

RULS-AD-1981-250

7/9/81

Letter from Vogel to Bambinck (Dobbs v. Tp. of Bedminster)
re. copies of Notice of Motion by a Certification and
Proposed Order to be filed.

PGs-8

VOGEL AND CHAIT
A PROFESSIONAL CORPORATION

Attorneys at Law

HERBERT A. VOGEL
ARNOLD H. CHAIT
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MAPLE AVENUE AT MILLER ROAD
MORRISTOWN, NEW JERSEY 07960
538-3800
AREA CODE 201

HAROLD GUREVITZ
OF COUNSEL

July 9, 1981

COPY

RULS - AD - 1981 - 250

W. Lewis Bambrick,
Clerk of the Superior Court
P. O. Box 1300
Trenton, N.J. 08625

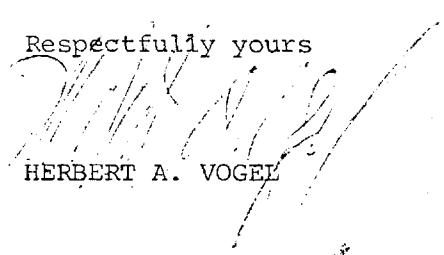
Re: Dobbs v. Township of Bedminster
Docket No. L-12502-80

Dear Sir:

Enclosed please find an original and two copies of a Notice of Motion accompanied by a Certification and Proposed Order.

Kindly file these documents and return a conformed copy in the enclosed stamped, self-addressed envelope.

Respectfully yours


HERBERT A. VOGEL

HAV:hjb

Enc.

CC Winne, Banta & Rizze, Esqs.
McCarter and English, Esqs.
Brener, Wallach & Hill, Esqs.
Clerk of Somerset County

Messrs. Henderson, Engelbrecht & Pillon

57364

FILED

JUL 13 12 02 PM 1981

SOMERS. COUNTY
L. R. OLSON, CLERK

VOGEL AND CHAIT

A PROFESSIONAL CORPORATION
MAPLE AVENUE AT MILLER ROAD
MORRISTOWN, NEW JERSEY 07960
(201) 538-3800

ATTORNEYS FOR Defendant-Intervenors

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION - SOMERSET COUNTY

Plaintiff

LEONARD DOBBS

vs.

Defendant

TOWNSHIP OF BEDMINSTER, a Municipal Corporation,
ROBERT R. HENDERSON, DIANE M. HENDERSON, and
HENRY ENGELBRECHT

Docket No. L-12502-80

CIVIL ACTION

NOTICE OF MOTION
TO COMPEL DISCOVERY
GRANTED BY PRETRIAL CONFERENCE

TO: WINNE, BANZA & RIZZE, ESQS.
25 East Salem Street
P.O. Box 647
Hackensack, N.J. 07602

MCCARTER AND ENGLISH, ESQS.
550 Broad Street
Newark, N. J. 07102

BRENER, WALLACK & HILL, ESQS.
15 Chambers Street
Princeton, N.J. 08540

SIRS.

PLEASE TAKE NOTICE that on July 17, 1981 at 9:00 A.M. in the forenoon
or as soon thereafter as counsel may be heard, the undersigned attorneys

July 31

for the defendant-intervenors will apply to the Superior Court, Law Division, Somerset County, at the Court House in Somerville, New Jersey for an Order compelling Plaintiff to produce a copy of his contract to purchase the land in question as ordered by Item No. 18 of the Pretrial Order signed by the Honorable Michael R. Imbriani, J.S.C. following the pretrial conference attended by all parties on April 3, 1981.

PLEASE TAKE FURTHER NOTICE that the defendant-intervenors request that the time for filing and serving this motion pursuant to Rule 1:6-3 be shortened so that it may be heard simultaneously with other applications on the same day.

VOGEL AND CHAIT, P.C.

BY _____

HERBERT A. VOGEL

Dated: July 9, 1981

CERTIFICATION

I hereby certify that a copy of this Notice of Motion has been filed with the Clerk of the Superior Court, Trenton, N. J. and has been served by regular mail upon Winne, Banta & Rizze, attorneys for Plaintiff Leonard Dobbs, McCarter and English, attorneys for the defendant, Township of Bedminster, and Brener, Wallack & Hill, attorneys for The Hills Development Company, Intervenor-Appellant.

HERBERT A. VOGEL

VOGEL AND CHAIT

A PROFESSIONAL CORPORATION
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MORRISTOWN, NEW JERSEY 07960
(201) 538-3800
ATTORNEYS FOR Defendant-Intervenors

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION - SOMERSET COUNTY

Plaintiff

LEONARD DOBBS

vs.

Docket No. L-12502-80

Defendant

TOWNSHIP OF BEDMINSTER, a Municipal corporation,
ROBERT R. HENDERSON, DIANE M. HENDERSON, and
HENRY ENGELBRECHT.

CIVIL ACTION

CERTIFICATION

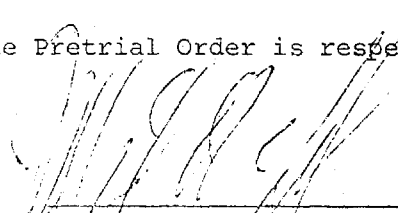
HERBERT A. VOGEL, of full age, hereby certifies and says:

1. I am an attorney at law in the State of New Jersey and am associated with the firm of Vogel and Chait, P.C.
2. I represent the Defendant-Intervenors in the above-captioned suit.
3. Following a pretrial conference on April 3, 1981 pursuant to Rule 4:25, the Honorable Michael R. Imbriani, Judge of the Superior Court, Law Division, Somerset County signed a Pretrial Order, annexed hereto as Exhibit A.

4. Item No. 18 of said Pretrial Order directed Plaintiff to supply both the defendant and the intervenors with a copy of his contract to purchase the land in question in this suit.

5. To date, the Defendant-Intervenors have not received a copy of the contract described above.

6. Consequently, an Order to compel plaintiff to immediately produce a copy of the aforesaid contract in conformance with the Pretrial Order is respectfully requested.



HERBERT A. VOGEL

DATED: JULY 9, 1981

EXHIBIT A.

5

10

15

COURT, SOMERSET COUNTY, LAW DIVISION

20

PRETRIAL ORDER

W/O [unclear]
- 7 -
[unclear]
etc.

Pretried by Judge [unclear] 25
on [unclear]
Superior No. L—
County No. C— 30

The parties to this action, by their attorneys, having appeared before the Court at a pretrial conference on the above date, the following action was taken:

1. Action to be left alone and status quo ante of Defendant to be restored and in the alternative to award the possession of [unclear] to plaintiff for [unclear] use. 35
2. [unclear]
3. [unclear] 40
4. [unclear]
5. To restore plaintiff's [unclear] to restore plaintiff's [unclear] 45
6. [unclear]
7. [unclear] 50
[unclear] of [unclear] use
[unclear] of [unclear] use
[unclear] with reference to [unclear] the application
violates the policy of State and Federal governments against
spread [unclear] obligations, [unclear] so some or none
[unclear] commercial uses; 55

8. [unclear] 60

9. [unclear]

10. [unclear]

11 As directed by the Court.

12 usual

13 All motions with respect to the plea shall be filed within 90 days hereof. The intervenors shall file their proposed legal contentions within one week hereof, which shall be subject to said Order.

14 For Plaintiff: Joseph L. ... (Individual, Esq., Co-counsel)

For Defendant: ... (Individual, Esq.)

For the Intervenor: Herbert A. ...

15 15 days

16 XXXXX To be set by the Court.

17 Attorneys for parties have indicated that they are based on nothing.

18 Plaintiff shall supply defendant and intervenor with a copy of his contract to purchase the land in question ... by April 17, 1961; plaintiff and defendant shall serve all interrogatories previously served upon them within the time specified by rules of Court; all other discovery shall be completed within the time provided by the rules.

19 none

30
JAMES H. ... J.S.C.

For Plaintiff

For Defendant

For Intervenor

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MORRISTOWN, NEW JERSEY 07960
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ATTORNEYS FOR Defendant-Intervenors

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION - SOMERSET COUNTY

Plaintiff

LEONARD DOBBS

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TOWNSHIP OF BEDMINSTER, a Municipal Corporation,
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HENRY ENGELBRECHT.

Docket No. L-12502-80

CIVIL ACTION

ORDER

This matter having been opened to the Court by Vogel and Chait, P.C. attorneys for Defendant-Intervenors Robert R. Henderson, Diane M. Henderson and Henry Engelbrecht, on application for an Order compelling Plaintiff Leonard Dobbs to produce a copy of the contract for his purchase of the land in question as ordered by the Pretrial Order signed by the Honorable Michael R. Imbriani, J.S.C., and this Court having considered the papers and argument submitted in support of this Motion, and good cause having been shown;

It is on this _____ day of _____, 1981

ORDERED that the Plaintiff Leonard deliver a copy of his contract for the purchase of the land in question to the Defendant-Intervenors forthwith.

J.S.C.