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This opinion shall not "constitute precedent or be binding upon any court."
Although it is posted on the internet, this opinion is binding only on the
parties in the case and its use in other cases is limited. R. 1:36-3.

SUPERIOR COURT OF NEW JERSEY
APPELLATE DIVISION
DOCKET NO. A-2410-16T4

GOLDA HARRIS,

Plaintiff-Appellant,

v.

ALAN WALLIBILLICH, VALERIE
ARTHUR, MS. WOODS and COMM
GARY LANIGAN,

Defendants,

and

PNC BANK,

Defendant-Respondent.

Submitted May 8, 2018 – Decided May 15, 2018

Before Judges Fisher and Moynihan.

On appeal from Superior Court of New Jersey,
Law Division, Morris County, Docket No. L-
1067-15.

Golda Harris, appellant pro se.

Brown & Connery, LLP, attorneys for respondent
(Jeffrey R. Johnson, on the brief).

PER CURIAM

On September 17, 2014, in compliance with an order entered in another suit, defendant PNC Bank (the bank) mailed to plaintiff – an inmate of the Edna Mahan Correctional Facility for Women (the prison) – a check payable to her in the amount of \$101.77. The prison seized the check and issued to plaintiff a contraband notice because plaintiff was not authorized to receive the item. Two weeks later, the prison deposited the full amount of the check into plaintiff's inmate account. In January 2015, plaintiff filed this action for damages against the bank, as well as the Department of Corrections and some of its representatives.

The matter was transferred to this court but, on plaintiff's motion, we remanded that part of the case that sought relief from the bank to the trial court. The bank thereafter successfully moved for summary judgment, and plaintiff appeals.

We find no merit in plaintiff's appeal of the November 7, 2016 summary judgment entered in the bank's favor. We agree with the trial judge that the bank could not be held liable because it lawfully honored the prison's endorsement of the check, N.J.S.A. 30:4-16.4,¹ and because no damage resulted, since the entire amount of the check was deposited into plaintiff's inmate account.

¹ This statute declares in part that "[i]f an inmate is awarded a money judgment as the result of a civil action, the monies derived from that judgment shall be deposited in the inmate's account at the correctional institution in which the inmate is confined."

We find insufficient merit in any other argument that might be discerned from the submissions filed by plaintiff in this court to warrant discussion in a written opinion. R. 2:11-3(e)(1)(E).

Affirmed.

I hereby certify that the foregoing is a true copy of the original on file in my office.



CLERK OF THE APPELLATE DIVISION