

THE HONORABLE ANDREA CARTER, J.S.C.
MOTION LIST
FOR June 23rd, 2017

CASE NAME	DK	DK#	YR	M#	MOTION TYPE	OPP	OUTCOME	NOTES
BUCZEK V. CASTILLO	L	3182	16	211	JOINDER		ADJ	7-Jul
DESANTIS CONSTRUCTION V CITY OF PERTH AMBOY	L	3889	16	13	SJ	N	ADJ	7-Jul
GORTH V STUTZMAN	L	5186	15	30	SJ	N	GRANTED	23-Jun
HARRIS V HALPIN	L	6783	16	231	COMPEL DISC	N	GRANTED	23-Jun
HUSSEIN V MANFREDO	L	386	17	123	DISMISS W/O PREJ		W/D	
IPIVOT V TESCRA	L	2385	16	556	CONFRIM ARB AWARD & ENTER JUDGMENT	N	GRANTED	23-Jun
IPIVOT V TESCRA	L	2385	16		XM ENFORCE SETTLEMENT	N	ECOURTS	23-Jun
MARCONI V NJM	L	7588	15	116	SJ	Y	DENIED WITHOUT PREJUDICE	23-Jun
MARINA DISTRICT V KENNEDY	DJ	117286	08	849	TURNOVER FUNDS	N	GRANTED	
MORALES V NAJIS	L	1384	16	50	SJ	N	GRANTED	23-Jun
MORALES V NAJIS	L	1384	16		XM SJ	N	ECOURTS	23-Jun
PATEL V PATEL	L	6085	16	849	DISMISS W/PREJ		W/D	
PRESTIGE V BRANNING GROUP	L	6985	16	369	DISMISS W/ PREJ	Y	ADJ	7-Jul
RUTGERS V DENNIS	DJ	050385	03	329	TURNOVER FUNDS	N	GRANTED	
SAAVEDRA V CHW GROUP	DJ	61189	17	725	OBJECTION TO ENRTRY OF FOREIGN JUDGMENT	Y	DENIED	
SCHINDELHEIM V TIAN	L	3980	15	87	SJ	N	GRANTED	23-Jun

#30

FILED

JUN 23 2017

Hon. Andrea G. Carter, J.S.C.

EDWARD C. LUTZ, LLC
1719 Route 10 East, Suite 123
Parsippany, New Jersey 07054
T) (973) 539-5000 F) (973) 539-5200
Attorney for Plaintiff
Attorney ID #: 027181987

<p>JOSEPH GORTH, Plaintiff, vs. LAMAR STUTZMAN, ALL HOLDING COMPANY, LLC, CARL McCLOSKEY, VAN ROHR EQUIPMENT COMPANY and JOHN DOES 1-10 , Defendants.</p>	<p>SUPERIOR COURT OF NEW JERSEY LAW DIVISION: MIDDLESEX COUNTY Docket No: MID-L-5186-15</p>
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<p>JOSEPH HULL, Plaintiff, vs. LAMAR STUTZMAN, ALL HOLDING COMPANY, LLC, CARL McCLOSKEY, VAN ROHR EQUIPMENT COMPANY, MOE DOE, CURLY DOE, LARRY DOE and/or THREE STOOGES CORPORATION (fictitious names for the persons, partnerships and/or corporations intended), Defendants.</p>	<p>SUPERIOR COURT OF NEW JERSEY LAW DIVISION: MIDDLESEX COUNTY Docket No: MID-L-3065-16 Consolidated Docket No: MID-L-5186-15 CIVIL ACTION ORDER FOR SUMMARY JUDGMENT AS TO LIABILITY ONLY MOTION GRANTED</p>
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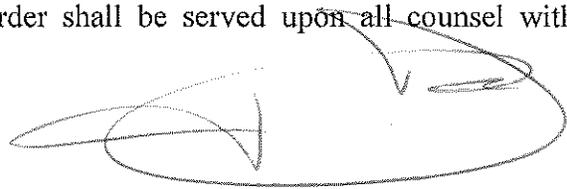
THIS MATTER having been opened before the Court on the Motion for Summary Judgment as to liability only by Edward C. Lutz, LLC, (Edward C. Lutz, Esq. appearing) attorney for the plaintiff Joseph Gorth, upon notice to Nicole Hollingsworth, Esq. attorney for defendants Lamar Stutzman and All Holding Company, John Harding, Esq. attorney for defendants Carl McCloskey and Van Rohr Equipment Company, and Christopher Musmanno,

Esq. attorney for plaintiff Joseph Hull and the Court having considered the moving papers in support of and in opposition to this motion and oral argument having been heard, and for good cause having been shown;

IT IS on this 23rd day of June, 2017

ORDERED that Summary Judgment be and is hereby granted in favor of the plaintiff Joseph Gorth and against defendants Lamar Stutzman and All Holding Company as to liability only on Counts One and Two of Plaintiff's Complaint; and it is further

ORDERED that a copy of the within Order shall be served upon all counsel within 7 days of its receipt by plaintiff's counsel.



J.S.C.

HON. ANDREA G. CARTER, J.S.C.

Opposed _____
Unopposed /

"Having reviewed the above motion, I find it to be meritorious on its face and is unopposed. Pursuant to R.1:6-2, it therefore will be granted essentially for the reasons set forth in the moving papers."

FILED

#231
5-26-17

JUN 23 2017

Hon. Andrea G. Carter, J.S.C.

RAWLE & HENDERSON LLP

By: John T. Donovan, Esquire
Caroline S. Vahey, Esquire
Attorney IDs: 054651992 / 000012007
40 Lake Center Executive Park
401 Route 73 North, Suite 200
Marlton, New Jersey 08053
Email: jdonovan@rawle.com
cvahey@rawle.com

Attorneys for Defendants,
Vernon J. Halpin and
Agate Construction Co., Inc.

**RICHARD HARRIS AND LOLITA
SLATER-HARRIS, H/W**
Plaintiffs

v.

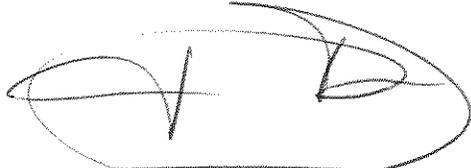
**VERNON J. HALPIN; AGATE
CONSTRUCTION CO.; FOOD
HAULERS, INC.; AND WAKFERN
FOOD CORP., ABC COMPANIES 1-10**
(said names being fictitious, real names
unknown) and **JOHN DOES 1-10** (said
names being fictitious, real names
unknown)
Defendants

:
: **SUPERIOR COURT OF NEW JERSEY**
:
: **LAW DIVISION**
:
: **MIDDLESEX COUNTY**
:
: **NO. MID-L-06783-16**
:
: **CIVIL ACTION**
:
: **ORDER**
:
: **MOTION GRANTED**
:
:

AND NOW on this 23rd day of June 2017, upon consideration of
defendants, Vernon J. Halpin and Agate Construction Co., Inc.'s Motion to Compel, it is hereby
ORDERED that said Motion is **GRANTED**.

IT IS FURTHER ORDERED that plaintiff shall provide full and complete responses to
Form A, C and C(1) Interrogatories; Supplemental Interrogatories and Request for Production of
Document within ten (10) days of this Order;

all parties are to be served within
seven (7) days of the date hereof.



HON. ANDREA G. CARTER, J.S.C.

UNOPPOSED

554

FILED

05/12/17

JUN 09 2017

Hon. Andrea G. Carter, J.S.C.

Susheela Verma, Esq.
Attorney Bar ID.: 4851992
LAW OFFICES OF SUSHEELA VERMA
One Woodbridge Center, Suite 810
Woodbridge, NJ 07095
(732) 596-1140 Fax: (732) 596-1150
Attorneys for Plaintiff

IPIVOT SOLUTIONS LLC

Plaintiff,

- against -

TESCRA

Defendant.

) SUPERIOR COURT OF NEW JERSEY
) LAW DIVISION: MIDDLESEX COUNTY
)
) **Civil Action**
)
) Docket No. MID-L-02385-16
)
) **ORDER CONFIRMING ARBITRATION**
) **AWARD AND ENTERING JUDGMENT IN**
) **FAVOR OF THE PLAINTIFF**
)
) **MOTION GRANTED**

THIS MATTER having been brought before the Court on Notice of Motion by Susheela Verma, Attorney for Plaintiff, Ipivot Solutions, LLC, for an order to Confirm Arbitration Award and Enter Judgment pursuant to Rule 4:21A-6(b)(3) and the Court having considered the matter and for good cause showing:

IT IS on this 9th day of June, 2017 ORDERED that the Motion to Confirm the Arbitration Award is hereby GRANTED;

IT IS FURTHER ORDERED that Judgment is Entered in Favor of the Plaintiff in the amount of \$56,160.00 plus prejudgment interest in the amount of \$230.79 pursuant to Rule 4:42-11b and

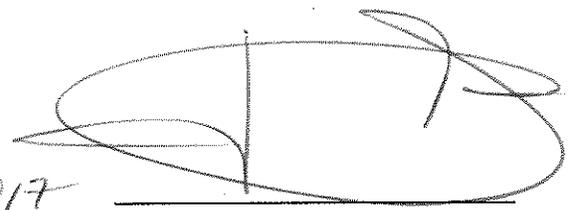
IT IS FURTHER ORDERED that a copy of this Order shall be served upon all parties within 7 days of the date of this Order.

FOR THE REASONS SET FORTH

ON THE RECORD ON THE

21st DAY OF June, 2017

OPPOSED



HON. ANDREA G. CARTER, J.S.C.

FILED

JUN 09 2017

Hon. Andrea G. Carter, J.S.C.

114
05/26/17

FOR THE REASONS SET FORTH
ON THE RECORD ON THE

23rd DAY OF June, 2017

Stathis & Leonardis LLC
32 South Main Street
Edison, NJ 08837
Attorneys for Plaintiff
Our File No. 13-2931NJL
Nicholas J. Leonardis, Esq. | Attorney ID # 965-1992

MARGARITA MARCONI, an individual,
Plaintiff,

: SUPERIOR COURT OF NEW JERSEY
: MIDDLESEX COUNTY- LAW DIVISION
: DOCKET NO. MID L 7588-15

v.

NEW JERSEY MANUFACTURERS
INSURANCE COMPANY, a business entity,
Defendant.

Civil Action

DENIED * without prejudice

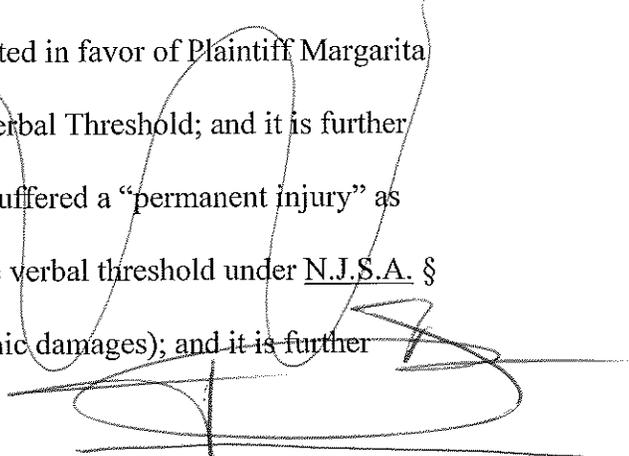
ORDER

THIS MATTER having come before the Court by Stathis & Leonardis, LLC, attorneys for Plaintiff, by way of Motion for Partial Summary Judgment, and the Court having considered the arguments of the parties, and for good cause shown:

IT IS on this 9th day of June, 2017:

ORDERED that partial summary judgment is granted in favor of Plaintiff Margarita Marconi and against Defendant NJM on the issue of the Verbal Threshold; and it is further

ORDERED that Plaintiff has proven that she has suffered a "permanent injury" as defined by N.J.S.A. § 39:6A-8(a) and has thus satisfied the verbal threshold under N.J.S.A. § 39:6A-8(a) and is entitled to pursue a claim for non economic damages); and it is further



HON. ANDREA G. CARTER, J.S.C.

All parties are to be served within seven (7) days of the date hereof.

OPPOSED

FILED

JUN 23 2017

Hon. Andrea G. Carter, J.S.C.

M. Richard Scheer, Esq. - ID #255761969
CRANER, SATKIN, SCHEER, SCHWARTZ & HANNA, P.C.
A Professional Corporation
320 Park Avenue
Post Office Box 367
Scotch Plains, New Jersey 07076-0367
(908)322-2333
MRS File No.: 0116-0208-870
Attorneys for Plaintiff

MARINA DISTRICT DEVELOPMENT CO LLC
T/A BORGATA

Plaintiff

vs.

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION
MIDDLESEX COUNTY

DOCKET NO. DJ-117286-08

CIVIL ACTION

ORDER TO TURN OVER

JOSEPH KENNEDY

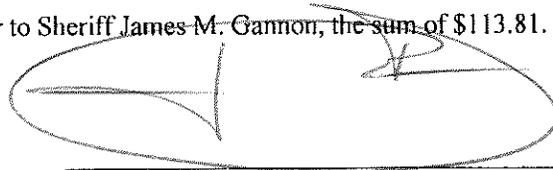
Defendant(s)

MOTION GRANTED

This matter being opened to the court by Craner, Satkin, Scheer, Schwartz & Hanna, Attorneys for Plaintiff on application to turnover funds as a result of a levy of a writ of execution and good cause shown:

It is on this 23rd day of June 2017;

ORDERED, that Santander Bank, turn over to Sheriff James M. Gannon, the sum of \$113,811.



J.S.C.

HON. ANDREA G. CARTER, J.S.C.

UNOPPOSED

All parties are to be served within
seven (7) days of the date hereof.

FILED

JUN 23 2017

Hon. Andrea G. Carter, J.S.C.

Kurt N. Campanile - ID #114662014
METHFESSEL & WERBEL, ESQS.
2025 Lincoln Highway, Suite 200
PO Box 3012
Edison, New Jersey 08818
(732) 248-4200
1(732) 248-2355
campanile@methwerb.com
Attorneys for Jose Martinez and Ycelsa Martinez
Our File No. 84038 KNC

EDNA MORALES-MONTERROSO

Plaintiff,

V.

NAJI'S WAREHOUSE, LLC, NATIONAL
TECHNICAL AND TECHNOLOGY ELECTRICAL,
LLC, ELIE CHEDID, ROY M. JAMES
D/B/A ON TARGET, STAFFING, JOSE
MARTINEZ, YCELSA MARTINEZ, JOHN AND JANE
DOES (1-10), ABC AND XYZ CORPORATIONS
(1-10) (THESE NAMES BEING FICTITIOUS)

Defendants.

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION:MIDDLESEX COUNTY
DOCKET NO.: MID-L-1384-16

#150

Civil Action

ORDER

MOTION GRANTED

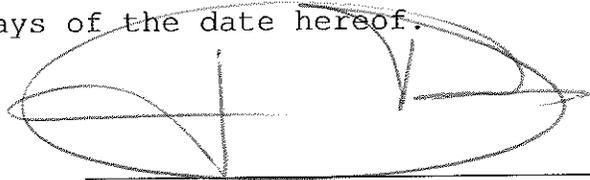
THIS MATTER having been brought before the Court on the Motion of Methfessel & Werbel attorneys for defendant(s), Jose Martinez and Ycelsa Martinez for an Order for Summary Judgment dismissing the plaintiff's Complaint and any and all Crossclaims, and the Court having considered the matter and for good cause shown;

IT IS on this 23rd day of June 2017;

ORDERED that Summary Judgment dismissing the plaintiff's Complaint and any and all Crossclaims be and is

hereby granted in favor of the defendant, Jose Martinez and Ycelsa Martinez; and it is further

ORDERED that a copy of this Order be served on all counsel within 7 days of the date hereof.



J.S.C.
HON. ANDREA G. CARTER, J.S.C.

- () Opposed
() Unopposed

"Having reviewed the above motion, I find it to be meritorious on its face and is unopposed. Pursuant to R.1:6-2, it therefore will be granted essentially for the reasons set forth in the moving papers."

FILED

JUN 23 2017

Hon. Andrea G. Carter, J.S.C.

FEIN, SUCH, KAHN & SHEPARD, P.C.
Filing Attorney: Philip A. Kahn, Attorney ID:288551973
7 Century Drive, Suite 201
Parsippany, New Jersey 07054
(973) 538-4700
Attorney For Plaintiff(s)

Rutgers, The State University

vs.
EVELYN DENNIS AKA EVELYN F.DENNIS
AKA
EVELYN DENNIS MATHIS

Plaintiff

Defendant

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION-MIDDLESEX COUNTY

DOCKET NO: DJ-050385-03

CIVIL ACTION

TURN OVER ORDER

30 7140 other

MOTION GRANTED

The above matter being opened to the Court on motion by Fein, Such, Kahn, & Shepard, Esqs., attorneys for the plaintiff, and it appearing that the Notice of Motion for Turn Over Order was duly served upon the defendant and Wells Fargo Bank, N.A. Levy Processing, and there being no opposition to the granting of the Order, and good cause being shown;

IT IS on this 23rd day of June, 2017,

ORDERED that the above mentioned bank turn over to Fein, Such, Kahn & Shepard, P.C., Attorneys for the plaintiff, the sum of \$946.44 which money is due from Wells Fargo Bank, N.A. Levy Processing to the plaintiff and which money was levied upon by Sheriff Morris County pursuant to the Writ of Execution issued in the above matter.



J.S.C.

HON. ANDREA G. CARTER, J.S.C.

RU140016/C522/M218

UNOPPOSED

All parties are to be served within seven (7) days of the date hereof.

Lori Grifa, Esq.
(Attorney No.: 011551989)
ARCHER & GREINER, P.C.
21 Main Street – Suite 353
Court Plaza South, West Wing
Hackensack, New Jersey 07601
T: (201) 342-6000
F: (201) 342-6611
Attorneys for Defendant, CHW Group, Inc. d/b/a/ Choice Home Warranty

FILED

JUN 23 2017

Hon. Andrea G. Carter, J.S.C.

JOHN SAAVEDRA and CYNTHIA
SAAVEDRA,

Plaintiffs,

v.

CHW GROUP, INC. d/b/a CHOICE HOME
WARRANTY,

Defendant.

SUPERIOR COURT OF NEW JERSEY
MIDDLESEX COUNTY – LAW DIVISION

Judgment No.: DJ-061189-17

Docket No.:

ORDER

*** DENIED**

THIS MATTER having been opened to the Court by Defendant CHW Group, Inc. d/b/a Choice Home Warranty, through its attorneys, Archer & Greiner, P.C., Lori Grifa, Esq. appearing on the Motion opposing and objecting to the entry of a foreign Judgment, and in the presence of attorney for the Plaintiffs John and Cynthia Saavedra, through their attorney, Bressler Dyuk, David S. Bressler, Esq. appearing;

IT IS on this 23rd day of June 2017;

ORDERED that the motion for Defendant shall be granted;

AND IT IS FURTHER ORDERED that the foreign judgment DJ-061189-17 will not be entered or alternatively will be quashed;

AND IT IS FURTHER ORDERED that any foreign judgment seeking to domesticate and impose compensatory damages in the amount of \$3,733.96 and punitive damages in the amount of \$125,000 (totaling \$128,733.96) on Defendant arising from the Cass County, Missouri

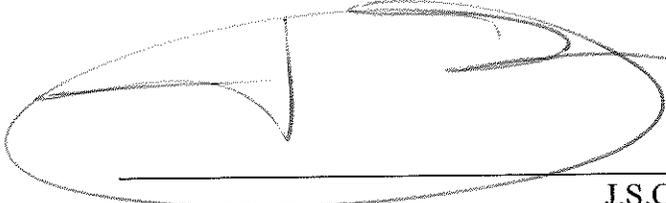
case involving the above-named parties and bearing Missouri Case No. 14CA-CC00088, will not be entered and is hereby quashed as violating due process as lacking personal jurisdiction and subject matter jurisdiction and is void against applicable law;

AND IT IS FURTHER ORDERED that any foreign judgment seeking to domesticate and impose attorneys' fees in the amounts of \$8,799.47 and \$27,439.50 on Defendant arising from the Cass County, Missouri case involving the above-named parties and bearing Missouri Case No. 14CA-CC00088, will not be entered or alternatively be quashed as lacking personal jurisdiction and subject matter jurisdiction;

AND IT IS FURTHER ORDERED that a copy of this Order be served on Plaintiffs' counsel within 7 days of this Order.

Opposed

Unopposed



J.S.C.
HON. ANDREA G. CARTER, J.S.C.

116113383v1

*FOR THE REASONS SET FORTH.
ON THE RECORD ON THE
23rd DAY OF June, 2017

VENEMA, PROKO, KEAHEY & DALVET
By: Jeanne M. Proko, Esquire / 017091987
210 South Fourth St., First Floor
Philadelphia, PA 19106-9232
(215) 627-2797
jproko@contributionship.com
Attorneys for Defendant,
Yifei Tian

FILED

JUN 23 2017

Hon. Andrea G. Carter, J.S.C.

MELVIN SCHINDELHEIM

Plaintiff,

vs.

YIFEI TIAN

Defendant.

SUPERIOR COURT OF NEW JERSEY

MIDDLESEX COUNTY

LAW DIVISION

L-3980-15

MOTION GRANTED

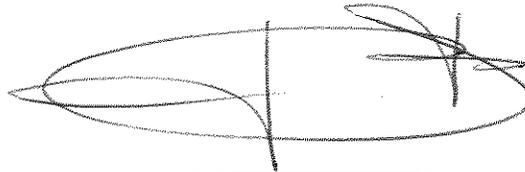
ORDER

THIS MATTER having been brought before the Court by Venema & Proko, attorneys for Defendant Yifei Tian, for an Order entering summary judgment, and the Court having heard the arguments of counsel and pleadings submitted and having considered the matter and for good cause shown;

IT IS on this 23rd day of June, 2017;

ORDERED that summary judgment be and the same is hereby entered on behalf of Defendant and the Complaint and all crossclaims as to Defendant Yifei Tian is hereby dismissed; and is further

ORDERED that a copy of this Order be served on all counsel within 7 days of the date hereof.



J.S.C.

HON. ANDREA G. CARTER, J.S.C.

Opposed

Unopposed