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POLICEMEN'S BENEVOLENT  
 ASSOCIATION, LOCAL NO. 231,

Plaintiff,

v.

COUNTY OF CUMBERLAND and  
 COUNTY OF CUMBERLAND BOARD OF  
 CHOSEN FREEHOLDERS,

Defendants.

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SUPERIOR COURT OF NEW JERSEY  
 LAW DIVISION/CIVIL PART  
 CUMBERLAND COUNTY

DOCKET NO. CUM-L- -20

Civil Action

**ORDER TO SHOW CAUSE**

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THIS MATTER being brought before the court by Stuart J. Alterman, Esquire and Arthur J. Murray, Esquire, of Alterman & Associates, LLC, attorneys for Plaintiff POLICEMEN'S BENEVOLENT ASSOCIATION, LOCAL NO. 231, seeking relief by way of preliminary injunction at the return date set forth below pursuant to R. 4:52, based upon the facts set forth in the verified complaint filed herewith and for good cause shown;

It is on this   24th   day of September, 2020 ORDERED that Defendants COUNTY OF CUMBERLAND and COUNTY OF CUMBERLAND BOARD OF CHOSEN FREEHOLDERS, appear and show cause before the Superior Court at the Cumberland County Courthouse in Bridgeton, New Jersey before The Honorable    Benjamin C. Telsey, A.J.S.C.    on    **October 19th**    at    **9:00 a.m.**    or as soon thereafter as counsel can be heard, on why an Order should not be issued preliminarily enjoining and restraining Defendants COUNTY OF CUMBERLAND and COUNTY OF CUMBERLAND BOARD OF CHOSEN FREEHOLDERS from: (A) Laying off any members of PBA Local 231 effective November 7, 2020; and (B) Granting such other relief as the court deems equitable and just.

And it is further ORDERED that:

1. A copy of this order to show cause, verified complaint, legal memorandum and any supporting affidavits or certifications submitted in support of this application be served upon County Counsel John Carr and outside labor attorney Kathleen M. Bonczyk, attorney for Defendants , via facsimile or electronic mail within 7 days of the date hereof, and be served on Defendants COUNTY OF CUMBERLAND and COUNTY OF CUMBERLAND BOARD OF CHOSEN FREEHOLDERS, within 7 days of the date hereof in accordance with R. 4:4-3 and R. 4:4-4, this being original process; unless Mr. Carr and/or Ms. Bonczyk waives such requirement.
2. Plaintiff must file with the Court its proof of service of the pleadings on Defendant or its counsel no later than three (3) days before the return date.
3. Defendants shall file and serve a written response to this order to show cause and the request for entry of injunctive relief and proof of service by October 7th, 2020. The original documents must be filed with the clerk of the Superior Court in the county listed above. A directory of these offices is available in the Civil Division Management Office in the county listed above and online at [njcourts.gov/forms/10153\\_deptyclerklawref.pdf](http://njcourts.gov/forms/10153_deptyclerklawref.pdf). You must send a copy of your opposition papers directly to Judge Telsey. You must also send a copy of your opposition papers to Plaintiff's attorney whose name and address appears above. A telephone call will not protect your rights; you must file your opposition and pay the required fee and serve your opposition on your adversary, if you want the court to hear your opposition to the injunctive relief Plaintiff is seeking.


4. Plaintiff must file and serve any written reply to Defendant's order to show cause opposition by \_\_\_\_\_ **October 13th** \_\_\_\_\_, 2020. The reply papers must be filed with the Clerk of the Superior Court in the county listed above and a copy of the reply papers must be sent directly to the chambers of Judge \_\_\_\_\_ **Telsey** \_\_\_\_\_.
5. If Defendant does not file and serve opposition to this order to show cause, the application will be decided on the papers on the return date and relief may be granted by default, provided that Plaintiff files a proof of service and a proposed form of order at least three days prior to the return date.
6. If Plaintiff has not already done so, a proposed form of order addressing the relief sought on the return date (along with a self-addressed return envelope with return address and postage) must be submitted to the court no later than three (3) days before the return date.
7. Defendant take notice that Plaintiff has filed a lawsuit against you in the Superior Court of New Jersey. The verified complaint attached to this order to show cause states the basis of the lawsuit. If you dispute this complaint, you, or your attorney, must file a written answer to the complaint and proof of service within 35 days from the day of service of this order to show cause; not counting the day you received it.

These documents must be filed with the Clerk of the Superior Court in the county listed above. A directory of these offices is available in the Civil Division Management Office in the county listed above and online at [njcourts.gov/forms/10153\\_deptyclerklawref.pdf](http://njcourts.gov/forms/10153_deptyclerklawref.pdf). Include the proper filing fee payable to the "Treasurer State of New Jersey." You must also send a copy of your Answer to Plaintiff's attorney whose name and address appear above. A telephone call will not

protect your rights; you must file and serve your Answer (with the fee) or judgment may be entered against you by default. Please note: Opposition to the order to show cause is not an Answer and you must file both. Please note further: if you do not file and serve an Answer within 35 days of this Order, the court may enter a default against you for the relief plaintiff demands.

8. If you cannot afford an attorney, you may call the Legal Services office in the county in which you live or the Legal Services of New Jersey Statewide Hotline at 1-888-LSNJ-LAW (1-888-576-5529). If you do not have an attorney and are not eligible for free legal assistance you may obtain a referral to an attorney by calling one of the Lawyer Referral Services. A directory with contact information for local Legal Services Offices and Lawyer Referral Services is available in the Civil Division Management Office in the county listed above and online at [njcourts.gov/forms/10153\\_deptyclerklawref.pdf](http://njcourts.gov/forms/10153_deptyclerklawref.pdf).

9. The court will entertain argument, but not testimony, on the return date of the order to show cause, unless the court and parties are advised to the contrary no later than 5 days before the return date.



A.J.S.C.

