

AMG

10-3-95

letter re:

- ~~order~~ order denying transfer to
COAH

pgs. 3

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MCDONOUGH, MURRAY & KORN

A PROFESSIONAL CORPORATION
COUNSELORS AT LAW
555 WESTFIELD AVENUE
POST OFFICE BOX 0
WESTFIELD, NEW JERSEY 07091

JUDGE SERPENTELLI'S CHAMBERS

ROBERT P. McDONOUGH
JOSEPH E. MURRAY
PETER L. KORN
JAY SCOTT MACNEILL
STEPHEN J. TAFARO
ROBERT J. LOGAN
R. SCOTT EICHHORN
SUSAN MCCARTHY MORYAN
JAMES R. KORN
STEPHANIE JORDAN BRIODY
JONATHAN E. DRILL
BLANCHE DEL DEO VILADE

(201) 233-9040

IN REPLY REFER TO FILE NO 5323-02

October 3, 1985

Honorable Eugene D. Serpentelli
Judge, Superior Court of New Jersey
CN 2191
Ocean County Court House
Toms River, New Jersey 08754

Re: AMG Realty Company, et al. vs. Township of Warren

Dear Judge Serpentelli:

With respect to the above matter which was presented to the Court on October 2, 1985, we enclose the original and three copies of a proposed form of order together with a postage paid return envelope.

A copy of the order has been forwarded to all counsel in this matter and in the event that you do not receive an objection pursuant to R. 4:42-1(b) as set forth in such rule, and, if the order is otherwise satisfactory, would you kindly sign the same and return the extra copies to this office.

Respectfully yours,

MCDONOUGH, MURRAY & KORN
A Professional Corporation

Joseph E. Murray
Joseph E. Murray

JEM:bp
Enclosures

cc: Mr. Richard B. Neff
John E. Coley, Jr., Esquire
Eugene W. Jacobs, Esquire
J. Albert Mastro, Esquire
Raymond R. Trombadore, Esquire
Robert H. Kraus, Esquire
John T. Lynch, Esquire

McDONOUGH, MURRAY & KORN
A Professional Corporation
555 Westfield Avenue
P. O. Box "O"
Westfield, New Jersey 07091
(201) 233-9040

Attorney for Plaintiffs AMG Realty Company and Skytop Land Corp.

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION - SOMERSET COUNTY
DOCKET NO. L-23277-80 P.W.
L-67820-80 P.W.

AMG REALTY COMPANY and
SKYTOP LAND CORP.,

Plaintiff

JOAN H. FACEY, et als.,

Intervenors,

vs.

THE TOWNSHIP OF WARREN,

Defendant,

CONSOLIDATED WITH

TIMBER PROPERTIES,

Plaintiff,

vs.

THE TOWNSHIP OF WARREN,
et als.,

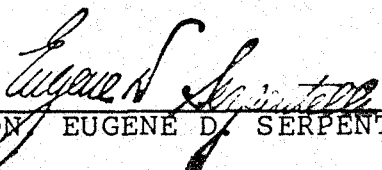
Defendant.

Civil Action

ORDER DENYING TRANSFER TO COUNCIL
ON AFFORDABLE HOUSING

This matter having been presented to the Court upon the application of the defendant, Township of Warren, for a transfer of the case to the Council on Affordable Housing pursuant to the Fair Housing Act (N.J.S.A. 52:27D-301 et seq.), with John E. Coley, Jr., Esquire, appearing on behalf of Warren Township, J. Albert Mastro, Esquire, appearing on behalf of the Warren Township Sewerage Authority, Eugene W. Jacobs, Esquire, appearing on behalf of the Warren Township Planning Board, Joseph E. Murray, Esquire, appearing on behalf of AMG Realty Company and Skytop Land Corp., and Raymond R. Trombadore, Esquire, appearing on behalf of Timber Properties, Inc., and there being no appearance by or on behalf of any other party herein, and the Court, having considered the certification and briefs filed on behalf of the Township of Warren as well as the certification and brief filed on behalf of AMG and Skytop as well as the argument of counsel, and, based thereon the Court, for the reasons set forth in its oral opinion rendered on October 2, 1985, having determined that such motion for transfer should not be granted;

It is on this 15 day of October, 1985, ORDERED that the application of the Township of Warren for transfer of this case pursuant to Section 16 of the aforesaid Fair Housing Act (N.J.S.A. 52:27D-316) is denied.


HON. EUGENE D. SERPENTELLI, J.S.C.

PAPERS CONSIDERED:

- () Notice of Motion
- () Movant's Affidavits
- () Movant's Brief
- () Answering Affidavits
- () Answering Brief
- () Cross-Motion
- () Movant's Reply
- () Other _____

10-15-85