

CA - Piscataway

5-feb-85

Attorney Correspondence ~~a~~ documents relevant to the
status of site SS

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THE STATE UNIVERSITY OF NEW JERSEY
RUTGERS
Campus at Newark

School of Law-Newark • Constitutional Litigation Clinic
S.I. Newhouse Center For Law and Justice
15 Washington Street • Newark • New Jersey 07102-3192 • 201/648-5687

February 5, 1985

Daniel Barkin, Esq.
Lowenstein, Sandler, Brochin, Kohl
65 Livingston Avenue
Roseland, New Jersey 07068

Dear Dan:

In anticipation of your request for the "pleadings" in the Urban League case, I have taken the liberty of some judicious pruning. The original complaint was filed in 1974 and is worded in terms that are made largely obsolete by the subsequent decisions of the Supreme Court in Mount Laurel I and II. Moreover, as you are aware, the Urban League action encompasses eight towns in addition to Piscataway, and the papers are voluminous.

Accordingly, I have tried to sort out these documents that seem relevant to the present status of Site 55 in the Piscataway fair share hearing. These documents include:

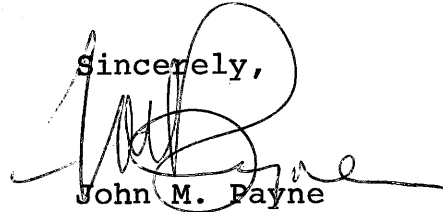
1. Letters of September 27, 1983, December 15, 1983 and January 23, 1984, in which Plaintiffs and the Township state their basic views about Piscataway's compliance or non-compliance with Mount Laurel II.
2. Plaintiffs' May 1, 1984, motion seeking temporary restraints against Piscataway, together with supporting affidavits and other documents. This motion was the first to seek restraints against development pending the outcome of the trial, and concerned three specific parcels.
3. Plaintiffs' September 6, 1984 motion seeking restraints against Piscataway with respect to one additional tract.
4. Plaintiffs' November 7, 1984 motion seeking restraints against Piscataway as to all parcels found suitable by Carla Lerman.
5. Court Orders dated June 26, 1984, November 5, 1984 and December 11, 1984, with respect to the aforesaid motions.
6. Plaintiffs' brief and appendix in opposition to Piscataway's motion for leave to file an interlocutory appeal in the Superior Court, Appellate Division. Please note that the appendix contains additional orders with respect to the

temporary restraints, the order appointing Ms. Lerman as the court's expert to inspect vacant lands in Piscataway, and Ms. Lerman's preliminary and final reports, the latter dated November 10, 1984.

7. Plaintiffs' supplemental memorandum in lieu of brief on Piscataway's further interlocutory motion to the Supreme Court of New Jersey, together with Mr. Paley's affidavit submitted to the Supreme Court.

I believe that these documents will give you a comprehensive picture of the Urban League plaintiffs' position with respect to the vacant land issue in Piscataway. If I can be of further assistance in this matter, please do not hesitate to call on me.

Sincerely,

A handwritten signature in black ink, appearing to read "John M. Payne", written over a circular stamp or mark.

John M. Payne

cc/Bruce Gelber, Esq.