

Supreme Court of New Jersey
Recent Supreme Court Orders
Granting Petitions for Certification

[NOTE: The following list includes orders granting petitions for certification and motions for leave to appeal. Please note that, in the interests of brevity, portions of an order may not have been summarized.]

C-319-09 **Abby Ryan, et al. v. Andrew Renny, M.D.**
Supreme Court Docket No. 64,792
Order Filed November 10, 2009
App. Div. Reported at 408 N.J. Super. 590 (2009)

C-321-09 **Joyce Quinlan v. Curtiss-Wright Corporation**
Supreme Court Docket No. 64,728
Order Filed November 10, 2009
App. Div. Reported at 409 N.J. Super. 193 (2009)

C-340-09 **State v. Frank G. Dellisanti**
Supreme Court Docket No. 64,706
Order Filed November 10, 2009
Appellate Division Decision Filed July 30, 2009

C-311-09 **GF Princeton, LLC v. Ewing Township Planning Board, American Properties at Scotch Road, et al.**
C-312-09 Supreme Court Docket No. 64,655
C-313-09 Order Filed November 10, 2009
C-314-09 Appellate Division Decision Filed July 16, 2009

C-318-09 **Edward W. and Nancy M. Klumpp v. Borough of Avalon**
Supreme Court Docket No. 64,722
Order Filed November 10, 2009
Appellate Division Decision Filed July 31, 2009

C-281-09 **Gina Stelluti v. Casapenn Enterprises, LLC, D/B/A Powerhouse Gym**
Supreme Court Docket No. 64,704
Order Filed November 4, 2009
App. Div. Reported at 408 N.J. Super. 435 (2009)

C-284-09 **New Jersey Lawyers' Fund for Client Protection v. Stewart Title Guaranty Co.**
Supreme Court Docket No. 64,755
Order Filed November 4, 2009
App. Div. Reported at 409 N.J. Super. 28 (2009)

M-2-09 **Paragon Contractors, Inc. v. Peachtree Condominium Association, et al.**
Supreme Court Docket No. 64,325
Order Filed November 4, 2009
App. Div. Reported at 406 N.J. Super. 568 (2009)

...Ordered that the motion for leave to appeal is granted.

C-1108-08 **Nicholas Kalogeras v. 239 Broad Avenue, L.L.C., et al.**
Supreme Court Docket No. 63,870
Order Filed November 4, 2009
Appellate Division Decision Filed January 20, 2009

C-252-09 **In the Matter of the Tenure Hearing of Gilbert Young, Jr., School district of the Borough of Roselle, Union County**
Supreme Court Docket No. 64,535
Order Filed October 28, 2009
Appellate Division Decision Filed June 25, 2009

C-1172-08 **State v. Shem Walker**
Supreme Court Docket No. 64,287
Order Filed October 28, 2009
Appellate Division Decision Filed April 8, 2009

...Ordered that the petition for certification is granted limited to the issue of whether the trial court's failure to instruct the jury regarding the statutory affirmative defense to felony murder constituted plain error.

C-169-09 **State v. German Marquez**
Supreme Court Docket No. 64,524
Order Filed October 14, 2009
App. Div. Reported at 408 N.J. Super. 273 (2009)

C-155-09 **In the Matter of the Civil Commitment of W.X.C., SVP 458-07**
Supreme Court Docket No. 64,501
Order Filed October 14, 2009
App. Div. Reported at 407 N.J. Super. 619 (2009)

C-167-09 **State v. Eugene Basil**
Supreme Court Docket No. 64,224
Order Filed October 14, 2009
Appellate Division Decision Filed May 4, 2009

C-107-09 **State v. Graciano Martinez Rosales**
Supreme Court Docket No. 64,469
Order Filed October 14, 2009
Appellate Division Decision Filed June 19, 2009

...Ordered that the petition for certification is granted, limited to the issue of whether defendant should have been permitted to call as an expert witness a psychiatrist to testify that defendant's confession was involuntary.

M-63/64-09 **Vivian Crespo v. Anibal Crespo**
Supreme Court Docket No. 64,519
Order Filed October 8, 2009
App. Div. Reported at 408 N.J. Super. 25 (2009)

...Ordered that the motion for leave to appeal (M-64) is granted.

M-191-09 **Joseph M. Guido, et al. v. Duane Morris, LLP, et al.**
Supreme Court Docket No. 64,642
Order Filed October 8, 2009
Appellate Division Decision Filed July 15, 2009

...Ordered that the motion for leave to appeal is granted.

M-149-09 **New Jersey Manufacturers Insurance Company v. National Casualty Company**
Supreme Court Docket No. 64,767
Order Filed October 8, 2009

...Ordered that the motion for leave to appeal is granted, and the matter is summarily remanded to the Appellate Division to consider on the merits.

M-186-09 **State v. Donald Kayhart**
Supreme Court Docket No. 63,661
Order Filed October 8, 2009
Appellate Division Decision Filed December 12, 2008

...Ordered that the motion for leave to appeal is granted.

C-106-09 **State v. Duane Kelly, a/k/a Dwayne A. Kelly**
Supreme Court Docket No. 64,228
Order Filed September 28, 2009
App. Div. Reported at 406 N.J. Super. 332 (2009)

...Ordered that the petition for certification is granted, limited to the issue of whether, under the Double Jeopardy Clause of the United States and New Jersey Constitutions, defendant's second prosecution should have been barred by application of the doctrine of issue preclusion.

C-105-09 **State v. Terry Coleman**
Supreme Court Docket No. 64,037
Order Filed September 28, 2009
Appellate Division Decision Filed March 4, 2009

...Ordered that the petition for certification is granted and the matter is summarily remanded to the Superior Court, Appellate Division, for briefing and consideration on a plenary calendar to consider the application of the No Early Release Act's sentence enhancement under State v. Michael J. Natale, 348 N.J. Super. 625 (App. Div., 2003).

C-121-09 **Davanne Realty v. Edison Township**
Supreme Court Docket No. 64,495
Order Filed September 24, 2009
App. Div. Reported at 408 N.J. Super. 16 (2009)

C-122-09 **1717 Realty Associates, LLC v. Borough of Fair Lawn, et al.**
Supreme Court Docket No. 64,313
Order Filed September 24, 2009
Appellate Division Decision Filed May 12, 2009

M-30-09 **State v. John Wessells**
Supreme Court Docket No. 64,599
Order Filed September 24, 2009
App. Div. Reported at 408 N.J. Super. 188 (2009)

...Ordered that the motion for leave to appeal is granted.

C-1131-08 **Raymond Marcinczyk, et al. v. State of New Jersey Police Training Commission, et al.**
Supreme Court Docket No. 64,251

Order Filed September 11, 2009
App. Div. Reported at 406 N.J. Super. 608 (2009)

C-1122-08 **State v. Karlton L. Blackmon**
Supreme Court Docket No. 64,073
Order Filed September 11, 2009
Appellate Division Decision Filed March 19, 2009

C-640-08 **State v. Jermaine McIntyre**
Supreme Court Docket No. 63,645
Order Filed September 11, 2009
Appellate Division Decision Filed December 5, 2008

...Ordered that the petition for certification is granted and the matter is summarily remanded to the Appellate Division to reconsider in light of State v. Nunez-Valdez, 200 N.J. 129 (2008).

M-18/28/29-09 **Amin Yousef, et al. v. General Dynamics Corporation, et al.**
Supreme Court Docket No. 64,482
Order Filed September 11, 2009

...Ordered that the motion for leave to appeal is granted; and the matter is summarily remanded to the Appellate Division to consider on the merits.

M-56-09 **City of Atlantic City v. Zachirias Trupos, et al.**
Order Filed September 11, 2009

...Ordered that the motion for leave to appeal is granted.

M-11/12-09 **Island Realty, A Corporation of the State of New Jersey v. Lewis Caton**
Supreme Court Docket No. 64,480
Order Filed September 11, 2009

...Ordered that the motion for leave to appeal (M-12) is granted; and the matter is summarily remanded to the Appellate Division to consider on the merits.

C-66-09 **State v. T.M.**
Supreme Court Docket No. 64,396
Order Filed September 11, 2009
Appellate Division Decision Filed May 28, 2009

C-58-09 **State v. P.S.**
Supreme Court Docket No. 64,345
Order Filed September 11, 2009
Appellate Division Decision Filed May 11, 2009

C-28-09 **State v. Johnnie Davila a/k/a Johnny Christopher a/k/a Johnnie Crosby**
Supreme Court Docket No. 64,177
Order Filed September 11, 2009
Appellate Division Decision Filed April 16, 2009

... Ordered that the petition for certification is granted, limited to the issue of whether the police officers' entry into and protective sweep of the apartment was permissible.

C-1157-08 **Medford Township Board of Education v. Medford Education Association**

Supreme Court Docket No. 62,704
Order Filed August 6, 2009
Appellate Division Decision Filed April 21, 2008

...Ordered that the petition for certification is granted, and the matter is summarily remanded to the Appellate Division for reconsideration in light of Mount Holly Township Board of Education v. Mount Holly Township Education Association, ___ N.J. ___ (2009).

C-1198-08 **Asbury Park Press v. County of Monmouth, et al.**
Supreme Court Docket No. 64,048
Order Filed July 20, 2009
App. Div. Reported at 406 N.J. Super. 1 (2009)

M-1223-08 **Highland Lakes Country Club and Community Association v. Suburban Consulting Engineers, Inc., et al.**
Supreme Court Docket No. 64,098
Order Filed July 20, 2009
App. Div. Reported at 406 N.J. Super. 145 (2009)

...motion for leave to appeal is granted.

C-1039-08 **State v. Pablo Carvajal**
Supreme Court Docket No. 64,051
Order Filed July 20, 2009
Appellate Division Decision Filed February 11, 2009

C-1130-08 **State in the Interest of C.V.**
Supreme Court Docket No. 64,307
Order Filed July 20, 2009
Appellate Division Decision Filed July 20, 2009

C-1140-08 **State v. Tysen R. Privott**
Supreme Court Docket No. 64,019
Order Filed July 20, 2009
Appellate Division Decision Filed March 13, 2009

M-1467-08 **State v. William T. Dolan**
Supreme Court Docket No. 64,428
Order Filed July 20, 2009

...Ordered that the motion for leave to appeal is granted.

C-1200-08 **City of Long Branch v. Jui Yung Liu, et al.**
Supreme Court Docket No. 64,361
Order Filed July 20, 2009
Appellate Division Decision Filed July 20, 2009

M-1466-08 **State v. Richard Clarke**
Supreme Court Docket No. 64,425
Order Filed July 20, 2009

...Ordered that the motion for leave to appeal is granted.

C-1110-08 **State v. Terrell Jackson**
Supreme Court Docket No. 64,316
Order Filed July 15, 2009

Appellate Division Decision Filed May 19, 2009

...Ordered that the petition for certification is granted, and the matter is summarily remanded to the Appellate Division for reconsideration in light of State v. Alonzo Hill, N.J. (2009).

C-1102-08 **Robert R. Dean, et al. v. Barrett Homes, Inc., et al.**
Supreme Court Docket No. 64,188
Order Filed July 15, 2009
App. Div. Reported at 406 N.J. Super. 453 (2009)

C-1096-08 **Rose Nini v. Mercer County Community College**
C-1097-08 Supreme Court Docket No. 64,176
Order Filed July 15, 2009
App. Div. Reported at 406 N.J. Super. 547 (2009)

M-1363-08 **Frederick Voss v. Kristoffe J. Tranquilino and Tiffany's Restaurant**
M-1364-08 Supreme Court Docket No. 64,266
Order Filed July 2, 2009

...Ordered that the motion for leave to appeal is granted, and the matter is summarily remanded to the Appellate Division to consider on the merits; and it is further Ordered that the motion for a stay of the trial court proceedings is granted.

C-1019-08 **Roy M. Victor v. State of New Jersey, New Jersey State Police, et al.**
Supreme Court Docket No. 63,285
Order Filed June 19, 2009
App. Div. Reported at 401 N.J. Super. 596 (2008)

...Ordered that the petition for certification is granted, limited to whether a plaintiff must prove he suffered an adverse employment action as a result of his employer's failure to accommodate a physical disability under the Law Against Discrimination, N.J.S.A. 10:5-1 to -49.

C-977-08 **Ming Yu He, et al. v. Enilma Miller, et al.**
Supreme Court Docket No. 64,053
Order Filed June 5, 2009
Appellate Division Decision Filed 64,053

To the Appellate Division, Superior Court:

A petition for certification of the judgment in A-5685-07 having been submitted to this Court, and the Court having considered the same;

And it appearing that the Law Division, in ruling on the motion for remittitur or for a new trial filed by defendant Enilma Miller in respect of the pain and suffering damages award in favor of plaintiff Ming Yu He and the per quod damages in favor of plaintiff Jingfan He, did not conduct a comprehensive examination and review of the jury's verdict as mandated by Johnson v. Scacchetti, 192 N.J. 256, 280-82 (2007);

And the Law Division having remitted plaintiffs' jury verdict for pain and suffering from \$1,000,000 to \$200,000 and the per quod award from \$100,000 to \$20,000 or, in the alternative, having granted a new trial;

And the Appellate Division having granted plaintiffs' motion for leave to appeal;

And the Appellate Division, noting that the trial court had not conducted the type of searching analysis required by Johnson, supra, (1) having reversed the order of the

Law Division remitting plaintiffs' jury verdict or, in the alternative, granting a new trial, and (2) having reinstated the jury's verdict;

And this Court having concluded that, in the context of a remittitur/new trial motion, a Johnson analysis is an indispensable condition precedent to meaningful appellate review;

And, for good cause appearing;

It is hereby ORDERED that defendant's petition for certification is granted, the judgment of the Appellate Division is summarily reversed in part, the matter is remanded to the Law Division for a complete and searching analysis of how the award is different or similar to others to which it is compared[,]” *id.* at 281, and, thereafter, the Appellate Division is to reconsider its judgment in light of the findings developed on remand.

Jurisdiction is not retained.

C-972-08

612 Associates, LLC v. North Bergen Municipal Utilities Authority

Supreme Court Docket No. 63,808

Order Filed June 3, 2009

App. Div. Reported at 404 N.J. Super. 531 (2009)

M-1232-08

State v. Scott Munroe

Supreme Court Docket No. 64,078

Order Filed June 3, 2009

...Leave to appeal is granted and the matter is summarily remanded to the Appellate Division to consider the appeal on the merits.

C-1018-08

State v. Darius Ingram

Supreme Court Docket No. 63,857

Order Filed June 3, 2009

Appellate Division Decision Filed February 9, 2009

...Ordered that certification is granted and the matter is summarily remanded to the trial court for appropriate sentencing after defendant is resentenced on Essex County Indictment 91-01-00186.

C-53-08

State v. Darius Ingram

Supreme Court Docket No. 62,619

Order Filed June 3, 2009

Appellate Division Decision Filed March 14, 2008

...Ordered that certification is granted, and the within matter is summarily remanded to the trial court for appropriate resentencing on a charge of second-degree robbery on Essex County Indictment 91-01-00186.

C-930-08

Iron Mountain Information Management, Inc. v. City of Newark, et al.

Supreme Court Docket No. 64,032

Order Filed May 21, 2009

App. Div. Reported at 405 N.J. Super. 599 (2009)

C-950-08

State v. Paula K. Mastro

Supreme Court Docket No. 64,058

Order Filed May 21, 2009

Appellate Division Decision Filed February 5, 2009

C-948-08

State v. Fareed M. Gandhi

Supreme Court Docket No. 64,011

Order Filed May 21, 2009

Appellate Division Decision Filed March 20, 2009

C-918-08 **State v. Cory Bieniek**
Supreme Court Docket No. 63,940
Order Filed May 21, 2009
Appellate Division Decision Filed June 5, 2008

C-914-08 **State v. Danny Mai**
Supreme Court Docket No. 63,862
Order Filed May 8, 2009
Appellate Division Decision Filed February 6, 2009

C-875-08 **New Jersey Division of Youth and Family Services v. M.C., III**
C-865-08 Supreme Court Docket No. 63,710
Order Filed May 7, 2009
App. Div. Reported at 405 N.J. Super. 24 (2008)

M-1038-08 **Lucent Technologies, Inc. v. Township of Berkeley Heights**
Supreme Court Docket No. 63,895
Order Filed April 23, 2009
App. Div. Reported at 405 N.J. Super. 257 (2009)

...Ordered that the motion for leave to appeal is granted.

C-741-08 **State of New Jersey in the Interest of J.S.**
Supreme Court Docket No. 63,663
Order Filed March 27, 2009
Appellate Division Decision Filed December 12, 2008

C-746-08 **Edward Zabilowicz v. Roslyn Kelsey**
Supreme Court Docket No. 63,781
Order Filed March 27, 2009
Appellate Division Decision Filed January 14, 2009

C-744-08 **Hina K. Patel v. New Jersey Motor Vehicle Commission**
Supreme Court Docket No. 63,429
Order Filed March 27, 2009
App. Div. Reported at 403 N.J. Super. 373 (2008)

C-715-08 **Lanfair Hose Nursing Home v. Estate of Ethel Litchult**
Supreme Court Docket No. 63,768
Order Filed March 23, 2009
Appellate Division Decision Filed December 22, 2008

C-574-08 **State v. Peter J. O'Brien**
Supreme Court Docket No. 63,418
Order Filed March 23, 2009
Appellate Division Decision Filed October 9, 2008

...Ordered that the petition for certification is granted and the matter is summarily remanded to the Appellate Division for reconsideration in light of State v. Taffaro, 195 N.J. 442 (2008).

M-841/842-08 **State v. Terrence McCabe**
Supreme Court Docket No. 63,785
Order Filed March 19, 2009

...Ordered that the motion for leave to appeal (M-841) is granted; and it is further...

Ordered that the motion for a stay of municipal court proceedings pending appeal (M-842) is granted.

C-472-08

State v. Angel Cartagena

Supreme Court Docket No. 63,356

Order Filed February 26, 2009

Appellate Division Decision Filed October 6, 2008

...Ordered that the petition for certification is granted, and the matter is summarily remanded to the trial court for further proceedings in light of State v. Slater, ___ N.J. ___ (decided February 4, 2009).

M-786-08

State v. Manuel Fejardo-Santos

Supreme Court Docket No. 63,812

Order Filed February 26, 2009

...Ordered that the motion for leave to appeal is granted; and it is further

Ordered that the state heretofore entered shall remain in place pending the disposition of the appeal; and it is further

Ordered that the appeal is accelerated and shall be set down for oral arguments on April 27 or 28, 2009.

C-635-08

Philip A. Besler, et al. v. Board of Education of West Windsor-Plainsboro Regional School District, et al.

Supreme Court Docket No. 63,259

Order Filed February 18, 2009

Appellate Division Decision Filed August 25, 2008

...Cross-petition for certification granted.

M-779-08

George Fahoury d/b/a fahoury Realty Co., et al. v. Seaworthy Acquisitions, LLC

Supreme Court Docket No. 63,833

Order Filed February 18, 2009

...Ordered that the motion for leave to appeal is granted, and the matter is summarily remanded to the trial court for the entry of an order granting movant's application to be relieved as counsel. Jurisdiction is not retained.

C-645-08

State v. Michael P. Hannigan

Supreme Court Docket No. 63,558

Order Filed February 11, 2009

Appellate Division Decision Filed November 14, 2008

...Ordered that the petition for certification is granted, and the matter is summarily remanded to the Appellate Division for expedited reconsideration on a plenary calendar. See, e.g., State v. Baylass, 114 N.J. 169 (1989), and related cases.

C-624-08

Thomas John Salzano v. North Jersey Media Group, Inc.

Supreme Court Docket No. 63,529

Order Filed February 11, 2009

App. Div. Reported at 403 N.J. Super. 403 (2008)

C-591-08 **Association of New Jersey Rifle & Pistol Clubs, Inc., et al. v. The City of Jersey et al. and Associated Community Organizations for Reform Now (ACORN New Jersey), Greenville Chapter**

Supreme Court Docket No. 63,385
Order Filed February 4, 2009
App. Div. Reported at 402 N.J. Super. 650 (2008)

C-564-08 **New Jersey Division of Youth and Family Services v. I.S. New Jersey Division of Youth and Family Services v. C.M.**

Supreme Court Docket No. 63,471
Order Filed February 4, 2009
Appellate Division Decision Filed November 3, 2008

C-609-08 **State v. Thomas E. Best**

Supreme Court Docket No. 63,534
Order Filed February 4, 2009
App. Div. Reported at 403 N.J. Super. 428 (2008)

C-558-08 **Fernando Roa, et al. v. Lafe and Marino Roa**

Supreme Court Docket No. 63,029
Order Filed January 30, 2009
App. Div. Reported at 402 N.J. Super. 529 (2008)

C-108-08 **Chantel Porras, et al. v. Township of Irvington**

Supreme Court Docket No. 62,844
Order Filed January 26, 2009
Appellate Division Decision Filed May 28, 2009

...Ordered that the petition for certification is granted and the matter is summarily remanded to the Appellate Division for reconsideration in light of Jastram v. Kruse ____ N.J. ____ (decided December 23, 2008).

C-555-08 **Robertet Flavors, Inc. v. Tami-Githens, Inc., et al.**

Supreme Court Docket No. 63,142
Order Filed January 26, 2009
Appellate Division Decision Filed July 30, 2008

...Ordered that the petition for certification is granted, limited to the extent of the remedy available on the spoliation claim.

C-545-08 **State v. Cecilia X. Chen**

Supreme Court Docket No. 63,177
Order Filed January 22, 2009
App. Div. Reported at 402 N.J. Super. 62 (2008)

C-821-08 **In re Application of Dennis Peterson for Firearms Identification Card**

Supreme Court Docket No. 62,364
Order Filed January 22, 2009
Appellate Division Decision Filed February 11, 2008

...Ordered that the petition for certification is granted, and the matter is summarily remanded to the Appellate Division for reconsideration in light of M.S. v. Millburn Police Department, ____ N.J. ____ (decided December 23, 2008).

C-534-08 **New Jersey Division of Youth and Family Services v. L.L.
In the Matter of the Guardianship of T.L., a Minor**
Supreme Court Docket No. 63,406
Order Filed January 22, 2009
Appellate Division Decision Filed October 17, 2008

C-522-08 **State v. Quadir Whitaker**
Supreme Court Docket No. 63,360
Order Filed January 20, 2009
App. Div. Reported at 402 N.J. Super. 495 (2008)

C-505-08 **Myra Bowie-McCready, et al. v. Morristown Zoning Board of Adjustment**
Supreme Court Docket No. 63,318
Order Filed January 20, 2009
Appellate Division Decision Filed September 12, 2008

C-499-08 **G.H. v. Township of Galloway**
C-500-08 **Township of Cherry Hill v. James Barclay, et al.**
Supreme Court Docket No. 63,058
Orders Filed January 20, 2009
App. Div. Reported at 401 N.J. Super. 392 (2008)

M-618-08 **State in the Interest of P.M.P.**
Supreme Court Docket No. 63,589
Order Filed January 15, 2009
App. Div. Reported at 404 N.J. Super. 69 (2008)

...Leave to appeal is granted.

C-439-08 **Howard D. Brunson v. Affinity Federal Credit Union, et al.**
Supreme Court Docket No. 63,271
Order Filed December 4, 2008
App. Div. Reported at 402 N.J. Super. 430 (2008)

C-26-08 **State v. Richard J. Chippero**
Supreme Court Docket No. 62,713
Order Filed December 4, 2008
Appellate Division Decision Filed August 9, 2006

M-530-08 **John McDarby, et al. v. Merck & Co., Inc.**
Supreme Court Docket No. 62,856
Order Filed December 4, 2008
App. Div. Reported at 40 N.J. Super. 10 (2008)

...Ordered that the motion for stay pending the issuance of the United States Supreme Court decision in Wyeth v. Levine, No. 06-1249 (argued and submitted November 3, 2008) is granted.

C-432-08 **Margaret L. Lee v. First Union National Bank**
Supreme Court Docket No. 63,263
Order Filed November 25, 2008
Appellate Division Decision Filed August 27, 2008

...Ordered that the petition for certification is granted, limited solely to the issue of whether the purchase of securities comes within the scope of the Consumer Fraud Act, N.J.S.A. 56:8-1 to -106.

M-367-08 **State v. Jayson S. Williams**
Supreme Court Docket No. 63,370
Order Filed November 25, 2008

...Ordered that the motion for leave to appeal is granted; and it is further
Ordered that the appeal is accelerated.

C-403-08 **Sebastian Fernandez v. Nationwide Mutual Fire Insurance Company**
Supreme Court Docket No. 63,163
Order Filed November 19, 2008
App. Div. Reported at 402 N.J. Super. 166 (2008)

C-407-08 **Berk Cohen Associates at Rustic Village, LLC v. Borough of Clayton**
Supreme Court Docket No. 63,290
Order Filed November 19, 2008
App. Div. Reported at 402 N.J. Super. 409 (2008)

C-397-08 **Circus Liquors, Inc. v. Governing Body of Middletown Township**
Supreme Court Docket No. 62,408
Order Filed November 19, 2008
App. Div. Reported at 398 N.J. Super. 220 (2008)

C-370-08 **New Jersey Shore Builders Association, etc. v. Township of Jackson, etc.**
C-371-08 Supreme Court Docket No. 62,953
Order Filed November 14, 2008
App. Div. Reported at 401 N.J. Super. 152 (2008)

M-419-08 **Jeffrey D. Feldstein v. Organon, Inc., et al.**
Supreme Court Docket No. 56,799
Order Filed November 14, 2008
Appellate Division Decision Decided July 13, 2004

...Ordered that the motion to unseal the record of this matter in the Superior Court, Law Division, Essex County (L-4835-02), Superior Court, Appellate Division (A-6407-02), and the Supreme Court, is granted.

C-345-08 **State v. Oscar Osorio**
Supreme Court Docket No. 63,131
Order Filed November 6, 2008
App. Div. Reported at 402 N.J. Super. 93 (2008)

C-343-08 **Thomas Best v. C&M Door Controls, Inc.**
Supreme Court Docket No. 63,168
Order Filed November 6, 2008
App. Div. Reported at 402 N.J. Super. 229 (2008)

C-312-08 **State v. Kevin Trainor**
Supreme Court Docket No. 63,045
Order Filed November 6, 2008
Appellate Division Decision Filed July 14, 2008

...Ordered that petition for certification is granted, limited solely to the following issues:

1. Was defendant's resentencing as a third-time offender on a charge of driving while intoxicated invalid because it occurred after defendant had completed serving his sentence as a second-time D.W.I. offender:
2. Did defendant's resentencing as a third-time D.W.I. offender violate the Double Jeopardy Clause of the Fifth Amendment of the federal constitution and Art. 1, ¶11, of the New Jersey constitution?
3. Did defendant's resentencing as a third-time D.W.I. offender contravene the principle of fundamental fairness?

C-274-08

Maureen Walsh v. Michael J. Disciglio, M.D., et al.

Supreme Court Docket No. 63,179

Order Filed November 6, 2008

Appellate Division Decision Filed August 19, 2008

...Ordered that the petition for certification is granted in part, and the matter is summarily remanded to the Appellate Division for its consideration of the arguments of the appellant in accordance with the principles enunciated in Baxter v. Fairmont Food Co., 74 N.J. 588, 597-98 (1977) ("The judgment of the initial factfinder... is entitled to very considerable respect. It should not be overthrown except upon the basis of a carefully reasoned and factually supported (and articulated) determination, after canvassing the record and weighing the evidence, that the continued viability of the judgment would constitute a manifest denial of justice."); see Mahoney v. Podolnick, 168 N.J. 202, 229-30 (2001) ("Our cases emphasize that a jury verdict should not be disturbed 'unless it constitutes a manifest injustice that shocks the judicial conscience.' . . . Moreover, a court should set aside a jury verdict only if it determines that the award is inadequate or excessive by viewing the evidence in the light most favorable to the non-moving party."); Carey v. Lovett, 132 N.J. 44, 66 (1993) ("The appellate role [in reviewing a verdict for claimed inadequacy] is even more restricted. When reviewing the amount of a damage award, an appellate court should show appropriate deference to the trial court's 'feel of the case.'"). We do not, by our order, intend to imply that we agree or disagree with the evaluation of the appellate panel, but rather we conclude that the appellate panel's use of a simple mathematical formula in place of the methodology we have established was inappropriate; and it is further

Ordered that in all other respects, the petition for certification is denied.

C-340-08

Omar Sanders v. Norma K. Langemeier, et al.

Supreme Court Docket No. 62,950

Order Filed October 31, 2008

App. Div. Reported at 401 N.J. Super. 125 (2008)

C-200-08

Charlotte Klumb v. Board of Education of the Manalapan-Englishtown Regional School District, Monmouth County

Supreme Court Docket No. 63,099

Order Filed October 30, 2008

Appellate Division Decision Filed July 25, 2008

M-335-08

Whirlpool Properties, Inc. v. Director, Division of Taxation

Supreme Court Docket No. 63,145

Order Filed October 30, 2008

...Ordered that the motion for leave to appeal is granted, and the matter is summarily remanded to the Appellate Division to consider the appeal on the merits.

M-336-08
M-337-08

Federated Brands, Inc. v. Director, Division of Taxation

Supreme Court Docket No. 63,146
Order Filed October 30, 2008

...Ordered that the motion for leave to appeal (M-336) is granted, and the matter is summarily remanded to the Appellate Division to consider the appeal on the merits; and it is further

Ordered that the motion to rely on the brief and appendix in support of the motion for leave to appeal filed in 62,145 (M-337) is granted.

M-338-08

Pfizer, Inc. v. Director, Division of Taxation

Supreme Court Docket No. 63,147
Order Filed October 30, 2008

...Ordered that the motion for leave to appeal is granted, and the matter is summarily remanded to the Appellate Division to consider the appeal on the merits.

M-359-08

Mohammed Khan, et al. v. Sunil K. Singh, M.D., et al.

Supreme Court Docket No. 62,145
Order Filed October 30, 2008

...Ordered that the motion to reinstate the appeal is granted.

M-405-08

State v. Jayson S. Williams

Supreme Court Docket No. 63,370
Order Filed October 30, 2008

...Ordered that the motion to seal the record is granted, pending the further Order of the Court.

C-297-07

In re: Attorney General's "Directive on Exit Polling: Media and Non-Partisan Public Interest Groups," Issued July 18, 2007

Supreme Court Docket No. 63,087
Order Filed October 29, 2008
App. Div. Reported at 402 N.J. Super. 118 (2008)

C-333-08

Fred Burnett v. County of Bergen, et al.

Supreme Court Docket No. 63,258
Order Filed October 28, 2008
App. Div. Reported at 402 N.J. Super. 319 (2008)

...Ordered that the petition for certification is granted; and it is further
Ordered that consideration of the within appeal (A-43-08) is accelerated, and the matter is set down for oral argument at 10:00 a.m. on Monday, November 17, 2008.

C-281-08

State v. Jose Nunez-Valdez

Supreme Court Docket No. 63,073
Order Filed October 22, 2008
Appellate Division Decision Filed July 16, 2008

C-254-08

State v. Ruben Majias

Supreme Court Docket No. 63,052
Order Filed October 22, 2008
Appellate Division Decision Filed July 7, 2008

...Ordered that the petition for certification is granted, limited solely to defendant's extended term sentence. On that issue, the matter is summarily remanded to the trial court for resentencing in light of State v. Pierce, 188 N.J. 155 (2006).

C-279-08 **State v. Maribel Rolon a/k/a Rodriguez**
Supreme Court Docket No. 62,916
Order Filed October 22, 2008
App. Div. Reported at 400 N.J. Super. 608 (2008)

C-288-08 **State v. Cory Bieniek**
Supreme Court Docket No. 62,967
Order Filed October 22, 2008
Appellate Division Decision Filed June 5, 2008

...Ordered that the petition for certification is granted, and the matter is summarily remanded to the Appellate Division for a statement of reasons in respect of its order of June 5, 2008.

M-261-08 **State v. J.G.**
Supreme Court Docket No. 63,232
Order Filed October 20, 2008
App. Div. Reported at 402 N.J. Super. 290 (2008)

...Ordered that the motion for leave to appeal is granted.

C-204-08 **John McDarby, et al. v. Merck & Co., Inc.**
Supreme Court Docket No. 62,856
Order Filed October 8, 2008
App. Div. Reported at 401 N.J. Super. 10 (2008)

...Ordered that the petition for certification is granted, limited solely to the issue of whether the Federal Food, Drug and Cosmetic Act, 21 U.S.C.A. §§ 301-397, preempts state law tort claims predicated on the alleged inadequacy of warnings contained in Vioxx labeling that was approved by the Food and Drug Administration.

C-261-08 **Stephanie M. Hirl, a minor, by her Guardian Suzanne Hirl v. Bank of America, N.A.**
Supreme Court Docket No. 63,091
Order Filed October 8, 2008
App. Div. Reported at 401 N.J. Super. 573 (2008)

...Ordered that the petition for certification is granted, limited solely to the issue of whether the New Jersey Electronic Funds Transfer Privacy Act, N.J.S.A. 17:16K-1 to -6, applies to any account with electronic funds capability regardless of whether there has been an actual electronic funds transfer?

C-171-08 **In the Matter of the Petition of Adamar of New Jersey, Inc., et al.**
Supreme Court Docket No. 62,936
Order Filed October 8, 2008
App. Div. Reported at 401 N.J. Super. 247 (2008)

C-174-08 **Christine Saba Fawzy v. Samih Fawzy**
C-175-08 Supreme Court Docket No. 62,852

Order Filed October 3, 2008
App. Div. Reported at 400 N.J. Super. 567 (2008)

M-229-08 **Patrick Bosworth v. ICAP Securities USA LLC, et al.**
Supreme Court Docket No. 63,214
Order Filed October 3, 2008

...Ordered that the motion for leave to appeal is granted, and the matter is summarily remanded to the Appellate Division to reconsider the appeal on the merits.

C-126-08 **State v. Karlton L. Blackmon**
Supreme Court Docket No. 62,879
Order Filed October 3, 2008
Appellate Division Decision Filed June 5, 2008

...Ordered that the petition for certification is granted, and the matter is summarily remanded to the Appellate Division for a statement of reasons in respect of its order of June 5, 2008, and it is further

Ordered that the Appellate Division may, in its discretion, refer the matter for formal briefing and reargument by the parties prior to the court's entry of a disposition pursuant to this Order. Jurisdiction is not retained.

C-195-08 **In the Matter of the Appeal by Earle Asphalt Company, etc.**
M-163-08 Supreme Court Docket No. 62,955
Order Filed September 23, 2008
App. Div. Reported at 401 N.J. Super. 310 (2008)

...Ordered that the motion of Earle Asphalt Company for a stay pending appeal is granted.

M-33-08 **Paragon Contractors, Inc. v. Peachtree Condominium Association, et al.**
Supreme Court Docket No. 63,069
Order Filed September 18, 2008

...Ordered that the motion for leave to appeal is granted and the matter is summarily remanded to the Appellate Division to consider the appeal on the merits.

C-38-08 **Frank DiMisa, et al. v. Ronald Acquaviva, et al.**
Supreme Court Docket No. 62,792
Order Filed September 15, 2008
App. Div. Reported at 400 N.J. Super. 307 (2008)

...Ordered that the petition for certification is granted limited to the following issues:

1. Notwithstanding the general adherence to the "American Rule" in respect of the award of counsel fees, are plaintiffs entitled to counsel fees as a prevailing party on the ground that defendant R.E. Investors, Ltd., Inc., was a separate and distinct third party to the action? And
2. Did the Appellate Division err in its remand of issues that were not raised by plaintiffs in their appeal to that court?

C-63-08 **Penn National Insurance Company v. Frank Costa, et al.**
Supreme Court Docket No. 62,735

Order Filed September 9, 2008
App. Div. Reported at 400 N.J. Super. 147 (2008)

C-14-08 **State v. Quinn Marshall**
Supreme Court Docket No. 62,289
Order Filed September 5, 2008
App. Div. Reported at 398 N.J. Super. 92 (2008)

C-24-08 **State v. Lavar Winder**
Supreme Court Docket No. 62,697
Order Filed September 5, 2008
Appellate Division Decision Filed April 22, 2008

C-1166-07 **Mt. Holly Township Board of Education v. Mt. Holly Township Education Association, et al.**
Supreme Court Docket No. 62,703
Order Filed July 23, 2008
Appellate Division Decision Filed April 21, 2008

C-792-07 **Donald W. Johnson, et al. v. Ocean City Planning Board**
Supreme Court Docket No. 62,303
Order Filed July 23, 2008
Appellate Division Decision Filed January 25, 2008

...Ordered that the petition for certification is granted and the matter is summarily remanded to the Appellate Division for reconsideration in light of Hess v. Planning Board of County of Burlington, ____ N.J. ____ (decided July 16, 2008).

C-1131-07 **Lyle Real v. Radir Wheels, Inc., et al.**
Supreme Court Docket No. 61,588
Order Filed July 15, 2008
Appellate Division Decision Filed July 6, 2007

C-1135-07 **Robert Nicastro, et al. v. McIntyre Machinery America, Ltd., et al.**
Supreme Court Docket No. 62,668
Order Filed July 15, 2008
App. Div. Reported at 399 N.J. Super. 539 (2008)

C-157-07 **State v. Terry Coder**
Supreme Court Docket No. 61,526
Order Filed July 8, 2008
Appellate Division Decision Filed July 12, 2007

...Ordered that the petition for certification is granted, limited solely to the question of whether the trial court abused its discretion in admitting the out-of-court statement of witness J.B. under N.J.R.E. 803 (c) (27) (statements by a child relating to a sexual offense).

C-1003-07 **Lorraine Mocco v. Jersey City Zoning Board of Adjustment, et al.**
Supreme Court Docket No. 61,924
Order Filed July 8, 2008
Appellate Division Decision Filed October 16, 2007

...Ordered that the petition for certification is granted, and the judgment of the Appellate Division is summarily modified to remand the matter to the Jersey City Board of Adjustment to reconsider Brunswick 9 Associates, LLC's variance application and for

specific findings regarding the positive and negative criteria without regard to whether "the subject site may have been improperly zoned."

C-1125-07 **Circus Liquors, Inc. v. Governing Body of Middletown Township**
Supreme Court Docket No. 62,408
Order Filed July 3, 2008
Appellate Division Decision Filed February 27, 2008

C-1102-07 **Amalgamated Transit Union Local 880 v. New Jersey Transit Bus Operations, Inc.**
Supreme Court Docket No. 62,481
Order Filed June 26, 2008
Appellate Division Decision Filed March 4, 2008

C-1103-07 **Sopharie Leang, et al. v. Jersey City Board of Education, et al.**
C-1104-07 Supreme Court Docket No. 62,622
Order Filed June 26, 2008
App. Div. Reported at 399 N.J. Super. 329 (2008)

C-847-07 **Piermount Iron Works, Inc., et al. v. Evanston Insurance Company, et al.**
Supreme Court Docket No. 62,178
Order Filed June 26, 2008
App. Div. Reported at 397 N.J. Super. 463 (2008)

C-636-07 **Richard Updegrove v. Peerless Tube Company**
Supreme Court Docket No. 62,065
Order Filed June 26, 2008
Appellate Division Decision Filed November 15, 2007

...Ordered that the petition for certification is granted, and the matter is summarily remanded to the Appellate Division for consideration in light of Cruz v. Central Jersey Landscaping, ____ N.J. ____ (decided June 9, 2008).

C-1075-07 **State v. Kelvin Washington**
Supreme Court Docket No. 62,660
Order Filed June 17, 2008
Appellate Division Decision Filed April 16, 2008

...Ordered that the matter is remanded to the trial court to provide a more specific statement of reasons for its sentence on the extended term imposed on count one (Armed Robbery; fifty years subject to the No Early Release Act); and it is further

Ordered that the trial court shall file its revised judgment of conviction with the Clerk of this Court within thirty days of the filing date of this Order;

Jurisdiction is otherwise retained.

C-1063-07 **Kathleen V. Bauer v. Frederick Nesbitt, III, et al.**
Supreme Court Docket No. 62,552
Order Filed June 12, 2008
App. Div. Reported at 399 N.J. Super. 71 (2008)

C-1085-07 **State v. Forrest M. Baker, Sr.**
Supreme Court Docket No. 62,586
Order Filed June 12, 2008
App. Div. Reported at 400 N.J. Super. 28 (2008)

C-1079-07 **State v. Jeffrey Bibbs**
Supreme Court Docket No. 62,638
Order Filed June 12, 2008
Appellate Division Decision Filed April 1, 2008

...Ordered that the petition for certification is granted and the matter is summarily remanded to the trial court for resentencing in light of State v. Pierce, 188 N.J. 155 (2006).

C-347-07 **Abraham Hemsy v. Board of Trustees, Police & Firemen's Retirement System**
Supreme Court Docket No. 61,372
Order Filed May 30, 2008
App. Div. Reported at 393 N.J. Super. 524 (2007)

C-990-07 **State v. Terrence Echols**
Supreme Court Docket No. 62,445
Order Filed May 16, 2008
App. Div. Reported at 398 N.J. Super. 192 (2008)

C-978-07 **City of Ocean City v. Joseph Somerville, et al.**
Supreme Court Docket No. 61,814
Order Filed May 16, 2008
Appellate Division Decision Filed September 13, 2007

...Ordered that the petition for certification is granted, and the matter is summarily remanded to the Appellate Division for reconsideration in light of In re Ordinance 04-75, 192 N.J. 446 (2007).

C-976-07 **Litton Industries, Inc., et al. v. IMO Industries, Inc., et al.**
C-977-07 Supreme Court Docket No. 62,409
Order Filed May 16, 2008
Appellate Division Decision Filed January 28, 2008

C-973-07 **Pagano Company v. 48 South Franklin Turnpike, LLC**
Supreme Court Docket No. 62,495
Order Filed May 16, 2008
Appellate Division Decision Filed March 3, 2008

C-957-07 **State v. Larry R. Henderson**
Supreme Court Docket No. 62,218
Order Filed May 16, 2008
App. Div. Reported at 397 N.J. Super. 398 (2008)

C-953-07 **State v. Anthony Bogan**
Supreme Court Docket No. 62,354
Order Filed May 16, 2008
Appellate Division Decision Filed February 11, 2008

C-938-07 **New Jersey Division of Youth and Family Services v. G.M. and M.M. In the Matter of the Guardianship of K.M., and C.M., Minors**
Supreme Court Docket No. 62,300
Order Filed May 16, 2008
App. Div. Reported at 398 N.J. Super. 21 (2008)

C-924-07 **State v. Alonzo B. Hill**

Supreme Court Docket No. 61,831
Order Filed May 16, 2008
Appellate Division Decision Filed November 20, 2006

C-911-07 **John Stohl, et al. v. Alfred F. Zglobicki, et al.**

Supreme Court Docket No. 62,299
Order Filed May 16, 2008
Appellate Division Decision Filed January 24, 2008

...Ordered that the petition for certification is granted, and the matter is summarily remanded to the trial court to review the post-trial surveillance tapes of plaintiff and in light thereof, to reconsider defendant's motion to vacate the judgment pursuant to Rule 4:50-1(b) and (c).

C-896-07 **State v. Saleem Allen**

Supreme Court Docket No. 62,482
Order Filed May 16, 2008
Appellate Division Decision Filed January 11, 2008

...Ordered that the petition for certification is granted, limited solely to the issue of whether defendant should have been allowed to withdraw his plea of guilty prior to sentencing.

C-877-07 **Shore Orthopaedic Group, LLC v. The Equitable Life Assurance Society of the United States, et al.**

Supreme Court Docket No. 62,302
Order Filed May 16, 2008
App. Div. Published at 397 N.J. Super. 614 (2008)

...Ordered that the petition for certification is granted limited to the issue of whether the insurance coverage at hand was, for the purpose of considering an award of counsel fees pursuant to Rule 4:42-9(a)(6), a first-party policy or a third-party policy.

M-1145-07 **State v. Martin R. Taccetta**

Supreme Court Docket No. 62,490
Order Filed May 16, 2008
Appellate Division Decision Filed March 6, 2008

...Ordered that the motion for leave to appeal is granted.

M-1223-07 **Lori Scott v. Board of Trustees, Police and firemen's Retirement System**

Supreme Court Docket No. 61,639
Order Filed May 16, 2008
Appellate Division Decision Filed August 7, 2007

...Ordered that the motion for remand is granted, and the matter is summarily remanded to the Board of Trustees, Police and Firemen's Retirement System to reconsider the matter in light of Patterson v. Board of Trustees, Police and Firemen's Retirement System, 194 N.J. 29 (2008).

C-783-07 **Mahmoud Agha v. Valerie M. Feiner, et al.**

Supreme Court Docket No. 62,172
Order Filed May 9, 2008
Appellate Division Decision Filed May 9, 2008

...Ordered that the petition for certification is granted, limited solely to the issue of the appropriate disposition of defendant's motion for an involuntary dismissal pursuant to Rule 4:37-2(b).

C-912-07

Bob Meyer Communities, Inc., et al. v. Stone Harbor Lakes, LLC, et al.

Supreme Court Docket No. 62,295

Order Filed May 6, 2008

Appellate Division Decision Filed January 22, 2008

...Ordered that the petition for certification is granted, and the matter is summarily remanded to the Appellate Division to reconsider in light of Wein v. Morris, ___ N.J. ___ (decided April 14, 2008).

C-879-07

McKesson Corp., etc. v. Hackensack Medical Imaging

Supreme Court Docket No. 62,351

Order Filed May 6, 2008

Appellate Division Decision Filed February 14, 2008

C-889-07

State v. Diego Vallejo

Supreme Court Docket No. 62,307

Order Filed May 6, 2008

Appellate Division Decision Filed January 25, 2008

M-1100-07

Zagami, LLC, etc. v. Luis Perez

Supreme Court Docket No. 62,578

Order Filed May 6, 2008

...Ordered that the motion for leave to appeal is granted, and the matter is summarily remanded to the Appellate Division to consider the appeal on the merits contemporaneously with Zagami LLC v. Cottrell (A-3948-07), (decided April 15, 2008).

C-808-07

State v. Paul J. Kuchera, Sr.

Supreme Court Docket No. 62,395

Order Filed April 11, 2008

Appellate Division Decision Filed June 27, 2007

...Ordered that the petition for certification is granted, limited solely to the issue of whether State v. Artwell, 177 N.J. 526 (2003), applies to witnesses for the prosecution. See State v. Russell, 384 N.J. Super. 586 (App. Div. 2006).

C-749-07

Tyrell Hardy, etc. v. Hamza Abdul-Matin, et al.

Supreme Court Docket No. 62,228

Order Filed April 3, 2008

App. Div. Reported at 397 N.J. Super. 574 (2008)

C-759-07

Township of West Orange v. 769 Associates, LLC

Supreme Court Docket No. 62,201

Order Filed April 3, 2008

App. Div. Reported at 397 N.J. Super. 244 (2007)

M-924-07

State v. Afrim Tairi

Supreme Court Docket No. 62,309

Order Filed April 3, 2008

...Ordered that the motion for leave to appeal is granted and the matter is summarily remanded to the Appellate Division to consider the appeal on the merits.

M-939-07 **Czar, Inc. v. Jo Anne Heath, et al.**
Supreme Court Docket No. 62,362
Order Filed April 3, 2008
App. Div. Reported at 398 N.J. Super. 133 (2008)

... Ordered that the motion for leave to appeal is granted.

M-975/976-07 **Metra Industries, Inc. v. Kearny Municipal Utilities Authority**
Supreme Court Docket No. 62,500
Order Filed April 2, 2008

...Ordered that the motion for stay of judgment pending appeal (M-975) is granted; and it is further ordered that the motion for acceleration of the appeal in the Appellate Division (M-976) is granted.

M-979-07 **Frances Phillips v. Brian Grogan, et al.**
Order Filed April 2, 2008

... Ordered that the motion to vacate the March 14, 2008 order of the Superior Court, Appellate Division, which stayed the trial court's grant of pendent elite visitation, is granted pending disposition of the appeal in the Appellate Division.

M-972-07 **IMO Appeal by Urban Engineers, Inc. of the Final Agency Action by the Acting State Treasurer Affirming the Ineligibility Decision of the New Jersey Department of Treasury, Division of Purchase and Property, Contract Compliance and Audit Unit**
Order Filed April 2, 2008

...Ordered that the motion of movant, Urban Engineers, Inc., is granted in part, and the determination of the Acting State Treasurer affirming the ineligibility decision of the New Jersey Department of Treasury, Division of Purchase and Property, Contract Compliance and Audit Unit, is stayed pending appeal; and it is further ordered that the Superior Court, Appellate Division is directed to accelerate the appeal.

C-700-07 **State v. Dionte Byrd**
State v. Freddie Dean, Jr.
Supreme Court Docket No. 61,251
Order Filed March 27, 2008
App. Div. Reported at 393 N.J. Super. 218 (2007)

C-719-07 **Elizabeth Baboghlian, Individually and as Executrix of the Estate of Vartkes O. Baboghlian, et al. v. Swift Electrical Supply, et al.**
Supreme Court Docket No. 61,311
Order Filed March 27, 2008
App. Div. Reported at 393 N.J. Super. 187 (2007)

C-691-07 **John Bardis, et al. v. First Trenton Insurance Co.**
Supreme Court Docket No. 62,157
Order Filed March 27, 2008
App. Div. Reported at 397 N.J. Super. 138 (2007)

C-739-07 **State v. A.O.**
Supreme Court Docket No. 62,096

Order Filed March 27, 2008
App. Div. Reported at 397 N.J. Super. 8 (2007)

C-745-07 **State v. J.J.**
Supreme Court Docket No. 62,132
Order Filed March 27, 2008
App. Div. Reported at 397 N.J. Super. 91 (2007)

C-671-07 **State v. Angelo A. Grenci, Jr.**
Supreme Court Docket No. 61,300
Order Filed March 12, 2008
Appellate Division Decision Filed April 19, 2007

C-587-07 **State v. Marcellus R. Williams**
Supreme Court Docket No. 62,043
Order Filed February 21, 2008
Appellate Division Decision Filed November 13, 2007

C-590-07 **Eddie Javiar v. New Jersey Department of Corrections**
Supreme Court Docket No. 62,003
Order Filed February 21, 2008
Appellate Division Decision Filed October 1, 2007

C-546-07 **State v. Ryshan Tatum**
Supreme Court Docket No. 61,610
Order Filed February 20, 2008
Appellate Division Decision Filed July 6, 2007

...Ordered that the petition for certification is granted, and the Court having determined that the Appellate Division improvidently reversed defendant's conviction before remanding the matter to the trial court for further proceedings;

It is Ordered that the portion of the Appellate Division's judgment that reversed defendant's conviction is vacated; and it is further

Ordered that the within matter is summarily remanded to the trial court to conduct an N.J.R.E. 104(a) hearing to determine if the testimony of the psychologist, Dr. J. Dennis Cadigan, and the substance abuse evaluator, Terry McCorkell, would be of assistance to the jury; and it is further

Ordered that if the trial court determines that the testimony would not assist the jury in arriving at a verdict, defendant's conviction and sentence shall stand; and it is further

Ordered that if the trial court determines that Dr. Cadigan's or Mr. McCorkell's testimony would be of assistance to the jury, it shall vacate defendant's conviction and sentence and set the matter down for retrial.

C-496-07 **Camie Livsey v. Mercury Insurance Group**
Supreme Court Docket No. 61,936
Order Filed February 4, 2008
App. Div. Reported at 396 N.J. Super. 373 (2007)

C-505-07 **Rhonda Bosland v. Warnock Dodge, Inc.**
Supreme Court Docket No. 61,927
Order Filed February 4, 2008
App. Div. Reported at 396 N.J. Super. 267 (2007)

...Ordered that the petition for certification is granted, limited solely to the issue of whether an attempt to obtain redress is an essential element of a claim under the Consumer Fraud Act, N.J.S.A. 56:8-1 to -20.

C-529-07 **Tiffany N. Jastram, by her Guardian Ad Litem, Diane Jastram, etc. v. Scott M. Kruse**
Supreme Court Docket No. 61,958
Order Filed February 5, 2008
Appellate Division Decision Filed October 30, 2007

C-543-07 **State v. Ernest Spell**
Supreme Court Docket No. 61,638
Order Filed February 5, 2008
App. Div. Reported at 395 N.J. Super. 337 (2007)

M-660-07 **Education Law Center v. New Jersey Department of Education**
Supreme Court Docket No. 62,150
Order Filed February 5, 2008

...Ordered that the motion for leave to appeal is granted; and it is further

Ordered that the Order of the Court dated June 5, 2007, granting the motion for a stay (M-1345-06, Docket No. 61,246), remains in effect until further order of the Court.

C-493-07 **State v. Marcus Cassidy**
Supreme Court Docket No. 61,967
Order Filed January 24, 2008
App. Div. Reported at 396 N.J. Super. 392 (2007)

C-487-07 **State v. Jama Smith**
Supreme Court Docket No. 61,956
Order Filed January 24, 2008
Appellate Division Decision Filed October 17, 2007

... Ordered that the petition for certification is granted, limited solely to the issue of whether the trial court erred in its instruction to the jury on the element of knowledge in respect of the charge of possession of a defaced firearm in violation of N.J.S.A. 2C:39-3(d).

C-480-07 **State v. Paul Amelio**
Supreme Court Docket No. 61,798
Order Filed January 24, 2008
Appellate Division Decision Filed September 21, 2007

C-462-07 **James Lobiondo, Jr., et al. v. Grace Schwartz, et al.**
C-463-07 Supreme Court Docket No. 61,643
Order Filed January 24, 2008
Appellate Division Decision Filed August 1, 2007

C-468-07 **Casey Pellicer, a Minor, etc., et al. v. St. Barnabas Hospital, et al.**
C-469-07 Supreme Court Docket No. 61,691
C-470-07 Order Filed January 24, 2007
C-471-07 Appellate Division Decision Filed August 13, 2007

M-604-07 **Chubb Custom Insurance Company, et al. v. The Prudential Insurance Company of America, et al.**

Supreme Court Docket No. 61,425
Order Filed January 24, 2008
App. Div. Reported at 394 N.J. Super. 71 (2007)

... Ordered that the motion for a stay is granted. `

C-461-07 **State v. John L. Nyhammer**
Supreme Court Docket No. 61,732
Order Filed January 18, 2008
Appellate Division Decision Filed September 6, 2007

C-448-07 **State v. Vincent Salzillo**
Supreme Court Docket No. 61,673
Order Filed January 18, 2008
Appellate Division Decision Filed August 6, 2007

C-442-07 **New Jersey Shore Builders Association v. Township of Jackson**
Supreme Court Docket No. 61,551
Order Filed January 18, 2008
Appellate Division Decision Filed July 11, 2007

C-313-07 **State v. Tony L. Slater**
Supreme Court Docket No. 61,723
Order Filed December 6, 2007
Appellate Division Decision Filed August 15, 2007

... Ordered that the petition for certification is granted, limited solely to the issue of defendant's presentence application to withdraw his guilty plea.

C-399-07 **State v. Wayne DeAngelo**
Supreme Court Docket No. 61,782
Order Filed December 6, 2007
App. Div. Reported at 396 N.J. Super. 23 (2007)

C-411-07 **State v. Leidy Granados**
Supreme Court Docket No. 61,676
Order Filed December 6, 2007
Appellate Division Decision Filed August 9, 2007

C-416-07 **Borough of Glassboro v. Fraternal Order of Police Lodge No. 108, In the Matter of Sergeant Peter L. Amico**
Supreme Court Docket No. 61,797
Order Filed December 6, 2007
App. Div. Reported at 395 N.J. Super. 644 (2007)

C-426-07 **OFP, L.L. C. v. State of New Jersey**
Supreme Court Docket No. 61,621
Order Filed December 6, 2007
App. Div. Reported at 395 N.J. Super. 571 (2007)

M-505-07 **Mark LaFranco v. Avaya, Inc.**
Supreme Court Docket No. 61,871
Order Filed December 6, 2007
Appellate Division Docket No. A-1666-06

M-468-07 **Walter Sroczynski v. John Milek, etc., et al.**

Supreme Court Docket No. 61,686
Order Filed December 6, 2007
Appellate Division Docket No. A-3103-06

E-70-07

In re Petition for Review of the Determination by the Committee on the Unauthorized Practice of Law

Supreme Court Docket No. 60,628
Order Filed November 20, 2007

... Ordered that the petition for review seeking review of the decision of the Committee on the Unauthorized Practice of Law in respect of the appearance of Riverview Professional Services' nurses as "authorized representatives" of insurance companies at Personal Injury Protection arbitrations is granted.

C-350-07

In the Matter of the Civil Commitment of J.M.B., SVP-358-04

Supreme Court Docket No. 61,547
Order Filed November 20, 2007
App. Div. Reported at 395 N.J. Super. 69 (2007)

C-363-07

Lourdes Medical Center of Burlington County v. Board of Review, et al.

Supreme Court Docket No. 61,558
Order Filed November 20, 2007
App. Div. Reported at 394 N.J. Super. 446 (2007)

C-367-07

M.S. v. Millburn Police Department and Office of the Essex County Prosecutor

Supreme Court Docket No. 61,748
Order Filed November 20, 2007
App. Div. Reported at 395 N.J. Super. 638 (2007)

M-448-07

Tiffany N. Jastram, et al. v. Scott M. Kruse

Supreme Court Docket No. 61,958
Order Filed November 20, 2007
Appellate Division Decision Filed 10/30/07

... Ordered that the motion for stay pending the petition for certification is granted.

M-382-07

Appaloosa Investment, L.P.I., et al. v. J.P. Morgan Securities, Inc., et al.

M-383-07

Supreme Court Docket No. 61,738
Order Filed November 20, 2007

... Ordered that the motion for leave to appeal is granted, and the matter is summarily remanded to the Appellate Division to consider the appeal on the merits.

C-326-07

Ronald Jamgochian v. N.J. State Parole Board

Supreme Court Docket No. 61,556
Order Filed November 15, 2007
App. Div. Reported at 394 N.J. Super. 517 (2007)

C-322-07

Donald T. Polzo, etc., et al. v. County of Essex

Supreme Court Docket No. 61,719
Order Filed November 15, 2007
Appellate Division Decision Filed August 22, 2007

C-335-07

State v. Terrence T. Singleton

Supreme Court Docket No. 61,693
Order Filed November 15, 2007

C-255-07 Appellate Division Decision Filed July 5, 2007
Riya Finnegan, LLC v. Township Council of the Township of South Brunswick, et al.
Supreme Court Docket No. 61,503
Order Filed October 31, 2007
App. Div. Reported at 394 N.J. Super. 303 (2007)

C-290-07 **Suzanne K. Ogborne v. Mercer Cemetery Corporation, et al.**
C-291-07 Supreme Court Docket No. 61,344
Order Filed October 31, 2007
Appellate Division Decision Filed June 6, 2007

M-369-07 **Randolph Perry v. New Jersey State Racing Industry, et al.**
Supreme Court Docket No. 61,744
Order Filed October 31, 2007
Appellate Division Decision Filed September 9, 2007

...Ordered that the motion for a stay pending petition for certification is granted.

C-251-07 **State of New Jersey in the Interest of S.A.J., Jr., a Juvenile**
State of New Jersey in the Interest of R.R., a Juvenile
Supreme Court Docket No. 61,646
Order Filed October 24, 2007
Appellate Division Decision filed August 8, 2007

C-259-07 **Lawrence Denike, Individually and as a Member of Classic Mortgage, LLC**
Supreme Court Docket No. 61,609
Order Filed October 24, 2007
App. Div. Reported at 394 N.J. Super. 357 (2007)

C-235-07 **State v. Shariff Ingram**
C-236-07 Supreme Court Docket No. 61,615
Order Filed October 24, 2007
Appellate Division Decision Filed August 1, 2007

C-259-07 **Lawrence Denike, etc., v. Michael Cupo**
Supreme Court Docket No. 61,609
Order Filed October 24, 2007
App. Div. Reported at 394 N.J. Super. 357 (2007)

C-230-07 **Richard A. Romagnola v. Richard Gillespie, et al.**
Supreme Court Docket No. 61,535
Order Filed October 24, 2007
Appellate Division Decision Filed July 6, 2007

...Ordered that the petition for certification is granted, limited solely to the issue of the application of the September 1, 2004, amendment to Rule 4:58-2 to the March 20, 2002, offer of judgment by plaintiff.

C-282-07 **State v. Charles S. Thomas**
Supreme Court Docket No. 61,602
Order Filed October 24, 2007
Appellate Division Decision Filed July 26, 2005

C-192-07 **Carole Brundage v. Estate of Carl Carambio**
Supreme Court Docket No. 61,507

Order Filed October 18, 2007
App. Div. Reported at 394 N.J. Super. 292 (2007)

C-200-07 **Dolores Simmermon, etc. v. New Wave Plastering, Inc., et al.**
Supreme Court Docket No. 61,291
Order Filed October 11, 2007
App. Div. Reported at 393 N.J. Super. 333 (2007)

C-193-07 **Julie Greely v. Sean Greely**
M-57-07 Supreme Court Docket No. 61,540
Order Filed October 11, 2007

...Ordered that the motion for acceleration is granted.

C-162-07 **Raymond Van Duren v. Leigh Rzasa-Ormes**
Supreme Court Docket No. 61, 429
Order Filed October 4, 2007
App. Div. Reported at 394 N.J. Super. 254 (2007)

C-167-07 **Blase J. Toto, et al. v. Sheriff's Officer Rolando Ensuar, et al.**
Supreme Court Docket No. 61,430
Order Filed October 4, 2007
Appellate Division Decision Filed June 22, 2007

C-159-07 **Jason Cutler v. Theodore Dorn, et al.**
Supreme Court Docket No. 60,785
Order Filed October 4, 2007
App. Div. Reported at 390 N.J. Super. 238 (2007)

C-126-07 **Chubb Custom Insurance Company, et al. v. The Prudential Insurance Company of America, et al.**
Supreme Court Docket No. 61,425
Order Filed September 27, 2007
App. Div. Reported at 394 N.J. Super. 71 (2007)

...Ordered that the petition for certification is granted, limited solely to the issue of whether the Service of Suit Clause is a forum selection clause.

M-180-07 **Frank Caminiti v. Board of Trustees, Police and Fireman's Retirement System**
Supreme Court Docket No. 61,541
Order Filed September 27, 2007
App. Div. Reported at 394 N.J. Super. 478 (2007)

...Ordered that the motion for a remand is granted, to the Board of Trustees for reconsideration of the matter in light of Richardson v. Board of Trustees, 192 N.J. 189 (2007).

M-179-07 **Robert Czarnecki v. Board of Trustees, Police and Firemen's Retirement System**
Supreme Court Docket No. 61,460
Order Filed September 27, 2007
Appellate Division Decision Filed June 27, 2007

...Ordered that the motion for a remand is granted, to the Board of Trustees for reconsideration of the matter in light of Richardson v. Board of Trustees, 192 N.J. 189 (2007).

C-129-07 **Carol Bedford, et al. v. Anthony L. Riello, D.C., et al.**
Supreme Court Docket No. 61,134
Order Filed September 25, 2007
App. Div. Reported at 392 N.J. Super. 270 (2007)

C-119-07 **State v. Darren L. Bradshaw**
Supreme Court Docket No. 60,984
Order Filed September 20, 2007
App. Div. Reported at 392 N.J. Super. 425 (2007)

C-113-07 **State v. Anil Nayee**
Supreme Court Docket No. 61,432
Order Filed September 20, 2007
Appellate Division Decision Filed July 5, 2007

...Ordered that the petition for certification is granted, limited solely to the issue of the trial court's refusal to consider the record before it in respect of defendant's mental illness as a mitigating factor under N.J.S.A. 2C:44-1b(4) in arriving at its sentence; and it is further

Ordered that the matter is summarily remanded to the trial court for resentencing in light of State v. Nataluk, 316 N.J. Super. 335, 349 (1998).

C-100-07 **State of New Jersey (County of Bergen) v. Safety National Casualty Corporation, as Surety**
Supreme Court Docket No. 61,419
Order Filed September 20, 2007
Appellate Division Decision Filed June 20, 2007

M-190-07 **329 Palisade Ave., LLC v. Angel DeJesus**
Order Filed September 19, 2007

...Ordered that the motion for a stay pending appeal is granted, and the matter is remanded to the Appellate Division for expedited consideration of the appeal.

M-2-07 **State v. Janet Gelman n/k/a Caitlin Ryerson**
Supreme Court Docket No. 60,996
Order Filed September 11, 2007
Appellate Division Decision Filed February 26, 2007

...Ordered that the motion for leave to appeal is granted, limited to the following issues: (1) whether a conviction under former N.J.S.A. 2C:34-1(a)(2) constitutes "such an offense" for purposes of enhanced grading under N.J.S.A. 2C:34-1(c)(4); and (2) whether a prior uncounseled conviction of a petty disorderly persons offense can be used to elevate a disorderly persons offense to an indictable offense under a conversion-of-charge statute.

M-12-07 **State of New Jersey in the Interest of A.O.**
Supreme Court Docket No. 60,333
Order Filed September 11, 2007
Appellate Division Decision Filed October 3, 2006

...Ordered that the motion of the State of New Jersey for summary disposition is granted, to the end that the matter is summarily remanded to the Appellate Division for reconsideration on the merits in light of State v. Williams, 192 N.J. 1 (2007). Jurisdiction is not retained.

C-48-07 **State v. James D. Dorman**
Supreme Court Docket No. 61,254
Order Filed September 11, 2007
App. Div. Reported at 393 N.J. Super. 28 (2007)

...Ordered that the petition for certification is granted, limited solely to the question of whether in light of Crawfor v. Washington, 541 U.S. 36 (2004), the admission of the breathalyzer machine certificate of operability violated the Confrontation Clause of the United States Constitution.

M-8-07 **Brian Scott Owens, Sr., et al. v. Gerald Feigin, M.D., et al.**
Supreme Court Docket No. 61,449
Order Filed September 7, 2007
App. Div. Reported at 394 N.J. Super. 85 (2007)

C-33-07 **Board of Education of the City of Sea Isle, Cape May County v. William J. Kennedy**
Supreme Court Docket No. 61,267
Order Filed September 7, 2007
App. Div. Reported at 393 N.J. Super. 93 (2007)

C-62-07 **Edward R. McMahon, etc. v. City of Newark, et al.**
Supreme Court Docket No. 61,296
Order Filed September 7, 2007
Appellate Division Decision Filed May 24, 2007

C-64-07 **Richard A. Pulaski Construction Co., Inc. v. Air Frame Hangars, Inc., et al.**
Supreme Court Docket No. 61,415
Order Filed September 7, 2007
Appellate Division Decision Filed May 29, 2007

C-72-07 **Hess Corporation v. Burlington County Planning Board**
Supreme Court Docket No. 61,399
Order Filed September 7, 2007
Appellate Division Decision Filed June 12, 2007

C-3-07 **Randy Senna, t/a Flippers Fascination v. Walter Florimont, et al.**
Supreme Court Docket No. 61,350
Order Filed September 7, 2007
Appellate Division Decision Filed May 30, 2007

C-23-07 **State v. Franklin J. Burr, II**
Supreme Court Docket No. 61,196
Order Filed September 7, 2007
App. Div. Reported at 392 N.J. Super. 538 (2007)

M-27/28-07 **State v. Angela Baum and Jermel Moore**
Supreme Court Docket No. 61,313
Order Filed September 7, 2007
App. Div. Reported at 393 N.J. Super. 275 (2007)

M-29-07 **LaCorte Agency LLC v. C&L Developers, Inc., et al.**
Supreme Court Docket No. 61,537
Order Filed September 7, 2007

...Ordered that the motion for leave to appeal is granted, and the matter is summarily remanded to the Appellate Division for consideration on the merits.

M-1537-06 **State v. Robert Tanner**
Supreme Court Docket No. 61,005
Order Filed July 23, 2007
Appellate Division Decision Filed March 28, 2007

...Ordered that motion to vacate the stipulation of dismissal and reinstate the notice of petition for certification is granted.

C-1187-06 **P.V., by her Guardian Ad Litem, et al. v. Camp Jaycee, et al.**
Supreme Court Docket No. 61,193
Order Filed July 23, 2007
App. Div. Reported at 393 N.J. Super. 19 (2007)

C-1250-06 **State v. Kenneth Nero**
Supreme Court Docket No. 61,269
Order Filed July 23, 2007
App. Div. Reported at 393 N.J. Super. 316 (2007)

M-1497-06 ...Ordered that the motion for a stay of the judgment of the Appellate Division pending final disposition of the pending petition for certification is granted.

C-1179-06 **In the Matter of the Application of Robert L. Taylor, Cape May County Prosecutor, for an Order Directing the Cape May County Board of Chosen Freeholders to Appropriate Necessary Funds for the Cape May County Prosecutor's Office**
Supreme Court Docket No. 61,164
Order Filed July 16, 2007
App. Div. Reported at 393 N.J. Super. 213 (2007)

C-1184-06 **Denise M. Sciarrotta, et al. v. Global Spectrum, et al.**
Supreme Court Docket No. 61,159
Order Filed July 6, 2007
App. Div. Reported at 392 N.J. Super. 403 (2007)

C-1173-06 **State v. Pamela Haynes**
Supreme Court Docket No. 61, 052
Order Filed July 6, 2007
Appellate Division Decision Filed March 28, 2007

...Ordered that the petition for certification is granted, and the matter is summarily remanded to the trial court for a proceeding at which defendant either shall provide an adequate factual basis for her plea of guilty pursuant to Rule 3:9-2 or shall withdraw the plea and proceed to trial on the charge of violation of probation; and it is further

Ordered that if defendant elects to confirm her plea of guilty by providing the court with a satisfactory factual basis for its entry, the trial court shall thereafter resentence defendant, ensuring that she has the opportunity to exercise her right of allocution pursuant to Rule 3:21-4(b);

Jurisdiction is not retained.

C-1168-06 **State v. Anthony Pierre Hester**
Supreme Court Docket No. 61,036
Order Filed July 6, 2007

Appellate Division Decision Filed March 28, 2007

...Ordered that the petition for certification is granted, limited solely to the issue of allocution, and the matter is summarily remanded to the trial court for resentencing.

C-1150-06 **New Jersey Society for the Prevention of Cruelty to Animals, Farm Sanctuary, et al. v. New Jersey Department of Agriculture, et al.**
Supreme Court Docket No. 60,854
Order Filed July 6, 2007
Appellate Division Decision Filed February 16, 2007

C-1140-06 **State v. Wilberto Rodriguez**
C-1141-06 Supreme Court Docket No. 61,019
Order Filed July 6, 2007
App. Div. Reported at 392 N.J. Super. 101 (2007)

C-1087-06 **Elizabeth Mason v. City of Hoboken, et al.**
Supreme Court Docket No. 60,920
Order Filed June 21, 2007
Appellate Division Decision Filed March 8, 2007

C-1109-06 **State v. Gregory D. Austin**
Supreme Court Docket No. 61,192
Order Filed June 21, 2007
Appellate Division Decision Filed October 17, 2006

C-1117-06 **David Turner v. New Jersey Department of Corrections**
Supreme Court Docket No. 61,056
Order Filed June 21, 2007
Appellate Division Decision Filed March 28, 2007

... Ordered that the petition for certification is granted, the judgment of the Appellate Division is summarily reversed, and the matter is remanded to the Department of Corrections for reconsideration in light of further administrative proceedings at which the issue of what inmate witnesses saw and heard at the time of the incident is to be determined. Jurisdiction is not retained.

C-1143-06 **State v. Diara Barden**
Supreme Court Docket No. 61,002
Order Filed June 21, 2007
Appellate Division Decision Filed March 12, 2007

... Ordered that the petition for certification is granted, limited solely to the question of whether testimony that defendant sold drugs to the co-defendant over a six-month period prior to the robbery of September 7, 2003, was improperly admitted by the trial court under a theory of either res gestae or N.J.R.E. 404 (b).

C-1022-06 **Michael Pizzullo, et al. v. New Jersey Manufacturers Insurance Company**
Supreme Court Docket No. 60,931
Order Filed June 15, 2007
Appellate Division Decision Filed March 8, 2007

C-1080-06 **Carol Tarr v. Bob Ciasulli's Mack Auto Mall, Inc.**
Supreme Court Docket No. 60,975
Order Filed June 15, 2007
Appellate Division Decision Filed February 26, 2007

... Ordered that the petition for certification is granted, limited solely to the issue of whether the Punitive Damages Act, N.J.S.A. 2A:15-5.9, et seq., has eliminated deterrence to others as a basis for the imposition of such damages when the defendant is no longer in business and is therefore not subject to further deterrence.

C-1077-06 **Hunterdon Medical Center v. Township of Readington**

Supreme Court Docket No. 61,020

Order Filed June 15, 2007

App. Div. Reported at 391 N.J. Super. 434 (2007)

C-1079-06 **The Connecticut Indemnity Company v. Grover Dowdy, et al.**

Supreme Court Docket No. 60,972

Order Filed June 15, 2007

Appellate Division Decision Filed October 24, 2006

C-1081-06 **Helen Mary Devaney v. Francis A. L'Esperance, Jr.**

Supreme Court Docket No. 61,061

Order Filed June 15, 2007

App. Div. Reported at 391 N.J. Super. 448 (2007)

C-1022-06 **Michael Pizzullo, et al. v. New Jersey Manufacturers Insurance Company**

Supreme Court Docket No. 60,931

Order Filed June 15, 2007

Appellate Division Decision Filed March 8, 2007

C-1009-06 **State v. Scot Schnabel**

Supreme Court Docket No. 61,091

Order Filed June 7, 2007

Appellate Division Decision Filed April 28, 2006

C-1041-06 **United States of America, Acting Through the United States Department of Agriculture v. Barbara Scurry**

Supreme Court Docket No. 60,980

Order Filed June 7, 2007

Appellate Division Decision Filed March 21, 2007

C-1060-06 **State v. Charles Fuller**

Supreme Court Docket No. 60,986

Order Filed June 7, 2007

Appellate Division Decision Filed February 10, 2006

C-1062-06 **State v. Carlos Feal**

Supreme Court Docket No. 61,105

Order Filed June 7, 2007

Appellate Division Decision Filed March 27, 2007

C-979-06 **State v. Lamont Vaughn**

Supreme Court Docket No. 60,819

Order Filed June 1, 2007

Appellate Division Decision Filed February 8, 2007

C-1000-06 **Halina Jablonowski, etc., et al. v. David P. Suther, et al.**

Supreme Court Docket No. 60, 836

Order Filed June 1, 2007

App. Div. Reported at 390 N.J. Super. 395 (2007)

C-1026-06 **Patricia Morella v. Grand Union/New Jersey Self-Insurers Guaranty Association**
Supreme Court Docket No. 60,988
Order Filed June 1, 2007
App. Div. Reported at 391 N.J. Super. 231 (2007)

C-1003-06 **State v. Christopher R. Liland**
Supreme Court Docket No. 60,734
Order Filed June 1, 2007
Appellate Division Decision Filed January 25, 2007

... Ordered that the petition for certification is granted, limited solely to the effect of defendant's conditional guilty plea, and in respect of that issue the matter is summarily remanded to the Appellate Division for its reconsideration on the merits after having clarified the nature of the charge to which defendant pled guilty on March 23, 2004.

C-1207-05 **State v. William G. Sweet**
Supreme Court Docket No. 59,661
Order Filed May 16, 2007
Appellate Division Decision Filed May 4, 2006

C-55-06 **State of New Jersey in the Interest of J.A.**
Supreme Court Docket No. 59,684
Order Filed May 16, 2007
App. Div. Reported at 385 N.J. Super. 544 (2006)

C-85-06 **State of New Jersey v. Richard F. Berezansky**
Supreme Court Docket No. 59,857
Order Filed May 16, 2007
App. Div. Reported at 386 N.J. Super. 84 (2006)

C-778-06 **The Matter of the Alleged Improper Practice Under Section XI, Paragraph A(d) of the Port Authority Labor Relations Instruction, etc.**
Supreme Court Docket No. 60,569
Order Filed May 16, 2007
Appellate Division Decision Filed December 8, 2006

C-793-06 **State v. Ryan Buda**
C-794-06 Supreme Court Docket No. 60,611
Order Filed May 16, 2007
App. Div. Reported at 389 N.J. Super. 241 (2006)

C-818-06 **Danielle Villa v. John F. Short, et al.**
Supreme Court Docket No. 60,630
Order Filed May 16, 2007
Appellate Division Decision Filed December 26, 2006

C-929-06 **Rutgers Casualty Insurance Company v. Robert LaCroix, et al.**
Supreme Court Docket No. 60,842
Order Filed May 11, 2007
App. Div. Reported at 390 N.J. Super. 277 (2007)

C-1177-05 **State v. Ariel I. Fernandez**
Supreme Court Docket No. 59,187
Order Filed May 11, 2007
Appellate Division Decision Filed February 9, 2006

C-795-06 **State v. James Comer**
Supreme Court Docket No. 60,733
Order Filed May 8, 2007
Appellate Division Decision Filed December 28, 2006

...Ordered that the petition for certification is granted, limited solely to the following issues:
1) Should the out-of-court and in-court identifications by witnesses have been excluded by the trial court; and
2) Did the trial court's sentencing process violate State v. Natale, 184 N.J. 458 (2005).

C-876-06 **Henry J. Shotmeyer, et al. v. New Jersey Realty Title Insurance Company**
Supreme Court Docket No. 60,718
Order Filed May 3, 2007
Appellate Division Decision Filed February 2, 2007

C-878-06 **John M. Utley v. Board of Review, Department of Labor, et al.**
Supreme Court Docket No. 60,750
Order Filed May 3, 2007
Appellate Division Decision Filed January 24, 2007

C-879-06 **In re: Application of Virtua-West Jersey Hospital Voorhees for a Certificate of Need**
Supreme Court Docket No. 60,815
Order Filed May 3, 2007
App. Div. Reported at 390 N.J. Super. 444 (2007)

C-919-06 **State v. Matthew J. Thoms**
Supreme Court Docket No. 60,895
Order Filed May 3, 2007
Appellate Division Decision Filed January 11, 2007

C-536-06 **State v. Tykim Kemp**
Supreme Court Docket No. 60,472
Order Filed May 3, 2007
Appellate Division Decision Filed November 2, 2006

C-519-06 **Toll Brothers, Inc. and Laurel Creek, L.P. v. Board of Chosen Freeholders of the County of Burlington, et al.**
Supreme Court Docket No. 60,261
Order Filed May 3, 2007
App. Div. Reported at 388 N.J. Super. 103 (2006)

C-92-06 **State v. Ricky Lee**
Supreme Court Docket No. 59,505
Order Filed April 30, 2007
Appellate Division Decision Filed November 21, 2005

C-884-06 **Glen Reilly v. AAA Mid-Atlantic Insurance Company of New Jersey**
Supreme Court Docket No. 60,856
Order Filed April 30, 2007
App. Div. Reported at 390 N.J. Super. 496 (2007)

C-888-06 **State v. Otis Shipman, Jr.**

Supreme Court Docket No. 60,710
Order Filed April 30, 2007
Appellate Division Decision Filed January 24, 2007

C-892-06

State v. Ivan Rodriguez
Supreme Court Docket No. 60,881
Order Filed April 30, 2007
Appellate Division Decision Filed February 7, 2007

C-805-06

Phyllis Sinclair, et al. v. Merck & Co., Inc.
Supreme Court Docket No. 60,683
Order Filed April 4, 2007
App. Div. Reported at 389 N.J. Super. 493 (2007)

C-821-06

State v. Charles A. Watkins
Supreme Court Docket No. 60,753
Order Filed April 4, 2007
App. Div. Reported at 390 N.J. Super. 302

C-734-06

State v. Mylee Cottle
Supreme Court Docket No. 59,976
Order Filed March 29, 2007
Appellate Division Decision Filed July 18, 2006

C-774-06

New Jersey Division of Youth and Family Services v. E.P.
In the Matter of the Guardianship of A.H., A Minor
Supreme Court Docket No. 60,528
Orders Filed March 29, 2007
Appellate Division Decision Filed October 20, 2006

C-767-06

State v. Edward J. Fasanella
Supreme Court Docket No. 60,606
Order Filed March 22, 2007
Appellate Division Decision Filed December 12, 2006

C-757-06

State v. Manuel B. Ortiz
Supreme Court Docket No. 60,609
Order Filed March 20, 2007
App. Div. Reported at 389 N.J. Super. 235 (2006)

C-745-06

Maria Tartaglia v. UBS Painewebber, Inc., et al.
Supreme Court Docket No. 60,408
Orders Filed March 20, 2007
Appellate Division Decision Filed September 7, 2006

C-456-06

Robert Oberhand, as Executor of the Estate of Cynthia A. Oberhand v. Director, State of New Jersey, Department of the Treasury, Division of Taxation

Supreme Court Docket No. 60,273
Order Filed March 20, 2007
App. Div. Reported at 388 N.J. Super. 239 (2006)

C-735-06 **State v. Raheem Collins**
Supreme Court Docket No. 60,669
Order Filed March 16, 2007
Appellate Division Decision Filed January 18, 2007

„Ordered that the petition for certification is granted, limited solely to the sentencing issue raised by defendant, and the matter is summarily remanded to the trial court for resentencing in light of State v. Thomas, 188 N.J. 137 (2006).

C-705-06 **Howard Wein, et al. v. Jack Morris, et al.**
Supreme Court Docket No. 60,521
Order Filed March 15, 2007
App. Div. Reported at 388 N.J. Super. 640 (2006)

C-641-06 **Middletown Township PBA Local 124 v. Township of Middletown**
Supreme Court Docket No. 60,503
Order Filed February 23, 2007
Appellate Division Decision Filed November 16, 2006

C-666-06 **State v. Mario R. Munquia**
Supreme Court Docket No. 60,256
Order Filed February 23, 2007
Appellate Division Decision Filed July 27, 2006

...Ordered that the petition for certification is granted, limited solely to the sentencing issue raised by defendant, and the matter is summarily remanded to the Appellate Division to reconsider in light of State v. Eckel 185 N.J. 523 (2005) and State v. Dunlap 185 N.J. 543 (2005).

C-652-06 **State v. Stanley L. Niblack**
Supreme Court Docket No. 60,419
Order Filed February 23, 2007
Appellate Division Decision Filed October 17, 2006

...Ordered that the petition for certification is granted, limited solely to the sentencing issue raised by defendant, and the matter is summarily remanded to the trial court for resentencing in light of State v. Natale 184 N.J. 458 (2005).

C-678-06 **Sensient Colors, Inc. v. Allstate Insurance Co., et al.**
C-679-06
C-680-06
Supreme Court Docket No. 60,404
Order Filed February 23, 2007
App. Div. Reported at 388 N.J. Super. 374 (2006)

C-700-06 **State v. Gerard Webb**
Supreme Court Docket No. 60,420

Order Filed February 23, 2007
Appellate Division Decision Filed October 17, 2006

...Ordered that the petition for certification is granted, limited solely to the sentencing issue raised by defendant, and the matter is summarily remanded to the trial court for resentencing in light of State v. Natale 184 N.J. 458 (2005) and State v. Pierce 188 N.J. 155 (2006).

C-684-06 **John Cicchetti v. Morris County Sheriff's Office, et al.**
Supreme Court Docket No. 60,585
Order Filed February 23, 2007
Appellate Division Decision Filed December 18, 2006

C-667-06 **Corestates/New Jersey National Bank, by its Assignee Schaefer Salt Recovery, Inc. v. Charles Schaefer Sons, Inc., et al.**
Supreme Court Docket No. 60,126
Order Filed February 21, 2007
App. Div. Reported at 386 N.J. Super. 554 (2006)

...Ordered that the petition for certification is granted, the judgment of the Appellate Division is summarily reversed, and the matter is remanded to the trial court for reconsideration in light of Simon v. Cronecker, ___ N.J. ___, Simon v. Rando, ___ N.J. ___, and Malinowski v. Jacobs, ___ N.J. ___ (all decided January 29, 2007).

C-660-06 **State v. Arnold M. Shoobs**
Supreme Court Docket No. 58,623
Order Filed February 15, 2007

...Ordered that the petition for certification is granted, and the matter is summarily remanded to the Appellate Division to reinstate defendant's notice of appeal and to consider the appeal on the merits, including all motions that were dismissed as moot when defendant's appeal was dismissed.

C-581-06 **In re: Referendum Petition to Repeal Ordinance 04-75**
Supreme Court Docket No. 60,383
Order Filed February 8, 2007
Appellate Division Reported at 388 N.J. Super. 405 (2006)

C-578-06 **In re: The Contest of the November 8, 2005 General Election for the Office of Mayor and the Township of Parsippany-Troy Hills**
Supreme Court Docket No. 60,497
Order Filed January 31, 2007
App. Div. Reported at 388 N.J. Super. 663 (2006)

C-534-06 **State v. Ruben Jones**
Supreme Court Docket No. 60,391
Order Filed January 31, 2007
Appellate Division Decision Filed October 17, 2006

...Ordered that the petition for certification is granted, limited solely to the sentencing issue raised by defendant, and the matter is summarily remanded to the trial court for resentencing in light of State v. Natale 184 N.J. 458 (2005).

C-404-06

State v. Garrick Kirk

Supreme Court Docket No. 60,195

Order Filed January 31, 2007

Appellate Division Decision Filed June 26, 2006

...Ordered that the petition for certification is granted, limited solely to the sentencing issue raised by defendant, and the matter is summarily remanded to the trial court for resentencing in light of State v. Pierce 188 N.J. 155 (2006).

C-546-06

Ronald W. Sahli, Esq. v. Woodbine Board of Education, et al.

Supreme Court Docket No. 60,283

Order Filed January 31, 2007

App. Div. Reported at 386 N.J. Super. 533 (2006)

C-570-06

State v. Murray Cohen

Supreme Court Docket No. 60,399

Order Filed January 31, 2007

Appellate Division Decision Filed October 17, 2006

...Ordered that the petition for certification is granted, limited solely to the sentencing issue raised by defendant, and the matter is summarily remanded to the trial court for resentencing in light of State v. Pierce 188 N.J. 155 (2006).

C-561-06

State of New Jersey in the Interest of A.O.

Supreme Court Docket No. 60,333

Order Filed January 31, 2007

Appellate Division Decision Filed October 3, 2006

C-559-06

State v. Freddie Santiago

Supreme Court Docket No. 60,398

Order Filed January 31, 2007

Appellate Division Decision Filed October 17, 2006

...Ordered that the petition for certification is granted, limited solely to the sentencing issue raised by defendant, and the matter is summarily remanded to the trial court for resentencing in light of State v. Natale 184 N.J. 458 (2005).

C-502-06

State v. Ira L. Bryan

Supreme Court Docket No. 60,401

Order Filed January 25, 2007

Appellate Division Decision Filed July 11, 2006

...Ordered that the petition for certification is granted, limited solely to the sentencing issue raised by defendant, and the matter is summarily remanded to the trial court for resentencing in light of State v. Natale, 184 N.J. 458 (2005).

C-539-06

Cooper University Hospital, et al. v. Fred M. Jacobs, M.D., et al.

Supreme Court Docket No. 60,429

Order Filed January 25, 2007

Appellate Division Decision Filed October 25, 2006

C-484-06 **Hajrie Hisenaj et al., v. Amanda L. Kuehner, et al.**
Supreme Court Docket No. 60,026
Order Filed January 12, 2007
App. Div. Reported at 387 N.J. Super. 262 (2006)

C-503-06 **State of New Jersey v. David L. Wilder**
Supreme Court Docket No. 60,370
Order Filed January 12, 2007
Appellate Division Decision Filed November 1, 2006

C-292-06 **Township of Middletown, et al. v. Richard Simon, Trustee, et al.**
Supreme Court Docket No. 60,057
Order Filed January 12, 2007
App. Div. Reported at 387 N.J. Super. 65 (2006)

C-457-06 **James Ciarlo v. Gissell Ciarlo, now known as Gissell Hasbun**
Supreme Court Docket No. 60,236
Order Filed January 12, 2007
Appellate Division Decision Filed September 6, 2006

...Ordered that the petition for certification is granted and the matter is summarily remanded to the trial court for plenary hearing on all issues.

C-432-06 **State of New Jersey v. Michael A. O'Neill**
Supreme Court Docket No. 60, 289
Order Filed January 9, 2007
Appellate Division Decision Filed September 21, 2006

C-420-06 **Robert J. Triffin v. TD Banknorth, Successor in Interest to Hudson United Bank**
Supreme Court Docket No. 59,895
Order Filed January 9, 2007
Appellate Division Decision Filed June 28, 2006

...Ordered that the petition for certification is granted, limited solely to the issue of whether, in the context of conflicting decisions in the Appellate Division, claims under N.J.S.A. 12A:4-302 are assignable. See Triffin v. Bridge View Bank, 300 N.J. Super. 473 (2000), and Triffin v. Mellon Bank, 372 N.J. Super. 3 (2004).

C-413-06 **N.J. Division of Youth and Family Services v. G.L.**
Supreme Court Docket No. 60,104
Order Filed January 8, 2007
Appellate Division Decision Filed July 13, 2006

C-381-06 **N.J. Division of Youth and Family Services v. N.M.S.**
In the Matter of the Guardianship of L.F., a Minor
Supreme Court Docket No. 60,141
Order Filed January 8, 2007

Appellate Division Decision Filed August 28, 2006

C-359-06
C-360-06

Michelle Thurber v. City of Burlington

Supreme Court Docket No. 60,190
Order Filed November 21, 2006
App. Div. Reported at 387 N.J. Super. 279 (2006)

C-256-06

Patricia Liguori, etc., et al. v. Ellie Elmann, M.D., et al.

Supreme Court Docket No. 59,947
Order Filed October 20, 2006
Appellate Division Decision Filed July 24, 2006

...Ordered that the petition for certification is granted, limited solely to the following issues:

1. Whether every medical emergency obviates the duty to obtain informed consent;
2. Whether there is a cause of action based on a doctor's post-surgical misrepresentations regarding the patient's medical condition;
3. Whether the trial court erred in dismissing the post-surgical fraud by misrepresentation claim and recasting it as an informed consent claim; and
4. Whether a new trial is required if there has been a failure to disclose prior to trial a material change of deposition testimony by a defense expert.

C-250-05

State of New Jersey v. Alejandro Ramos

Supreme Court Docket No. 59,956
Order Filed October 20, 2006
Appellate Division Decision Filed July 10, 2006

...Ordered that the petition for certification is granted, limited solely to the issue of defendant's five-year sentence for his violation of probation in respect of his third-degree burglary conviction; and it is further

Ordered that the matter is summarily remanded to the Law Division for resentencing on that conviction in light of State v. Natale, 184 N.J. 458 (2005).

C-269-06

State of New Jersey v. Frederick T. Hamilton

Supreme Court Docket No. 59,444
Order Filed October 19, 2006
Appellate Division Decision Filed December 9, 2005

C-263-06
C-264-06

Levin Properties, LP v. Hamilton Township Planning Board

Supreme Court Docket No. 59,950
Order Filed October 19, 2006
Appellate Division Decision Filed July 12, 2006

C-262-06

Gary Potenzone v. Annin Flag Company, et al.

Supreme Court Docket No. 59,997
Order Filed October 19, 2006
Appellate Division Decision Filed July 17, 2006

C-258-06

Michael J. Raspa, Jr. v. Office of the Sheriff of the County of Gloucester

Supreme Court Docket No. 59,902

Order Filed October 19, 2006
Appellate Division Decision Filed June 30, 2006

C-255-06 **Gallenthin Realty Development, Inc., et al. v. The Borough of Paulsboro, et al.**
Supreme Court Docket No. 59,982
Order Filed October 19, 2006
Appellate Division Decision Filed July 14, 2006

C-237-06 **State of New Jersey v. Yusef Gresham, etc.**
Supreme Court Docket No. 59,788
Order Filed October 19, 2006
Appellate Division Decision Filed May 5, 2006

...Ordered that the petition for certification is granted, limited solely to the sentencing issue raised by defendant, and the matter is summarily remanded to the trial court for resentencing in light of State v. Natale, 184 N.J. 458 (2005).

C-229-06 **Robert Maglies v. Estate of Bertha Guy, et al.**
Supreme Court Docket No. 59,953
Order Filed October 19, 2006
Appellate Division Decision Filed July 14, 2006

C-1032-05 **Elliot S. Stomel, Esq. v. The City of Camden, et al.**
C-1033-05 Supreme Court Docket No. 59,327
Order Filed October 12, 2006
App. Div. Published at 383 N.J. Super. 615 (2006)

C-169-06 **Tracy M. Thompson, Acting Director, Office of Government Integrity v. City of Atlantic City, et al.**
Supreme Court Docket No. 59,901
Order Filed October 12, 2006
App. Div. Published at 386 N.J. Super. 359 (2006)

C-197-06 **Fairway Dodge, Inc. v. Decker Dodge, Inc., et al.**
Supreme Court Docket No. 59, 910
Order Filed October 12, 2006
Appellate Division Decision Filed June 12, 2006

C-219-06 **State of New Jersey v. Tyree Porter**
Supreme Court Docket No. 59, 941
Order Filed October 12, 2006
Appellate Division Decision Filed May 24, 2006

...Ordered that the petition for certification is granted, limited solely to the sentencing issue raised by defendant, and the matter is summarily remanded to the trial court for resentencing in light of State v. Pierce, 188 N.J. 155 (2006).

C-218-06 **State of New Jersey v. Rico A. Norman**

Supreme Court Docket No. 59, 959
Order Filed October 12, 2006
Appellate Division Decision Filed July 10, 2006

...Ordered that the petition for certification is granted, limited solely to the sentencing issue raised by defendant in respect of his third-degree conviction, and the matter is summarily remanded to the trial court for resentencing on that count in light of State v. Natale, 184 N.J. 458 (2005).

C-213-06

State of New Jersey v. Jermaine Moss
State of New Jersey v. Charmaine Daniels
Supreme Court Docket No. 58,798
Order Filed October 12, 2006
Appellate Division Decision Filed October 31, 2005

...Ordered that the cross-petition for certification is granted, the judgment of the Appellate Division, Superior Court in respect of defendant's seven-year sentence on count two is summarily reversed, and the sentence is reinstated. See State v. Natale, 184 N.J. 458 (2006).

C-200-06

Joseph Jenkins, etc., et al. v. Soweto Anderson, et al.
Supreme Court Docket No. 59,918
Order Filed October 12, 2006
Appellate Division Decision Filed June 20, 2006

C-198-06

Toll Brothers, Inc. v. Township of West Windsor
Affordable Living Corporation v. Dr. and Mrs. Charles Akselrad
Supreme Court Docket No. 59, 893
Order Filed October 12, 2006
Appellate Division Decision Filed June 26, 2006

C-189-06

State of New Jersey v. Sulaiman A. Sloane
Supreme Court Docket No. 59,813
Order Filed October 5, 2006
Appellate Division Decision Filed June 16, 2006

C-191-06

New Jersey Turnpike Authority v. Local 196, I.F.P.T.E.
Supreme Court Docket No. 59,859
Order Filed October 5, 2006
Appellate Division Decision Filed June 9, 2006

C-106-06

Tracey A. Johnson, et al. v. Benedict A. Scaccetti
Supreme Court Docket No. 59,854
Order Filed October 5, 2006
Appellate Division Decision Filed June 13, 2006

C-160-06

State of New Jersey v. Robert Figueroa
Supreme Court Docket No. 59,873
Order Filed September 27, 2006

Appellate Division Decision Filed June 23, 2006

C-149-06 **State of New Jersey v. Abdul Webster**
Supreme Court Docket No. 59,774
Order Filed September 27, 2006
App. Div. Reported at 383 N.J. Super. 432 (2006)

C-126-06 **State of New Jersey v. Tyrone Brown**
Supreme Court Docket No. 59,863
Order Filed September 21, 2006
Appellate Division Decision Filed June 19, 2006

...Ordered that the petition for certification is granted, limited solely to the sentencing issue raised by defendant, and the matter is summarily remanded to the trial court for resentencing in light of State v. Natale 184 N.J. 458 (2005).

C-872-05 **State of New Jersey v. Maria Reiter**
Supreme Court Docket No. 59,210
Order Filed September 21, 2006
Appellate Division Decision Filed February 6, 2006

... Ordered that the petition for certification is granted, and the matter is summarily remanded to the Appellate Division for reconsideration in light of State v. Bealor, 187 N.J. 154 (2006).

C-124-05 **State of New Jersey v. Ronald Garry**
Supreme Court Docket No. 59,806
Order Filed September 21, 2006
Appellate Division Decision Filed June 8, 2006

... Ordered that the petition for certification is granted, limited solely to the sentencing issue raised by defendant, and the matter is summarily remanded to the trial court for resentencing in light of State v. Natale, 184 N.J. 458 (2005) and State v. Pierce, 188 N.J. 155 (2006).

C-116-06 **State of New Jersey v. Ernest Daniels**
Supreme Court Docket No. 59,549
Order Filed September 21, 2006
Appellate Division Decision Filed April 10, 2006

... Ordered that the petition for certification is granted, limited solely to the sentencing issue raised by defendant, and the matter is summarily remanded to the trial court for resentencing in light of State v. Natale, 184 N.J. 458 (2005).

C-3-06 **Harry Ruiz, et al. v. Angel Mero, et al.**
C-4-06 Supreme Court Docket No. 59,701
Order Filed September 8, 2006
App. Div. Reported at 385 N.J. Super. 382 (2006)

C-9-06 **St. Joseph's Korean Catholic Church v. The Zoning Board of Adjustment of Rockleigh, et al.**

Supreme Court Docket No. 59,698
Order Filed September 8, 2006
Appellate Division Decision Filed September 8, 2006

C-15-06 **State of New Jersey v. Robert Davis**

Supreme Court Docket No. 59,532
Order Filed September 8, 2006
Appellate Division Decision Filed April 10, 2006

...Ordered that the petition for certification is granted on the issue of defendant's sentence, and the matter is summarily remanded to the trial court for resentencing in light of the Court's decision in State v. Thomas, ___ N.J. ___ (Decided August 2, 2006).

C-59-06 **State of New Jersey v. Ralph Reevey**

Supreme Court Docket No. 59,766
Order Filed September 8, 2006
Appellate Division Decision Filed January 26, 2006

...Ordered that the petition for certification is granted limited solely to the sentencing issue raised by defendant, and the matter is summarily remanded to the trial court for resentencing in light of State v. Natale, 184 N.J. 458 (2005).

C-65-06 **State of New Jersey v. Michael Bell**

Supreme Court Docket No. 59,683
Order Filed September 8, 2006
Appellate Division Decision Filed May 24, 2006

...Ordered that the petition for certification is granted limited solely to the sentencing issue raised by defendant, and the matter is summarily remanded to the trial court for resentencing in light of State v. Natale, 184 N.J. 458 (2005).

C-79-06 **State of New Jersey v. Ernest Francois**

Supreme Court Docket No. 59,797
Order Filed September 8, 2006
Appellate Division Decision Filed June 9, 2006

...Ordered that the petition for certification is granted on the issue of defendant's sentence, and the matter is summarily remanded to the trial court for resentencing in light of the Court's decision in State v. Thomas, ___ N.J. ___ (Decided August 2, 2006).

C-84-06 **State of New Jersey v. Howard Parks**

Supreme Court Docket No. 59,708
Order Filed September 8, 2006
Appellate Division Decision Filed May 18, 2006

M-7-06 **State of New Jersey v. Alturik Francis**

Supreme Court Docket No. 59,852

Order Filed September 8, 2006
App. Div. Reported at 385 N.J. Super. 350 (2006)

C-480-05 **State of New Jersey v. Jerome Young**
Supreme Court Docket No. 58,498
Order Filed September 12, 2006
App. Div. Reported at 379 N.J. Super. 498 (2005)

...Ordered that the petition for certification is granted limited solely to the issue of defendant's sentence to a discretionary persistent-offender extended term under N.J.S.A. 2C:44-3a, and the matter is summarily remanded to the trial court for resentencing in light of the Court's decision in State v. Pierce, ____ N.J. ____ (Decided August 2, 2006).

C-116-05 **State of New Jersey v. Jimmy Vargas**
Supreme Court Docket No. 58,198
Order Filed September 8, 2006
Appellate Division Decision Filed May 31, 2005

...Ordered that the petition for certification is granted on the issue of defendant's sentence, and the matter is summarily remanded to the trial court for resentencing in light of the Court's decision in State v. Thomas, ____ N.J. ____ (Decided August 2, 2006).

C-717-05 **State of New Jersey v. Marcellus R. Williams**
Supreme Court Docket No. 58,904
Order Filed September 8, 2006
App. Div. Reported at 381 N.J. Super. 572 (2005)

C-919-05 **State of New Jersey v. Maurice Flowers**
Supreme Court Docket No. 59,287
Order Filed September 8, 2006
Appellate Division Decision Filed February 2, 2006

...Ordered that the petition for certification is granted on the issue of defendant's sentence, and the matter is summarily remanded to the trial court for resentencing in light of the Court's decision in State v. Pierce, ____ N.J. ____ (Decided August 2, 2006).

C-1119-05 **State of New Jersey v. Charles Fuller**
Supreme Court Docket No. 59,338
Order Filed September 8, 2006
Appellate Division Decision Filed February 10, 2006

...Ordered that the petition for certification is granted, and the matter is remanded to the Appellate Division to consider whether the auto exception applies under State v. Eckel, 185 N.J. 523 (2006).

C-1197-05 **State of New Jersey v. Enoch Brimage**
Supreme Court Docket No. 59,605
Order Filed September 8, 2006
Appellate Division Decision Filed April 21, 2006

...Ordered that the petition for certification is granted on the issue of defendant's sentence, and the matter is summarily remanded to the trial court for resentencing in light of the Court's decision in State v. Thomas, ___ N.J. ___ (Decided August 2, 2006).

C-1200-05 **State of New Jersey v. Ronald Burns**
Supreme Court Docket No. 59,668
Order Filed September 8, 2006
Appellate Division Decision Filed May 11, 2006

C-1204-05 **State of New Jersey v. Robert J. Jones**
Supreme Court Docket No. 59,640
Order Filed September 8, 2006
Appellate Division Decision Filed April 6, 2006

...Ordered that the petition for certification is granted on the issue of defendant's sentence, and the matter is summarily remanded to the trial court for resentencing in light of the Court's decision in State v. Pierce, ___ N.J. ___ (Decided August 2, 2006).

C-886-05 **State of New Jersey v. Gregory Clark**
Supreme Court Docket No. 59,241
Order Filed August 4, 2006
Appellate Division Decision Filed January 30, 2006

...Ordered that the petition for certification is granted on the issue of defendant's sentence, and the matter is summarily remanded to the trial court for resentencing in light of the Court's decision in State v. Pierce, ___ N.J. ___ (Decided August 2, 2006).

C-827-05 **State of New Jersey v. John M. Golden**
Supreme Court Docket No. 59,182
Order Filed August 4, 2006
Appellate Division Decision Filed February 14, 2006

...Ordered that the petition for certification is granted on the issue of defendant's sentence, and the matter is summarily remanded to the trial court for resentencing in light of the Court's decision in State v. Pierce, ___ N.J. ___ (Decided August 2, 2006).

C-822-05 **State of New Jersey v. Luther C. Thomas**
Supreme Court Docket No. 59,244
Order Filed August 4, 2006
Appellate Division Decision Filed February 17, 2006

...Ordered that the petition for certification is granted on the issue of defendant's sentence, and the matter is summarily remanded to the trial court for resentencing in light of the Court's decision in State v. Pierce, ___ N.J. ___ (Decided August 2, 2006).

C-819-05 **State of New Jersey v. Carl R. Suydam**
Supreme Court Docket No. 59,312
Order Filed August 4, 2006
Appellate Division Decision Filed January 12, 2006

...Ordered that the petition for certification is granted on the issue of defendant's sentence, and the matter is summarily remanded to the trial court for resentencing in light of the Court's decision in State v. Pierce, ___ N.J. ___ (Decided August 2, 2006).

C-479-05 **State of New Jersey v. Orlando Cruz**

Supreme Court Docket No. 58,743

Order Filed August 4, 2006

Appellate Division Decision Filed October 26, 2005

...Ordered that the petition for certification is granted on the issue of defendant's sentence, and the matter is summarily remanded to the trial court for resentencing in light of the Court's decision in State v. Pierce, ___ N.J. ___ (Decided August 2, 2006).

C-388-05 **State of New Jersey v. Rodney Armour**

Supreme Court Docket No. 58,688

Order Filed August 4, 2006

Appellate Division Decision Filed October 4, 2005

...Ordered that the petition for certification is granted on the issue of defendant's sentence, and the matter is summarily remanded to the trial court for resentencing in light of the Court's decision in State v. Pierce, ___ N.J. ___ (Decided August 2, 2006).

C-284-05 **State of New Jersey v. Anthony Montgomery**

Supreme Court Docket No. 58,466

Order Filed August 4, 2006

Appellate Division Decision Filed April 22, 2005

...Ordered that the petition for certification is granted on the issue of defendant's sentence, and the matter is summarily remanded to the trial court for resentencing in light of the Court's decision in State v. Pierce, ___ N.J. ___ (Decided August 2, 2006).

C-953-2005 **First Union National Bank v. Penn Salem Marina, Inc., et al.**

Supreme Court Docket No. 59,332

Order Filed June 13, 2006

App. Div. Reported at 383 N.J. Super. 562 (2006)

C-1058-05 **State of New Jersey v. Bruce Brandecker**

Supreme Court Docket No. 59,384

Order Filed June 13, 2006

Appellate Division Decision Filed March 17, 2006

C-1055-05 **State of New Jersey v. Peter N. Tardibuono**

Supreme Court Docket No. 59,503

Order Filed June 13, 2006

Appellate Division Decision Filed February 8, 2006

C-813-05 **State of New Jersey v. Clarence E. Scott**

Supreme Court Docket No. 59,199

Order Filed June 5, 2006
Appellate Division Decision Filed February 2, 2006

C-1031-05 **New Jersey Division of Youth and Family Services v. A.J.**

Supreme Court Docket No. 59,291
Order Filed May 31, 2006
Appellate Division Decision Filed February 23, 2006

C-985-05 **Kikis A. Kyriacou, et al. v. James Lavin, et al.**

Supreme Court Docket No. 59,334
Order Filed May 30, 2006
Appellate Division Decision Filed February 17, 2006

C-964-05 **Salvatore A. Vergopia, et al. v. Corey Shaker and Hometown Auto Retailers, Inc.**

Supreme Court Docket No. 59,308
Order Filed May 30, 2006
Appellate Division Decision Filed February 22, 2006

C-558-05 **R.A.C. v. P.J.S., Jr. and B.E.C.**

Supreme Court Docket No. 58,566
Order Filed May 25, 2006
App. Div. Reported at 380 N.J. Super. 94 (2005)

C-760-05 **State of New Jersey v. Lawrence Brown**

Supreme Court Docket No. 59,168
Order Filed May 25, 2006
Appellate Division Decision Filed December 19, 2005

C-1001-05 **State of New Jersey v. Stacey Froland a/k/a Stacey Kindt**

Supreme Court Docket No. 59,264
Order Filed May 25, 2006
App. Div. Reported at 378 N.J. Super. 20 (2005)

C-10019-05 **State of New Jersey v. Jemel F. Powell**

State of New Jersey v. Anthony McCall
Supreme Court Docket No. 59,396
Order Filed May 25, 2006

C-729-05 **State of New Jersey v. Michael Tucker**

Supreme Court Docket No. 58,978
Order Filed May 25, 2006
Appellate Division Decision Filed December 29, 2005

C-925-05 **Melissa Phillips v. John Gelpke and Barbara Gelpke**

Supreme Court Docket No. 59,155
Order Filed May 11, 2006
App. Div. Reported at 382 N.J. Super. 505 (2006)

C-962-05 **Joseph Panetta v. Equity One, Inc.**
C-963-05 **Anne Covey v. Equity One, Inc., et al.**
Supreme Court Docket No. 59,023
Order Filed May 11, 2006
App. Div. Reported at 378 N.J. Super. 298 (2005)

C-966-05 **State of New Jersey v. Henry R. Marek**
Supreme Court Docket No. 59,383
Order Filed May 11, 2006
Appellate Division Decision Filed March 9, 2006

...Ordered that the petition for certification is granted, and the matter is summarily remanded to the trial court for a new trial in light of State v. Cummings 184 N.J. 84 (2005).

C-978-05 **State of New Jersey v. Rahkeem Byrd**
Supreme Court Docket No. 59,472
Order Filed May 11, 2006
Appellate Division Decision Filed February 10, 2006

...Ordered that the petition for certification is granted, limited solely to the sentencing issue raised by defendant, and the matter is summarily remanded to the trial court for resentencing in light of State v. Natale, 184 N.J. 458 (2005).

C-884-05 **State of New Jersey v. Marvin Romero**
Supreme Court Docket No. 59,350
Order Filed May 3, 2006
Appellate Division Decision Filed March 21, 2006

...Ordered that the petition for certification is granted, limited solely to defendant's sentence. On that issue, the matter is summarily remanded to the trial court for resentencing in light of State v. Abdullah, 184 N.J. 497, 507-508 (2005) (no presumptive term for murder).

C-803-05 **T.H. v. Division of Developmental Disabilities**
Supreme Court Docket No. 58,913
Order Filed April 28, 2006
App. Div. Reported at 381 N.J. Super. 366 (2005)

C-832-05 **New Jersey Division of Youth and Family Services v. M.M.**
C-833-05 Supreme Court Docket No. 59,055
Order Filed April 28, 2006
App. Div. Reported at 382 N.J. Super. 264 (2006)

C-898-05 **Committee for a Better Twin Rivers, et al. v. Twin Rivers Homeowners' Association, et al., and Scott Pohl, (THRA President)**
Supreme Court Docket No. 59,230
Order Filed April 28, 2006

App. Div. Reported at 383 N.J. Super. 22 (2006)

C-901-05 **George D'Annunzio, et al. v. Prudential Insurance Company of America, et al.**
Supreme Court Docket No. 59,310
Order Filed April 28, 2006
App. Div. Reported at 383 N.J. Super. 270 (2006)

C-905-05 **State of New Jersey v. Anthony Lore**
Supreme Court Docket No. 57,961
Order Filed April 28, 2006
Appellate Division Decision Filed September 24, 2004

... Ordered that the petition for certification is granted, and the matter is summarily remanded to the trial court for reconsideration in light of State v. Eckel, 185 N.J. 523 (2006).

C-904-05 **State of New Jersey v. Antonio Samuels**
Supreme Court Docket No. 59,114
Order Filed April 28, 2006
Appellate Division Decision Filed February 2, 2006

...Ordered that the petition for certification is granted, limited solely to the sentencing issue raised by defendant, and the matter is summarily remanded to the trial court for resentencing in light of State v. Natale, 184 N.J. 458 (2005).

C-902-05 **Division of Alcoholic Beverage Control v. Maynards Inc., t/a Maynards Café**
Supreme Court Docket No. 59,212
Order Filed April 28, 2006
Appellate Division Decision Filed February 22, 2006

C-876-05 **State of New Jersey v. Michael J. Murphy**
Supreme Court Docket No. 59,236
Order Filed April 28, 2006
Appellate Division Decision Filed February 14, 2006

...Ordered that the petition for certification is granted, and the matter is summarily remanded to the trial court for resentencing in light of State v. Natale, 184 N.J. 458 (2005).

C-841-05 **L.W., a Minor by his Parent and Guardian L.G. v. Toms River Regional School Board of Education**
Supreme Court Docket No. 58,919
Order Filed April 13, 2006
App. Div. Reported at 381 N.J. Super. 465 (2005)

C-843-05 **State of New Jersey v. Roger Emmons**
Supreme Court Docket No. 58,963
Order Filed April 13, 2006
Appellate Division Decision Filed December 27, 2005

...Ordered that the petition for certification is granted, limited solely to the sentencing issue raised by defendant, and the matter is summarily remanded to the trial court for resentencing in light of State v. Natale, 184 N.J. 458 (2005).

C-855-05 **State of New Jersey v. Reginald Newkirk**

Supreme Court Docket No. 59,234

Order Filed April 13, 2006

Appellate Division Decision Filed February 14, 2006

C-791-05 **State of New Jersey v. Dadje Dawara**

Supreme Court Docket No. 59,197

Order Filed April 4, 2006

Appellate Division Decision Filed February 10, 2006

... Ordered that the petition for certification is granted, limited solely to the eighteen-year sentences for first-degree armed robbery imposed on defendant in respect of counts two, three, and four of Indictment No. 01-02-00559-I, and as to those sentences the matter is summarily remanded to the trial court for resentencing in light of State v. Natale, 184 N.J. 458 (2005).

C-789-05 **State of New Jersey v. Christopher Romero**

Supreme Court Docket No. 57,590

Order Filed April 4, 2006

Appellate Division Decision Filed February 1, 2005

C-785-05 **State of New Jersey v. Michael Colbert**

Supreme Court Docket No. 59,071

Order Filed April 4, 2006

Appellate Division Decision Filed December 22, 2005

C-754-05 **State of New Jersey v. Jeffrey Drury**

Supreme Court Docket No. 59,152

Order Filed April 4, 2006

App. Div. Reported at 382 N.J. Super. 469 (2006)

... Ordered that the petition for certification is granted, limited to the issue of whether defendant's conviction for carjacking enabled the trial court to elevate defendant's second-degree sexual assault offense to first-degree aggravated sexual assault under N.J.S.A. 2C:14-2a(3).

C-762-05 **State of New Jersey v. Amjad Abujuudeh**

Supreme Court Docket No. 59,020

Order Filed March 30, 2006

Appellate Division Decision Filed January 10, 2006

...Ordered that the petition for certification is granted, limited solely to that portion of the judgment of the Appellate Division that remanded the matter for resentencing on the second-degree aggravated arson conviction. The judgment as to the sentence is

summarily reversed, and the seven-year sentence imposed by the trial court is reinstated. State v. Natale, 184 N.J. 458 (2005).

C-753-05

State of New Jersey v. Kevin W. Johnson and Chaz Morgan

Supreme Court Docket No. 59, 162

Order Filed March 29, 2006

Appellate Division Decision Filed January 17, 2006

... Ordered that the petition for certification is granted, and the matter is summarily remanded to the trial court for resentencing in light of State v. Natale, 184 N.J. 458 (2005).

C-750-05

State of New Jersey v. Pascal Dubois

Supreme Court Docket No. 59,024

Order Filed March 30, 2006

Appellate Division Decision Filed January 17, 2006

C-749-05

State of New Jersey v. Tommy L. Leach

Supreme Court Docket No. 59,207

Order Filed March 30, 2006

Appellate Division Decision Filed January 11, 2006

...Ordered that the petition for certification is granted, and the matter is summarily remanded to the trial court for reconsideration in light of State v. Bellamy, 178 N.J. 127 (2003), State v. Luckey, 366 N.J. Super. 79 (App. Div. 2004), and State v. Johnson, 182 N.J. 232 (2005). Jurisdiction is not retained.

C-830-05

A.A. by His Parent and Guardian B.A., and Jamaal W. Allah. V. Attorney General of New Jersey, et al.

Supreme Court Docket No. 59,357

Order Filed March 30, 2006

App. Div. Reported at ____ N.J. Super. ____ (2006)

C-738-05

Glynn Moore v. Board of Trustees of the State Police Retirement System

Supreme Court Docket No. 59,033

Order Filed March 30, 2006

App. Div. Reported at 382 N.J. Super. 347 (2006)

C-353-05

State of New Jersey v. Ramon Leon

Supreme Court Docket No. 57,821

Order Filed March 27, 2006

Appellate Division Decisin Filed September 28, 2004

...Ordered that the petition for certification is granted, limited solely to the sentencing issue raised by defendant, and the matter is summarily remanded to the trial court for resentencing in light of State v. Natale, 184 N.J. 458 (2005).

C-715-05

Stewart A. Richardson v. Police and Fireman's Retirement System

Supreme Court Docket No. 59,009

Order Filed March 16, 2006
Appellate Division Decision Filed December 2, 2005

C-714-05 **In the Matter of Robert Patterson**
Supreme Court Docket No. 59,095
Order Filed March 16, 2006
App. Div. Reported at 382 N.J. Super. 366 (2006)

C-696-05 **State of New Jersey v. Akbar Sabar**
Supreme Court Docket No. 58,883
Order Filed March 16, 2006
Appellate Division Decision Filed October 12, 2005

... Ordered that the petition for certification is granted, limited solely to that portion of the judgment of the Appellate Division that remanded the matter for resentencing on the second-degree eluding conviction is summarily reversed, and the sentence imposed by the Trial Court is reinstated. State v. Natale, 184 N.J. 458 (2005).

C-684-05 **Victor Dziuba, et al. v. Scott J. Fletcher, et al.**
Supreme Court Docket No. 59,005
Order Filed March 16, 2006
App. Div. Reported at 382 N.J. Super. 73 (2005)

C-721-05 **State of New Jersey v. Troy Clayton**
Supreme Court Docket No. 59,063
Order Filed March 23, 2006
Appellate Division Decision Filed January 11, 2006

...Ordered that the petition for certification is granted, and the matter is summarily remanded to the trial court for resentencing in light of State v. Natale, 184 N.J. 458 (2005).

C-462-05 **Pascack Valley Regional High School Board of Education v. Pascack Valley Regional Support Staff Association**
Supreme Court Docket No. 58,746
Order Filed February 23, 2006
Appellate Division Decision Filed October 25, 2005

C-550-05 **Northvale Board of Education v. Northvale Education Association, et al.**
Supreme Court Docket No. 58,789
Order Filed February 23, 2006
Appellate Division Decision Filed October 25, 2005

C-670-05 **State of New Jersey v. Kevin B. Johnson**
Supreme Court Docket No. 58,965
Order Filed February 23, 2006
Appellate Division Decision Filed December 14, 2005

...Ordered that the petition for certification is granted, and the matter is summarily remanded to the trial court for resentencing in light of State v. Natale, 184 N.J. 458 (2005).

C-665-05

State of New Jersey v. K.L.

Supreme Court Docket No. 58,702

Order Filed February 23, 2006

Appellate Division Decision Filed September 29, 2005

...Ordered that the petition for certification is granted, limited solely to that portion of the judgment of the Appellate Division that remanded the matter for resentencing on the first-degree aggravated sexual assault conviction and, in respect of that issue, the judgment of the Appellate Division is summarily reversed, and the sentence imposed by the trial court is reinstated because it is consistent with this Court's decision in State v. Natale, 184 N.J. 458 (2005).

C-590-05

Robert Wayne Tarus v. Borough of Pine Hill, et al.

Supreme Court Docket No. 58,878

Order Filed February 16, 2006

App. Div. Published at 381 N.J. Super. 412 (2005)

C-612-05

**Community Hospital Group, Inc., t/a JFK Medical Center v. Blume Goldfaden
Berkowitz Donnelly Fried & Forte, P.C., etc.**

Supreme Court Docket No. 58,824

Order Filed February 10, 2006

App. Div. Reported at 381 N.J. Super. 119 (2005)

...Ordered that the petition for certification is summarily remanded to the Appellate Division, solely in respect of the question whether plaintiff has standing to bring this action on the ground it is protecting its own business records when a third party has obtained them in a manner other than through an authorization and release...

C-636-05

State of New Jersey v. Frederick D. Parrish

Supreme Court Docket No. 58,630

Order Filed February 16, 2006

Appellate Division Decision Published September 20, 2005

...Ordered that the petition for certification is granted, limited solely to the sentencing issue raised by defendant, and the matter is summarily remanded to the trial court for resentencing in light of State v. Natale, 184 N.J. 458 (2005).

C-603-05

State of New Jersey v. Rahmil O'Neal

Supreme Court Docket No. 58,649

Order Filed February 16, 2006

Appellate Division Decision Filed October 6, 2005

C-595-05

State of New Jersey v. Luis A. Mateo

Supreme Court Docket No. 58,735

Order Filed February 16, 2006

Appellate Division Decision Filed October 18, 2005

...Ordered that the petition for certification is granted, limited solely to the sentencing issue raised by defendant, and the matter is summarily remanded to the trial court for resentencing in light of State v. Natale, 184 N.J. 458 (2005).

C-583-05 **In the Matter of the Commitment of P.D.**
In the Matter of the Commitment of J.M.
Supreme Court Docket No. 58,911
Order Filed February 9, 2006
App. Div. Reported at 381 N.J. Super. 389 (2005)

... Ordered that the petition for certification is granted, and the matter is summarily remanded to the Appellate Division to consider the merits of the appeal.

C-582-05 **Liberty Surplus Insurance Company, Inc. v. Nowell Amoroso, P.A., et al.**
Supreme Court Docket No. 58,790
Order Filed February 9, 2006
Appellate Division Decision Filed November 3, 2005

...Ordered that the petition for certification is granted, limited solely to the following issues:

1. Did the courts below grant summary judgment in plaintiff-respondent's favor without properly applying the subjective standard that governs the determination on whether defendants-petitioners should have reasonably believed that a malpractice claim was likely to be filed? And
2. Did the Appellate Division err in denying defendants' motion to supplement the record with information obtained during the course of the pending malpractice action?

C-581-05 **John Wiese, et al. v. Jamir D. Dedhia, et al.**
Supreme Court Docket No. 58,549
Order Filed February 9, 2006
Appellate Division Decision Filed May 31, 2005

C-533-05 **State of New Jersey v. Brian W. Samuels**
Supreme Court Docket No. 58,804
Order Filed January 31, 2006
Appellate Division Decision Filed November 9, 2005

C-371-05 **State of New Jersey v. Robert Parker**
State of New Jersey v. Roper Parker
Supreme Court Docket No. 56,955
Order Filed January 31, 2006
Appellate Division Decision Filed June 3, 2003

... Ordered that the petition for certification is granted, limited solely to the sentencing issue raised by defendant, and the matter is summarily remanded to the trial court for resentencing in light of State v. Natale 184 N.J. 458 (2005).

C-548-05 **Lanco, Inc. v. Director, Division of Taxation**

Supreme Court Docket No. 58,542
Order Filed January 31, 2006
App. Div. Reported at 379 N.J. Super. 562 (2005)

C-507-05

State of New Jersey v. Vancleve Ashley

Supreme Court Docket No. 58,774
Order Filed January 26, 2006 – Corrected Order Filed February 23, 2006
Appellate Division Decision Filed November 1, 2005

... Ordered that the petition for certification is granted, limited solely to that portion of the judgment of the Appellate Division that remanded the matter for resentencing on the second-degree armed robbery conviction, and in respect of that issue, the judgment of the Appellate Division is summarily reversed, and the single extended-term sentence imposed by the trial court on the ground that defendant is a persistent offender is reinstated. State v. Natale, 184 N.J. 458 (2005).

C-488-05

Reinaldo Carmona, et al. v. Resorts International Hotel, Inc., etc.

Supreme Court Docket No. 58,782
Order Filed January 20, 2006
Appellate Division Decision Filed October 25, 2005

C-488-05

Reinaldo Carmona, et al. v. Resorts International Hotel, Inc.

Supreme Court Docket No. 58,782
Order Filed January 19, 2006
Appellate Division Decision Filed October 25, 2005

C-506-05

State of New Jersey v. Kevin Humphrey

Supreme Court Docket No. 58,764
Order Filed January 19, 2006
Appellate Division Decision Filed October 18, 2005

... Ordered that the petition for certification is granted, and the matter is summarily remanded to the trial court for resentencing in light of State v. Natale, 184 N.J. 458 (2005).

C-292-05

Mount Laurel Township v. Mipro Homes, L.L.C., et al.

C-293-05

Supreme Court Docket No. 58,459
Order Filed January 19, 2006
App. Div. Reported at 379 N.J. Super. 358 (2005)

C-494-05

Danielle Davidson v. Raymond A. Slater, et al.

Supreme Court Docket No. 58,769
Order Filed January 19, 2006
App. Div. Reported at 381 N.J. Super. 22 (2005)