

RULS-AD-1976-220

10/25/1976

- PLAINTIFF'S ~~ANSWER~~ ANSWER TO DEFENDANTS' 2ND REQUEST FOR ADMISSIONS

Pgs - 5

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ATTORNEYS FOR Plaintiff

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION  
SOMERSET COUNTY  
DOCKET NO. L-25645-75 P.W.

THE ALLAN-DEANE CORPORATION, :  
a Delaware corporation, qualified to :  
do business in the State of New Jersey, :

Plaintiff, :

vs. :

THE TOWNSHIP OF BERNARDS, IN :  
THE COUNTY OF SOMERSET, a :  
municipal corporation of the State of :  
New Jersey, et al., :

Defendants. :

Civil Action

PLAINTIFF'S ANSWER TO  
DEFENDANTS' SECOND RE -  
QUEST FOR ADMISSIONS

Plaintiff herewith makes the following response to the Second  
Request for Admissions served by Defendants:

1. Plaintiff admits the matter of which an admission is  
requested in Paragraph 1 of the Second Request for Admissions. By this  
admission, Plaintiff does not adopt or authenticate the report in its entirety,  
or the methodology or data contained therein.

2. Plaintiff admits the matter of which an admission is requested in Paragraph 2 of the Second Request for Admissions. By this admission, Plaintiff does not adopt or authenticate the survey in its entirety, or the methodology or data contained therein.

3. Plaintiff admits the matter of which the admission is requested in Paragraph 3 of the Second Request for Admissions. By this admission, Plaintiff does not adopt or authenticate the report in its entirety, or the methodology, data or recommendations contained therein.

4. Plaintiff objects to Paragraph 4 of the Second Request for Admissions on the grounds that the Affidavit refers to contracts and reports not served upon Plaintiff as required by Rule 4:22-1, that the Affidavit is obviously a pleading filed in some other action, and the Plaintiff lacks the information or knowledge to either admit or deny a number of the allegations and the information readily obtainable by Plaintiff after reasonable inquiry is insufficient to enable Plaintiff to either admit or deny the facts stated.

5. Plaintiff objects to Paragraph 5 of the Second Request for Admissions on the grounds that the Affidavit states several legal conclusions, that these legal conclusions are apparently based on documents which were not served on the Plaintiff as required by Rule 4:22-1 and that the Affidavit contains numerous allegations upon which the Plaintiff lacks information or knowledge in which information or knowledge is not readily obtainable by Plaintiff after reasonable inquiry.

6. After reasonable inquiry, Plaintiff admits that Exhibit "D" attached to the Request for Admissions is a copy of one page, entitled "Somerset County - Population Ahead", of a document allegedly prepared by the Somerset County Planning Board and dated January, 1971. By this admission, Plaintiff does not adopt or authenticate the report in its entirety or this portion of it, or the method or data upon which the schedule was prepared.

7. After reasonable inquiry, Plaintiff admits that Exhibit "E" attached to the Request for Admissions is a copy of one page, entitled "Somerset County - Population Ahead", of a document allegedly prepared by the Somerset County Planning Board and dated October, 1974. By this admission, Plaintiff does not adopt or authenticate the report in its entirety or this portion of it, or the method or data upon which the schedule was prepared.

8. After reasonable inquiry, Plaintiff admits that Exhibit "F" attached to the Request for Admissions is a copy of one page, entitled "Somerset County - Population Ahead", of a document allegedly prepared by the Somerset County Planning Board and dated December, 1975. By this admission, Plaintiff does not adopt or authenticate the report in its entirety or this portion of it, or the method or data upon which the schedule was prepared.

9. After reasonable inquiry, Plaintiff admits that Exhibit "G" attached to the Request for Admissions is a copy of one page, entitled

"Somerset County: Population Change", of a document allegedly prepared by the Somerset County Planning Board and dated March, 1976. By this admission, Plaintiff does not adopt or authenticate the report in its entirety or this portion of it, or the method or data upon which the schedule was prepared.

10. With respect to the data contained in the document entitled, "Somerset County: Population Change" prepared by the Somerset County Planning Board, the Plaintiff admits such data to the extent that it fully represents the entirety of such a document. Except as herein specifically admitted, Plaintiff denies the remainder of the matter of which an admission is requested and further denies any characterization, interpretation or extrapolation contained in the matter of which an admission is requested.

11. After reasonable inquiry, Plaintiff admits that Exhibit "H" attached to the Second Request for Admissions is a copy of one page entitled, "Estimated Net Total Housing - Somerset County" prepared by the Somerset County Planning Board and dated March, 1976. By this admission, Plaintiff does not adopt or authenticate the report in its entirety or this portion of it, or the method or data upon which this schedule was prepared.

12. With respect to the data contained in Exhibit "H", Plaintiff admits such data to the extent that it fully represents the entirety of such document. Except as herein specifically admitted, Plaintiff denies

the remainder of the matter of which an admission is requested and further denies any characterization, interpretation or extrapolation contained in the matter of which an admission is requested.

13. Plaintiff admits that Exhibit "I" attached to the Second Request for Admissions is a copy of one page, entitled "Somerset County Selected Places of Work by Municipality Residences (1970)" and that this document was apparently typed by the Somerset County Planning Board and dated November, 1975. The Plaintiff denies that this data was developed by the Somerset County Planning Board.

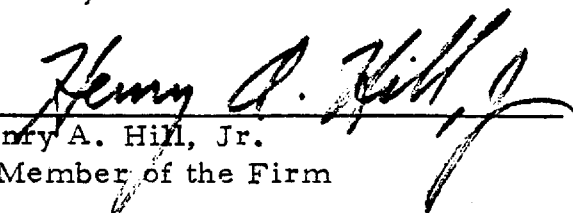
14. Plaintiff admits the matter in which an admission is requested in Paragraph 14 of the Second Request for Admissions.

15. Plaintiff admits the matter of which an admission is requested in Paragraph 15 of the Second Request for Admissions.

16. Plaintiff admits the matter of which an admission is requested in Paragraph 16 of the Second Request for Admissions. By this admission Plaintiff does not adopt or authenticate the report in its entirety, or the methodology or data contained therein.

17. Plaintiff denies the matter for which an admission is requested in Paragraph 17 of the Second Request for Admissions.

MASON, GRIFFIN & PIERSON  
Attorneys for Plaintiff

By:   
Henry A. Hill, Jr.  
A Member of the Firm

Dated: October 25, 1976