

SPEAR WILDERMAN, P.C.
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FILED WITH THE COURT

APR 12 2007

HON. JOHN A. SWEENEY, A.J.S.C.

**RIVERSIDE COALITION OF
 BUSINESS PERSONS AND
 LANDLORDS, RUTH MARINO,
 AND JOHN DOE 1,**

Plaintiffs,

v.

TOWNSHIP OF RIVERSIDE,

Defendant.

: SUPERIOR COURT OF NEW JERSEY
: BURLINGTON COUNTY
: LAW DIVISION

: DOCKET NO. L-2965-06

: ORDER TO SHOW CAUSE

TO: George Saponaro, Esquire
The Newbold House
27 Cedar Street
Mount Holly, NJ 08060
Attorney for Defendant

This matter having come before the Court upon an Order to Show Cause, Verified Amended Complaint, and brief in support thereof filed by James Katz, Esquire of Spear Wilderman, P.C., on behalf of the plaintiffs Riverside Coalition of Business Persons and Landlords, Ruth Marino, and John Doe 1 (hereinafter "the plaintiffs"), for injunctive relief to enjoin the ordinance passed by the defendant the Township of Riverside (hereinafter "the Township" or "defendant"), entitled "Riverside Township Illegal Immigration Relief Act Ordinance" (hereinafter "the Riverside

Ordinance”), and for good cause appearing for entry of this Order:

IT IS ON THIS 12th day of April, 2007

ORDERED that the defendant show cause before the Superior Court of New Jersey, Law Division, Burlington County, at 49 Rancocas Road, Mount Holly, New Jersey, on the 14th day of May, 2007 at 9:00 a.m. or as soon thereafter as counsel may be heard, why an Order should not be entered in favor of plaintiffs and against the defendant and entering injunctive relief enjoining the Township of Riverside and its agents, employees, and officials from implementing and enforcing the Riverside ordinance in its entirety.

SERVICE OF PLEADINGS

A true copy of this Order together with true copies of the Verified Amended Complaint and Memorandum of Law in support thereof, and memorandum of law to permit one of the plaintiffs to proceed anonymously shall be served within ten (10) days of the date of this Order upon the defendant and its counsel by personal service or by certified mail, return receipt requested, as in the manner provided by the Rules of this Court for service of Summons within the State; and

PROOF OF SERVICE

The plaintiffs must file with the Court proof of service of the pleadings on the defendant no later than 25 day before the return date.

DEFENDANT’S OTSC REPLY RESPONSIBILITIES

The defendant shall file and serve a written answer and opposition brief, if any, to this Order to Show Cause and the relief requested in the Verified Amended Complaint and proof of service of the same by May 3, 2007. The answer, answering affidavit, or a motion, as the case may be, must be filed with the Clerk of the Superior Court, Burlington County, and a

copy of the papers must be sent directly to the chambers of Judge

John A. Sweeney AJSC

PLAINTIFFS' REPLY RESPONSIBILITY

The plaintiffs must file and serve any written reply to the defendant's Order to Show Cause opposition by May 10, 2007. The reply papers must be filed with the Clerk of the Superior Court, Burlington County, and a copy of the reply papers must be sent directly to the chambers of Judge *John A. Sweeney AJSC*.

OSC MAY PROCEED *EX-PARTE*

If the defendant Riverside Township does not file and serve opposition to this Order to Show Cause, the application will be decided on the papers on the return date and relief may be granted by default, provided that plaintiffs file a proof of service and a proposed form of order at least three days prior to the return date.

NOTICE TO DEFENDANT-LAWSUIT REPLY RESPONSIBILITIES

Defendant Riverside Township takes notice that the plaintiffs have filed a lawsuit in the Superior Court of New Jersey, Burlington County, Law Division. The Verified Amended Complaint attached to this Order to Show Cause states the basis of the lawsuit. If you dispute this Amended Complaint, you, or your attorney, must file a written answer, including any answering brief or a motion returnable on the return date of the Order to Show Cause and proof of service before the return date of the Order to Show Cause.

These documents must be filed with the Clerk of the Superior Court, Burlington County. Include a \$30.00 filing fee payable to "N.J. State Treasury." You must also send a copy of your answer, answering affidavit or motion to the plaintiffs' attorney, whose name and address appear above. A telephone call will not protect your rights; you must file and serve your answer, answering

affidavit or motion (with the fee), or judgment may be entered against you by default.

LEGAL SERVICES NOTICE

If you cannot afford an attorney, you may call the Legal Services office in the county in which you live. A list of these offices is provided. If you do not have an attorney and are not eligible for free legal assistance, you may obtain a referral to an attorney by calling one of the Lawyer Referral Services. A list of these numbers is also provided.

RETURN DATE TESTIMONY

The Court will entertain argument, but not testimony, on the return date of the Order to Show Cause unless the Court and the parties are advised to the contrary no later than 4 days before the return date.



JOHN A. SWEENEY, A.J.S.C.

A.J.S.C.