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Oad Bridge

18- Nov. - 1987

Letter from D's asking Judge not to
mark motions for reconsideration as
withdrawn and promising to submit
a brief which explains D's position

pgs = 2

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November 18, 1987

Hon. Eugene D. Serpentelli, A.J.S.C.
 Ocean County Court House
 CN-2191
 Toms River, New Jersey 08754

Re: Urban League of Greater New
 Brunswick et al. vs. Township
 of Old Bridge, et al.
 Docket No. L-009837-84-PW

Dear Judge Serpentelli:

I am writing with regard to your letter to myself and Mr. Hall dated November 13, 1987, in which you advise that it is the Court's intention to mark the plaintiff's Motions for Reconsideration as withdrawn unless some preliminary argument is set forth by letter response. As per our recent telephone conversation, the delay in filing of our brief is due in part to the delay in receiving the transcript and as a result of my partner's recent illness and hospitalization. At this time, Woodhaven's Brief in Support of Motion for Reconsideration is ninety percent complete and Woodhaven shall file same by Wednesday, November 25, 1987. Said Brief sets forth Woodhaven's complete argument as to matters overlooked by the Court which we feel are a substantial basis for reconsideration of the Court's ruling. In short, our argument for reconsideration is that Woodhaven is a completely independent project and is entitled to the benefit of its bargain; therefore, the judgment should not be set aside as to Woodhaven. The Brief to be submitted will expound on this and related arguments.

Accordingly, we respectfully request the Court to not withdraw the subject motions and, upon receipt of plaintiff's brief, to set down a briefing schedule for defendants as well as a date for oral argument.

MvL
fflWtt, Berkow & Scunkow

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Hon. Eugene D. Serpentelli, A.J.S.C.
November 18, 1987
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Thanking you for your consideration of the above, I remain,

Respectfully yours,



STEWART MVHUTT
FOR THE FIRM

SMH:al

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