

**THE HON. MICHAEL V. CRESITELLO, JR., J.S.C.**

**MOTION LIST**

**March 31, 2017**

**Prepared by the Judge's Law Clerk, Christopher Shanahan, (732) 519-3598**

<b>Caption</b>	<b>Docket No.</b>	<b>Motion No.</b>	<b>Motion Type</b>	<b>Disposition</b>
Amerisoftpro Systems LLC v. Anagh Technologies Inc.	L-6550-16	174	P's NOM to Strike/Compel	Granted
Banegas-Suazo v. Carhuayano, et al.	L-6951-15	137	D's NOM for Summary Judgment	Adj to 04/13/17
Bennett v. New England Motor Freight	L-5149-12	1141	P's NOM for Final Judgment of attorney's fees	Reserved
Bennett v. New England Motor Freight	L-5149-12	1207	Motion to Intervene in Judgment on Attorneys' Fees	Reserved
Bouslam v. The Mills @ Jersey Gardens, et als.	L-1150-16	210	P's NOM for Service to be duly served	Granted
Bullock v. Beutel, et al.	L-4849-16	902	D's NOM to Strike	Withdrawn
Citibank, N.A. v. Karl	L-3247-15	207	P's NOM to Vacate/Default	Granted
Clark v. Fitness International, LLC; et al.	L-1447-16	1030	P's NOM to Amend Complaint	Granted
De Sousa v. PSE&G, et al.	L-3051-14	953	P's NOM to Compel	ADJ to 04/28/17
De Sousa v. PSE&G, et al.	L-3051-14	1192	D's Cross-Motion for a protective order	ADJ to 4/28/17
Dereskevicate v. Lapas, et al.	L-5850-15	704	D's NOM to Extend DED	Granted
Devino v. Bhatnagar, M.D., et al.	L-4947-15	669	D's NOM to Extend DED	Granted
Ebrahim v. Manning, et al.	L-6044-14	1016	D's NOM to Compel, Extend DED, Adjourn Arb & Trial	Granted
Eisdorfer, Eisdorfer & Eisdorfer, LLC v. Reyes, et al.	L-2549-16	201	P's NOM for Final Judgment by Default.	ADJ to 4/28/17
Ferguson v. Ordaniel, et al .	L-148-16	1025	D's NOM to Extend DED	Granted
Figlo v. St. Peter's University Hospital; et al.	L-2548-15	733	D's NOM to dismiss with prejudice for failure to provide discovery.	Granted

Figueroa v. Aeropostale Inc., et al.	L-5246-16	1033	D's NOM to Stay Proceeding pending bankruptcy	Granted
Ghous v. Dipaolo, et al.	L-4147-15	215	D's NOM for Summary Judgment	Reserved
Giles v. Ruby's Nails; et al.	L-2146-15	524	D's NOM to Extend DED, and Adjourn the ARB/Trial Date.	Granted
Globeltek Systems LLC v. Logic Corporation, et al.	L-2150-16	914	P's NOM to Strike and Dismiss with prejudice	Withdrawn
Gracia v. Lew, et als	L-1751-16	734	P's NOM to Reinstate and Extend DED	Granted
Gracia v. Lew, et als	L-1751-16	1180	D's Cross-Motion to Dismiss with Prejudice	Denied
Hoffman v. Zelaya; et al.	L-4751-15	1101	D's Cross-Motion to Extend Discovery and Compel	Granted in Part
Hoffman v. Zelaya; et al.	L-4751-15	810	P's NOM to Compel Deposition of Defendant	Granted in Part
Hood-Taylor v. O'Donnell Jr., et al.	L-1450-16	608	D's NOM to dismiss with prejudice for failure to provide discovery	Granted
Hood-Taylor v. O'Donnell Jr., et al.	L-1450-16	140	P's NOM to be relieved as Counsel	Granted
Jirau v. Rosado, et al.	L-3647-15	832	D's NOM to Compel	Withdrawn
Johnson v. Simon; et al.	L-3642-13	720	P's NOM to Bar	Granted
Johnson v. Simon; et al.	L-3642-13	518	D's NOM to Bar/Extend DED	Granted in Part
Johnson v. Simon; et al.	L-3642-13	1051	P's Cross-Motion to Bar	Denied
Joseph v. Vitel Communications, L.L.C.; et al.	L-1748-15	944	D's NOM to Enforce Litigants' Rights	Withdrawn
Joseph v. Vitel Communications, L.L.C.; et al.	L-1748-15	203	P's NOM to Quash Subpoenas and for a Protective Order	Withdrawn
Kaur v. Mangeri, et al.	L-149-16	779	D's NOM to Dismiss with prejudice for failure to Comply with a Court Order	ADJ to 4/13/17
Kevlin v. St. Barnabas Medical Center, et al.,	L-4147-16	1032	D's NOM to Compel More Specific Answers	Granted
Khalil v. Naqvi, e tal.	L-5247-16	636	D's NOM to Dismiss as to the PIP Counts	Granted
Kuzma v. Triple A Fitness, LLC, et al.	L-1843-15	92	D's NOM for Summary Judgment	Denied

Larisch v. International House of Pancakes, et al.	L-4946-16	623	D's NOM to dismiss with prejudice for failure to provide discovery	Denied
Larisch v. International House of Pancakes, et al.	L-4946-16	1206	P's NOM to Vacate the order of 1/6/17 and Restore Complaint	Granted
Leary v. N.L.B. Corp., et al.	L-1051-51	137	D's NOM for Summary Judgment	Granted
Liang v. GEICO	L-49-16	627	D's NOM to Extend the DED & Adjournment of the trial.	Denied
Liang v. GEICO	L-49-16	1181	P's Cross-Motion to Extend DED	Granted
Malvin v. Barnes & Noble, et al.	L-4250-15	116	D's NOM for Summary Judgment	ADJ to 4/13/17
Manhani v. Lobasso, e tal.	L-4146-15	649	D's NOM for an Order in Aid of Litigant's Rights	Granted
Mejorada v. Pugliese, et al.	L-4850-16	217	D's NOM to Compel	Denied
Metuchen I, LLC, v. Sportsplex Operations Group, LLC	L-5952-16	970	P's NOM to Extend DED.	Granted
Miragliotta v. RC Heating & Cooling, LLC: et al.	L-848-16	493	P's NOM to Compel	Granted
Miragliotta v. RC Heating & Cooling, LLC: et al.	L-848-16	625	P's NOM to Amend Complaint	Granted
Mora v. Somerville, et als.	L-5852-15	597	D's NOM to Bar	Withdrawn
National Reprographics, Inc. v. Ruitenber Design Group, LLC	L-4044-16	863	D's NOM to Extend DED	Granted
Nieder v. Woodbridge Hills, et al.	L-4042-16	468	D's NOM to dismiss w/o prejudice, Re: Discovery	Withdrawn
O'Dell v. Ortega, M.D., et al.	L-4347-16	939	P's NOM to Compel	Granted
Osorio v. Potok, et al.	L-7038-15	628	D's NOM for Summary Judgment	ADJ to 4/13/17
Pacheo v. Bautista, et al.	L-4445-16	551	D's NOM to dismiss w/o prejudice, Re: Discovery	Withdrawn
Pacius-Gelin v. Cosmo, et al.	L-6744-15	922	P's NOM to Extend DED.	Granted
Patel v. Patel, et al.	L-5748-16	131	P's NOM for Default Judgment	Granted
Pelaez-Lopez v. Torres; et al.	L-3045-15	633	D's NOM to hold on Contempt	Withdrawn
Perdun v. Henry plaza, INC., et al.	L-3148-16	470	D's NOM to dismiss w/o prejudice, Re: Discovery	Withdrawn

Pezantes v. Williams, et al.	L-1350-16	553	P's NOM to Extend DED.	Granted
Portuhondo v. Shen; et al.	L-1043-15	139	P's NOM for Summary Judgment and to Bifurcate Trial.	Withdrawn
Portuhondo v. Shen; et al.	L-1043-15	699	D's NOM to Compel & Extend DED.	Withdrawn
Poyotte-Johnson v. Swartz, et al.	L-6252-16	1049	D's NOM to dismiss w/o prejudice, Re: Discovery	Withdrawn
Pratts v. Ramrup, et al.	L-7346-15	761	D's NOM to Extend DED	Granted
Reyes v. King Plaza, LLC; et al.	L-952-15	47	D's NOM for Summary Judgment	Granted
Reyes v. King Plaza, LLC; et al.	L-952-15	87	D's Cross-Motion for Summary Judgment	Granted
Rivera v. Hunter	L-5252-15	958	P's NOM to Compel	Granted
Rodriguez v. Ricci	L-4143-16	208	P's NOM to Strike	Withdrawn
Roque v. Lopez, et al.	L-5349-15	622	D's NOM to dismiss w/o prejudice, Re: Discovery	Withdrawn
Selective Way Insurance Company v. Tri-State Roofing & Waterproofing, et al.	L-3046-16	247	P's NOM seeking removal from mediation.	Granted
Serrano v. Robert Wood Johnson University Hospital; et al.	L-3048-16	695	P's NOM to Strike	Withdrawn
Severino v. Nisbett, et al.	L-3352-16	327	D's NOM to Compel	Granted
Severino v. Nisbett, et al.	L-3352-16	202	D's NOM to Compel	Withdrawn
Seymore v. United Healthcare Services and Liberty Mutual Insurance Company	L-3243-16	800	D's NOM to Re-open and Extend DED	Granted
Sigro v. Darby Development, LLC; et al.	L-1838-16	298	D's NOM to dismiss w/o prejudice, Re: Discovery	Withdrawn
Smith v. Hotel Rt 27, et al.	L-5246-15	146	D's NOM for Summary Judgment	Withdrawn
Somerset Capital Group, LTD v. Careadvantage, Inc.,	L-549-13	619	P's NOM to Turnover Funds	Granted
Souder v. New Jersey CVS Pharmacy, LLC, et al.	L-1649-15	119	D's NOM for Summary Judgment	Denied
Thakar v. Palombo, et al.	L-3643-16	804	D's NOM to Compel	Granted
Topocean Consolidation Service v. Dominguez, et al.	L-2348-16	641	P's NOM to Restore Plaintiff's Case	Granted

Vasquez v. Sarath, et al.	L-4642-16	193	D's NOM to Compel	Granted
Vetter v. Guaranteed Subpoena Service, INC.; et al.	L-3650-16	620	P's NOM to Dismiss, Sever and Remand	Granted in Part
Vetter v. Guaranteed Subpoena Service, INC.; et al.	L-3650-16	1036	P's NOM to Suppress	Withdrawn
Vetter v. Guaranteed Subpoena Service, INC.; et al.	L-3650-16	1185	D's Cross-Motion to Amend	Denied
Viggiano v. Farmingdale Gardens; et al.	L-1145-16	635	P's NOM to Reinstate and Extend DED	Granted
Viggiano v. Farmingdale Gardens; et al.	L-1145-16	736	D's NOM to Dismiss with prejudice for failure to provide discovery.	Withdrawn
Young v. Palin Enterprises, et al.	L-3744-14	1085	D's Cross-Motion for Summary Judgment	Granted
Young v. Palin Enterprises, et al.	L-3744-14	118	D's NOM for Summary Judgment	Granted
Zavala v. Ellis, et al.	L-3152-16	199	D's NOM to dismiss w/o prejudice, Re: Discovery	Withdrawn

#174  
03/31/17

Reference No. AME210.00801  
Attorney Collateral Account No. 2400  
**ARCHER & GREINER, P.C.**  
**PATRICK PAPALIA, ESQ. (I.D.# 015831993)**  
21 Main Street, Suite 353  
Court Plaza South – West Wing  
Hackensack, New Jersey 07601-7095  
(201) 342-6000  
Attorneys for Plaintiff

**FILED**  
MAR 31 2017  
Hon. Michael V. Cresitello, Jr., J.S.C.

**AMERISOFTPRO SYSTEMS LLC,**  
  
Plaintiff,  
  
v.  
  
**ANAGH TECHNOLOGIES INC.**  
  
Defendant.

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION : MIDDLESEX COUNTY  
DOCKET NO. MID-L-6550-16

CIVIL ACTION

**ORDER TO STRIKE THE PLEADINGS  
OF DEFENDANT, OR IN THE  
ALTERNATIVE TO COMPEL DISCOVERY**

**THIS MATTER** having been brought before the Court by Notice of Motion of Plaintiff, AmeriSoftPro Systems LLC, through their attorneys, Archer & Greiner, P.C. (Patrick Papalia, Esq.), on notice to counsel for defendant, Harrison Ross Byck, Esq. of the Law Offices of Kasuri Byck LLC, for an Order striking the pleadings of Defendant for failure to provide discovery and appear for deposition, or in the alternative, to compel discovery, the Court having reviewed the papers, and for good cause having been shown;

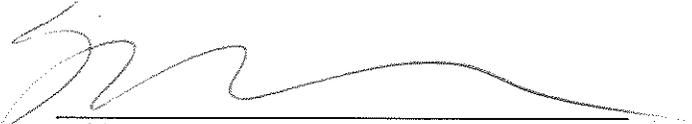
IT IS on this 31<sup>st</sup> day of March, 2017;

**ORDERED** that Defendant be and is hereby compelled to provide fully responsive answers to Plaintiff's First Notice to Produce and First Set of Interrogatories within ten (10) days from the date hereof; it is further

**ORDERED** that Defendant shall appear for depositions within twenty (20) days of the Defendant providing Plaintiff with fully responsive written discovery, and it is further

**ORDERED** that if Defendant fails to comply with the terms of this Order, Defendant's pleadings shall <sup>not</sup> be stricken without prejudice, pursuant to R. 4:23-5(a)(1) and it is further

**ORDERED** that a copy of this Order shall be served upon counsel for Defendant within seven (7) days of the date hereof.



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Hon. Michael V. Cresitello, Jr., J.S.C.

Opposed  
 Unopposed

**FILED**  
MAR 31 2017  
Hon. Michael V. Cresitello, Jr., J.S.C.

THE LAW OFFICE OF JAMES M. CURRAN  
NEW JERSEY BAR ID REGISTRATION #028631984  
86 Washington Avenue  
Milltown, New Jersey 08850  
(732) 296-0500  
Attorney for Plaintiff

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RACHID BOUSLAM, : SUPERIOR COURT OF NEW JERSEY  
MIDDLESEX COUNTY  
Plaintiffs, : LAW DIVISION  
vs. : DOCKET NO. L-1150-16 210  
THE MILLS @ JERSEY GARDENS; : CIVIL ACTION  
et als, : ORDER  
Defendants. :

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This matter having been brought before the Court on motion of James M. Curran, attorney for plaintiff, Rachid Bouslam, for an Order deeming the defendant, Savino Contractors, LLC through its registered agent Ryan Savino, to be served for filing of default purposes, and the Court having considered the matter and good cause appearing,

IT IS on this 31<sup>st</sup> day of March, 2017,

**ORDERED** that defendant, Savino Contractors LLC through its registered agent Ryan Savino, is hereby deemed duly served with

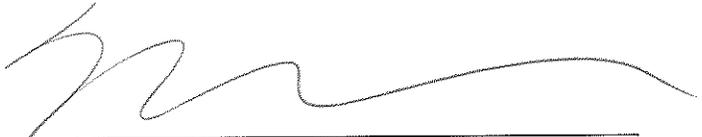
the Summons, Complaint and Track Assignment Notice in the above-entitled matter; and

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

Papers filed with the Court:

( ) Answering papers

( ) Reply papers



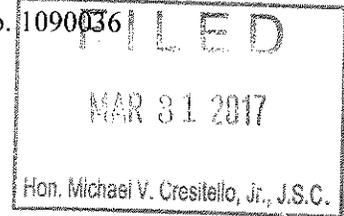
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Hon. Michael V. Cresitello, Jr., J.S.C.

**UNOPPOSED**

RUBIN & ROTHMAN, LLC  
A Limited Liability Company of NY & NJ  
1787 Veterans Highway  
Islandia, NY 11749  
631-234-1500  
Attorneys for Plaintiff  
Filed By: David K. Kowalenko, Esq. ID # 019512010

R&R File No. 1090036



CITIBANK, N.A.

Plaintiff

vs.

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION: MIDDLESEX COUNTY

DOCKET NO. L-003247-15

Civil Action # 207

KAYE A KARL

**ORDER**

Defendant

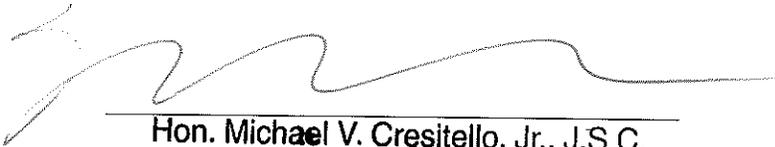
This matter having been opened to the Court by Rubin & Rothman, LLC, attorneys for Plaintiff, and the Court having considered the proofs submitted by Plaintiff, and it appearing that the Defendant was duly served with process and a copy of the complaint, has not filed an answer or other responsive pleading and is now in default, and the defendant not being a minor or mentally incapacitated person, and for good cause shown,

It is on this 31<sup>st</sup> day of March 2017,

**ORDERED** that any Order of Dismissal previously entered by this court be and is hereby Vacated; and it is further

**ORDERED** that default be entered against the Defendant, KAYE A KARL, for failure to answer the Complaint in this matter.

A copy of this decision shall be served on all interested parties within 7 days of the date hereof.



Hon. Michael V. Cresitello, Jr., J.S.C.

**UNOPPOSED**

FILED  
MAR 31 2017  
Hon. Michael V. Cresitello, Jr., J.S.C.

CHARLES P. STONE, ESQ.  
Attorney ID # 011811974  
3536 Highway #66  
Neptune, New Jersey 07753  
(732) 922-3990; Fax (732) 922-4864  
Attorney for Plaintiff, Stephanie Clark

STEPHANIE CLARK, :  
 :  
Plaintiff, :  
vs. :  
 :  
FITNESS INTERNATIONAL, LLC :  
f/k/a L.A. FITNESS, LLC & t/a :  
L.A. FITNESS, JOHN DOES (1-5) a :  
fictitious name and ABC CORP, (1-5) :  
a fictitious name, :  
Defendants, :

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION: MIDDLESEX COUNTY  
DOCKET NO: MID-L-1447-16

ORDER  
GRANTING PLAINTIFF LEAVE TO  
AMEND COMPLAINT

THIS MATTER having come before the Court on an application of Charles P. Stone, Esq. attorney for the Plaintiff, Stephanie Clark, for an Order Granting said Plaintiff Leave to File an Amended Complaint and the Court having reviewed the moving papers and any papers submitted in opposition thereto and good cause having been shown;

IT IS on this 31<sup>st</sup> day of March, 2017; ORDERED that:

1. The Plaintiff, Stephanie Clark, is hereby Granted Leave to File an Amended Complaint naming Aqua One Services, LLC, as a Co-Defendant.
2. The Plaintiff shall file its Amended Complaint within 20 days of the date hereof.
3. The discovery end date in this matter shall be extended by sixty (60) days pursuant to R.4:24-1, to August 3, 2017.
4. A copy of the within Order shall be served upon all parties within 7 days of the date of this Order.

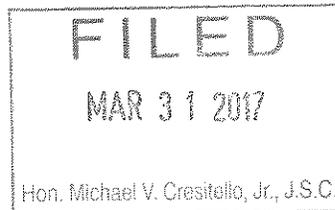
  
HONORABLE MICHAEL CRESITELLO J.S.C.

Opposed  
 Unopposed

It is ORDERED that movant shall serve, or make available, to any new party, a copy of all discovery materials within 20 days after the service of the new party's initial pleading.  
It is ORDERED that all discovery in this case shall end on August 3, 2017 unless further extended by court order.

#704  
3-31-17

**GREGORY P. HELFRICH & ASSOCIATES**  
John J. Kapp, Esquire NJ Attorney ID: 038611984  
180 River Road, First Floor  
Summit, NJ 07902  
Tel No. (908) 918-3000



Employees of The Corporate Law Department  
State Farm Mutual Automobile Insurance Company  
Our File No: 16SUMm01654

ATTORNEYS FOR Defendant  
Anita Lapas

Plaintiff  
AUSRINE DERESKEVICIUTE

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION: MIDDLESEX COUNTY

vs.

DOCKET NO. MID L 5850-15

CIVIL ACTION

Defendant  
ANITA LAPAS, 21<sup>st</sup> CENTURY INSURANCE,  
JOHN DOES 1-10, ABC CORP. 1-10

ORDER

The above entitled matter having been opened to the Court on March 31, 2017 by John J. Kapp, attorney for the Defendant, Anita Lapas, and the Court having considered this matter, it is hereby

**ORDERED** on this 31<sup>st</sup> day of March, 2017

that the period of discovery be and is hereby extended for an additional 60 (sixty) days, and it is

**FURTHER ORDERED** that the Deposition of the Plaintiff be conducted March 16, 2017, or a date prior to April 14, 2017, and it is

**FURTHER ORDERED** that the parties are to complete all outstanding discovery as listed below no later than the date specified below,

OUTSTANDING DISCOVERY	DISCOVERY SHALL BE COMPLETED ON OR BEFORE DATE LISTED
Deposition of the Plaintiff	March 16, 2017 or a date prior to April 14, 2017

and it is

**FURTHER ORDERED** that copies of this signed Order be served within **7** days upon all attorneys of record in this action and upon parties appearing pro se.



Hon. Michael V. Cresitello, Jr., J.S.C.

       OPPOSED

  X   UNOPPOSED

FILED  
MAR 31 2017  
Hon. Michael V. Cresitello, Jr., J.S.C.

RUPRECHT HART WEEKS & RICCIARDULLI, LLP  
David P. Weeks, Esq.-Attorney ID No.: 023151982  
Grace J. Chung, Esq.-Attorney ID No.: 003062011  
53 Cardinal Drive, Suite 1  
Westfield, NJ 07090  
Telephone: 908-232-4800/Fax: 908-232-4801  
Attorneys for Defendant, Vibhay Bhatnagar, M.D.

JANE DEVINO,  
Plaintiff(s),

vs.

Defendant(s),

VIBHAY BHATNAGAR, M.D. , and JOHN  
DOES 1-10, being fictitious names  
for persons or entities whose  
roles and identities are presently  
unknown.

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION:MIDDLESEX COUNTY

DOCKET NO. MID-L-004947-15

Civil Action *H/609*

ORDER EXTENDING DISCOVERY

This matter having been brought before the Court on the application of Ruprecht Hart Weeks & Ricciardulli, LLP, attorneys for defendant, Vibhay Bhatnagar, M.D., for an Order extending discovery to August 15, 2017; and the Court having considered the matter and for good cause appearing;

IT IS on this *31<sup>st</sup>* day of *March*, 2017;

ORDERED that the discovery end date of April 17, 2017 is hereby extended to August 15, 2017; and it is

FURTHER ORDERED that discovery be extended as follows:

- (a) Plaintiff's expert reports must be served by May 1, 2017;
- (b) Defense expert reports must be served by June 15, 2017;  
and
- (c) All expert depositions must be completed by August 15, 2017.

FURTHER ORDERED that a copy of the within Order shall be served upon all counsel of record within seven (7) days of receipt hereof.

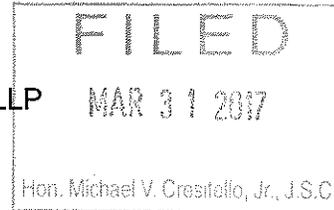


\_\_\_\_\_  
Hon. Michael V. Cresitello, Jr., J.S.C.

\_\_\_ Opposed

Unopposed

Robert S. Helwig, Esq. (ID# 019311985)  
HOAGLAND, LONGO, MORAN, DUNST & DOUKAS, LLP  
40 Paterson Street, PO Box 480  
New Brunswick, NJ 08903  
(732) 545-4717



#1066  
3-31-17

Attorneys for Defendants, William Manning and William Manning Trucking Company, Inc.

Plaintiffs,

GIHAN EBRAHIM and WAEIL GIRGIS, her husband

vs.

Defendants,

WILLIAM MANNING, WILLIAM MANNING TRUCKING COMPANY, INC., JOHN DOE 1-10 (name being fictitious), JANE DOE 1-10 (name being fictitious), ABC CORP. 1-10 (name being fictitious) and GEICO INSURANCE COMPANY

SUPERIOR COURT OF NEW JERSEY  
MIDDLESEX COUNTY-LAW DIVISION  
DOCKET NO. MID-L-6044-14

CIVIL ACTION

**ORDER TO EXTEND DISCOVERY  
PURSUANT TO R. 4:24-1(c), ADJOURN  
THE ARBITRATION DATE AND  
ADJOURN THE TRIAL DATE**

THIS MATTER having been brought before the Court on Motion of Hoagland, Longo, Moran, Dunst & Doukas, LLP, attorneys for Defendants, William Manning and William Manning Trucking Company, Inc., for an Order to extend time for discovery to be completed; adjourn the arbitration scheduled for April 12, 2017 and adjourn the trial scheduled for June 12, 2017, and the Court having reviewed the moving papers and for good cause shown;

IT IS ON THIS 31<sup>st</sup> day of March, 2017

**ORDERED** that the discovery end date shall be extended until May 30, 2017, to allow the following discovery to be completed:

1. All exchange of written discovery to be completed by April 15, 2017; and
2. Defendants' expert reports to be served by May 30, 2017; and it is

**FURTHER ORDERED** that the arbitration date of April 12, 2017 be adjourned to

June 14, 2017; and it is

**FURTHER ORDERED** that the trial date of June 12, 2017 be adjourned to

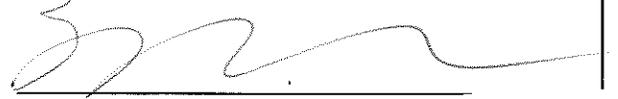
August 7, 2017; and it is

HOAGLAND, LONGO  
MORAN, DUNST &  
DOUKAS, LLP  
ATTORNEYS AT LAW

NORTH JERSEY  
40 PATERSON ST  
PO BOX 480  
NEW BRUNSWICK, NJ

SOUTH JERSEY  
701 VMLTSEY'S MILL RD  
SUITE 202  
HAMMONTON, NJ

**FURTHER ORDERED** that a copy of the within Order shall be served upon all counsel of record within seven (7) days of the date of service hereof.



Hon. Michael V. Cresitello, Jr., J.S.C.

Papers filed with the Court:

- Answering Papers
- Reply Papers

The within Notice of Motion was:

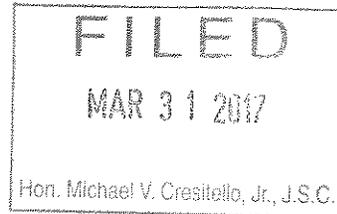
- Opposed
- Unopposed

No further adjournments to trial, arbitration or discovery end date without a showing of unforeseen or exceptional circumstances.

HOAGLAND, LONGO  
MORAN, DUNST &  
DOUKAS, LLP  
ATTORNEYS AT LAW

NORTH JERSEY  
40 PATERSON ST  
PO BOX 480  
NEW BRUNSWICK, NJ

SOUTH JERSEY  
701 WILTSEY'S MILL RD  
SUITE 202  
HAMMONTON, NJ



Law Offices of Pamela D. Hargrove  
ARTHUR ARNOLD, ESQ.  
Identification No. 30011983  
65 Jackson Drive, Suite 302  
PO Box 2000  
Cranford, NJ 07016-0200  
Telephone: (908) 653-2141  
Attorneys for Defendant(s):  
SONIA M. ORDANIEL and JOSE W. ORDANIEL

BARBARA A. FERGUSON

Plaintiff,

vs.

SONIA M. ORDANIEL, JOSE W.  
ORDANIEL, JOHN DOE (fictitious  
name) and ABC CORPORATION  
(fictitious corporation)

Defendants

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION: MIDDLESEX  
COUNTY

DOCKET NO. MID-L-148-16

CIVIL ACTION

**ORDER TO EXTEND DISCOVERY  
TIME**

This matter being opened to the Court, on March 17, 2017, pursuant to Rule 1:6-2 and Rule 1:6-3, and having been submitted for ruling on the papers by, Arthur Arnold, Esq., of the Law Offices of Pamela D. Hargrove attorney for the Defendant(s), SONIA M. ORDANIEL and JOSE W. ORDANIEL, for an Order to extend discovery time in accordance with Rule 4:24-1(c), and there having been no opposition and good cause appearing;

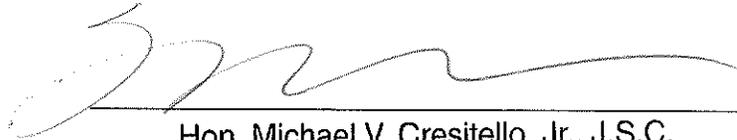
It is on this 31<sup>st</sup> day of March, 2017,

ORDERED that discovery time be and hereby is extended to June 1, 2017 to allow time for the following:

1. Plaintiff to provide any and all outstanding discovery including a response to our request for supplemental interrogatories on or before April 14, 2017.

2. Completion of the Orthopedic Independent Medical Examination with Dr. Regina Hillsman on April 3, 2017.
3. Receipt of records and diagnostic films from plaintiff's medical facilities and service of same upon defendant's medical experts on or before May 15, 2017.
4. Review of films and records and the preparation of medical reports by defendant's medical experts to be completed on or before May 15, 2017.
5. Receipt of medical reports by defendant and the service of same upon all counsel on or before June 1, 2017.
6. Any further discovery that may become necessary as a result of the foregoing, to be obtained and completed on or before June 1, 2017; and

IT IS FURTHER ORDERED that a copy of this Order be served on the attorney(s) for all parties within seven (7) days after the date it was signed.



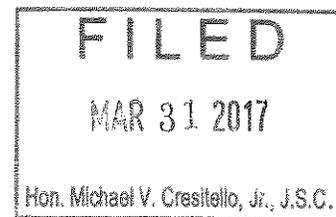
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Hon. Michael V. Cresitello, Jr., J.S.C.

MOTION WAS:

OPPOSED

NOT OPPOSED



ALLISON A. KRILLA, ESQ. N.J. ID# 024862010  
WIDMAN, COONEY, WILSON, McGANN & FITTERER  
1803 Highway 35  
Oakhurst, New Jersey 07755  
(732)531-4141

*Attorneys for Defendant(s), SAINT PETER'S UNIVERSITY HOSPITAL (i/p/a St. Peter's University Hospital) and MARITES SINNUNG*

THOMAS FIGLO, an individual,  
  
Plaintiff,

vs.

ST. PETER'S UNIVERSITY HOSPITAL, a medical treatment facility; MARITES SINNUNG, a medical professional; JOHN DOES (1-5), fictitously named physicians who were responsible for the care of Thomas Figlo while at St. Peter's University Hospital; JOHN DOES (6-10) representing consulting physicians responsible for the diagnosis of Thomas Figlo while at St. Peter's University Hospital; JANE DOES (1-5) representing head nurses at St. Peter's University Hospital responsible for ensuring the fall risk protections were followed in the care of Thomas Figlo JANE DOES (6-10), representing nurses aids who may have been responsible for ensuring that fall risk protections were followed in the care of Thomas Figlo; ABC COS. (1-5) fictitously named medical providers, responsible for the care of Thomas Figlo,

Defendants.

---

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION  
MIDDLESEX COUNTY

Docket No.: MID-L-2548-15

Civil Action

**ORDER DISMISSING PLAINTIFF'S  
COMPLAINT WITH PREJUDICE**

THIS MATTER being opened to the Court by WIDMAN, COONEY WILSON McGANN & FITTERER, attorneys for the Defendants, Saint Peter's University Hospital (i/p/a St. Peter's University Hospital) and Marites Sinnung, seeking an Order Dismissing Plaintiff's

Complaint With Prejudice for Failure to Provide Discovery, and the Court having considered the moving papers and for good cause having been shown:

It is, on this 31<sup>st</sup> day of March, 2017,

**ORDERED** that Plaintiff's Complaint is hereby dismissed with prejudice; and it is further

**ORDERED** that a True Copy of this Order shall be served upon all counsel herein within 7 days of the date hereof.



Hon. Michael V. Cresitello, Jr., J.S.C.

Opposed

Unopposed

FOR THE REASONS SET FORTH  
ON THE RECORD ON 3/31/17

**LAW OFFICES OF VISCOMI & LYONS**

By: Nicole L. Hollingsworth, Esq.

Attorney ID#: 037572007

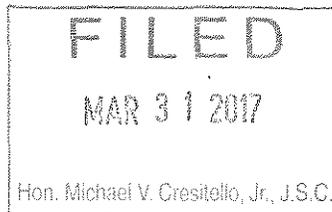
Mount Kemble Corporate Center

360 Mt. Kemble Avenue

Morristown, New Jersey 07960

973-538-2930

Attorneys for Defendant, Aeropostale, Inc.



RUTH FIGUEROA,

Plaintiff,

vs.

AEROPOSTALE INC., ABC CORP., AND  
JOHN DOE,

Defendants.

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION: MIDDLESEX COUNTY  
DOCKET NO.: MID-L-5246-16

CIVIL ACTION

**ORDER STAYING PROCEEDINGS**

This matter having been presented to the Court by the Law Offices of Viscomi & Lyons by Attorney Nicole L. Hollingsworth, Esq., attorney for defendant, Aeropostale, Inc., for an Order to Stay Proceedings Pending Bankruptcy, and the Court having considered the moving papers and any opposition filed thereto, and good cause having been shown.

It is on this 31<sup>st</sup> day of March, 2017;

**ORDERED** that, the motion of defendant Aeropostale, Inc. be and is hereby GRANTED, and that the within matter is hereby <sup>dismissed without prejudice</sup> stayed pursuant to the "Automatic Stay" provisions of Section 362 of the Bankruptcy Code, until the conclusion of the bankruptcy proceedings involving Aeropostale, Inc.; and, it is

**FURTHER ORDERED** that a copy of this Order be served upon all parties within seven (7) days of the date hereof.

Hon. Michael V. Cresitello, Jr., J.S.C.

Motion Opposed

Motion Unopposed

# 1180  
03/31/17

#14-157

**FILED**  
MAR 31 2017  
Hon. Michael V. Cresitello, Jr., J.S.C.

HARRY L. STARRETT, ESQ.  
Attorney ID #244111971  
111 NORTHFIELD AVENUE  
WEST ORANGE, NEW JERSEY 07052  
(973) 731-7127  
Attorney for Defendants, Kan T. Lew and Riches KTL LLC

DAVID GRACIA	:	SUPERIOR COURT OF NEW JERSEY
	:	MIDDLESEX COUNTY
Plaintiff	:	LAW DIVISION
vs.	:	
	:	CIVIL ACTION
KAN T. LEW, ET ALS	:	
	:	DOCKET # MID-L-1751-16
Defendants	:	ORDER DISMISSING COMPLAINT OF
	:	PLAINTIFF WITH PREJUDICE

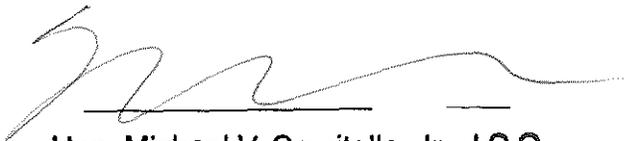
This matter having come before the Court by Harry L. Starrett, attorney for the defendants Kan T. Lew and Riches KTL LLC on Notice of Motion, before the Undersigned Judge on the return date thereof, and the Court having considered the application of the moving party pursuant to R. 1:6-2 and good cause having been shown;

It is on this 31<sup>st</sup> day of March 2017, ORDERED THAT:

1. Pursuant to R. 4:23-5(c)(2), the complaint of the plaintiff be and is hereby dismissed with prejudice.

**DENIED**

2. A copy of this Order shall be mailed by the attorney for the defendants to the attorney for the plaintiff within 7 days of the date hereof.



Hon. Michael V. Cresitello, Jr., J.S.C.

FOR THE REASONS SET FORTH  
ON THE RECORD ON 3/3/19

Opposition

No Opposition

PAPERS CONSIDERED:

Opposition

No Opposition

Notice of Motion

Movant's Certification

Movant's Brief

Answering Certification

Answering Brief

Cross-Motion

Movant's Reply

Other

#734  
03/31/17

FILED  
MAR 31 2017  
Hon. Michael V. Cresitello, Jr., J.S.C.

JOEL M. BACHER, ESQ.  
ATTY ID No: 012381975  
269 HAMBURG TURNPIKE  
WAYNE, NJ 07470  
973-720-8111  
jbacher269@gmail.com  
ATTORNEY PLAINTIFF

DAVID GRACIA,

SUPERIOR COURT OF NEW JERSEY  
MIDDLESEX COUNTY LAW DIV.  
CIVIL ACTION  
DOCKET No: MID-L-1751-16

Plaintiff,

VS.

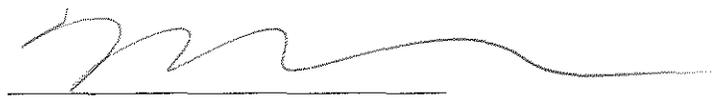
KAN T. LEW, et als,  
Defendants.

This matter having come before the Court upon the Motion of attorney, Joel M. Bacher, Esq., for an Order reinstating Plaintiff's Complaint and extending the Discovery End Date to May 27, 2017, and the Court having considered the arguments of counsel and for good cause shown:

IT IS on this 31<sup>st</sup> day of March, 2017

ORDERED THAT: Plaintiff's motion to reinstate his Complaint and to extend the Discovery End Date to May 27, 2017 is hereby granted. And it is further,

ORDERED THAT: A copy of this Order be served upon all parties within 7 days hereof.



Hon. Michael V. Cresitello, Jr., J.S.C.

**OPPOSED**

FOR THE REASONS SET FORTH  
ON THE RECORD ON 3/31/17

See a discovery schedule set forth on page 2.

Gracia v. Lew, et als  
Docket No.: MID-L-1751-16

**ORDERED** that the parties adhere to the following discovery schedule:

1. Plaintiff to supply executed HIPPA releases for all medical providers identified in the discovery served with the current motion by **April 10, 2017**;
2. All written discovery and all additional documents to be served by **April 28, 2017**. To the extent that between now and April 28, 2017 any additional documents or records are served, signed HIPPA releases shall be provided with those documents;
3. Plaintiff's expert reports are to be served by **May 26, 2017**;
4. Defendants to supply any amendments to Interrogatories or Demand for Production of Documents by **July 14, 2017**;
5. Defendants to serve expert reports by **August 31, 2017**;
6. All depositions, fact and expert, are to be to completed by **September 29, 2017**;  
and
7. Arbitration is scheduled on **November 1, 2017**.

**WILSON, ELSER, MOSKOWITZ, EDELMAN & DICKER LLP**  
**Katharine Anne Lechleitner, Esq.**  
**NJ Atty ID # 157422015**  
**200 Campus Drive**  
**Florham Park, New Jersey 07032-0668**  
**Tel: (973) 624-0800 Fax: (973) 624-0808**  
**ATTORNEYS FOR DEFENDANT MICHAEL CURTO, P.A.**

**FILED**  
 MAR 31 2017  
 Hon. Michael V. Cresitello, Jr., J.S.C.

IDANIA HOOD-TAYLOR and FRANK TAYLOR :  
 H/W, :

Plaintiff(s),

v.

ROBERT H. O'DONNELL JR., D.O., JFK :  
 MEDICAL CENTER, MICHAEL CURTO, P.A., :  
 JOHN DOES 1-5 and ABC CORP, 1-5 (the last two :  
 names being fictitious and unknown), :

Defendant(s).

SUPERIOR COURT OF NEW JERSEY  
 LAW DIVISION: MIDDLESEX COUNTY  
 DOCKET NO.: MID-L-1450-16

Civil Action

**ORDER ON MOTION**  
**TO DISMISS COMPLAINT FOR**  
**FAILURE TO PROVIDE DISCOVERY**  
**PURSUANT TO R. 4:23-5(a)(2)**

**THIS MATTER** having been opened to the Court upon application of Wilson, Elser, Moskowitz, Edelman & Dicker, L.L.P., attorneys for defendant, Michael Curto, P.A. ("Defendant"), on notice to all counsel of record, for an Order Dismissing the Complaint for Failure to Provide Discovery Pursuant to R. 4:23-5(a)(2), and the Court having considered the papers submitted, and for good cause shown;

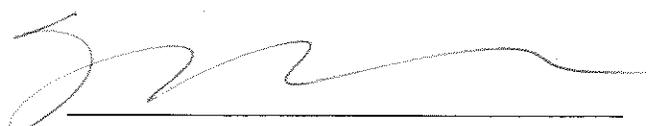
IT IS on this 31<sup>st</sup> day of March, 2017;

**ORDERED** that:

1. Defendant's Motion to Dismiss the Complaint for Failure to Provide Discovery is hereby **GRANTED**; and Plaintiffs' Complaint is **DISMISSED WITH PREJUDICE** as to this Defendant.

**IT IS FURTHER ORDERED** that a copy of the Order shall be served on all counsel within seven (7) days of its receipt by defense counsel.

\_\_\_ Opposition  No Opposition

  
 \_\_\_\_\_  
 Hon. Michael V. Cresitello, Jr., J.S.C.

**FOR THE REASONS SET FORTH**  
**ON THE RECORD ON 03/31/17**

140

[Hoyt & Hoyt, P.C.  
1776 On the Green  
67 Park Place, 5th Floor  
Morristown, NJ 07960  
(973) 292-2299  
Attorneys for Plaintiff(s)  
File No. 9204200984

FILED  
MAR 31 2017  
Hon. Michael V. Cresitello, Jr., J.S.C.

Idania Hood-Taylor and Frank Taylor H/W,  
Plaintiff(s),

vs.

Robert O'Donnell, D.O., JFK Medical Center,  
Michael Curto, P.A., John Does 1-5 and ABC  
Corp. 1-5 (the last two names being fictitious  
and unknown),

Defendant(s).

SUPERIOR OF NEW JERSEY  
LAW DIVISION: MIDDLESEX  
DOCKET NO. MID-L-1450-16

Civil Action

ORDER

This matter having come before the Court upon the application of John S. Hoyt III, Esq., Hoyt & Hoyt, P.C., attorney for Plaintiffs for an Order to be relieved as counsel, and the Court having read the moving papers, and any papers filed in opposition thereto, and for good cause shown;

IT IS on this 31<sup>st</sup> day of March, 2017;

ORDERED that John S Hoyt III, Esq. and the law firm of Hoyt & Hoyt, PC be in the hereby are relieved as counsel in this matter, and it is further,

ORDERED that Plaintiffs shall reimburse the firm of Hoyt & Hoyt PC the sum of \$2,377.00 as agreed in her retainer agreement, and it is further

ORDERED that a copy of this order shall be served upon all counsel and upon Plaintiffs within 10 days of the date hereof.

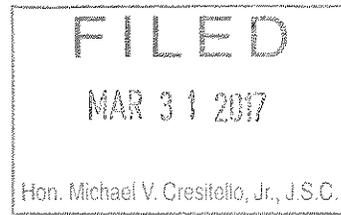
4. ORDERED that a copy of this Order be served upon all parties within 10 days of receipt by Plaintiff's attorney.

  
Hon. Michael V. Cresitello, Jr., J.S.C.

FOR THE REASONS SET FORTH  
ON THE RECORD ON 03/31/17

#1101  
03/31/17

Law Offices of Styliades and Jackson  
BY: Julie H. Robinson, Esq.  
Identification No. 049542013  
9000 Midlantic Drive  
Suite 105 - First Floor  
Mount Laurel, NJ 08054  
856-596-7778  
Attorneys for Defendant, Sandra M. Zelaya  
File No.: LA359-027904638-0002



PAMELA HOFFMAN,  
Plaintiff,

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION: MIDDLESEX COUNTY  
DOCKET NO.: MID-L-4751-15

vs.

\*

CIVIL ACTION

SANDRA M. ZELAYA; XYZ CORP 1-10  
(FICTITIOUS ENTITIES) AND JOHN AND  
JANE DOES 1-10 (FICTITIOUS NAMES),  
Defendants.

\*

**ORDER TO EXTEND DISCOVERY AND  
COMPEL PLAINTIFF'S DEPOSITION**

The above matter having been brought before the Court upon cross-motion, after attempting to obtain the consent of all parties, by the Law Offices of Styliades and Jackson, Julie H. Robinson, attorney for Defendant, Sandra M. Zelaya, for an Order to Extend Discovery and the court having considered the motion papers filed by the parties, and good cause thus having been shown, it is, on this 31<sup>st</sup> day of March, 2017;

**ORDERED**, Plaintiff's Motion to Compel the Deposition of Defendant is hereby denied;  
and it is

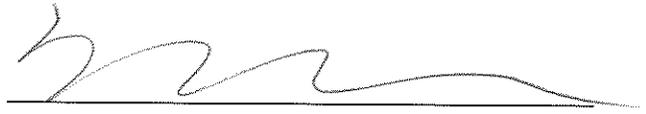
~~IT IS FURTHER ORDERED~~ that discovery be extended sixty (60) days or until **July 4, 2017**; and

~~IT IS FURTHER ORDERED~~ that the parties are to complete all discovery listed below:

- ~~1. Depositions of all parties to be completed by May 26, 2017;~~
- ~~2. Any additional discovery is to be served by June 14, 2017 per Rule 4:17-7;~~

**IT IS FURTHER ORDERED**, that Plaintiff, Pamela Hoffman, be compelled to appear for deposition on **April 20, 2017 at 10:00 AM at Javerbaum, Wurgaft, Hocks, Kahn, Wikstron & Sinins, P.C., 505 Morris Avenue, Springfield, NJ 07081;**

**IT IS FURTHER ORDERED**, that a copy of this Order be served upon all counsel of record within seven (7) days of receipt.



Hon. Michael V. Cresitello, Jr., J.S.C.

Opposed \_\_\_\_\_  
Unopposed   X  

Motion to compel granted. See companion order filed on this date. Motion to extend discovery is denied without prejudice. No basis provided on this motion record.

JAVERBAUM WURGAFT HICKS  
KAHN WIKSTROM & SININS  
505 Morris Avenue  
Second Floor  
Springfield, NJ 07081  
(973) 379-4200  
Attorneys for Plaintiff

FILED  
MAR 31 2017  
Hon. Michael V. Crestallo, Jr., J.S.C.

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION: MIDDLESEX COUNTY

Plaintiff

PAMELA HOFFMAN

Docket No. MID-L-4751-15

vs.

**CIVIL ACTION**

**ORDER COMPELLING THE  
DEPOSITION OF DEFENDANT**

Defendant  
SANDRA ZELAYA; XYZ CORP 1-10  
(FICTITIOUS ENTITIES) AND JOHN  
AND JANE DOES 1-10 (FICTITIOUS  
PERSONS),

This matter having come before the Court upon the application of Javerbaum Wurgaft Hicks Kahn Wikstrom & Sinins, Attorneys for Plaintiff, Pamela Lee Hoffman, for an Order compelling Defendant, Sandra Zelaya, to appear for her deposition and give oral testimony, and the Court having read the moving papers, and any papers filed in opposition thereto, and for good cause shown;

IT IS on this *31<sup>st</sup>* day of *March*, 2017; *Pamela Hoffman* and Plaintiff

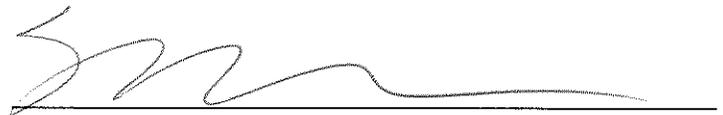
1. ORDERED that Defendant, Sandra Zelaya, is hereby compelled to appear at the offices of Javerbaum Wurgaft Hicks Kahn Wikstrom & Sinins, 505 Morris Avenue, Second Floor, Springfield, New Jersey on April 20, 2017 at 10:00 a.m. to give oral testimony; and it is further

2. ORDERED that in the event Defendant, Sandra Zelaya, fails to appear for said deposition in accordance with this Order, <sup>their</sup> ~~her~~ testimony shall be barred at the time of trial; and it is further

*may*

*or Plaintiff  
Pamela Hoffman*

3. ORDERED that a copy of this Order shall be served upon all parties within 7 days from the date hereof.



Hon. Michael V. Cresitello, Jr., J.S.C.

OPPOSED - *Cross Motion*  
 UNOPPOSED  
**File No. 226831**

*Additional relief granted based upon cross-motion filed by Defendant.*

# 720  
03/17/17

**MESSA & ASSOCIATES, P.C.**  
Joseph L. Messa, Jr., Esquire  
Suzanne H. dePillis, Esquire  
Attorney ID Nos.: 032141988/052911991  
2091 Springdale Road, Suite Two  
Cherry Hill, New Jersey 08003  
(856) 810-9500 / Fax: (856) 810-9918  
Attorneys for Plaintiff

**FILED**  
MAR 31 2017  
Hon. Michael V. Cresitello, Jr., J.S.C.

<p><b>TANYA N. JOHNSON, Administratrix Ad Prosequendum of the Estate of MILTON C. JOHNSON, JR., deceased,</b></p> <p style="text-align: center;"><b>Plaintiff,</b></p> <p style="text-align: center;">v.</p> <p><b>GABOR SIMON, M.D.; et. al.,</b></p> <p style="text-align: center;"><b>Defendants</b></p>	<p><b>SUPERIOR COURT OF NEW JERSEY LAW DIVISION – MIDDLESEX COUNTY Docket No.: MID-L-3642-13</b></p> <p style="text-align: center;"><b>ORDER</b></p>
---	--

**THIS MATTER**, having been brought before the Court by Motion of Suzanne H. dePillis, Esquire, of the law firm Messa & Associates, P.C., attorney for the Plaintiff,

**AND THE COURT**, upon consideration of the Plaintiff's Motion to Bar the Testimony of Defendant, Gabor Simon, M.D.'s Expert, Albert N. Ferrari, Jr., M.D., at the time of trial regarding causation of the deceased's cardiac arrest and other newly expressed opinions, and upon consideration of any opposition papers, and after oral argument if any, and upon good cause shown:

**IT IS HEREBY ORDERED**, on this 31<sup>st</sup> day of March, 2017 that Plaintiff's Motion is hereby **GRANTED**, and Albert N. Ferrari, Jr., M.D., is barred from testifying on behalf of Defendants at the trial ~~in this matter regarding his newly expressed opinions.~~ *as to any opinions beyond those expressed in his report.*

**IT IS FURTHER ORDERED** that a copy of this Order is to be served upon all counsel of record within seven (7) days of the date thereof.

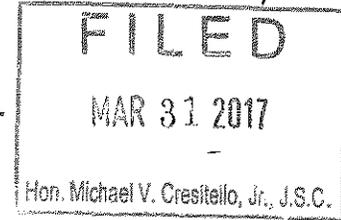
Motion Opposed:   X    
Motion Unopposed:           

  
Hon. Michael V. Cresitello, Jr., J.S.C.

**FOR THE REASONS SET FORTH  
ON THE RECORD ON 3/31/17**

Paul F. Schaaff, Jr., Esq. – Attorney of Record – 037941988  
Russell J. Malta, Esq. – Filing Attorney - 023501980  
**ORLOVSKY, MOODY, SCHAAFF, CONLON & GABRYSIAK**  
A Partnership Including a Limited Liability Company  
Monmouth Park Corporate Center  
187 Highway 36, Suite 110  
West Long Branch, NJ 07764  
(732) 222-6200  
Attorneys for Defendant, Gabor Simon, M.D.  
(PMG235/SRJM)

#518  
03/03/17



TANYA N. JOHNSON, Administratrix Ad  
Prosequendum of the Estate of Milton C.  
Johnson, Sr., Deceased,  
Plaintiff,

v.

DOUGLAS J. SPIEL, M.D.; DOUGLAS J.  
SPIEL, M.D, P.A.; MIDDLESEX SURGERY  
CENTER (MSC); GABOR SIMON, M.D.; L.  
RODRIGUEZ, M.D.; JAMES STREET  
ANESTHESIA ASSOCIATES, P.A.; ANDREA  
ULMER, R.N.; E. CABRERA, R.N.; P.  
HANKINS, R.N., TIM McCABE, R.T.,  
JOHN/JANE DOE, M.D. 1-10; JOHN/JANE  
DOES, R.N. 1-10; and ABC CORPORATIONS,  
Defendants.

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION –MIDDLESEX COUNTY

Docket No. L-3642-13

**CIVIL ACTION**

**ORDER LIMITING PLAINTIFF'S  
EXPERTS' TESTIMONY AT TRIAL**

**THIS MATTER** having been brought before the Court on defendant's counsel for Notice of Motion Limiting Plaintiff's Experts from Testifying at Trial, and the Court having read and considered the matter, and having given the parties the opportunity to be heard, and for good cause shown;

**IT IS** on this 31<sup>st</sup> day of March, 2017 **ORDERED** that defendant's motion to limit the testimony of plaintiff's experts Brett Kollmeier, M.D. and Nicholas Pace, Sr., M.D. at the time of trial is hereby granted; and

~~**IT IS FURTHER ORDERED**, that Dr. Nicholas Pace, Sr. shall be barred and prohibited from testifying at the time of trial to any of the opinions set forth in his January 20, 2017 report; and~~

~~**IT IS FURTHER ORDERED**, that Dr. Brett Kollmeier be and is hereby barred from testifying at the time of trial as to any of the opinions set forth in his January 30, 2017 report; and~~

**IT IS FURTHER ORDERED**, that plaintiff's experts, Dr. DePace and Dr. Kollmeier are hereby limited to testifying only to those opinions expressed in their original reports served within the time frame set forth in prior Court Orders.

**IT IS FURTHER ORDERED**, that a copy of this Order shall be served on all parties within (7) days of its posting online.



Hon. Michael V. Cresitello, Jr., J.S.C.

**OPPOSED**  
 **UNOPPOSED**

FOR THE REASONS SET FORTH  
ON THE RECORD ON 3/21/17

# 1051  
03/03/17

**MESSA & ASSOCIATES, P.C.**  
Joseph L. Messa, Jr., Esquire  
Suzanne H. dePillis, Esquire  
Attorney ID Nos.: 032141988/052911991  
2091 Springdale Road, Suite Two  
Cherry Hill, New Jersey 08003  
(856) 810-9500 / Fax: (856) 810-9918  
Attorneys for Plaintiff

**FILED**  
MAR 31 2017  
Hon. Michael V. Cresitello, Jr. J.S.C.

<p><b>TANYA N. JOHNSON, Administratrix Ad Prosequendum of the Estate of MILTON C. JOHNSON, JR., deceased,</b></p> <p style="text-align: center;"><b>Plaintiff,</b></p> <p style="text-align: center;">v.</p> <p><b>GABOR SIMON, M.D.; et. al.,</b></p> <p style="text-align: center;"><b>Defendants</b></p>	<p><b>SUPERIOR COURT OF NEW JERSEY LAW DIVISION – MIDDLESEX COUNTY Docket No.: MID-L-3642-13</b></p> <p><b>ORDER</b></p>
---	--

**THIS MATTER**, having been brought before the Court by Motion of Defendant, Gabor Simon, M.D. to Bar Plaintiff's Expert Testimony and by Cross-Motion of Plaintiff, Tanya Johnson, as Administratrix of the Estate of Milton C. Johnson, JR, deceased;

**AND THE COURT**, upon consideration of Defendant Simon and Plaintiff's Motion and all papers in opposition thereto, and after oral argument, if any, and upon good cause shown;

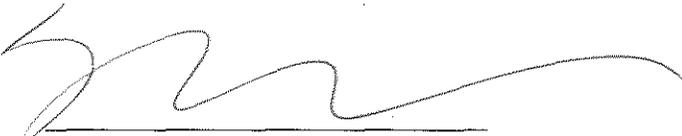
~~IT IS HEREBY ORDERED, on this 31<sup>st</sup> day of March, 2017 that Defendant, Gabor Simon, M.D.'s Motion is hereby DENIED, and the testimony of Plaintiff's Experts Dr. Nicholas DePace and Dr. Brett Kollmeier regarding the opinions set forth in their supplemental reports will not be barred at the time of trial in this matter.~~

IT IS FURTHER ORDERED, on this <sup>31<sup>st</sup></sup> day of March, 2017 that Plaintiff's

Cross-Motion against Defendant, Gabor Simon, M.D. is ~~GRANTED~~, and Defendant, Dr. Simon is barred from presenting, relying upon or offering any expert testimony on his behalf by Dr. Mark Graham and Dr. George Newman at the time of trial.

**DENIED**

IT IS FURTHER ORDERED that a copy of this Order is to be served upon all counsel of record within seven (7) days of the date thereof.



Hon. Michael V. Cresitello, Jr., J.S.C.

Motion Opposed: X  
Motion Unopposed: \_\_\_\_\_

*See companion orders entered on this date.*

FOR THE REASONS SET FORTH  
ON THE RECORD ON 3/31/17

**CRAMMER, BISHOP & O'BRIEN**  
Timothy B. Crammer, Esq.  
Attorney ID: 040862011  
508 New Jersey Avenue, Suite B-3  
Absecon, New Jersey 08201  
609-677-6996 (FAX: 609-677-6926)  
File No. 53220-001

Attorneys for defendant CentraState Medical Center

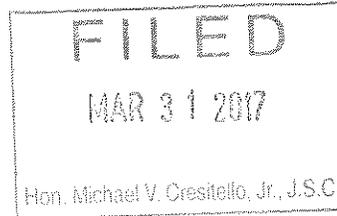
MICHAEL KEVLIN AND DEBORAH  
KEVLIM, HIS WIFE,

Plaintiff

v.

ST. BARNABAS MEDICAL CENTER, ET  
AL.,

Defendant



**SUPERIOR COURT OF NEW JERSEY**  
LAW DIVISION  
MIDDLESEX COUNTY

Docket No. L-4147-16

Civil Action

**ORDER COMPELLING MORE**  
**SPECIFIC INTERROGATORY**  
**ANSWERS**

This matter, having been brought before the Court on a motion filed by Timothy B. Crammer, Esquire, attorney for defendant CentraState Medical Center, and the Court having considered the papers filed and arguments made by counsel, and appearances having been entered as indicated below,

It is, on this 31<sup>st</sup> day of March, 2017,

**ORDERED AND ADJUDGED** as follows:

1. The motion is granted.
2. The plaintiff shall provide more specific answers to Uniform A(1) Interrogatory #3, #4, #7, and #8 within 14 days of the date of this order.
3. The plaintiff shall provide more specific answers to defendant CentraState's Supplemental Interrogatory #1 and #2 within 14 days of the date of this order.
4. A copy of this order shall be served on all counsel within 7 days.

A handwritten signature in black ink, appearing to read "Michael V. Cresitello, Jr.", written over a horizontal line.

Hon. Michael V. Cresitello, Jr., J.S.C.

Motion Opposed  
 Motion Unopposed  
Appearances By:

#636  
03/31/17

21231-00456/00466-KMC

**MARSHALL, DENNEHEY, WARNER, COLEMAN & GOGGIN**

BY: Kevin M. McGoldrick, Esquire

NJ Attorney ID #: 017872001

Woodland Falls Corporate Park

200 Lake Drive East Suite 300

Cherry Hill, NJ 08002

☎ 856-414-6000 ☎ 856-414-6077

✉ kmmcgoldrick@mdwgc.com

Attorney for Defendant(s), USAA

MICHAEL KHALIL AND NEVINE WILLIAM

Plaintiff(s),

vs.

SYED R. NAQVI, TIMOTHY T. HORTON,  
USAA INSURANCE COMPANY, A  
CORPORATION OR BUSINESS  
ORGANIZATION

Defendant(s).

FILED  
MAR 31 2017  
Hon. Michael V. Cresitello, Jr., J.S.C.

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION  
MIDDLESEX COUNTY

DOCKET NO.: MID-L-5247-16

**CIVIL ACTION**

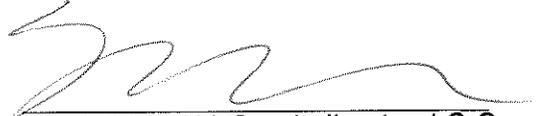
**ORDER**

***THIS MATTER*** having been brought before the Court by Kevin M. McGoldrick, Esquire of Marshall, Dennehey, Warner, Coleman & Goggin, attorneys for the Defendant, United Services Automobile Association a/k/a USAA Insurance, and the Court having considered the moving papers and any opposition filed thereto; and for good cause shown;

*IT IS* on this 31<sup>st</sup> day of March, 2017, ***ORDERED and ADJUDGED*** that Plaintiffs, Michael Khalil and Nevine William's Complaint as to United Services Automobile Association a/k/a USAA Insurance as to the PIP Counts (Counts Three and Six) only, are Dismissed without Prejudice; and

***IT IS FURTHER ORDERED*** that Plaintiff, Michael Khalil's PIP claims are to be removed to the dispute resolution organization, Forthright; and

***IT IS FURTHER ORDERED*** that a copy of the within Order shall be served upon all counsel of record within ten (10) days of the date hereof.



Hon. Michael V. Cresitello, Jr., 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."

#092  
03/31/17

**ZARWIN, BAUM, DeVITO, KAPLAN, SCHAER, TODDY, P.C.**

By: Debra A. Goldstein, Esquire  
30 Montgomery Street, Suite 960  
Jersey City, NJ 07302  
(201) 432-7840

**FILED**  
MAR 31 2017  
Hon. Michael V. Cresitello, Jr., J.S.C.

Attorneys for Defendants, Triple A Fitness, LLC d/b/a Retro Fitness, Brixmor Property Group, Inc., Brixmor Middletown Plaza Owner, LLC, Centro NP, LLC, Centro NP Middletown Plaza Owner, LLC

JILL KUZMA,

Plaintiff,

v.

TRIPLE A FITNESS, LLC d/b/a RETRO FITNESS, HEATH BC TRUST, RYAN, LLC, A.E.S. FITNESS, INC., LIFE FITNESS, INC., BRUNSWICK CORPORATION, BRIXMOR MIDDLETOWN PLAZA OWNER, LLC, CENTRO NP, LLC, CENTRO NP MIDDLETOWN PLAZA OWNER, LLC, JOHN/JANE DOE 1-15 (fictitious individuals) and/or ABC CORP. 4-15 (fictitious entities),

Defendants.

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION: MIDDLESEX COUNTY

DOCKET NO. MID-L-1843-15

CIVIL ACTION

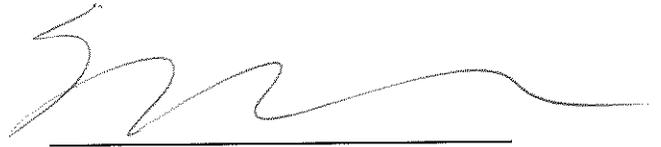
**ORDER GRANTING SUMMARY JUDGMENT**

**THIS MATTER** having been opened to the Court by Zarwin, Baum, DeVito, Kaplan, Schaer & Toddy, attorneys for Defendants, Triple A Fitness d/b/a Retro Fitness, Brixmor Property Group, Inc., Brixmor Middletown Plaza Owner, LLC, Centro NP, LLC, Centro NP Middletown Plaza Owner, LLC, and the Court having considered the moving papers submitted and good cause having been shown;

IT IS on this 31<sup>st</sup> day of March, 2017, **ORDERED** that Defendant, Triple A Fitness d/b/a Retro Fitness', Motion for Summary Judgment is **GRANTED** and all claims and cross-claims against Defendant, Triple A Fitness d/b/a Retro Fitness, are hereby **DISMISSED WITH PREJUDICE**;

**DENIED**

**IT IS FURTHER ORDERED** that a copy of said Order is to be served upon all counsel of record within seven (7) days of its entry.

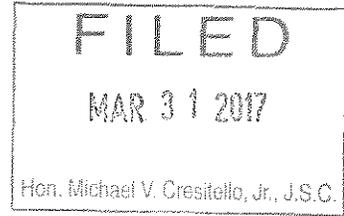


Hon. Michael V. Cresitello, Jr., J.S.C.

**OPPOSED**

**FOR THE REASONS SET FORTH  
ON THE RECORD ON 3/3/17**

**Richard S. Ranieri, Esq. - Attorney I.D. No. 025721985**  
**Anthony T. Ling, Esq. - Attorney I.D. No. 039082003**  
WEBER GALLAGHER SIMPSON  
STAPLETON FIRES & NEWBY LLP  
20 Independence Boulevard, Suite 201  
Warren, New Jersey 07059  
(973) 242-1364  
*Attorneys for Defendant, International House of Pancakes a/k/a IHOP*



<p>BARBARA LARISCH,</p> <p style="text-align: right;">Plaintiff</p> <p style="text-align: center;">v.</p> <p>INTERNATIONAL HOUSE OF PANCAKES a/k/a IHOP, John and Jane Doe 1-100, same being fictitious, and ABC CORP. 1-10, same being fictitious,</p> <p style="text-align: right;">Defendant(s)</p>	<p>SUPERIOR COURT OF NEW JERSEY LAW DIVISION: MIDDLESEX COUNTY DOCKET NO. MID-L-4946-16</p> <p style="text-align: right;"><i># 623</i></p> <p style="text-align: center;"><b>ORDER DISMISSING THE COMPLAINT WITH PREJUDICE PURSUANT TO <u>R. 4:23-5(a)(2)</u></b></p>
--	---

**THIS MATTER** being brought before the Court by application of Weber Gallagher Simpson Stapleton Fires & Newby, LLP, attorneys for Defendant, International House of Pancakes a/k/a IHOP ("IHOP") for an Order dismissing the Complaint with prejudice pursuant to R. 4:23-5(a)(2); and the Court having considered the matter and good cause appearing;

IT IS on this 31<sup>st</sup> day of March, 2017;

~~ORDERED that Defendant IHOP's, motion is hereby GRANTED; and it is further  
ORDERED, that the Complaint is dismissed with prejudice; and it is further~~

**ORDERED** that a copy of the executed Order be forwarded to all counsel of record within seven (7) days of receipt of the Order.



Hon. Michael V. Cresitello, Jr., J.S.C.

Opposed

Unopposed

Denied. Motion to Reinstatement granted on this date.

#136p  
03/31/17

**FILED**  
MAR 31 2017  
Hon. Michael V. Crestillo, Jr., J.S.C.

**SANTORO AND SANTORO**  
304 Maple Avenue  
P.O. Box 38  
South Plainfield, New Jersey 07080  
(908) 756-0785  
Attorneys for Plaintiff - Attorney ID #: 011831974

-----X  
BARBARA LARISCH, :  
 :  
 :  
 :  
 Plaintiff, :  
 :  
 v. :  
 :  
 INTERNATIONAL HOUSE OF :  
 PANCAKES a/k/a IHOP, John and Jane :  
 Doe 1-100, same being fictitious, and ABC :  
 CORP. 1-10, same being fictitious, :  
 :  
 Defendants. :  
-----X

SUPERIOR COURT OF NEW JERSEY  
MIDDLESEX COUNTY  
LAW DIVISION  
DOCKET NO.: MID- L-4946-16  
  
Civil Action

**ORDER**

**THIS MATTER** having being opened to the Court by Edward J. Santoro, Jr., Esq., attorney for Plaintiff, BARBARA LARISCH, by way of Notice of Cross Motion returnable March 31, 2017, and the Court having reviewed the moving papers and responses thereto, and for good cause shown;

IT IS on this 31<sup>st</sup> day of March 2017,

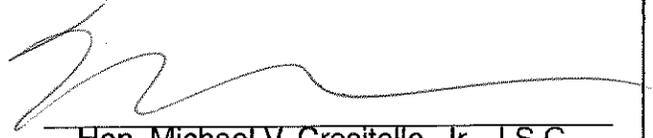
**ORDERED**, that the Defendant's Motion to Dismiss Plaintiff's Complaint with Prejudice is hereby denied; and it is further  
  
**ORDERED** that the January 6, 2017 Order dismissing Plaintiff's Complaint is hereby vacated; and it is further

**ORDERED** that the Plaintiff's Complaint is hereby reinstated and returned to the active trial calendar upon payment of a \$300.00 restoration fee; and it is further

~~**ORDERED**, that, alternatively, Plaintiff is hereby permitted to file a stipulation of dismissal without prejudice; and it is further~~

**ORDERED** that a copy of the within Order be served upon all counsel within   7  

days of the date hereof.



Hon. Michael V. Cresitello, Jr., J.S.C.

**UNOPPOSED**

Papers Considered:

Answering Papers

Reply Papers

#137  
3-31-17

**TOMPKINS, McGUIRE, WACHENFELD & BARRY LLP**

3 Becker Farm Road, Fourth Floor  
Roseland, New Jersey 07068  
(973) 622-3000

*Joseph K. Cobuzio - NJ Attorney ID: 022091988*

*David D. Cramer - NJ Attorney ID: 021662011*

Attorneys for fourth-party defendant United Marine Contracting, Inc.



EUGENE LEARY, LISA LEARY, his wife,

Plaintiff(s),

v.

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION—MIDDLESEX COUNTY

DOCKET NO.: MID-L-1051-15

N.L.B. CORP., JANE DOE I-V, JOHN DOE I-V,  
XYZ CORPORATION I-V, XYZ  
CORPORATION I-V,

Defendants.

AND

N.L.B. CORP.,

Defendant/Third Party Plaintiff,

v.

McALLISTER TOWING &  
TRANSPORTATION CO., ABC COMPANY  
and XYZ INSURANCE COMPANIES,

Third Party Defendants.

v.

UNITED MARINE CONTRACTING, INC.,

Fourth Party Defendant.

**ORDER GRANTING FOURTH-PARTY DEFENDANT  
UNITED MARINE CONTRACTING, INC.'S  
MOTION FOR SUMMARY JUDGMENT**

**THIS MATTER**, having been brought before the court upon motion of Tompkins,  
McGuire, Wachenfeld & Barry, LLP, attorneys for fourth-party defendant United Marine

Contracting, Inc. ("United Marine"), on notice to all interested parties, and the Court having reviewed the submissions and for good cause shown,

It is on this 31<sup>st</sup> day of March, 2017,

**ORDERED** that United Marine's motion for Summary Judgment is **GRANTED**; and it is further

**ORDERED** that the Fourth-Party Complaint and all cross-claims and counterclaims filed against Brickman are hereby dismissed with prejudice; and it is further

**ORDERED** that counsel shall serve a copy of this Order upon all counsel, if any have entered an appearance, within 7 days of receipt of this Order by Tompkins, McGuire, Wachenfeld and Barry, LLP.



Hon. Michael V. Cresitello, Jr., J.S.C.

Opposed

Unopposed

FOR THE REASONS SET FORTH  
ON THE RECORD ON 3/31/17

Law Office of Robert A. Raskas  
371 Hoes Lane, Suite 105  
Piscataway, NJ 08854  
(732) 981-1649 (Telephone)  
(732) 981-1657 (Fax)  
By: Teresa Valle, Esq. / 04242-2006  
Attorney for Defendant, GEICO

FILED  
MAR 31 2017  
Hon. Michael V. Cresitello, Jr., J.S.C.

CONNIE LIANG and RUBEN PANG  
Husband and Wife  
  
Plaintiff,  
  
-vs-  
  
GOVERNMENT EMPLOYEES  
INSURANCE COMPANY aka GEICO  
  
Defendants.

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION: MIDDLESEX COUNTY  
DOCKET NO. MID-L-49-16

Civil Action

**ORDER TO EXTEND THE DISCOVERY  
PERIOD AND ADJOURN TRIAL**

This matter having been opened to the Court on Motion of Teresa Valle, Esq., attorney for defendant, GEICO, for an Order to Extend Discovery one-hundred and twenty (120) days from April 1, 2017, and with the attempt to obtain the consent of our adversary, and the Court having read and considered the moving papers, and for exceptional circumstances appearing;

IT IS on this 31<sup>st</sup> day of March, 2017:

~~ORDERED that Trial is hereby adjourned until \_\_\_\_\_; and it is further~~

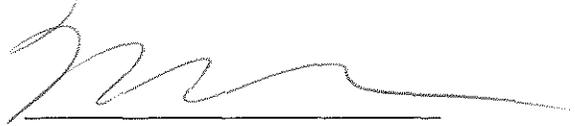
~~ORDERED that deposition of plaintiff Connie Liang and plaintiff Ruben Pang on May 4, 2017 is court ordered; and it is further~~

~~ORDERED that the independent medical examination of plaintiff Connie Liang scheduled for May 11, 2017 is court ordered; and it is further~~

~~ORDERED that all defense expert reports shall be served by June 30, 2017; and it is further~~

~~ORDERED that discovery end date be extended until June 30 one-hundred (120) days until July 30, 2017; and it is further~~

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



Hon. Michael V. Cresitello, Jr., J.S.C.

- Opposed
- Unopposed

*Deined as moot. See  
companion Order entered on  
this date.*

#1181  
3-31-17

**FILED**  
MAR 31 2017  
Hon. Michael V. Cresitello, Jr., J.S.C.

**LAW OFFICES OF KARIM ARZADI**  
MARGARET KIEHNE PATERSON, ESQ.  
Attorney ID # 018871980  
163 Market Street  
Perth Amboy, New Jersey 08861  
732-442-5900  
Attorney for Plaintiffs

-----		
CONNIE LIANG and RUBEN PANG,	:	SUPERIOR COURT OF NEW JERSEY
Husband and Wife,	:	LAW DIVISION
	:	MIDDLESEX COUNTY
Plaintiffs,	:	
vs.	:	Docket No.: MID-L-49-16
	:	Civil Action
Government Employees		
Insurance Company aka GEICO	:	<b>ORDER TO EXTEND DISCOVERY</b>
Defendant.		
-----		

This matter having been opened to the court by Margaret Kiehne Paterson, of the Law Offices of Karim Arzadi, attorneys for the Plaintiff, on a cross motion to extend the discovery end date of April 1, 2017, for 120 days to July 30, 2017 and the court having considered this matter and for good cause shown;

It is on this 31<sup>st</sup> day of March 2017,

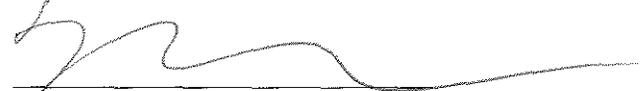
**ORDERED** that the discovery end date is extended until July 30, 2017; and it is

**FURTHER ORDERED** that Plaintiff's deposition will occur by June 1, 2017; and it is

**FURTHER ORDERED** that Plaintiff will provide all additional medical records and her medical narrative report by June 30, 2017; and it is

**FURTHER ORDERED** that the defendant will provide their medical expert report by July 29, 2017;

**FURTHER ORDERED** that a copy of this Order be served upon all counsel of record within 7 days of the online posting of said order.

  
\_\_\_\_\_  
Hon. Michael V. Cresitello, Jr., J.S.C.

----- opposed

~~-----~~unopposed

#649  
3-31-17

**FILED**  
MAR 31 2017  
Hon. Michael V. Cresitello, Jr., J.S.C.

**Bruce W. McCoy, Jr., Esq.**  
**Attorney ID No. 035831998**  
**PURCELL, MULCAHY, HAWKINS & FLANAGAN, LLC**  
**One Pluckemin Way**  
**P.O. Box 754**  
**Bedminster, NJ 07921**  
**T: (908) 658-3800**  
**Attorneys for Defendant, Fabrizio Lo Basso**  
**Our File No: (637) 24061-BWM**

PARMVEER MANHANI,  
  
Plaintiff,

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION: MIDDLESEX COUNTY  
DOCKET NO: MID-L-4146-15

v.

Civil Action

FABRIZZO LOBASSO, JOHN DOES 1-5 (fictitious names whose present identities are unknown), ABC CORPORATIONS 1-5 (fictitious names whose present identities are unknown),

**ORDER**

Defendants.

THIS MATTER, having been opened to the Court by Purcell, Mulcahy, Hawkins & Flanagan, LLC attorneys for the defendant, **Fabrizio Lo Basso**, for an order in aid of litigant's rights, pursuant to Rule 1:10-3; and the court having considered the moving papers of the parties and for good cause shown:

It is on this 31<sup>st</sup> day of March 2017;

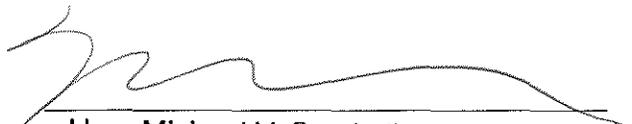
**ORDERED** that respondent, Dr. Patel, shall appear on April 28, 2017 at 2:00

~~a.m.~~p.m. at the Middlesex County Courthouse, and there show cause why the court should not impose some penalty or sanction, including but not limited to an order holding the respondent in contempt of court, imposing a fine, or taking other action; and it is further

**ORDERED** that should respondent, Dr. Patel, fail to appear on the date indicated above, a warrant may be issued for his arrest, and he may be brought before the court, ~~under arrest, detained~~ by a sheriff's officer or other officer of the law, and brought to the Middlesex County <sup>Court House</sup> ~~detention~~ facility ~~or some other facility~~ and held until he may be brought before a judge of the Superior Court of New Jersey; and it is further

**ORDERED** that this order be served personally on respondent, Dr. Patel, at his place of business, 1503 St. Georges Ave. #205, Colonia, NJ 07067, by having the order delivered to him personally or, ~~should he fail to come to the reception area at the request of the process server,~~ by leaving a copy of this order with his secretary/assistant, by no later than April 17 2017; and it is further

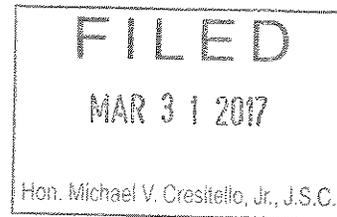
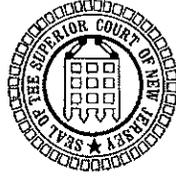
**ORDERED** that a copy of this order be served upon all counsel within 7 days of counsel's receipt hereof.

  
Hon. Michael V. Cresitello, Jr., J.S.C.

PAPERS CONSIDERED:

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

**UNOPPOSED**



**PREPARED BY THE COURT**

PETER P. MEJORADA, and MARIA MEJORADA, his wife,

Plaintiffs,

v.

GIOVAM B. PUGLIESE, ELIZABETH PUGLIESE, SARA N. FREUND, JOHN DOES (1-30) and A.B.C. COMPANIES (1-30) fictitious names and fictitious entities,

Defendants.

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION: MIDDLESEX COUNTY  
DOCKET NO.: MID-L-4850-16

Civil Action

**ORDER**

**THIS MATTER** having come before the Court by way of motion filed by John C. Camassa, Esq., appearing as counsel for Defendants, Giovam B. Pugliese and Elizabeth Pugliese, to compel Plaintiff to attend independent medical examinations (“IME”), and the Court having considered the papers submitted, and for good cause shown:

**IT IS** on this 31<sup>st</sup> day of March, 2017:

**ORDERED** that Plaintiff is hereby compelled to undergo an IME with Dr. Bercik on Wednesday, April 20, 2017 and Dr. Head on April 24, 2017. The Court recognizes that this is the first scheduling of these examinations. However, in light of the opposition received from Plaintiff indicating that Plaintiff will not attend the examinations with these physicians unless certain conditions are satisfied, the Court finds that the relief sought is appropriate upon the motion record presented; and it is further

**ORDERED** that Plaintiff shall complete, to the best of his abilities, Dr. Bercik’s and Dr. Head’s intake forms and answer all oral questions related to the IME at the scheduled examinations. The Court concludes that responding to reasonable oral and written questions is a necessary and integral part of the IME process. See R. 4:19 (“the adverse party may

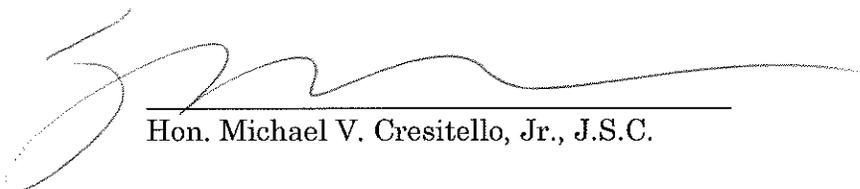
is a necessary and integral part of the IME process. See R. 4:19 (“the adverse party may require the party whose physical and mental condition is in controversy to submit to a physical or mental examination”). Accordingly, Plaintiff shall complete Dr. Bercik’s and Dr. Head’s questionnaires and answer oral questions related to the IME so that a thorough evaluation can be conducted and completed. The Court, having considered the purpose of R. 4:19, determines that it is unreasonable to require an IME physician to review and rely exclusively on discovery responses and medical records in lieu of tailored, written and oral questions at the IME. The Court’s determination is based on the fact that the record presented does not reflect that Dr. Bercik’s and Dr. Head’s questions are overly intrusive, request irrelevant information or are not otherwise related to the information necessary to complete the IME. If such circumstances exist, however, a separate application for a protective order must be filed. See R. 4:10-3; and it is further

**ORDERED** that a third party may attend the examinations with Plaintiff. The third party may observe, take notes and/or make an audio recording of the examinations. The third party may not ask or answer any questions, or in any way interfere with the examination; and it is further

**ORDERED** that a transcript of any recording and a copy of any notes shall be provided to Defendants’ counsel within twenty (20) days of the date of the respective examinations; and it is further

**ORDERED** that if Plaintiff fails to comply with this Order, Plaintiff may be barred from producing evidence concerning Plaintiff’s physical condition at the time of trial upon separate application; and it is further

**ORDERED** that a copy of this Order upon all counsel of record within seven (7) days of its online posting.



---

Hon. Michael V. Cresitello, Jr., J.S.C.

Opposed

Unopposed

# 970  
03/31/17

Willard C. Shih, Esq. (Atty. ID#037121996)  
Risa M. Chalfin, Esq. (Atty. ID#039362011)  
WILENTZ, GOLDMAN & SPITZER P.A.  
90 Woodbridge Center Drive  
Post Office Box 10  
Woodbridge, New Jersey 07095  
732.636.8000  
Attorneys for Plaintiff  
Metuchen I, LLC

**FILED**  
MAR 31 2017  
Hon. Michael V. Cresitello, Jr., J.S.C.

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION  
MIDDLESEX COUNTY  
DOCKET NO. L-5952-16

-----X	
METUCHEN I, LLC,	:
	:
Plaintiff,	:
	:
v.	:
	:
SPORTSPLEX OPERATIONS GROUP	:
(METUCHEN), LLC,	:
	:
Defendant.	:
	:
-----X	

Civil Action

**ORDER EXTENDING  
DISCOVERY**

**THIS MATTER** having come before the Court upon the application of Wilentz, Goldman & Spitzer, P.A., attorneys for plaintiff Metuchen I, LLC ("Plaintiff"), upon consent of defendant Sportsplex Operations Group (Metuchen), LLC ("Defendant"), through its attorneys Kaplin, Stewart, Meloff, Reiter & Stein, PC; and the Court having considered the papers in support of their application; and the arguments of counsel, if any; and for good cause shown:

IT IS on this 31<sup>st</sup> day of March 2017, ORDERED:

1. Plaintiff's motion to extend discovery is hereby  
**GRANTED;**

2. All parties shall serve interrogatories and requests for production by April 15, 2017;

3. All written responses and documents and other information responsive to any requests served pursuant to the preceding paragraph shall be produced by May 31, 2017;

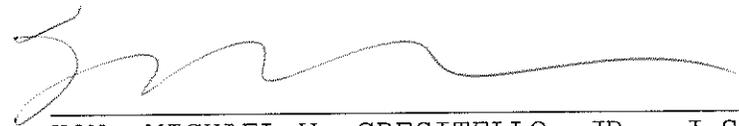
4. All depositions of parties and fact witnesses shall be completed by June 30, 2017;

5. All affirmative expert reports shall be served by July 15, 2017;

6. All rebuttal expert reports shall be served by August 15, 2017;

7. All depositions of any expert witnesses shall be completed by August 31, 2017; and

8. The discovery end date shall be extended until August 31, 2017.

  
\_\_\_\_\_  
HON. MICHAEL V. CRESITELLO, JR., J.S.C.

\_\_\_\_ Opposed  
 Unopposed

**FILED**  
MAR 31 2017  
Hon. Michael V. Cresitello, Jr., J.S.C.

**HHOBBIE, CORRIGAN & BERTUCIO, P.C.**  
**David P. Corrigan, Esq. (ID No: 029041982)**  
125 Wyckoff Road  
Eatontown, New Jersey 07724  
(732) 380-1515  
*Attorneys for Plaintiffs*

<p>NICOLE MIRAGLIOTTA, Individually and as Guardian ad Litem for GABRIELLA SEVERINI,</p> <p style="text-align: right;">Plaintiffs,</p> <p style="text-align: center;">v.</p> <p>RC HEATING &amp; COOLING, LLC, CAROL HOHNEKER and JOHN DOE DRIVER (fictitious entity),</p> <p style="text-align: right;">Defendants.</p>	<p>SUPERIOR COURT OF NEW JERSEY LAW DIVISION MIDDLESEX COUNTY</p> <p>DOCKET NO.: MID-L-848-16</p> <p style="text-align: right;"><b>Civil Action</b> #493</p> <p style="text-align: center;"><b>ORDER COMPELLING THE TRANSCRIBED AND TAPE- RECORDED STATEMENT OF DEFENDANT, CAROL HOHNEKER</b></p>
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THIS MATTER having been opened to the Court by David P. Corrigan, Esq. of the law firm of Hobbie, Corrigan & Bertucio, a professional corporation, attorneys for Plaintiff herein, for an Order compelling the production of the written/tape-recorded statement of Defendant Carol Hohneker, and the Court having read the papers submitted herein, and for good cause shown;

IT IS ON THIS 31<sup>st</sup> DAY OF March, 2017;

**ORDERED** that Defendant shall produce true and accurate copies of the transcribed and tape-recorded statement of Defendant, Carol Hohneker within ten (10) days; and, it is further

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

  
Hon. Michael V. Cresitello, Jr., J.S.C

Contested X

*Oral argument waived by parties. Granted pursuant to Pfender v. Torres, 376 N.J. Super 386 (App. Div. 2001). No basis for privilege or motion record presented.*

**HOBBIE, CORRIGAN, & BERTUCIO, P.C.**  
**David P. Corrigan, Esq. (ID No: 029041982)**  
125 Wyckoff Road  
Eatontown, NJ 07724  
(732) 380-1515

*Attorneys for Plaintiffs*

NICOLE MIRAGLIOTTA, Individually  
and as Guardian ad Litem for  
GABRIELLA SEVERINI,

Plaintiffs,

v.

RC HEATING & COOLING, LLC,  
CAROL HOHNEKER and JOHN DOE  
DRIVER (fictitious entity),

Defendants.

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION  
MIDDLESEX COUNTY

DOCKET NO: MID-L-848-16

Civil Action

**ORDER GRANTING LEAVE TO  
FILE A FIRST AMENDED  
COMPLAINT**

#685

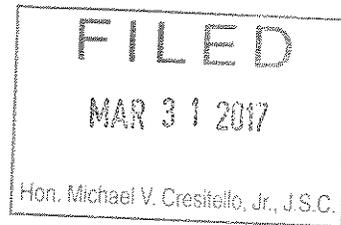
**THIS MATTER** having been opened to the Court upon the application of Hobbie, Corrigan, & Bertucio, P.C., attorneys for Plaintiffs, Nicole Miragliotta and minor Gabriella Severini in the above-captioned matter, for an Order granting Plaintiffs leave to file a First Amended Complaint so as to name Stephen Orinick, Munder Matari and Sam Hrdan as additional defendants, pursuant to R. 4:9-1, and the Court having considered this matter and the papers submitted, and good cause having been shown;

**IT IS** on this 31<sup>st</sup> day of, March 2017;

**ORDERED** that, pursuant to R. 4:9-1, Plaintiffs are hereby granted leave to file a First Amended Complaint in the form attached hereto; and it is further

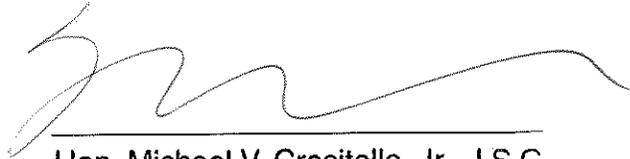
**ORDERED** that a copy of the First Amended Complaint be filed and served within

20 days of the date of this Order; and it is further



**ORDERED** that a copy of this Order be served upon all parties within 7 days

of this Order.



Hon. Michael V. Cresitello, Jr., J.S.C.

Contested \_\_\_\_\_

Uncontested X

Discovery End Date:

Pretrial Conference: None

Arbitration: None

Calendar Call: None

Trial Date: None

Findings of Facts/Conclusions of Law – Written \_\_\_\_\_

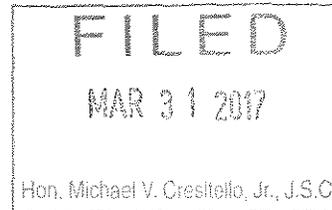
Findings of Facts/Conclusions of Law-Oral \_\_\_\_\_

*Discovery extension to be addressed at Status Conference on April 12, 2019.*

It is ORDERED that movant shall serve, or make available, to any new party, a copy of all discovery materials within 20 days after the service of the new party's initial pleading.

~~It is ORDERED that all discovery in this case shall end on \_\_\_\_\_ 20 \_\_\_\_\_ unless further extended by court order.~~

#863  
03/31/17



**KAPLAN, WILLIAMS & GRAFFEO, LLC**

Lauren J. Glozzy, Esq.  
60 Washington Street, Suite 204  
Morristown, New Jersey 07960  
Attorneys for Defendant,  
*Ruitenberg Design Group, LLC, d/b/a Ruitenberg Lind Design Group*

<p>NATIONAL REPROGRAPHICS, INC.</p> <p style="text-align: center;">Plaintiff,</p> <p style="text-align: center;">vs.</p> <p>RUITENBERG DESIGN GROUP, LLC, d/b/a RUITENBERG LIND DESIGN GROUP</p> <p style="text-align: center;">Defendant.</p>	<p style="text-align: center;">SUPERIOR COURT OF NEW JERSEY LAW DIVISION: MIDDLESEX COUNTY</p> <p style="text-align: center;">Docket No.: L – 4044 – 16</p> <p style="text-align: center;">CIVIL ACTION</p> <p style="text-align: center;"><b>ORDER EXTENDING DISCOVERY PURSUANT TO <u>R.</u> 4:24-1(c)</b></p>
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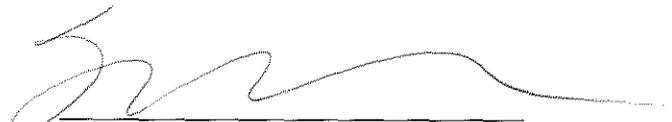
**THIS MATTER** having been opened to this Honorable Court by way of Motion by Kaplan, Williams, & Graffeo, LLC, attorneys for Defendant-Counterclaimant, Ruitenberg Design Group, LLC d/b/a Ruitenberg Lind Design Group (“Defendant”), for an Order extending discovery pursuant to R. 4:24-1(c), and the Court having considered the papers filed in support of the requested relief, as well as any opposition thereto; and the Court having heard the arguments of counsel, if any; and it appearing that good cause has been shown for entry of this Order;

**IT IS** on this 31<sup>st</sup> day of March, 2017,

**ORDERED** that the discovery end date in this matter is extended through and including Monday, May 29, 2017.

**IT IS FURTHER ORDERED** that all depositions, including the depositions of expert witnesses, shall take place on or before May 29, 2017.

**AND IT IS FURTHER ORDERED** that counsel for Defendant shall serve a copy of this Order on all parties within seven (7) days of their receipt of this Order.

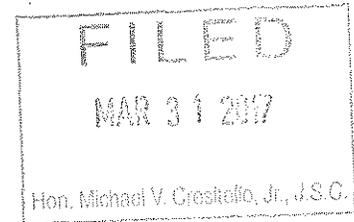


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Hon. Michael V. Cresitello, Jr., J.S.C.

Opposed  
 Unopposed

BLUME, FORTE, FRIED, ZERRES & MOLINARI, P.C.  
Carol L. Forte, Esq. [Atty. Id. #025521984]  
Brian E. Mahoney, Esq. [Atty. Id. #022371979]  
1 Main Street  
Chatham, New Jersey 07928  
Phone: (973) 635-5400  
Telefax: (973) 635-9339  
Attorneys for Sheila O'Dell and John O'Dell, Plaintiffs  
(CLFC160082)



SHEILA O'DELL and JOHN O'DELL,  
Plaintiff(s),

-vs-

STEPHANIE ORTEGA, M.D., vRAD  
(Virtual Radiologic  
Corporation), MEDAX, BRENDAN  
MINER, M.D., JOHN YOON, M.D.,  
KAMALJEET KALSI, D.O., RINA  
KAPADIA, M.D., VITAL MEDICAL  
FORCES OF DENVILLE, MICHAEL  
RUSSONIELLO, M.D., ASSOCIATES  
IN PULMONARY MEDICINE  
BRENDA STOUFFER, ST. CLARE'S  
HOSPITAL, PRIME HEALTH CARE  
SERVICES, INC., ABC GROUPS  
(fictitious names), JANE DOES  
(fictitious names), JOHN ROES  
(fictitious names), ROBERT  
POES (fictitious names),

Defendant(s).

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION - MIDDLESEX CO.  
DOCKET NO. MID-L-4347-16

Civil Action

**O R D E R**

*re in camera inspection*

This matter having been opened to the Court by Blume, Forte, Fried, Zerres & Molinari, P.C., attorneys for plaintiffs, on a Motion for an Order, compelling the defendant-hospital, St. Clare's Hospital and Prime Healthcare Services, Inc., either (A) to produce to plaintiff's attorneys certain documents which have been withheld in discovery without a sound basis in privilege doctrine -OR- alternatively, (B) to turn-over such documents for *in camera* review so that the Motion Court can determine whether redacted versions of the documents, containing purely factual or non-evaluative

information, should be produced to plaintiff consistent with *Rule* 4:23-5(c) and *Christy v. Salem*, 366 N.J.Super. 535 (App. Div. 2004), and the Court having considered the papers and arguments of counsel, and for good cause shown,

It is on this 31<sup>st</sup> Day of March, 2017;

ORDERED that:

~~( )~~ **(First Alternative Form of Relief)**

- ~~1. The defendant-hospitals shall within ten (10) days produce to plaintiff's attorneys all of the documents which have been withheld in their responses to Request No. 3 of plaintiff's initial Notice to Produce of 8/10/2016.~~

~~( X )~~ **(Second Alternative Form of Relief)**

1. (PRIVILEGE LOG, R. 4:10-2(e)(1)):

The defendant-hospital shall within five (5) days provide to plaintiff's attorneys a "privilege log" with respect to the documents which have been withheld in reference to Request No. 3 of plaintiff's initial Notice to Produce (8/10/2016),

- (a) identifying each privilege being asserted as to each document withheld, *Rule* 4:10-2(d)(1);
- (b) describing "the nature of the documents, communications, or things not produced or disclosed in a manner that, without revealing information itself privileged or protected, will enable other parties to assess the

applicability of the privilege or protection," Rule 4:10-2(d)(1); *Seacoast Builders Corp. v. Rutgers*, 358 N.J.Super. 524, 548-549 (App. Div. 2003); and

- (c) supplying information consistent with the requirements of Form C-3 Interrog. No. 11, such as: 1. name and position of the person, persons or committee that created the document, 2. date and time the document was created, 3. name, address, profession, professional relationship of all persons present at the time of the creation of the document or at the time of a meeting which led to the creation of the document, 4. name, address, profession, professional relationship of all persons to whom a copy of the document was given or circulated after the document was created. (Source: Form C-3 Interrogatory No. 11, *New Jersey Rules of Court, Appendix II*)

2. (SUBMISSION FOR *IN CAMERA* REVIEW):

The defendant-hospitals shall within five (5) days turn-over to the Court for *in camera* inspection:

- (a) a clean un-redacted copy of the documents which have been withheld in reference to Request No. 3 of

plaintiff's initial Notice to Produce (8/10/2016), and

(b) a second version of the same documents featuring defendant's proposed redactions with highlighting or some other suitable annotations denoting what segments of the documents defense counsel wishes to redact, and

(c) to the extent that attorney-client privilege or attorney work product is said to be implicated in any of the foregoing proposed redactions (as opposed to alleged "self-critical" analysis concerns), defense counsel shall indicate what attorneys were present at which meetings and what attorneys were addressed in the documents or sought-out for consultation in the preparation of such documents.

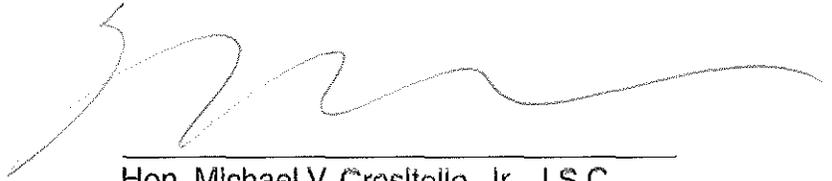
3. (IN CAMERA REVIEW):

The Court will seasonably make its determinations (to be expressed in subsequent letter or order) as to what portions of the documents are purely factual and non-evaluative and must, therefore, be turned over to

plaintiff.

4. The ~~in camera~~ inspection will occur on \_\_\_\_\_,  
20\_\_ at \_\_\_\_\_ o'clock.

A copy of this Order shall be served on all counsel within  
seven (7) days.



Hon. Michael V. Crestello, Jr., J.S.C.

This Motion was  
(  ) Opposed  
(  ) Unopposed

Relief granted pursuant to  
Christy v. Jabon, 366 N.J. Super 535  
(App. Div. 2011).

#932  
3-31-17

FILED  
MAR 31 2017  
Hon. Michael V. Cresitello, Jr., J.S.C.

Robert S. Pfersich, Jr.  
Attorney ID 024392010  
THE GROSSMAN LAW FIRM, LLC  
PINHO Professional Center  
57 Schanck Road, Suite C-13  
Freehold, NJ 07728  
(732) 625-9494  
Attorneys for Plaintiff, Ercilia Pacius-Gelin

ERCILIA PACIUS-GELIN,  
  
Plaintiff,

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION: MIDDLESEX COUNTY

vs.

DOCKET NO: MID-L-6744-15

MICHELLE COSMO, NEW JERSEY  
MANUFACTURERS INSURANCE  
COMPANY, JOHN DOE (1-5) and/or  
ABC CORP. (1-5), (fictitious names for  
persons and entities as yet unidentified).

**ORDER EXTENDING DISCOVERY**  
**PURSUANT TO R. 4:24-1(c)**

Defendants.

THIS MATTER having been opened to the Court by Motion filed by counsel for Plaintiff,  
Ercilia Pacius-Gelin, for an extension of the discovery deadline for sixty (60) days pursuant to R.  
4:24-1(c), and good cause having been found;

IT IS on this 31<sup>ST</sup> day of March, 2017;

**ORDERED** as follows:

1. The time for completion of discovery is hereby extended to June 2, 2017.
3. Parties are to complete discovery matters with the following time periods:

**ITEM**

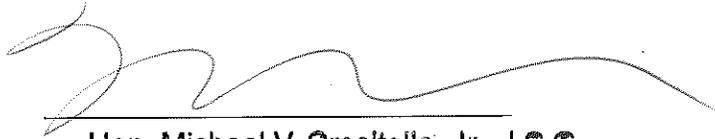
**COMPLETION DATE**

<b>Plaintiff to provide updated medical records</b>	<b>May 20, 2017</b>
<b>Plaintiff to provide all expert reports</b>	<b>May, 26, 2017</b>
<b>Defendants to provide all expert reports</b>	<b>June 2, 2017</b>

*Arbitration*

*July 12, 2017*

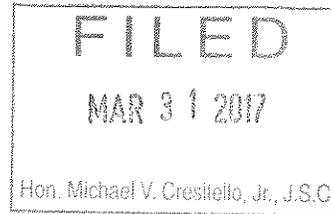
IT IS FURTHER ORDERED that a copy of the within order be served upon all parties of record within 7 days of the date hereof.



Hon. Michael V. Crestello, Jr., J.S.C.

**UNOPPOSED**

MASELLI WARREN, P.C.  
By: Shawn D. Edwards, Esquire  
Attorney ID No. 910252012  
600 Alexander Road, Suite 3-4A  
Princeton, New Jersey 08540  
(609) 452-8411  
*Attorneys for Plaintiffs*



PIYUSH PATEL and DIPAL PATEL,  
  
Plaintiffs,  
  
v.  
  
ARVIN B. PATEL and JANAK D.  
PATEL a/k/a JANAKKUMAR D.  
PATEL  
  
Defendants.

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION  
MIDDLESEX COUNTY

Docket No. MID-L-5748-16

#131

Civil Action

**FINAL JUDGMENT**

THIS MATTER being opened to the Court by Maselli Warren, P.C., attorneys for Plaintiffs, Piyush Patel and Dipal Patel, Shawn D. Edwards, Esquire appearing, on a motion for an order declaring service of original process on Defendants, Arvin B. Patel and Janak D. Patel a/k/a Janakkumar D. Patel, proper pursuant to Rule 4:4-4(b), entering final judgment by default against Defendant, Arvin B. Patel, and entering summary judgment against Defendant, Janak D. Patel a/k/a Janakkumar D. Patel, and Defendant, Arvin B. Patel, having been defaulted for failing to answer, appear or otherwise move as to the Complaint, and no defendant being an infant or incompetent person, and due notice having been given to Defendants in this case, and the Court having reviewed the moving papers, and those filed in opposition thereto, if any and for good cause appearing,

IT IS ORDERED and ADJUDGED on this 31<sup>ST</sup> day of March, 2017, that:

1. Service of the summonses and complaint on Defendants, Arvin B. Patel and Janak D. Patel a/k/a Janakkumar D. Patel, was proper and effective in the above-captioned matter pursuant to Rule 4:4-4(b).

2. FINAL JUDGMENT is entered in the total sum of \$100,052.00 in favor of Plaintiffs, Piyush Patel and Dipal Patel, and against Defendants, Arvin B. Patel and Janak D. Patel a/k/a Janakkumar D. Patel, jointly and individually.

3. A copy of this Order For Summary Judgment shall be served upon Defendants by regular mail within seven days of plaintiff's counsel's receipt.



Hon. Michael V. Cresitello, Jr., J.S.C.

Opposed  
 Unopposed

Motion was previously adjourned from March 17, 2017 to March 31, 2017 at the request of the pro se defendant for purpose of submitting an opposition.

Mr. Patel failed to submit any opposition or appear at oral argument on the rescheduled date of March 31, 2017.

#553  
3-31-17

**FILED**  
MAR 31 2017  
Hon. Michael V. Crossitello, Jr., J.S.C.

**Patricia Z. Boguslawski, Esq. – 007602004**  
**DAVIS, SAPERSTEIN & SALOMON, P.C.**  
375 Cedar Lane  
Teaneck, NJ 07666-3433  
(201) 907-5000  
Fax: (201) 692-0444  
Attorneys for Plaintiffs,

Maria Pezantes, Shirley Pezantes and Oscar R. Pezantes a/k/a Oscar Pezantes

Plaintiff(s),

- vs -

Bryan L. Williams, Jacquelyn E. Williams, John Does 1-10 (said names being fictitious and unknown) and/or XYZ Corps. 1-10 (said names being fictitious and unknown)

Defendant(s).

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION: MIDDLESEX COUNTY

DOCKET NO: MID-L-1350-16

Civil Action

ORDER

THIS MATTER, having been presented to the Court by Notice of Motion of the Law Offices of Davis, Saperstein & Salomon, P.C., attorneys for the Plaintiffs for an Order to extend the discovery period ~~an additional ninety (90) days~~, returnable March 31, 2017; and the Court having considered the below listed sources of information and other cause shown;

DAVIS, SAPERSTEIN & SALOMON, P.C.  
375 Cedar Lane  
Teaneck, New Jersey 07666-3433  
(201) 907-5000

IT IS ON THIS 31<sup>st</sup> DAY OF March, 2017;

ORDERED that the discovery period in this matter is hereby extended an ~~additional~~ <sup>30</sup> ~~ninety (90)~~ days from April 10, 2017 to July ~~9~~<sup>30</sup>, 2017 in order that counsel for the Plaintiff may obtain and serve completed medical expert's narrative reports upon defense counsel and to allow depositions of the parties to be scheduled and conducted; and it is further

ORDERED as follows:

<b>Outstanding Discovery</b>	<b>Discovery shall be completed by dates listed below:</b>
Depositions to be conducted by	May 10, 2017
Plaintiffs' expert reports to be served by	June 9, 2017
Defendants' expert reports to be served by	July <del>9</del> <sup>30</sup> , 2017

ORDERED that a true copy of this Order be served upon all other counsel of record within 7 days of the date hereof.



Hon. Michael V. Cresitello, Jr., J.S.C.

Opposed

Unopposed

John W. Harding, Esq. - Atty ID: 036131991

**Martin, Kane & Kuper**  
180 Tices Lane, Building B, Suite 200  
East Brunswick, NJ 08816  
732-214-1800 phone  
732-214-0307 fax  
File No. 6-04062-25  
Attorneys for defendant Ramrup

**FILED**  
MAR 31 2017  
Hon. Michael V. Cresitello, Jr., J.S.C.

**CESAR J. PRATTS,**  
**Plaintiff(s),**  
  
vs.  
  
**RAJKUMAR RAMRUP, et al**  
**Defendant(s).**

**SUPERIOR COURT OF NEW JERSEY**  
**LAW DIVISION - MIDDLESEX COUNTY**  
Docket No. L-7346-15  
Civil Action *# 761*  
**ORDER EXTENDING**  
**AND COMPELLING DISCOVERY**

This matter having been opened to the Court by **JOHN W. HARDING** of **Martin, Kane & Kuper**, attorneys for defendant Ramrup, on notice of motion for an Order extending discovery, and it appearing to the Court that due notice of this motion has been given to all counsel, and the Court having considered the matter and good cause appearing;

IT IS on this *31<sup>st</sup>* day of *March*, 2017

**ORDERED** that the April 22, 2017 discovery end date is extended for forty-five days until June 6, 2017 to allow for discovery as follows:

- plaintiff shall provide all requested authorizations by April 7, 2017;
- plaintiff shall provide all medical records and expert reports by May 5, 2017;
- defendant shall provide all medical expert reports by June 6, 2017; and it is further

**ORDERED** that a true copy of this Order shall be served upon all counsel within seven (7) days of the date hereof.

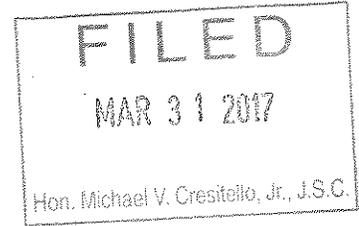


Hon. Michael V. Cresitello, Jr., J.S.C.

Opposed       Unopposed

**ORDERED THAT ARBITRATION**  
**SHALL BE SCHEDULED FOR**  
*July 19, 2017*

**Alex J. Keoskey, Esq. (Attorney I.D. #040981996)**  
**Jeffrey V. Fucci, Esq. (Attorney I.D. #127451101)**  
**DECOTIIS, FITZPATRICK, COLE & GIBLIN, LLP**  
Glenpointe Centre West  
500 Frank W. Burr Blvd., Suite 31  
Teaneck, N.J. 07666  
Tel.: 201-928-1100  
Fax: 201-928-0588  
*Attorneys for the Defendants, City of Perth Amboy,  
Urban Enterprise Zone and the Business District  
of Perth Amboy*



CARMEN REYES and LEA DELEON, H/W

Plaintiffs,

vs.

KING PLAZA, LLC; KP RESIDENTIAL,  
LP; KP COMMERCIAL, LLC A/K/A KING  
PLAZA APTS.; CITY OF PERTH AMBOY;  
COUNTY OF MIDDLESEX; STATE OF  
NEW JERSEY; WATER DEPARTMENT  
OF PERTH AMBOY; URBAN  
ENTERPRISE ZONE & THE BUSINESS  
DISTRICT OF PERTH AMBOY; JOHN  
DOES 1-10 (fictitious names); JANE ROES  
1-10 (fictitious names); and XYZ CORPS. 1-  
10 (fictitious names),

Defendants.

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION: MIDDLESEX COUNTY

DOCKET NO.: MID-L-952-15

#41

CIVIL ACTION

**ORDER**

**THIS MATTER** having been opened to the Court by Defendants, City of Perth Amboy, Urban Enterprise Zone and the Business District of Perth Amboy (collectively “the City” or “the Defendants”) on Motion for Summary Judgment Dismissing the Plaintiffs’ Complaint with Prejudice pursuant to R. 4:46-2, and for good cause appearing,

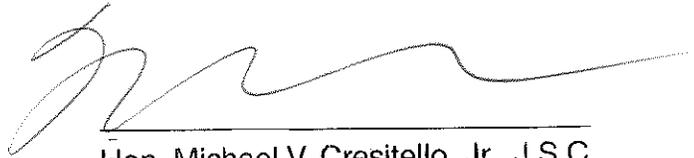
IT IS on this 31<sup>st</sup> day of March, 2017,

**ORDERED** that Summary Judgment is hereby granted dismissing Plaintiffs’ Complaint against the City of Perth Amboy with Prejudice; and it is further

**ORDERED** that Summary Judgment is hereby granted dismissing Plaintiffs' Complaint against the Urban Enterprise Zone with Prejudice on the grounds that the entity is not separate from the City and amendable to lawsuit; and it is further

**ORDERED** that Summary Judgment is hereby granted dismissing Plaintiffs' Complaint against the Business District of Perth Amboy with Prejudice on the grounds that the entity is not separate from the City and amendable to lawsuit; and it is further

**ORDERED** that a copy of this Order shall be served on all counsel of record with 7 days hereof.



Hon. Michael V. Cresitello, Jr., J.S.C.

Opposed [ ]  
Unopposed [X]

"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."

#087  
04/13/17

**FILED**  
MAR 31 2017  
Hon. Michael V. Cresitello, Jr., J.S.C.

**BRAFF, HARRIS, SUKONECK & MALOOF**

Keith Harris  
Attorney I.D. No. 018121992  
570 West Mt. Pleasant Ave., Suite 200  
P. O. Box 657  
Livingston, New Jersey 07039  
Telephone: 973-994-6677  
Attorneys for Defendant, Water Department of Perth Amboy  
Our File No. 5.20899

**CARMEN REYES and LEA DELEON,  
H/W,**

**Plaintiffs,**

**vs.**

**KING PLAZA, LLC, KP RESIDENTIAL,  
LP, KP COMMERCIAL LLC A/K/A  
KING PLAZA APRTS., CITY OF  
PERTH AMBOY, COUNTY OF  
MIDDLESEX, STATE OF NEW  
JERSEY, WATER DEPARTMENT OF  
PERTH AMBOY, URBAN ENTERPRISE  
ZONE & THE BUSINESS DISTRICT OF  
PERTH AMBOY, JOHN DOES 1-10  
(fictitious names), JANE ROES 1-10  
(fictitious names), and XYZ CORPS 1-10  
(fictitious names),**

**Defendants.**

**SUPERIOR COURT OF NEW JERSEY:  
LAW DIVISION: MIDDLESEX COUNTY**

**DOCKET NO. MID-L-952-15**

**Civil Action**

**ORDER**

This matter having been opened to the Court on the application of Braff, Harris, Sukoneck & Maloof, attorneys for defendant Water Department of Perth Amboy, upon a Notice

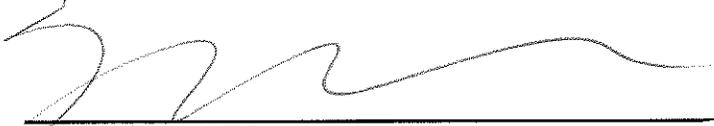
of Cross-Motion for Summary Judgment seeking dismissal of the Complaint and Crossclaims; and the Court not having received any objection; and this matter having been submitted to the Court for ruling on the papers, pursuant to Rule 1:6-2; and good cause having been shown;

IT IS, on this 31<sup>st</sup> day of March, 2017,

ORDERED that summary judgment is hereby granted; and it is further

ORDERED that the Complaint and any and all Crossclaims against defendant the Water Department of Perth Amboy are hereby dismissed;

ORDERED that a conformed copy of this Order be served upon all counsel within seven (7) days of receipt of same by attorneys for Defendant, Water Department of Perth Amboy.

  
\_\_\_\_\_  
Hon. Michael V. Cresitello, Jr., J.S.C

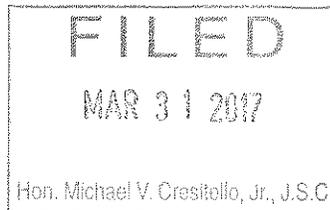
\_\_\_\_\_ opposed

~~\_\_\_\_\_~~ 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."

#958  
3-31-17

Randall J. Richards, #021371978  
WILENTZ, GOLDMAN & SPITZER, P.A.  
90 Woodbridge Center Drive  
Post Office Box 10  
Woodbridge, New Jersey 07095  
(732) 636-8000  
Attorneys for Plaintiff



SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION-MIDDLESEX COUNTY  
DOCKET NO. MID-L-005452-15

-----X		
GLORIA RIVERA,	:	Civil Action
	:	
Plaintiff,	:	ORDER COMPELLING
v.	:	DEFENDANT TO PROVIDE
	:	EXCESS INSURANCE
JOSEPH HUNTER,	:	INFORMATION OR AN
	:	AFFIDAVIT OF NO EXCESS
Defendant.	:	INSURANCE

-----X  
THIS MATTER having come before the Court on motion of Wilentz,  
Goldman & Spitzer, attorneys for plaintiff, the Court having considered the motion, and  
for good cause shown,

IT IS, on this 31<sup>st</sup> day of March 2017,

ORDERED that defendant shall provide, within 20 days of the date  
*of this order being posted online,*  
hereof, information as to any excess insurance coverage that may be available for the  
subject claim or, alternatively, that he provide an affidavit of no excess insurance, in the  
form annexed hereto; and it is further

ORDERED that a copy of this order shall be served upon opposing  
counsel within seven (7) days online posting of the order.

**UNOPPOSED**

Hon. Michael V. Cresitello, Jr., J.S.C.

#247  
331-11

**FILED**  
MAR 31 2017  
Hon. Michael V. Cresitello, Jr., J.S.C.

**Collateral Account #140527**  
**Client Reference No. 21497021**  
**ZIRULNIK, SHERLOCK & DEMILLE**  
**Steven Kluxen- Attorney ID: 039081988**  
**200 Clocktower Drive**  
**Suite 101**  
**Hamilton, NJ 08690**  
**609-890-0050**

Attorneys for Plaintiff, Selective Way Insurance Company  
a/s/o Morris Construction Service, LLC

SELECTIVE WAY INSURANCE  
COMPANY a/s/o MORRIS  
CONSTRUCTION SERVICES, LLC  
  
Plaintiff(s),  
  
vs.  
  
TRI-STATE ROOFING &  
WATERPROOFING, VERSICO ROOFING  
SYSTEMS, JOHN DOES (1-10) AND ABC  
COMPANIES (1-10) (Fictitious  
Names/Entities)  
  
Defendant(s).

**SUPERIOR COURT OF NEW JERSEY**  
**LAW DIVISION**  
**MIDDLESEX COUNTY**

**DOCKET NO. MID-L-3046-16**  
**CIVIL ACTION**

**ORDER**  
**REMOVING FROM MEDIATION**

THIS MATTER having been opened to the Court by Steven Kluxen, attorneys for Plaintiffs, Selective Way Insurance Company a/s/o Morris Construction Services, LLC , for an Order removing this matter from Mediation, and the Court having reviewed the moving papers submitted, and any opposition thereto, and for good cause appearing;

IT IS on this 31<sup>st</sup> day of March , 2017,

ORDERED that this matter be and hereby is removed from Mediation; and, it is further

ORDERED that a copy of the within Order shall be served upon all counsel within days of the date of this Order.



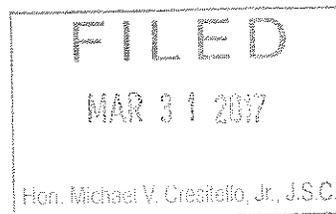
Hon. Michael V. Cresitello, Jr., J.S.C.

\_\_\_\_ Opposed       Unopposed

#327

03/31/17

Glenn A. Montgomery, Esq., (018321977)  
MONTGOMERY, CHAPIN & FETTEN, P.C.  
745 Route 202/206, Suite 101  
Bridgewater, New Jersey 08807  
(908) 203-8833  
Attorneys for Defendant Alexander Nesbitt  
Our File No. EI 20523 MID-2



JOHNNY SEVERINO,

Plaintiff,

vs.

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION: MIDDLESEX COUNTY  
DOCKET NO. MID L-03352-16

ALEXANDER NISBETT, JOHN  
DOE(S) 1-10 (fictitious names, true  
names unknown), JANE DOE(S)1-10  
(fictitious names, true names unknown),  
and ABC CORPORATION(S) 1-10  
(fictitious names, true names unknown),

Defendants.

Civil Action

ORDER

This matter having been brought before the Court by the law firm of Montgomery, Chapin & Fetten, P.C. on behalf of the defendant, Alexander Peralta, and good cause having been shown in the certification submitted in support of said motion

IT IS ON THIS 31<sup>st</sup> DAY OF March 2017

ORDERED that plaintiff, Johnny Severino, appear for his deposition at the office of his attorney on Tuesday, April 11, 2017 at 10:00 a.m.; and it is further

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

Hon. Michael V. Cresitello, Jr., J.S.C.

Opposed

Unopposed

LAW OFFICES OF VISCOMI & LYONS

William L. Bracaglia, Esq.

Attorney ID: 028071981

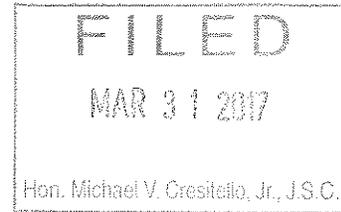
Mount Kemble Corporate Center

360 Mt. Kemble Ave., Suite B1000

Morristown, NJ 07960

973-538-2930

Attorneys for Defendant, Liberty Mutual Insurance Company



JULIA SEYMORE

Plaintiff,

v.

UNITED HEALTHCARE SERVICES AND  
LIBERTY MUTUAL INSURANCE  
COMPANY,  
Defendants.

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION: MIDDLESEX COUNTY  
DOCKET NO.: MID-L-03243-16

CIVIL ACTION

**ORDER TO EXTEND DISCOVERY**

#800

The above matter having been brought before the Court upon motion, with consent of all parties, by the Law Offices of Viscomi & Lyons, William L. Bracaglia, attorney for Defendant, Liberty Mutual Insurance Company, for an Order to ~~Re-Open~~ and Extend Discovery and the court having considered the motion papers filed by the parties, and good cause thus having been shown,

IT IS, on this 31<sup>st</sup> day of March, 2017;

**ORDERED**, that discovery be extended sixty (60) days or until May 30, 2017; and

**IT IS FURTHER ORDERED** that the parties are to complete all discovery listed below:

1. Outstanding written discovery to be exchanged by **April 1, 2017**;
2. Depositions of all parties to be completed by **April 10, 2017**, upon notice.
3. Independent medical examinations to be completed by **April 20, 2017**;
4. Independent medical examination reports to be served by **May 20, 2017**;
5. Any additional discovery is to be provided by the new discovery end date in this matter;

and

**IT IS FURTHER ORDERED**, that a copy of this Order be served upon all counsel of record within seven (7) days of receipt.



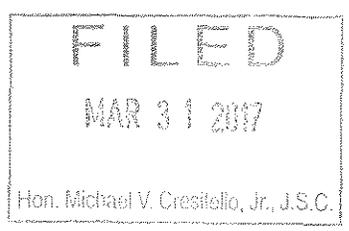
Hon. Michael V. Cresitello, Jr., J.S.C.

Opposed  
Unopposed

# 619  
03/31/17

PLATZER, SWERGOLD, LEVINE,  
GOLDBERG, KATZ & JASLOW, LLP  
Four Greentree Centre  
601 Route 73 North, Suite 305  
Marlton, New Jersey 08053  
T: (856) 782-8644

File No. 4974-0004



**-and-**  
475 Park Avenue South, 18<sup>th</sup> Floor  
New York, New York 10016  
T: (212) 593-3000  
*Attorneys for Plaintiff*  
Linda Mandel Gates (031311987)  
[LGates@platzerlaw.com](mailto:LGates@platzerlaw.com)

SOMERSET CAPITAL GROUP, LTD. as  
assignee of SOMERSET LEASING CORP IV,

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION: MIDDLESEX COUNTY

*Plaintiff/Judgment Creditor,*

Docket No.: L-000549-13  
Judgment No.: J073498-15

**-against-**

CAREADVANTAGE, INC.,

CIVIL ACTION

*Defendants/Judgment Debtors.*

**ORDER**

This matter having been brought to the Court by Platzer, Swergold, Levine, Goldberg, Katz & Jaslow, LLP, by Linda Mandel Gates, appearing for the plaintiff and Judgment Creditor SOMERSET CAPITAL GROUP, LTD. as assignee of SOMERSET LEASING CORP IV, upon a Notice of Motion to Turn Over Funds being held by the Middlesex County Sheriff from the account of the Judgment Debtor in the Bank of America, to be paid to the Middlesex County Sheriff, and no one appearing on behalf of the Judgment Debtor or Bank of America and it further appearing to the Court that a Certification of Service of the Notice of Motion to Turn Over Funds has been filed herein:

IT IS ON THIS 31<sup>st</sup> day of March, 2017

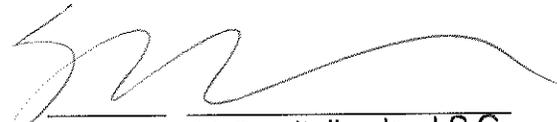
**IT IS ORDERED** that the Middlesex County Sheriff release ~~and pay~~ to

\_\_\_\_\_, forthwith, the sum of \$7,928.35 which has been levied upon.

**IT IS FURTHER ORDERED** that a copy of this Order be served by the moving party upon all parties, or their attorneys, if any, within 7 days of the date of this Order.

**IT IS FURTHER ORDERED** that the ACMJ or the Judgment Clerk correct the amount of the Judgment from \$4,830.00 to \$84,830.00.

Dated: \_\_\_\_\_, 2017

  
\_\_\_\_\_  
Hon. Michael V. Cresitello, Jr., J.S.C.

**UNOPPOSED**

#119

FILED 03/31/17  
MAR 31 2017  
Hon. Michael V. Cresitello, Jr., J.S.C.

William S. Mezzomo, Esq. - 03438194  
McELROY, DEUTSCH, MULVANEY & CARPENTER, LLP  
1300 Mount Kemble Avenue  
P.O. Box 2075  
Morristown, New Jersey 07962  
Telephone: 973-993-8100  
Attorneys for Defendants, New Jersey CVS Pharmacy LLC and Vijay Parikh, R.Ph.  
Our File No. C1187.1011

ELLIOT W. SOUDER  
  
Plaintiff,  
  
vs.  
  
NEW JERSEY CVS PHARMACY, LLC,  
STORE #06034; CVS CAREMARK Rx,  
INC., JOHN/JANE DOES (1-5),  
VIJAY PARIKH, R.PH, REGISTERED  
PHARMACIST and/or  
PHARMACIST-IN-CHARGE,  
fictitious defendant(s), BORIS  
BORODULIN, M.D.  
  
Defendants.

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION: MIDDLESEX COUNTY  
  
DOCKET NO. MID-L-1649-15  
  
Civil Action

ORDER GRANTING SUMMARY JUDGMENT  
ON BEHALF OF DEFENDANTS NEW  
JERSEY CVS PHARMACY LLC AND  
VIJAY PARIKH, R.PH. DISMISSING  
PLAINTIFF'S COMPLAINT WITH  
PREJUDICE

THIS MATTER having been opened to the Court upon the application of McElroy, Deutsch, Mulvaney & Carpenter, LLP, attorneys for the defendants, New Jersey CVS Pharmacy LLC and Vijay Parikh, R.Ph., upon a Notice of Motion for an Order for summary judgment; and the Court having considered all papers submitted by counsel; and for other good cause having been shown;

IT IS on this 31<sup>st</sup> day of March, 2017;

ORDERED that summary judgment be and is hereby granted on behalf of defendants New Jersey CVS Pharmacy LLC and Vijay Parikh, R.Ph. dismissing plaintiff's complaint with prejudice; and it is further

**DENIED**

ORDERED that a conformed copy of this Order be served upon all counsel within seven (7) days of receipt of same.



Hon. Michael V. Cresitello, Jr., J.S.C.

X  
            
          

opposed  
unopposed

Plaintiff's request for partial summary judgment as referred to at oral argument is Denied. No separate form of Order was provided.

FOR THE REASONS SET FORTH  
ON THE RECORD ON 3/31/17

**LAW OFFICES OF STYLIADES AND JACKSON**

BY: *G. Samuel Hoffman, Esq.*

Attorney ID#: 034362006

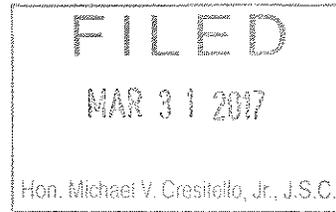
9000 Midlantic Drive

Suite 105 - First Floor

Mount Laurel, NJ 08054

856-596-7778

Attorneys for Defendant, Laura Mujia and Rian L. Palombo



NILKANTH THAKAR,  
Plaintiff,

vs.

RIAN L. PALOMBO, LAURA MUJI, ABC  
CORPS. 1-10 AND JOHN DOES 1-10  
(FICTITIOUS NAMES),  
Defendants.

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION: MIDDLESEX COUNTY  
DOCKET NO.: MID-L-3643-16

\*

CIVIL ACTION

\*

**ORDER TO COMPEL PLAINTIFF TO  
PROVIDE HIPAA AUTHORIZATIONS**

*# 804*

The above matter having been brought before the Court upon motion by the Law Offices of Styliades and Jackson, G. Samuel Hoffman, Esq., Attorney for Defendants, Laura Mujia and Rian L. Palombo, for an Order compelling Plaintiff, Nilkanth Thakar's, to provide HIPAA authorizations and the Court having considered the motion papers filed by the parties, and good cause thus having been shown, it is, on this 31<sup>st</sup> day of March, 2017,

ORDERED, that Plaintiff, Nilkanth Thakar, be compelled to completed HIPAA authorizations pursuant to Rule 4:17-4(f) within ten (10) days of the date of this Order; and it is, *being posted online by the Court*

FURTHER ORDERED, that a copy of this Order be served upon all counsel of record within 7 days of receipt.

\_\_\_\_\_  
Hon. Michael V. Cresitello, Jr., J.S.C.

Opposed \_\_\_\_\_  
Unopposed X

#641  
03/31/17

BRESSLER~DUYK LAW FIRM  
Marc J. Bressler, Esq.  
Attorney ID: 225221967  
David S. Bressler, Esq.  
Attorney ID: 021191993  
Bressler Professional Building  
60 State Highway 27  
Edison, NJ 08820-3908  
Tel: 732-494-8555  
Fax: 732-494-9464  
collection@bresslerlaw.com  
Our file # 29493  
Attorney for Plaintiff(s)

FILED  
MAR 31 2017  
Hon. Michael V. Cresitello, Jr., J.S.C.

Topocean Consolidation Service (LAX) Inc <p style="text-align: center;">Plaintiff</p>	SUPERIOR COURT OF NEW JERSEY MIDDLESEX COUNTY LAW DIVISION:
Vs.	DOCKET NO. MID-L-002348-16 CIVIL ACTION
ANDREW DOMINGUEZ t/a ARTE LUNA USA <p style="text-align: center;">Defendant</p>	ORDER RESTORING PLAINTIFF'S CASE TO THE ACTIVE STATUS

THIS MATTER, being presented to the Court by Bressler~Duyk Law Firm, (David S. Bressler, Esq. appearing), attorney for plaintiff, on Notice of Motion and the Court having read the moving papers and good cause appearing

It is on this <sup>st</sup>31 day of *March*, 2017 ORDERED that plaintiff's Complaint be and the same is hereby restored to active status, and

It is further ORDERED that a copy of this Order shall be mailed to all parties within 7 days of the date hereof.

  
\_\_\_\_\_  
Hon. Michael V. Cresitello, Jr., J.S.C.

Opposed

Unopposed

#193  
03/31/17

FILED  
MAR 31 2017  
Hon. Michael V. Cresitello, Jr., J.S.C.

**CALLEGHER, MENSCHING & CARRO**  
343 Thornall Street, Suite 500  
Edison, NJ 08837  
(732) 623-7200  
Attorneys for Defendant Bharat Sarath  
16-437984/J1ML

<b>MARIA VASQUEZ</b>	:	<b>SUPERIOR COURT</b>
	:	<b>OF NEW JERSEY</b>
<b>Plaintiff</b>	:	<b>LAW DIVISION</b>
	:	<b>MIDDLESEX COUNTY</b>
<b>v.</b>	:	
	:	<b>DOCKET NO.: MID-L-4642-16</b>
<b>BHARAT SARATH, JOHN DOE 1-10</b>	:	<b>CIVIL ACTION</b>
<b>AND ABC CORP. 1-10 (FICTITIOS</b>	:	
<b>ENTITIES)</b>	:	<b>ORDER TO SET DATE CERTAIN</b>
<b>Defendant</b>	:	<b>FOR DEPOSITION</b>

This matter having been opened to the Court by CALLEGHER, MENSCHING & CARRO, attorneys for defendant, Bharat Sarath, on Notice of Motion for an Order setting a date certain for the deposition of plaintiffs, and the Court having considered the moving papers, and the opposing papers, if any, indicated on the check list at the foot hereof, and for good cause shown;

IT IS ON THIS 31<sup>st</sup> day of March, 2017;

ORDERED that the discovery deposition of plaintiffs shall be scheduled as a "date certain" for **April 11, 2017 at 10:00 a.m.** to take place at Plaintiffs counsel's office; and

IT IS FURTHER ORDERED that copies of the within Order are to be served upon all attorneys within 7 days from the date hereof.

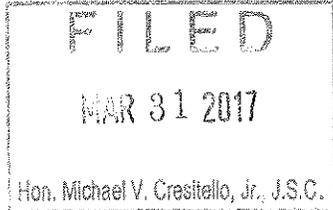
**OPPOSED**

  
\_\_\_\_\_  
Hon. Michael V. Cresitello, Jr., J.S.C.

#620  
03/03/17

**CLARK LAW FIRM, PC**

Gerald H. Clark, Esq. #048281997  
Mark W. Morris, Esq. #118292015  
811 Sixteenth Avenue  
Belmar, New Jersey 07719  
(732) 443-0333  
(732) 894-9647 fax  
*Attorneys for Plaintiff*



**ANTHONY VETTER, on behalf of himself  
and all other similarly situated,**

**PLAINTIFF(S)**

**vs.**

**GUARANTEED SUBPOENA SERVICE,  
INC.; CONSTABLES OFFICE OF NEW  
JERSEY, INC.; PHILIP GERON; ABC  
COMPANIES 1-25(fictitiously named  
parties); and JOHN and JANE DOES 1-  
25(fictitiously named parties),**

**DEFENDANT(S)**

**SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION  
MIDDLESEX COUNTY**

**DOCKET NO.: MID-L-3650-16**

**Civil Action**

**ORDER**

**THIS MATTER** having been opened to the Court by Mark W. Morris, Esq. of the Clark Law Firm, P.C., attorney for Anthony Vetter and the putative class and Third-Party Defendants; and the Court having considered the submissions of the parties; and good cause having been shown;

IT IS on this 31<sup>st</sup> day of March, 2017;

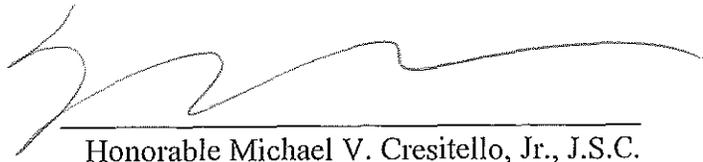
**ORDERED** that the Counterclaim against Plaintiff Anthony Vetter be and hereby is dismissed with prejudice, and it is further;

**ORDERED** that the following claims of the Third-Party Complaint be and hereby are dismissed with prejudice: Counts III (Fraud), IV (Conspiracy), VI (Conversion), VII (Fraud Misrepresentation) and VIII (Negligence), and it is further;

**ORDERED** that the remaining claims of the Third-Party Complaint be and hereby are Severed, and it is further;

**ORDERED** that the remaining claims of the Third-Party Complaint be and hereby are remanded to the Special Civil Part, Small Claims Section and a new docket number shall be assigned; and it is further,

**ORDERED** that a copy of this Order be served on all parties within seven (7) days of the date hereof.



Honorable Michael V. Cresitello, Jr., J.S.C.

opposed  
 unopposed

FOR THE REASONS SET FORTH  
ON THE RECORD ON 3/31/17

#1185  
03/31/17

**ANTONELLI KANTOR, P.C.**  
1000 Stuyvesant Avenue  
Suite #1  
Union, New Jersey 07083  
Tel.: 908-623-3676  
Fax: 908-866-0336  
Jarrod H. Kantor - (03532-2006)  
Yulieika Tamayo - (07124-2013)  
Attorneys for Defendants,  
Guaranteed Subpoena Service, Inc.  
Constables Office of New Jersey, Inc.,  
and Philip Geron

**FILED**  
MAR 31 2017  
Hon. Michael V. Crestello, Jr., J.S.C.

ANTHONY VETTER, on behalf of himself  
and all other similarly situated,

Plaintiff,

vs.

GUARANTEED SUBPOENA SERVICE, INC.;  
CONSTABLES OFFICE OF NEW JERSEY,  
INC.; PHILIP GERON; ABC COMPANIES 1-  
25 (fictitiously named parties); and JOHN and  
JANE DOES 1-25 (fictitiously named parties),

Defendant.

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION  
MIDDLESEX COUNTY

DOCKET NO.: MID-L-3650-16

CIVIL ACTION

**ORDER**

GUARANTEED SUBPOENA SERVICE,  
INC,

Third- Party Plaintiff,

vs.

GERALD H. CLARK, ESQ; and the CLARK  
LAW FIRM, P.C.,

Third-Party Defendant.

**THIS MATTER** having come before the Court on the application of the Third-Party Defendants, Gerald H. Clark, Esq. and the Clark Law Firm, P.C., by and through their counsel, the Clark Law Firm, P.C. for an Order Dismissing Third-Party Plaintiff, Guaranteed Subpeona,

Complaint and/or to bifurcate the complaint and on the cross-application of Third-Party Guaranteed Subpeona to amend its cross-claims and the Court having considered the papers filed, and arguments of counsel, if any, and for good cause having been shown for the relief requested,

IT IS on this 31<sup>st</sup> day of March, 2017

~~ORDERED that Third-Party Defendants' Motion to Dismiss be and is hereby DENIED in its entirety; and it is further~~

~~ORDERED that Third-Party Defendants' Motion to have the claims bifurcated and remanded be and is hereby DENIED in its entirety; and it is further~~

ORDERED that Third-Party Plaintiff's motion to amend be and is hereby GRANTED in its entirety; and it is further complaint is and be hereby dismissed with prejudice; and it is further

ORDERED that Third-Party Plaintiff's shall file and serve its First Amended Third-Party Complaint in the form annexed to the certification counsel within      days hereof; and it is further

ORDERED that a copy of this Order shall be served upon all counsel within 7 days of the date of its entry via email or first class mail.

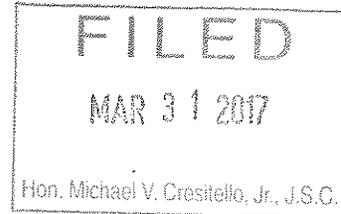
  
Hon. Michael V. Cresitello, Jr., J.S.C

This Motion Was:

Opposed  
 Unopposed

FOR THE REASONS SET FORTH  
ON THE RECORD ON 3/31/17

LAW OFFICE OF ANDREW S. BLUMER  
A Limited Liability Company  
Andrew S. Blumer, Esq. (032631994)  
4255 Route 9 North, Bldg. 5, Suite D  
Freehold, New Jersey 07728  
732.303.6430  
Attorneys for Plaintiff



LAUREN VIGGIANO,  
Plaintiff,

v.

FARMINGDALE GARDENS;  
FARMINGDALE GARDEN  
APARTMENTS; PRC GROUP; PRC  
MANAGEMENT COMPANY, INC.;  
JOHN/JANE DOES (1-10); ABC  
CORPORATIONS (1-10); DEF  
PARTNERSHIPS (1-10); and GHI LIMITED  
LIABILITY COMPANIES (1-10),  
Defendants.

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION: MIDDLESEX COUNTY

DOCKET NO.: MID-L-1145-16 #635

CIVIL ACTION

**ORDER**

THIS MATTER having been opened to the Court on application of Andrew S. Blumer, Esq., attorneys for Plaintiff, and the Court having read the papers filed on behalf of the respective parties, having heard argument of counsel, and good and sufficient cause having been shown,

It is on this 31<sup>ST</sup> day of March 2017;

ORDERED that the Order of the Honorable Michael V. Cresitello, Jr., J.S.C. dated January 6, 2017 dismissing Plaintiff's Complaint without prejudice for failure to provide responses to Form Interrogatories, Defendants' Supplemental Interrogatories and Notice to Produce shall be and is hereby vacated; and it is further

ORDERED that Plaintiff's Complaint shall be and is hereby reinstated against Defendants PRC Management Co., Inc. and Farmingdale Gardens Apartments, LLC; and it is further

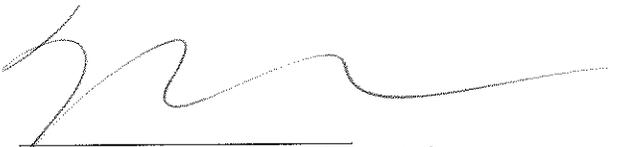
ORDERED that the Discovery End Date shall be and is hereby extended for one hundred twenty (120) days from current deadline of April 4, 2017 to August 2, 2017, in order to allow for

completion of the following discovery:

1. Written discovery to be completed by April 31, 2016;
2. Depositions of all parties and fact witnesses to be completed by May 21, 2017;
3. Plaintiff to serve final expert reports, liability and damages, by June 11, 2017;
4. Defendants to complete all medical examinations and serve all expert reports, liability and damages, by July 11, 2017;
5. Plaintiff to serve reply/addendum expert reports by August 1, 2017; and
6. Depositions of all expert witnesses to be completed by August 2, 2017; and it is further

ORDERED that a copy of this Order be served upon all interested parties within   2  

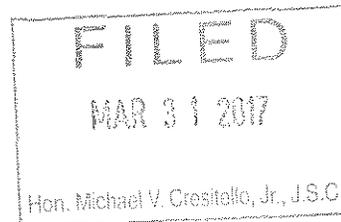
days from the above date hereof.

  
\_\_\_\_\_  
Hon. Michael V. Cresitello, Jr., J.S.C.

Opposed

Unopposed

\_\_\_\_\_  
~~\_\_\_\_\_~~



**ZIRULNIK, SHERLOCK & DEMILLE**  
**Kevin M. Killmurray- Attorney ID: 032511985**  
**200 Clocktower Drive**  
**Suite 101**  
**Hamilton, NJ 08690**  
**609-890-0050**  
Attorneys for Third Party Defendant, Thomas J. Young

MICHAEL YOUNG,  
Plaintiff,

vs.

PALIN ENTERPRISES and VALLEY P.W.,  
LLC a/k/a VALLEY P.D., LLC and DEALER  
TIRE, LLC and ASSOCIATED FIRE  
PROTECTION and ATLANTIC  
SPRINKLER CORP., and ELIZABETH  
INDUSTRIAL PARK and S.A. COMUNALE  
and ATLAS ELECTRIC SERVICES and  
HUBBELL INTERNATIONAL  
CONTROLS, INC.,

Defendants,

and

ATLANTIC SPRINKLER CORP.,

Defendant/Third Party Plaintiff,

vs.

THOMAS YOUNG,  
Third Party Defendant,

**SUPERIOR COURT OF NEW JERSEY**  
**LAW DIVISION**  
**MIDDLESEX COUNTY**

**DOCKET NO. MID-L-3744-14**

**CIVIL ACTION**

**ORDER GRANTING SUMMARY  
JUDGMENT TO THIRD PARTY  
DEFENDANT, THOMAS J. YOUNG**

THIS MATTER having been opened to the Court by ZIRULNIK, SHERLOCK & DEMILLE, attorneys for third party defendant, Thomas J. Young, for an Order seeking summary judgment, and dismissal of the Third Party Complaint and any and all Crossclaims against said third party defendant, and the Court having reviewed the moving papers submitted, and any opposition thereto, and for good cause appearing;

IT IS on this 31<sup>st</sup> day of March, 2017.

ORDERED pursuant to R.4:46-2; that summary judgment be and is hereby granted in favor of third party defendant, Thomas J. Young, dismissing the Third Party Complaint and all Crossclaims with prejudice; and

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



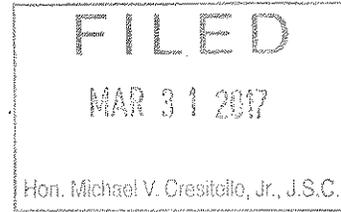
Hon. Michael V. Cresitello, Jr., J.S.C.

\_\_\_\_\_ 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."

#118  
03/31/17

Yekaterina Berkovich, Esq.  
Attorney ID No. 123372014  
LONDON FISCHER LLP  
59 Maiden Lane  
New York, New York 10038  
(212) 972-1000  
Attorneys for Defendant S.A. COMUNALE CO., INC.



----- X  
MICHAEL YOUNG,  
  
Plaintiff,  
  
vs.  
  
PALIN ENTERPRISES, VALLEY P.W., LLC,  
a/k/a VALLEY P.D., LLC, DEALER TIRE, LLC,  
ASSOCIATED FIRE PROTECTION, ATLANTIC  
SPRINKLER CORP., ELIZABETH INDUSTRIAL  
PARK, S.A. COMUNALE, INC., ATLAS  
ELECTRIC SERVICES, HUBBELL  
INTERNATIONAL CONTROLS, INC., JOHN  
DOES 1-10 (Said names being fictitious; real  
names unknown) and ABC CORP. 1-10 (Said  
names being fictitious; real names unknown) JOHN  
DOES CONTRACTORS 1-10 (Said names being  
fictitious; real names unknown),  
  
Defendants.  
----- X

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION: MIDDLESEX COUNTY  
DOCKET NO.: MID-L-3744-14

Civil Action

ORDER

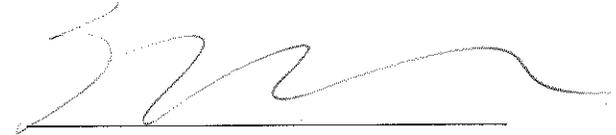
THIS MATTER having been submitted to the Court by London Fischer  
LLP, attorneys for Defendant S.A. COMUNALE, INC. ("COMUNALE") and this Court  
having reviewed all papers submitted herewith, and having heard the argument of  
counsel, and good cause having been shown,

IT IS ON THIS 31<sup>st</sup> DAY OF March 2017

ORDERED as follows:

1. Summary Judgment is hereby granted to COMUNALE, and the Court hereby dismisses all claims and/or causes of action and/or cross-claims asserted against COMUNALE.

2. A copy of this Order shall be served upon all counsel of record within 7 days from the date of counsel's receipt of the Order.



Hon. Michael V. Cresitello, Jr., 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."