

ML - Old Bridge

16-June-81

- Cross motion for partial summary judgment and to permit the amendment of the counterclaim or in the alternative the filing of a third party complaint and to dismiss all damage claims of plaintiff for failure to comply with the tort claims act

pg. 3

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Attorney for Defendants, Township of Old Bridge and
Township Council of the Township of Old Bridge

O & Y OLD BRIDGE DEVELOPMENT CORP.,	:	SUPERIOR COURT OF NEW JERSEY LAW DIVISION
	:	MIDDLESEX COUNTY
Plaintiff,	:	DOCKET NO. L-32516^80
-vs.-	:	Civil Action
THE TOWNSHIP OF OLD BRIDGE, et als.,	:	CROSS MOTION FOR PARTIAL SUMMARY JUDGMENT AND TO PERMIT THE AMEND-
	:	MENT OF THE COUNTERCLAIM OR IN THE
Defendants.	:	ALTERNATE THE FILING OF A THIRD
	:	PARTY COMPLAINT AND TO DISMISS ALL
	:	DAMAGE CLAIMS OF PLAINTIFF FOR
	:	FAILURE TO COMPLY WITH THE
	:	TORT CLAIMS ACT.

TO: GULIET D. HIRSCH, ESQ.
BRENER, WALLACE & HILL, ESQS.
Attorney for Plaintiff
15 Chambers Street
Princeton, New Jersey 08540

S I R s

PLEASE TAKE NOTICE that on Friday, June 19, 1981, at
9:00 o'clock in the forenoon or as soon thereafter as counsel may
be heard, the undersigned, attorney for the defendants, Township
of Old Bridge and Township Council of the Township of Old Bridge,
will make application by way of a cross motion to the above named
Court for an Order granting:

1. Partial Summary Judgment in favor of the defendants,
Township of Old Bridge and Township Council of the Township of

Old Bridge regarding the conspiracy counts and claims of plaintiff as to these defendants;

2. Dismissing all damage claims of plaintiff for failure to comply with the New Jersey Tort Claims Act N.J.S., 59:8-1, et seq.; and

3. To permit the amendment of Counts One and Two of these defendants' Counterclaim by treating same as a Third Party Complaint on behalf of the seven (7) individual council members and added these members as parties to said Third Party Complaint in the said Counts One and Two, or in the alternative permit the filing of a separate Third Party Complaint by the seven (7) council persons and consolidate same in the within matter.

Defendants attorney will rely upon the attached Certification and Legal Memorandum plus its previously submitted Brief.

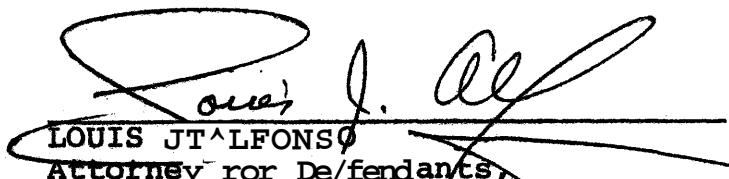
DATED: June 16, 1981


LOUIS J. VALFONSO
Attorney for Defendants,
Township of Old Bridge and
Township Council of the
Township of Old Bridge

CERTIFICATION

I hereby certify that the original of the ^{^i^hin ^} Cross Motion has been filed with the Clerk of the Superior court, State House Annex, P. O. Box 1300, Trenton* New Jersey 08T625; and a copy has been hand delivered to the Middlesex County Clerk, Administration Building, New Brunswick, New Jersey 08903; and a copy has been hand delivered to Honorable J. Norris Harding, Middlesex County Court House, New Brunswick, Hew Jersey 03903; and a copy has been hand delivered to Gullet O. Hirsch, Esq., Brener, Wallace & Hill, Esqs., Attorney for Plaintiff, 15 Chambers Street, Princeton, New Jersey 08540; and a copy has been mailed to William E. Plynn, Esq., 550 Highway 9, Old Bridge, New Jersey 08857? and to Thomas Norman, Esq., 101 Olde Buttonwood Building, Stokes Road, Medford, New Jersey 08055; and to Louis E. Granata, Es§., 210 Main Street, P. O. Box 389, Matawan, New Jersey 07747, attorneys for the co-defendants.

DATED: June 16, 1981


LOUIS JT^LFONSO
Attorney for De/fendants,
Township of Old Bridge and
Township Council of the
Township of Old Bridge

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