

Monroe 1985

9/20/85

Motion to Dismiss the Appeal as Out of Time (with Prejudice)

Attached: letter to court ~~box~~

Pgs. 7 (2 copies of ~~motion~~ 3 page motion)

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ATTORNEYS AT LAW

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EAST BRUNSWICK, N. J. 08816  
(201) 254-4200  
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September 26, 1985

Elizabeth McLaughlin, Clerk  
Superior Court of New Jersey  
Appellate Division  
Hughes Justice Complex  
CN-006  
Trenton, New Jersey 08625

RE: Urban League of Greater New Brunswick, et als.  
Vs. Monroe Township, et als.  
Docket No. A-5394-84T1

Dear Ms. McLaughlin:

Enclosed herewith, please find an original and four copies of Motion to Dismiss the Appeal as Out of Time (With Prejudice) together with supporting Letter Brief and Appendix, on behalf of the Respondent, Carl E. Hintz.


Also enclosed is this firm's check in the amount of \$5.00 to cover your fees.

Kindly file the original and return a copy stamped "filed" to the undersigned in the self-addressed, preposted envelope provided herewith.

If anything additional is needed, please do not hesitate to contact the undersigned.

Very truly yours,

GROSS & NOVAK, P.A.

  
WILLIAM P. ISELE

WPI/sn  
Encls.

cc: Mario Apuzzo, Esq. (w/encls.)  
By: Certified Mail, R.R.R  
cc: Mr. Carl E. Hintz (w/encls.)  
cc: Thomas R. Farino, Jr., Esq. (w/encls.)  
cc:  Carla L. Lerman, P.P. (w/encls.)

COPY

**GROSS & NOVAK, P.A.**  
BRIER HILL BUILDING C  
CORNWALL COURT  
P. O. BOX 188  
EAST BRUNSWICK, N. J. 08816  
(201) 254-4200  
ATTORNEYS FOR Respondent  
Carl E. Hintz

URBAN LEAGUE OF GREATER NEW BRUNSWICK, ET AL.	:	SUPERIOR COURT OF NEW JERSEY APPELLATE DIVISION
Appellants,	:	DOCKET NO. A-5394-84T1
-vs-	:	
MONROE TOWNSHIP, ET AL.,	:	Civil Action
Respondents.	:	MOTION TO DISMISS THE APPEAL AS OUT OF TIME (WITH PREJUDICE)

TO: MARIO APUZZO  
Director of Law  
Township of Monroe  
Municipal Complex  
Perrineville Road  
Jamesburg, NJ 08831

SIR:

PLEASE TAKE NOTICE that the undersigned on behalf of the Respondent, CARL E. HINTZ, hereby applies to the Superior Court of New Jersey, Appellate Division, for an Order pursuant to R. 2:4-1 or in the alternative 2:5-6(a) dismissing the appeal as untimely filed, with prejudice and imposing sanctions as provided by the rules, for reason that you failed to notice the appeal

within the time required by the rules, as more fully set forth in the Letter Brief and Appendix attached hereto; and

PLEASE TAKE FURTHER NOTICE that the undersigned hereby applies to the Superior Court of New Jersey, Appellate Division, for an Order pursuant to R. 2:8-3, allowing this appeal to be disposed of in a summary fashion.

In support of these motions, movant will rely upon the Letter Brief and Appendix submitted simultaneously herewith.

GROSS & NOVAK, P.A.  
Attorneys for Respondent  
Carl E. Hintz

BY:

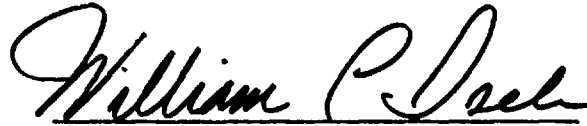


WILLIAM P. ISELE

DATED: September 26, 1985

CERTIFICATE OF SERVICE

I, WILLIAM P. ISELE, hereby certify that on this date I served two copies of the within Notice of Motion and Supporting Letter Brief and Appendix upon Mario Apuzzo, Director of Law, Township of Monroe, Municipal Complex, Perrineville Road, Jamesburg, NJ 08831 by certified mail, return receipt requested, postage prepaid at East Brunswick, New Jersey.

  
WILLIAM P. ISELE

DATED: September 26, 1985

WPI/sn  
#3155

**GROSS & NOVAK, P.A.**  
BRIER HILL BUILDING C  
CORNWALL COURT  
P. O. BOX 188  
EAST BRUNSWICK, N. J. 08816  
(201) 254-4200

ATTORNEYS FOR Respondent  
Carl E. Hintz

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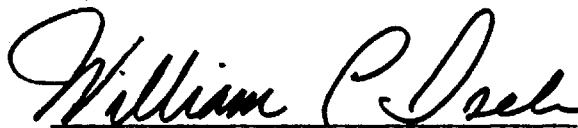


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