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18-Jan-1985

D's Notice of Motion for Leave to
Appeal an Interlocutory Order
and for Stay of Enforcement
Pending Appeal.

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ATTORNEYS FOR DEFENDANT, TOWNSHIP OF PISCATAWAY

----- X	SUPREME, COURT OF NEW JERSEY
URBAN LEAGUE OF GREATER NEW	:
BRUNSWICK, ET AL.,	:
Plaintiff/Appellee,	:
vs.	:
THE MAYOR AND COUNCIL OF THE	:
BOROUGH OF CARTERET, ET AL.,	:
Defendant/Appellant.	:
----- X	DOCKET NO.
	CIVIL ACTION
	NOTICE OF MOTION FOR LEAVE TO
	APPEAL AN INTERLOCUTORY ORDER
	AND FOR STAY OF ENFORCEMENT
	PENDING APPEAL

TO: Mr. Stephen W. Townsend
Clerk
Supreme Court of New Jersey
Trenton, New Jersey 08625

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National Committee Against Discrimination
in Housing
733 15th Street N.W.
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The Honorable Melvin P. Antell
The Honorable James H. Coleman
The Honorable Arthur J. Simpson, Jr.
Appellate Division
Hughes Justice Complex
CN 006
Trenton, New Jersey 08625

The Honorable Eugene D. Serpentelli
Superior Court of New Jersey
Ocean County Court House
CN 2191
Toms River, New Jersey 08753

PLEASE TAKE NOTICE THAT on a date and time to be set by the Court, the undersigned, Attorneys for the Defendant/Appellant, Township of Piscataway (herein "Piscataway") will move for an Order (a) granting Piscataway leave to appeal an Interlocutory Order dated December 11, 1984, issued by the Superior Court of New Jersey, Chancery Division (Middlesex/Ocean Counties) restraining Piscataway from granting preliminary or final approval or taking any other actions with respect to the development of any site within the Township of Piscataway designated as "suitable" for Mount Laurel development in the report of Carla Lerman, the Court-appointed expert, (b) staying

enforcement of the Order of the Court below pending appeal, and (c) reversing an Order of the Appellate Division, filed January 14, 1985, denying leave to appeal and stay of enforcement pending appeal.

The basis for the within application is that the relief granted by the Trial is overly broad and will cause irreparable harm to Piscataway, and further, that an interlocutory appeal is required in the interests of justice, as is more particularly set forth in the accompanying Brief in Support of Motion for Leave to Appeal an Interlocutory Order and for Stay of Enforcement Pending Appeal, previously submitted to the Appellate Division, and on Certification of Phillip Lewis Paley, Esq., dated January 18, 1985, submitted herewith.

KIRSTEN, FRIEDMAN & CHERIN
A PROFESSIONAL CORPORATION
ATTORNEYS FOR DEFENDANT/APPELLANT,
TOWNSHIP OF PISCATAWAY

By: 

PHILLIP LEWIS PALEY

DATED: January 18, 1985