

RULS-AD-1981-270

7/17/81

Civil Action Order in the Dobbs v. Tp. of Bedminster

Pgs - 20

Notes: Used most recent date on order, but filing date
is 7/21/81

S. 7364

FILED

AUG 5 11 55 PM '81

FILED

JUL 21 1981

D-5

J. Louis ...

SOMERSET COUNTY
BRENER, WALLACK & HILL
15 CHAMBERS STREET
PRINCETON, NEW JERSEY 08540
(609) 924-0808
ATTORNEYS FOR

Plaintiff

LEONARD DOBBS

vs.

Defendant

TOWNSHIP OF BEDMINSTER
THE HILLS DEVELOPMENT COMPANY, Intervenor -
Appellant

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION
SOMERSET COUNTY

Docket No. L-12502-80

CIVIL ACTION
ORDER

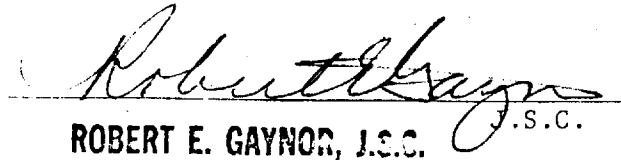
RULS - AD - 1981 - 270

This matter having been opened to the Court by Brener, Wallack & Hill, attorneys for Intervenor-Appellant Hills Development Company on application for an Order staying the proceedings pending resolution in the appeal of Hills Development Company from the Order entered on March 2, 1981 by the Honorable Wilfred P. Diana, and the application having been submitted for ruling on the papers pursuant to Rule 1:6-2 and this Court having considered the papers submitted in support of the Motion, and it appearing to the Court that this appeal should be decided before any further proceedings in this case occur, and good cause having been shown;

It is on this 17th day of July, 1981

ORDERED that further proceedings in this case be stayed until the Superior Court, Appellate Division, rules upon the appeal of the Hills Development Company, *except for motions scheduled for July 31, 1981*

RRS


ROBERT E. GAYNOR, J.S.C.

out 2/3 7/2

5-736/

FILED

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SOMERS. CLERK
COUNTY CLERK

N

FILED

JUL 21 1981
D-5

J. Thomas

VOGEL AND CHAIT

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

ATTORNEYS FOR Applicant for Intervention

Plaintiff

LEONARD DOBBS

vs.

Defendant

TOWNSHIP OF BEDMINSTER

Defendant-Intervenors

ROBERT R. HENDERSON
DIANE M. HENDERSON and
HENRY E. ENGELBRECHT

Applicant for Intervention

ATTILIO PILLON

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION-SOMERSET COUNTY

Docket No. L-12502-80

CIVIL ACTION

ORDER

This matter having been opened to the Court on the Motion of Vogel and Chait, a Professional Corporation, attorneys for the applicant for intervention as defendant Attilio Pillon, and the defendant-intervenors Robert R. Henderson, Diane M. Henderson and Henry E. Engelbrecht on an application for an Order Staying the Proceedings pending resolution of three separate appeals, and the application having been accompanied by the

proposed form of Order and an R. 1:6-2 request that the matter be submitted to the Court for a ruling on the papers, and Winne, Banta & Rizzi, attorneys for plaintiff Leonard Dobbs, McCarter & English, attorneys for defendant Township of Bedminster and Brener, Wallack & Hill, attorneys for the Hills Development Company, having been served with the moving papers and having made no request for argument, and the Court having read and considered the affidavit in support of the Motion, and it appearing to the Court that the appeals should be decided before this case further progresses, and good cause having been shown;

IT IS on this 17th day of July, 1981

ORDERED that further proceedings in this case be stayed until the Superior Court, Appellate Division rules upon the appeals of Leonard Dobbs and the Hills Development Company,

except for motions scheduled for July 31, 1981

R/E


ROBERT E. GAYNOR, J.S.C. J.S.C.

VOGEL AND CHAIT
A PROFESSIONAL CORPORATION

Attorneys at Law

COPY

HERBERT A. VOGEL
ARNOLD H. CHAIT
ENID A. SCOTT
ARON M. SCHWARTZ
THOMAS F. COLLINS, JR.

MAPLE AVENUE AT MILLER ROAD
MORRISTOWN, NEW JERSEY 07960
538-3800
AREA CODE 201

HAROLD CUREVITZ
OF COUNSEL

June 12, 1981

Honorable Michael R. Imbriani
Judge of the Superior Court
Court House
Somerville, New Jersey 08876

RE: Dobbs v. Township of Bedminster
Docket No. L-12502-80
Intervenors - Henderson and Engelbrecht
Applicant for Intervention - Pillon

Dear Judge Imbriani:

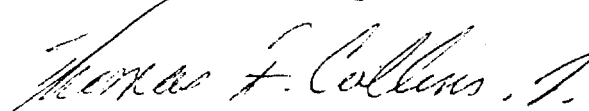
Enclosed please find the following documents concerning
the above captioned matter:

1. Notice of Motion for Stay of Proceedings and Request
for Ruling on the Papers.
2. Affidavit in Support of Motion.
3. Proposed Order.

Together with a copy of this letter, all the above papers
are being served upon the attorneys of record.

Respectfully yours,

VOGEL AND CHAIT
A Professional Corporation



THOMAS F. COLLINS, JR.

TFC:ngc
encls.

cc: Joseph L. Basralian, Esq.
Alfred L. Ferguson, Esq.
Guliet D. Hirsch, Esq.

S-1364

RECEIVED

JUN 18 1 43 PM '80

SOMERSET COUNTY CLERK

*Order for
Signatures
Attached*

FILED

JUN 18 1 23 PM '80

SOMERSET COUNTY CLERK

VOGEL AND CHAIT

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

ATTORNEYS FOR Applicant for Intervention

Plaintiff

LEONARD DOBBS

vs.

Defendant

TOWNSHIP OF BEDMINSTER

Defendant-Intervenors

ROBERT R. HENDERSON)
DIANE M. HENDERSON)
HENRY E. ENGELBRECHT)

Applicant for Intervention

ATTILIO PILLON)

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION-SOMERSET COUNTY

Docket No. L-12502-80

CIVIL ACTION

NOTICE OF MOTION FOR
STAY OF PROCEEDINGS
PURSUANT TO R.2:9-5(b)
AND REQUEST PURSUANT
TO R. 1:6-2 FOR RULING
ON THE PAPERS

TO: WINNE, BANTA, RIZZI, ESQS.
Attorneys for Plaintiff, Leonard Dobbs
25 East Salem Street
P.O. Box 647
Hackensack, New Jersey 07602

MCCARTER & ENGLISH, ESQS.
Attorneys for Defendant, Bedminster Township
550 Broad Street
Newark, New Jersey 07102

7/17/Grant - Raynor

BRENER, WALLACK & HILL
Attorneys for Hills Development Company
15 Chambers Street
Princeton, New Jersey 08540

SIRS:

PLEASE TAKE NOTICE that on July 17, 1981 at 9:00 o'clock in the forenoon or as soon thereafter as counsel may be heard, the undersigned attorneys for Attilio Pillon, Applicant for Intervention as Defendant and Defendant-Intervenors Robert R. Henderson, Diane M. Henderson and Henry E. Engelbrecht will apply to the Superior Court, Law Division, Somerset County at the Court House in Somerville, New Jersey for an Order, pursuant to R. 2:9-5(b), staying the within proceeding until such time as the Superior Court, Appellate Division rules upon the appeal of the Order rendered by the Honorable Michael R. Imbriani, Superior Court of New Jersey, Law Division, Somerset County, on the 27th day of April, 1981.

PLEASE TAKE FURTHER NOTICE that Attilio Pillon, Robert R. Henderson, Diane M. Henderson and Henry E. Engelbrecht, pursuant to R. 1:6-2, request that this application be determined by the Court on the papers submitted with this application and that the proposed form of Order submitted herewith be entered by the Court.

VOGEL AND CHAIT
A Professional Corporation

By


THOMAS F. COLLINS, JR.

DATED: June 17, 1981

CERTIFICATION

The undersigned hereby certifies that:

- A. A copy hereof has been filed with the Clerk of the Superior Court of New Jersey, Law Division, Trenton, New Jersey.
- B. A copy hereof has been served upon Winne, Banta & Rizzi, attorneys for plaintiff, Leonard Dobbs, by mailing same to them, regular mail, at their last know address, at 25 East Salem Street, P.O. Box 647, Hackensack, New Jersey on June 17, 1981.
- C. A copy hereof has been served upon McCarter & English, attorneys for defendant, Bedminster Township, by mailing same to them, regular mail at their last known address, 550 Broad Street, Newark, New Jersey on June 17, 1981.
- D. A copy hereof has been served upon Brener, Wallack & Hill, attorneys for Hills Development Company, by mailing same to them, regular mail, at their last know address, 15 Chambers Street, Princeton, New Jersey on June 17, 1981.


THOMAS F. COLLINS, JR.

DATED: June 17, 1981

and the defendant-intervenors Robert R. Henderson, Diane M. Henderson and Henry E. Engelbrecht.

3. On April 27, 1981, the Honorable Michael R. Imbriani, Superior Court of New Jersey, Law Division, Somerset County, rendered an Order denying applicant Attilio Pillon's Motion to intervene as of right in the above-captioned matter and granting the Intervention motions of Robert R. Henderson, Diane M. Henderson and Henry E. Engelbrecht.

4. On May 20, 1981, notice of appeal of this Order was filed in accordance with all New Jersey Court Rules with the Superior Court of New Jersey, Appellate Division on behalf of my client.

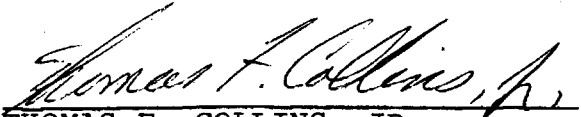
5. A notice of appeal was filed by the Hills Development Company challenging the March 5, 1981 Order of Honorable Wilfred P. Diana, Superior Court of New Jersey, Law Division, Somerset County denying the Hills Development Company's Motion for Intervention.

6. On May 11, 1981 a notice of appeal was filed by Leonard Dobbs challenging the April 27, 1981 Order of Honorable Michael R. Imbriani granting the intervention motion of Robert R. Henderson, Diane M. Henderson and Henry E. Engelbrecht.

7. The date for oral argument of these three appeals before the Appellate Division has not yet been scheduled.

8. Since further proceedings in the case-in-chief of this matter could render the appeals moot, pursuant to

R. 2:9-5(b), a motion for a stay is now being filed before the
Honorable Michael R. Imbriani.


THOMAS F. COLLINS, JR.

Sworn and subscribed to
before me this 17th day
of June, 1981.



ANNE E OLSEN
NOTARY PUBLIC OF NEW JERSEY
My Commission Expires Sept. 8, 1985

SUPERIOR COURT OF NEW JERSEY
APPELLATE DIVISION

VOGEL AND CHAIT

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

ATTORNEYS FOR Applicant for Intervention

DOCKET NO. :

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION : SOMERSET COUNTY

Plaintiff

LEONARD DOBBS

vs.

Defendant

TOWNSHIP OF BEDMINSTER,

Docket No. L-12502-80

CIVIL ACTION

NOTICE OF APPEAL

Defendant-Intervenors

ROBERT R. HENDERSON,
DIANE M. HENDERSON, and
HENRY E. ENGELBRECHT

Applicant for Intervention

ATTILIO PILLON

TO: WINNE, BANTA & RIZZI, ESQS.
Attorneys for Plaintiff, Leonard Dobbs
25 East Salem Street
P.O. Box 647
Hackensack, N.J. 07602

McCARTER AND ENGLISH, ESQS.
Attorneys for Defendant, Bedminster Township
550 Broad Street
Newark, N. J. 07102

EXHIBIT A

SIRS:

PLEASE TAKE NOTICE that the undersigned, attorney for applicant for intervention ATTILIO PILLON, hereby appeals to the Superior Court of New Jersey, Appellate Division, from an order rendered by the Hon. Michael R. Imbriani, Superior Court of New Jersey, Law Division, Somerset County, on the 27th day of April, 1981, denying applicant's motion to intervene as of right in the above-captioned matter. The within Appeal is entitled to a hearing preference pursuant to R.1:2-5(1) in that a municipality, the Township of Bedminster is a party.

PLEASE TAKE FURTHER NOTICE that the Applicant-Appellant will rely on the Brief and Appendix annexed hereto.

VOGEL AND CHAIT,
A Professional Corporation
Attorney for Applicant for
Intervention

BY: Thomas F. Collins, Jr.
THOMAS F. COLLINS, JR.

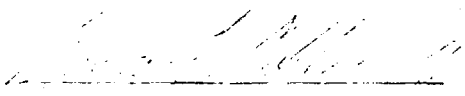
DATED: May 20, 1981

CERTIFICATION

The undersigned hereby certifies that:

- A. The original and 4 copies hereof has been filed with the Clerk of the Superior Court, Appellate Division, Trenton, N.J.
- B. A copy hereof has been filed with the Clerk of the Superior Court of New Jersey, Law Division, Trenton, N. J.

- C. A copy hereof has been served upon Winne, Banta & Rizzi, attorneys for Plaintiff, Leonard Dobbs, by mailing same to them, regular mail, at their last known address at 25 East Salem Street, P.O. BOX 647, Hackensack, N. J., on May 20,, 1981.
- D. A copy hereof has been served upon McCarter & English by mailing same to them, regular mail at their last known address at 550 Broad Street, New Jersey on May 20, 1981.
- E. A copy hereof has been served upon the Hon. Michael R. Imbriani, Somerset County Courthouse, Somerville, New Jersey, by mailing same to him, regular mail, at the above address on May 20, 1981.
- F. Payment of the filing fees required by N.J.S.A. 22A:2 has been made to the Superior Court of New Jersey, Appellate Division, simultaneous with the filing of the original of the Notice of Appeal herein.
- G. I have complied with Rule 2:5-3(a) and Rule 2:5-3(d) in that I have requested a transcript of the proceedings below and have paid a deposit for the estimated costs thereof, as set forth in the Request for Transcript form, annexed hereto.



THOMAS F. COLLINS, JR.

DATED: May 20,, 1981

WOODRUFF J. ENGLISH
FRANCIS E. P. MCCARTER
ARTHUR C. HENSLER, JR.
EUGENE M. HARING
JULIUS B. POPPINGA
GEORGE C. WITTE, JR.
STEVEN B. HOSKINS
RODNEY N. HOUGHTON
THOMAS F. DALY
ALFRED L. FERGUSON
CHARLES R. MERRILL
ANDREW T. BERRY
JOSEPH E. IRENAS
JOHN L. MCGOLDRICK
RICHARD C. COOPER
PETER C. ASLANIDES
WILLIAM H. HORTON
FREDERICK B. LEHLBACH
MARY L. PARELL
RICHARD M. EITTREIM
JOHN E. FLAHERTY
STEVEN G. SIEGEL

NICHOLAS CONOVER ENGLISH
JAMES R. E. OZIAS
OF COUNSEL

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

07102

(201) 622-4444

DOMESTIC TELEX 642929
INTERNATIONAL TRT 178016
TELECOPIER (201) 622-0012
CABLE "MCCARTER" NEWARK

ONE WORLD TRADE CENTER
SUITE 2665
NEW YORK, NEW YORK 10048
(212) 466-9018

4/11/81
JOHN R. DROSDICK
WILLIAM T. REILLY
HAYDEN SMITH, JR.
GEORGE W. C. MCCARTER
STUART E. RICKERSON
JOHN B. BRESCHER, JR.
TODD M. POLAND
DEAN J. PARANICAS
JANE S. POLLACK
ROSLYN S. HARRISON
ROBERT S. SCAVONE
GITA F. ROTHSCHILD
RONALD J. HEDGES
DAVID R. KOTT
JOHN J. LAMB
LOIS M. VAN DEUSEN
MICHAEL A. GUARIGLIA
ROSS J. HOLDEN
LANNY S. KURZWEIL
JOHN W. MCGOWAN, III
JACQUELINE J. WONG
GERALD C. HARVEY
DEBORAH L. GREEN
DAVID A. LUDGIN
SARA B. CHRISMAN
JOHN F. BRENNER
DAVID H. E. BURSİK
JOSEPH FALGIANI
FRANCIS C. BAGBEY
JAMES H. GORMAN
PETER V. KOENIG
JEFFREY W. MORYAN
DANIEL L. RABINOWITZ

July 3, 1981

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

RECEIVED

William J. Wintermute, Sr.
Assignment Clerk
Somerset County Court House
Somerville, New Jersey 08876

JUL 6 1981

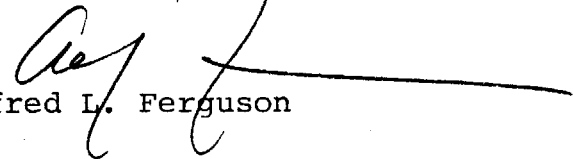
**SOMERSET COUNTY
ASSIGNMENT CLERK**

Dear Mr. Wintermute:

The defendant-intervenors have filed a Motion returnable July 17, 1981, for an order to stay the proceeding until the Appellate Division has ruled upon the various appeals before it.

Please be advised that defendant, Bedminster Township, consents to the stay, and we ask that the Motion be heard on the papers submitted.

Very truly yours,


Alfred L. Ferguson

ALF:vs

cc: Joseph L. Basralian, Esq.
cc: Herbert A. Vogel, Esq.
cc: Henry Hill, Esq.

hold for call
7/19 88-13

BRENER, WALLACK & HILL

ATTORNEYS AT LAW

15 CHAMBERS STREET

PRINCETON, NEW JERSEY 08540

(609) 924-0808

CABLE PRINLAW PRINCETON

TELEX 642244

3 BURNT MILLS ROAD

POST OFFICE BOX 506

PLUCKEMIN, NEW JERSEY 07978

(201) 658-4130

HARRY BRENER
HENRY A. HILL
MICHAEL D. MASANOFF **
ALAN M. WALLACK *

ROBERT A. FELMEISTER
GULIET D. HIRSCH
JOSEPH C. MAHON **

July 2, 1981

*MEMBER OF N.J. & D.C. BAR
**MEMBER OF N.J. & PA. BAR

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

Re: Dobbs v. Township of Bedminster, Hills
Development Co. - Intervenor-Appellant
Docket No.: L-12502-80

Dear Sir:

Enclosed herewith please find an original and 2 copies of documents listed below.

<input type="checkbox"/>	Summons	<input type="checkbox"/>	Notice pursuant to
<input type="checkbox"/>	Complaint		R.4:42-1(b) and Order
<input type="checkbox"/>	Answer	<input type="checkbox"/>	Order dated
<input type="checkbox"/>	Interrogatories	<input type="checkbox"/>	Request to Enter Default
<input type="checkbox"/>	Answers to Interrogatories		and Certification
<input type="checkbox"/>	Notice to Take Oral Depositions	<input type="checkbox"/>	Stipulation of Dismissal
<input type="checkbox"/>	Notice of Motion & Certifications	<input type="checkbox"/>	Judgment
<input checked="" type="checkbox"/>	Notice of Motion, Affidavit, Order	<input type="checkbox"/>	Release
<input type="checkbox"/>	Other	<input type="checkbox"/>	

Will you please:

File
 File and Charge our account.
 File and list for argument on the date listed in the Notice.
 File and return conformed copy in enclosed stamped envelope.
 Serve.
 Sign and return to us for filing.
 Return original Acknowledgment of Service.
 Have signed by appropriate judge and return conformed copies to us for filing with Clerk of the Superior Court of N.J.
 Other

Also enclosed herewith please find our check in the amount of \$

Very truly yours,

BRENER, WALLACK & HILL

By: 

Guliet D. Hirsch

GDH/vwa
Enclosures

cc: Winne, Banta & Rizzi
McCarter & English
Vogel & Chait

5736,

2nd motion

to stay
proceedings

7/17

pg 3

FILED

JUL 6 10 03 AM 1981
SOMERSET COUNTY
C. R. OLSON, CLERK

BRENER, WALLACK & HILL
15 CHAMBERS STREET
PRINCETON, NEW JERSEY 08540
(609) 924-0808
ATTORNEYS FOR Defendant

Plaintiff

LEONARD DOBBS

vs.

Defendant

TOWNSHIP OF BEDMINSTER
THE HILLS DEVELOPMENT COMPANY, Intervenor -
Appellant

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION
SOMERSET COUNTY

Docket No. L-12502-80

CIVIL ACTION

NOTICE OF MOTION
FOR STAY OF PROCEEDINGS
PURSUANT TO RULE 2:9-5(b)

TO: WINNE, BANTA & RIZZE, ESQS.
25 East Salem St.
P.O. Box 647
Hackensack, NJ 07602

MCCARTER & ENGLISH, ESQS.
550 Broad St.
Newark, NJ 07102

VOGEL & CHAIT
Maple Avenue at Miller Road
Morristown, NJ 07960

Hills' motion to
stay proceedings
pending appeal of
motion to intervene

7/6/81

SIRS:

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

7/17 Grant - saynor

Hills Development Company, Intervenor-Appellant, will apply to the Superior Court, Law Division, Somerset County at the Court House in Somerville, New Jersey for an Order pursuant to Rule 2:9-5(b) staying the within proceedings until such time as the Appellate Division rules upon the Hills Development Company's appeal, docketed as Docket No. A-2900-80-T1.

Please take further notice that the Hills Development Company pursuant to Rule 1:6-2 requests that this application be determined by the Court on the papers.

BRENER, WALLACK & HILL

BY: *Guliet D. Hirsch*

GULIET D. HIRSCH

Dated: *July 2, 1981*

I hereby certify that a copy of this Notice of Motion has been filed with the Clerk of the Superior Court, Trenton, New Jersey and has been served by regular mail upon Winne, Banta & Rizze, attorneys for Plaintiff Leonard Dobbs, McCarter & English, attorneys for The Township of Bedminster, and Vogel & Chait, attorneys for Defendant-Intervenors.

Guliet D. Hirsch
GULIET D. HIRSCH

Dated: *July 2, 1981*

Attorney(s): BRENER, WAI CK & HILL
Office Address & Tel. No.: 15 Chambers Street
Princeton, New Jersey 08540 (609) 924-0808
Attorney(s) for Intervenor-Appellant

LEONARD DOBBS

Plaintiff(s)

vs.

THE TOWNSHIP OF BEDMINSTER
THE HILLS DEVELOPMENT COMPANY, Intervenor-
Appellant Defendant(s)

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION
SOMERSET COUNTY

Docket No. L-12502-80

CIVIL ACTION
NOTICE OF MOTION

A copy of the within Notice of Motion has been filed with the Clerk of the County of Somerset
at 110 Adm. Bldg. Somerville

New Jersey
08876

Guliet D. Hirsch
Guliet D. Hirsch
Attorney(s) for Intervenor-Appellant

The original of the within Notice of Motion has been filed with the Clerk of the Superior Court in Trenton, New Jersey.

Guliet D. Hirsch
Guliet D. Hirsch
Attorney(s) for Intervenor-Appellant

Service of the within

is hereby acknowledged this _____ day of _____ 19 _____

Attorney(s) for

I hereby certify that a copy of the within Answer was served within the time prescribed by Rule 4:6.

Attorney(s) for

PROOF OF MAILING: On July 2 1981, I, the undersigned, mailed to
Winne, Banta & Rizze McCarter & English Vogel & Chait
P.O. Box 647 550 Broad Street Maple Ave. at Miller Rd.
Hackensack, N.J. 07602 Newark, N.J. 07102 Morristown, N.J. 07960
by regular mail, return receipt requested, the following:

Notice of Motion

R. 1:5-3 The return receipt card is attached to the original hereof
XX

I certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are wilfully false, I am subject to punishment.

Dated: July 2 19 81.

Guliet D. Hirsch
Guliet D. Hirsch

57364

FILED

JUL 17 10 40 AM 1981

SOMERSET COUNTY
C. R. OLSON CLERK

FILED

JUL 6 1981

D-9

Marie B. Hill
Clerk

BRENER, WALLACK, ROSNER & HILL

15 CHAMBERS STREET
PRINCETON, NEW JERSEY 08540
(609) 924-0808
ATTORNEYS FOR

Plaintiff

LEONARD DOBBS

vs.

Defendant

THE TOWNSHIP OF BEDMINSTER
THE HILLS DEVELOPMENT COMPANY, Intervenor -
Appellant

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION
SOMERSET COUNTY

Docket No. L-12502-80

CIVIL ACTION
AFFIDAVIT

GULIET D. HIRSCH, of full age, having been duly sworn according to law, upon her oath deposes and says:

1. I am an attorney at law in the State of New Jersey and I am associated with the firm Brener, Wallack & Hill.
2. I represent the Hills Development Company in the above-captioned appeal.
3. On March 2, 1981 the Honorable Wilfred P. Diana, Judge of Superior Court, Law Division, Somerset County signed an Order denying Hills Development Company's Motion to intervene as of right in the case of Leonard Dobbs v. Township of Bedminster.

4. On March 24, 1981 the Hills Development Company's appeal as of right was docketed with the Superior Court, Appellate Division.

5. On April 27, 1981 the Honorable Michael R. Imbriani granted the motion of three Bedminster Township residents to intervene (Robert R. Henderson, Diane M. Henderson and Henry E. Engelbrecht) and denied the intervention motion of a fourth resident (Attilio Pillon).


6. On May 11, 1981 a Notice of Appeal from Judge Imbriani's April 27, 1981 Order granting intervention to the three Bedminster residents was filed.

7. On May 20, 1981 a Notice of Appeal by Attilio Pillon was docketed with the Superior Court, Appellate Division.

8. The date for oral argument before the Appellate Division on these three intervention appeals has not yet been set.

9. The Hills Development Company joins in the Motion for stay of Attilio Pillon and also independently by the within Motion requests a stay of all proceedings in the case of Leonard Dobbs v. Township of Bedminster.

10. Since any further proceedings in the case of Dobbs v. Bedminster would in effect render the Hills Development Company's pending appeal moot and additionally foreclose Hills Development Company from any reasonable participation in the discovery process and other pretrial proceedings in this case, a Motion for stay of Dobbs v. Bedminster is respectfully requested.


GULET D. HIRSCH

Sworn and subscribed to
before me this *2nd* day
of *July*, 1981.


VALESKA W. ANDREN

Not a Commissioner of Superior Court