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May 9, 2023

Hon. Bernard E. DeLury, Jr., J.S.C.
Superior Court of New Jersey
Atlantic County/Criminal Part
4997 Unami Boulevard
Mays Landing, NJ 08330

RE: State v. Ernest J. Troiano, Jr., et al
Indictment No. 23-3-38-I

Dear Judge DeLury:

Please recall that I represent defendant Steven Mikulski in connection with the above captioned matter. I write to join the Motion to Dismiss the Indictment filed by Brian J. Pelloni, Esquire on behalf of defendant Troiano. I wish to join the arguments that are common to my client including prejudicial joinder, misstatements of law, failing to properly instruct the grand jury, failing to answer grand juror's questions, and permitting non-qualified jurors to vote. However, I want to be clear that it is my intention to also file a separate Motion to Dismiss the Indictment on behalf of my client as well, as some of the arguments are fact sensitive and unique to my client.

I have drafted the Motion and Brief. However, I cannot complete the Brief until I receive the State's Exhibits in connection with the grand jury presentation. On April 12th, I wrote DAG Uzdavinis requesting the Exhibits. I sent a follow up request on April 28th. To date, they have not been furnished. As soon as I receive the Exhibits I will file the moving papers in short order.

I disclose this information in the event it may impact management of the case.

Thank your kind attention to this matter.

Respectfully submitted,



David A. Stefankiewicz

DAS/PES

cc: B. Uzdavinis, DAG
B. Pelloni, Esq.

E. Shenkus, Esq.
S. Mikulski