

RULS-AD-1979-190

12/18/1979

- LETTER FROM HILL TO LEAHY, RE: ORDER / CONFERENCE (2)
- LETTER FROM FERGUSON TO LEAHY (1)

PGS-3

MASON, GRIFFIN & PIERSON
COUNSELLORS AT LAW

201 NASSAU STREET

P. O. BOX 391

PRINCETON, NEW JERSEY

08540

RALPH S. MASON
GORDON D. GRIFFIN
KESTER R. PIERSON
RUSSELL W. ANNICH, JR.
HENRY A. HILL, JR.
G. THOMAS REYNOLDS, JR.
BERNARD A. CAMPBELL, JR.
CRAIG H. DAVIS
BARBARA ULRICHSEN
EDWIN W. SCHMIERER
RALPH S. MASON, III

December 18, 1979

REC'D A. J. HAMBERS
DEC 21 1979
JUDGE LEAHY

PHONE
921-6543
587-2224
AREA CODE 609

RUIS - AD - 1979 - 190

The Honorable B. Thomas Leahy
Somerset County Court House
Somerville, New Jersey 08876

Re: Allan-Deane Corporation, et al v.
Township of Bedminster, et al
Docket Nos. L-36896-70 P.W. and
L-28061-71 P.W.

Dear Judge Leahy:

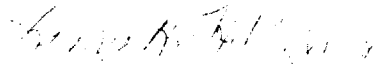
I am enclosing, pursuant to R. 4:42-1, a form of Order in the above-entitled matter. By carbon copy of this letter I am advising all parties to this action that unless they notify you and us of their objections to the form of this Order within five (5) days, this Order may be signed by you at Your Honor's discretion.

We would like to take this opportunity to suggest either an informal conference or a Pretrial Conference prior to the beginning of the Remedy Hearing, in order to resolve procedural problems and to better understand Your Honor's thinking with respect to the structure and order of the presentations to be made at this hearing. We are not certain, for instance, whether Your Honor wishes to hear evidence in favor of and in opposition to a particular site plan at this hearing or whether the Court wishes to resolve the issue of whether or not specific corporate relief is appropriate in this case and the subsidiary issues enumerated on pages 135 and 136 of our Brief relating to the structure of the remedial mechanism prior to making a determination as to whether a hearing will be held before this Court on the remaining technical issues such as the design of the detention-retention basins, traffic impacts of specific development proposals and their proposed solutions, etc. If the Court determines

The Honorable B. Thomas Leahy
December 18, 1979
Page 2

it would be appropriate to establish an administrative mechanism, under the authority and jurisdiction of the Court, to consider those issues then it would be inappropriate for us to burden the record with such evidence.

Respectfully yours,



Henry A. Hill, Jr.

HAH/vwa
Enclosure

cc: Alfred Ferguson, Esq.
Dean A. Gaver, Esq.
Edward D. Bowlby, Esq.
American Civil Liberties Union
(all w/encl.)

McCARTER & ENGLISH
ATTORNEYS AT LAW
550 BROAD STREET
NEWARK, N. J.

07102

AREA CODE 201
622-4444

REC'D A. CHAMBERS
DEC 21 1979
JUDGE LEAHY

December 19, 1979

Re: Bedminster Township
ads. Allan-Deane

Honorable B. Thomas Leahy
Somerset County Court
Somerville, New Jersey 08876

Dear Judge Leahy:

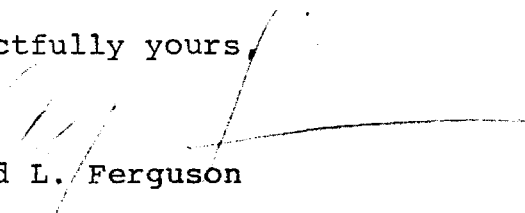
We have received Mr. Hill's letter of
December 18 and form of interlocutory order.

We did not object to the form of order.

With respect to the remedy proceedings, we
agree with Mr. Hill that an informal conference among
the court and counsel would be advantageous to all
concerned.

The only date when I cannot attend either
a conference or a hearing is January 22, when I have
an appellate division argument scheduled.

Respectfully yours,


Alfred L. Ferguson

ALF:cs

cc: Henry A. Hill, Jr., Esq.
Dean Gaver, Esq.
Edward D. Bowlby, Esq.
Gary Gordon, Esq.