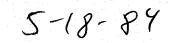
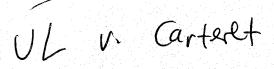
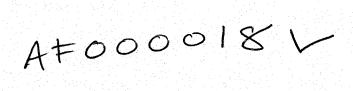
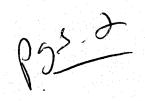
Attorney's Fees

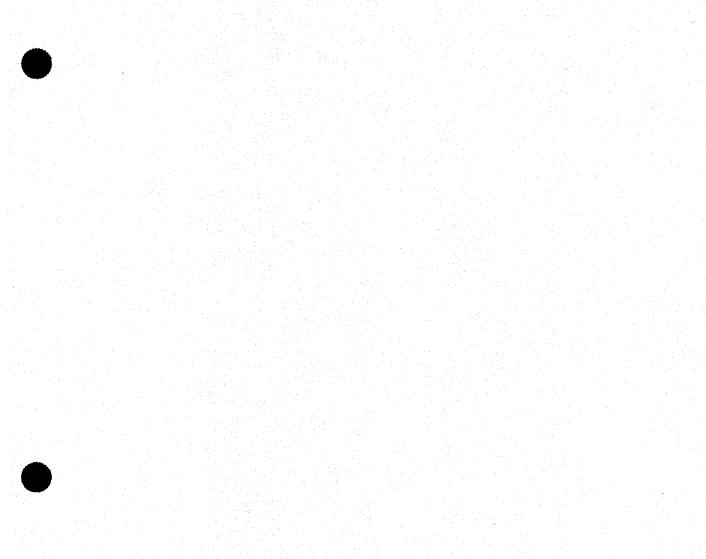




- Affidavit of Nesser Xini complete







AF000018V

ERIC NEISSER, ESQ. JOHN M. PAYNE, ESQ. Constitutional Litigation Clinic Rutgers Law School 15 Washington Street Newark, New Jersey 07102 201/648-5687

ATTORNEYS FOR PLAINTIFFS

SUPERIOR COURT OF NEW JERSEY CHANCERY DIVISION/MIDDLESEX COUN

URBAN LEAGUE OF GREATER NEW BRUNSWICK, et al.,

Plaintiffs,

vs.

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THE MAYOR AND COUNCIL OF THE BOROUGH OF CARTERET, et al.,

Defendants.

Docket No. C 4122-73

Civil Action

AFFIDAVIT

STATE OF NEW JERSEY) : ss.: COUNTY OF ESSEX )

ERIC NEISSER, being duly sworn, deposes and says:

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1. I am one of the attorneys representing the plaintiffs in this action and submit this affidavit in support of plaintiffs' Motion, pursuant to Rules 4:23-2(b) and 4:23-5, to Exclude Evidence and Expert Testimony on Behalf of Defendants North Brunswick and Old Bridge.

2. On July 9, 1976, Judge Furman entered Judgment declaring the zoning ordinances of North Brunswick and Old Bridge to be

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for the reasons stated above and in the letter-brief served herewith, that the Court enter an Order forthwith, pursuant to the Rules Governing the Court of New Jersey, Rules 4:23-2(b) and 4:25-2: (a) precluding defendant North Brunswick from introducing any expert testimony on fair share issues and from introducing any testimony or other evidence concerning any subject covered by plaintiffs' interrogatories at the trial of this matter commencing on July 2, 1984; (b) precluding defendant Old Bridge from introducing any testimony or other evidence concerning any subject covered by plaintiffs' interrogatories at the trial of this matter commencing on July 2, 1984; (c) directing defendant Old Bridge to file its expert's report on fair share issues no later than Friday, May 25, 1984, stating those areas requiring further data and indicating how the data would be collected and how the expert intends to use it once collected and directing defendant Old Bridge to file its expert's completed report no later than Friday, June 1, 1984; (d) extending the time for plaintiffs to take the deposition of Old Bridge's expert to Monday, June 11, 1984; and (e) directing defendants to pay the plaintiffs' reasonable expenses, including attorneys' fees, for bringing this motion.

ERIC NEISSE

SWORN TO AND SUBSCRIBED before me this 18th day of May, 1984.

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An Attorney at Law, State of New Jersey

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