR D. WOLF, ESQ.
Attorneys for the Plaintiffs
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EDWARD J. DOLAN, ÉSQ.,
ATTORNEY FOR CARTERET
Jests Hull
HUFF NORAN, 2505., ATTORNEYS FOR CRANBURY
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ATTORNEY FOR EDISON
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RAFANO & WOOD, ESQS., ATTORNEYS FOR JAMESBURG
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MARTIN A. SPRITZ ESQ., ATTORNEY FOR LETUCHEN	
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EDUARD J. JOINSON, JA., ESQ.	
ATTORNEY FOR MIDDZESEX	
(May V/Sop	등록 실시 발전 보기를 보고 있습니다. 그 등 보고 보고 있다고 있는다. 발표하게 되었다. 그렇게 되었다. 그 이 등록 보고 있다면 하는데 되었다. 보고 있다.
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MOSS & INGLESE, ESQS	
ATTORNEYS FOR MONROE	공격 [생생] 살아 보고 하는 사람들이 되었다. 그는 내 사람이 없는
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JOSEFH H./KURNS, ESQ.,	되었다. 그는 불인 등이 등로 하다면 하는 일 회사를 하고 있다.
ATTORNEY FOR NORTH BRUNSWICK	상 교회 등을 불통하다 등 등을 걸렸다. 기존 등이 되었다.
Edward Saihay	마이 이 를 받는 것으로 보고 있을까지 않는 것을 하고 있다. 보고 그 한 사람들에서는 이 등록을 보고 있을 하고 있는 것이다.
SACHAR, BERNSTEIN & ROTHBERG, ESQS.,	보는 원기를 즐겁다고 있었다. 승리 사람은 모르말라면 하는
ATTORNEYS FOR PISCATAWAY	
Boy Tolan	기를 가고 하면 하는 사람들이 가지 않는데 살아왔다는데?
JOSEPH U. STONAKAR, ESQ.,	
ATTORNEY FOR PLATASSORO	
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KARCHER, REAVEY & KARCHER, ESQS., ATTORNEYS FOR SAYREVILLE	여자 연락 경에 그리고 있는데 보이고 말았다. 다 하다
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ANDRE GRUBER, ESC., ATTORICK FOR SOUTH BRUNSWICK	ATTORNEY FOR PERTH AMBOY
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ANGORD & CHEDNIN 1930	GILBERT L. NELSON, ESQ.,
SANFORD A. CHERNIN, ESQ., ARTORNEY FOR SOUTH PLAINFIELD	ATTORNEY FOR NEW BRUNSWICK
	CLAPP & EISENBERG, ESQS.,
ATTORNEYS FOR SOUTH RIVER	ATTORNEYS FOR LEAGUE OF WOMEN VOTER
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