

Matthew T. Rinaldo, Esq.
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Attorneys for Plaintiffs

**UNION COUNTY COUNSEL
 RECEIVED**
 APR 28 2014
 ADMINISTRATION BUILDING
 ELIZABETH, NJ

ROBERT STEPHENS,

Plaintiff,

vs.

COUNTY OF UNION, a government entity; **UNION COUNTY BOARD OF CHOSEN FREEHOLDERS**, a government entity; **UNION COUNTY DEPARTMENT OF PARKS AND COMMUNITY RENEWAL**, a government entity; **JOHN/JANE DOES 1-20** (fictitious names representing unknown individuals), **ABC ENTITIES 1-20** (fictitious names representing unknown entities).

Defendants.

SUPERIOR COURT OF NEW JERSEY
 UNION COUNTY, LAW DIVISION

Docket No. UNN-L-1239-14

Civil Action

SUMMONS

THE STATE OF NEW JERSEY, TO THE ABOVE NAMED DEFENDANT: COUNTY OF UNION

The Plaintiff, named above, has filed a lawsuit against you in the Superior Court of New Jersey. The Complaint attached to this Summons states the basis for this lawsuit. If you dispute this Complaint, you or your attorney must file a written Answer or Motion and Proof of Service with the Deputy Clerk of the Superior Court in the County listed above within 35 days from the date you received this Summons, not counting the date you received it to wit: Deputy Clerk of the Superior Court, 2 Broad Street, Elizabeth, New Jersey 07207. You must also send a copy of your Answer or Motion to plaintiff's attorney whose name and address appear above, or to plaintiff, if no attorney is named above. A telephone call will not protect your rights; you must file and serve a written Answer or Motion (with fee of \$110.00 for Law Division and \$105.00 for Chancery Division and completed Case Information Statement) if you want the Court to hear your defense.

If you do not file and serve a written Answer or Motion within 35 days, the Court may enter a judgment against you for the relief plaintiff demands, plus interest and costs of suit. If judgment is entered against you, the Sheriff may seize your money, wages or property to pay all or part of the Judgment.

If you cannot afford to pay an attorney, you may call the Legal Services Office in the county where you live. A list of these office is provided. If you do not have an attorney and are not eligible for free legal assistance, you may obtain a referral to an attorney by calling one of the Lawyer Referral Services. The phone numbers for Union County in which this action is pending are: **Lawyer Referral Service, (908) 353-4715** or **Legal Services Offices, (908) 354-4361**.

Dated: April 24, 2014

Michelle M. Smith, Esq. 1st

MICHELLE M. SMITH, ESQ., Clerk, Superior Court

Name of Defendant To be served:

County of Union

Address for Service:

c/o James E. Pellettiere, RMC
 Clerk of the Board
 10 Elizabethtown Plaza
 Elizabeth, NJ 07207

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Attorneys for Plaintiff

RECEIVED/FILED
 Superior Court of New Jersey

APR 14 2014

CIVIL CASE MANAGEMENT
 UNION COUNTY

<p>ROBERT STEPHENS,</p> <p style="text-align: center;">Plaintiff,</p> <p>vs.</p> <p>COUNTY OF UNION, a government entity; UNION COUNTY BOARD OF CHOSEN FREEHOLDERS, a government entity; UNION COUNTY DEPARTMENT OF PARKS AND COMMUNITY RENEWAL, a government entity; JOHN/JANE DOES 1-20 (fictitious names representing unknown individuals), ABC ENTITIES 1-20 (fictitious names representing unknown entities),</p> <p style="text-align: center;">Defendants.</p>	<p>SUPERIOR COURT OF NEW JERSEY UNION COUNTY, LAW DIVISION</p> <p>Docket No.: UNN-L-</p> <p style="font-size: 2em; font-weight: bold;">UNN-L: 1293-14</p> <p><u>Civil Action</u></p> <p>COMPLAINT AND JURY DEMAND</p>
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Plaintiff, **ROBERT STEPHENS**, residing at 802 Pennington Street, Elizabeth, NJ 07203, in the City of Elizabeth, County of Union, State of New Jersey, by way of Complaint against the Defendants says:

PARTIES

1. Plaintiff is a resident of the State of New Jersey and a resident of Union County therein.

2. Upon information and belief, Defendants COUNTY OF UNION, UNION COUNTY BOARD OF CHOSEN FREEHOLDERS, and UNION COUNTY DEPARTMENT OF PARKS AND COMMUNITY RENEWAL are government entities located in Union County whose headquarters and principle place of business is 10 Elizabethtown Plaza, Elizabeth, New Jersey 07207.
3. UNION COUNTY DEPARTMENT OF PARKS AND COMMUNITY RENEWAL is a subdivision of COUNTY OF UNION and Plaintiff's former employer.
4. BOARD OF CHOSEN FREEHOLDERS is the elected body that controls and directs COUNTY OF UNION.
5. JOHN/JANE DOES 1-20 are fictitious names representing unknown individuals.
6. ABC ENTITIES 1-20 are fictitious names representing unknown entities.
7. Collectively, the above parties, COUNTY OF UNION, UNION COUNTY BOARD OF CHOSEN FREEHOLDERS, and UNION COUNTY DEPARTMENT OF PARKS AND COMMUNITY RENEWAL, JOHN/JANE DOES 1-20 and ABC ENTITIES 1-20 are referred to as "Defendants" in this Complaint.

FACTS RELATED TO ALL COUNTS

8. Plaintiff worked as Assistant Manager Ice Arena/ Recreation Supervisor for the Department of Parks and Community Renewal of the County of Union for nearly 25 years.

9. From the inception of his employment to, June 1, 2012, the day of his termination, Mr. Stephens adequately and sufficiently performed the duties required of his position.
10. On or about April 16, 2012, Plaintiff received Layoff Notice from Alfred J. Faella, County Manager, stating that his permanent termination would be effective at the close of the working day June 1, 2012.
11. The county stated that Plaintiff was being terminated from his position for reasons involving "economy and efficiency" concerns.
12. Despite his notification of impending termination, Plaintiff continued to work diligently and meet all requirements of his position.
13. The Plaintiff's position was only one (1) of two (2) positions that were responsible for the operation of three (3) facilities and was the only position of it's type and classification that was terminated.
14. To emphasize, the other employee in a similar position to Plaintiff was not terminated.
15. At the time of Notice of termination, Plaintiff was short the requisite time for the vesting of employee and pension benefits.
16. Plaintiff contacted the State to purchase time towards his pension and was approved for the purchase.
17. This purchase was approved by the State on May 25, 2012.

18. Shortly before the June 1, 2012 termination deadline, Plaintiff put in an application for early retirement in anticipation of approval the purchase time in a forced attempt to salvage and preserve his benefits.
19. On May 25, 2012, Plaintiff was called into a meeting with Director Ron Zuber and Bureau Chief, Jean Foley, in order to discuss "demotional displacement" options that would allow the Plaintiff continued, if not lesser, employment options because of his seniority.
20. The Plaintiff was only notified of the opportunity for demotional displacement approximately three (3) business days before his termination took full effect and after he had been forced to begin the purchase of retirement benefits.
21. The County offered only one (1) option for demotional displacement, which would have resulted in an \$18,000 salary reduction.
22. The demotional displacement also would have resulted in worsened work conditions.
23. By way of insufficient Notice and pressing time restraints, Plaintiff was forced to make a decision regarding his employment options in an overly coercive and hastened fashion.
24. After termination from his position, the County replaced Plaintiff's position with younger, part-time hourly persons.
25. These individuals are not part of Plaintiff's protected class.

26. The Plaintiff's termination was for reasons forbidden by law, and such actions by Defendants were intentional, unlawful, and discriminatory in nature and any assertion that the Plaintiff was laid off and terminated for reasons of "efficiency and economy" are merely pretext.
27. The foregoing facts describing the conditions and circumstances surrounding Plaintiff's termination have had a devastating financial and emotional effect on the Plaintiff.
- FIRST COUNT: VIOLATION OF THE NEW JERSEY LAW AGAINST
DISCRIMINATION, N.J.S.A. 10:5-1 ET SEQ.**
28. Plaintiff repeats and incorporates the allegations above as if set forth at length herein and makes them, by reference hereto, a part hereof and incorporated herein as though set forth in full and at length.
29. Defendant, County of Union, unlawfully discriminated against him by terminating his employment, for reasons forbidden by law, that is, the intentional discrimination due to Plaintiff's age, then 59 years old.
30. At all times relevant to this Complaint, Plaintiff was a member of a protected class due to his age.
31. Defendants' stated reasons of economy and efficiency were pretextual.
32. The demotion offered by Defendants was intended to force Plaintiff's resignation and was effectively a termination.

33. Upon information and belief, Plaintiff's removal created neither economy nor efficiency.
34. Defendants removed Plaintiff from his employment position due to his age.
35. Upon information and belief, the other employee similarly situated was not in Plaintiff's protected class.
36. Upon information and belief, Plaintiff was chosen for demotion and/or termination rather than the other employee similarly situated because of this discrimination.
37. Plaintiff was actually performing his job prior to his termination.
38. Plaintiff was replaced by younger workers not in Plaintiff's protected class.
39. Upon information and belief, non-protected workers with comparable or worse work records were retained when Plaintiff was terminated.
40. Upon information and belief, Plaintiff was terminated under circumstances that give rise to an inference of discrimination.
41. Defendants' actions constituted a violation of the New Jersey Law Against Discrimination (N.J.S.A. 10: 5-1, *et seq.*)
42. Subsequent to discharge from employment, Plaintiff has been unable to find gainful employment.
43. As a result of Plaintiff's discharge from employment, Plaintiff as suffered substantial losses in earnings and job benefits, and has suffered, and

continues to suffer, humiliation, embarrassment, mental and emotional distress, and physical pain and discomfort.

44. Defendants committed the acts maliciously, fraudulently, and oppressively, with the wrongful intention of injuring Plaintiff, and acted with an improper and evil motive amounting to malice, and in conscious disregard of plaintiff's rights. Because the acts taken towards plaintiff were carried out by managerial employees acting in a despicable, deliberate, cold, callous, and intentional manner in order to injure and damage plaintiff, plaintiff is entitled to recover punitive damages from Defendants in an amount according to proof.

45. JOHN/JANE DOES 1-20 and ABC ENTITIES 1-20 are liable in some way for Plaintiff's damages.

WHEREFORE, Plaintiff demands judgment jointly, severally or in the alternative individually against Defendants **COUNTY OF UNION, UNION COUNTY BOARD OF CHOSEN FREEHOLDERS, UNION COUNTY DEPARTMENT OF PARKS AND COMMUNITY RENEWAL, JOHN/JANE DOES 1-20, and ABC ENTITIES 1-20** for compensatory and consequential damages; interest, counsel fees, expenses and costs of suit; punitive damages; and an award of such other and further relief as the Court may deem just, equitable, and fair on the First Count.

**SECOND COUNT: WRONGFUL CONSTRUCTIVE
DISCHARGE**

1. Plaintiff repeats and incorporates the allegations of the prior Count above as if set forth at length herein. and makes them, by reference hereto, a part hereof and incorporated herein as though set forth in full and at length.
2. Defendant's layoff and reduction in force was conducted in an intentionally discriminatory manner.
3. Defendants notified Plaintiff that he would be laid off.
4. Defendants stated that Plaintiff's only options were retirement or demotion.
5. The proposed demotion would have (1) reduced Plaintiff's salary and benefits, (2) transferred Plaintiff to a less desirable position, and (3) changed Plaintiff's job description.
6. Upon information and belief, Defendants suggested or encouraged that Plaintiff retire rather than be demoted.
7. Upon information and belief, accepting the demotion would have reduced Plaintiff's retirement benefits.
8. Defendant was supposed to conduct the layoff in accordance with Plaintiff's civil service layoff rights.
9. Upon information and belief, the manner in which the layoffs were conducted violated Plaintiff's civil service rights pursuant to N.J.A.C. 4A:8-2.1 et seq.

10. The conduct of the Defendants and/or their agents caused such intolerable working conditions, which were all accomplished in a manner that deprived Plaintiff proper lateral and demotion rights, as well as proper and timely notice of his employment options.
11. Plaintiff was compelled to retire early to mitigate his damages.
12. The Defendant's cited reasons of "economy and efficiency" were merely pretextual.
13. Plaintiff was the only older individual laid off from the Department of Parks and Community Renewal in the County of Union and his position was immediately filled by younger and part-time employees.
14. Subsequent to discharge from employment, Plaintiff has been unable to find gainful employment.
15. As a direct and proximate result of the Defendant's conduct, Plaintiff has suffered substantial losses in earnings and job benefits, and has suffered, and continues to suffer, humiliation, embarrassment, mental and emotional distress, and physical pain and discomfort.
16. Defendants committed the acts maliciously, fraudulently, and oppressively, with the wrongful intention of injuring Plaintiff, and acted with an improper and evil motive amounting to malice, and in conscious disregard of plaintiff's rights. Because the acts taken towards Plaintiff were carried out by managerial employees acting in a despicable, deliberate, cold, callous, and

intentional manner in order to injure and damage plaintiff, plaintiff is entitled to recover punitive damages from Defendants in an amount according to proof.

17. Further, Plaintiff is entitled to attorney's fees pursuant to Rendine v. Pantzer, 141 NJ 292 (1995).

18. JOHN/JANE DOES 1-20 and ABC ENTITIES 1-20 are liable in some way for Plaintiff's damages.

WHEREFORE, Plaintiff demands judgment jointly, severally or in the alternative individually against Defendants COUNTY OF UNION, UNION COUNTY BOARD OF CHOSEN FREEHOLDERS, UNION COUNTY DEPARTMENT OF PARKS AND COMMUNITY RENEWAL, JOHN/JANE DOES 1-20, and ABC ENTITIES 1-20 for compensatory and consequential damages; interest, expenses and costs of suit; punitive damages; and an award of such other and further relief as the Court may deem just, equitable, and fair on the Second Count.

THIRD COUNT: VIOLATION OF THE NEW JERSEY CIVIL RIGHTS ACT, N.J.S.A. 10:6-1 ET SEQ.

19. Plaintiff repeats and incorporates the allegations of the prior Counts above as if set forth at length herein. and makes them, by reference hereto, a part hereof and incorporated herein as though set forth in full and at length.

20. Defendants terminated Plaintiff from employment because of Plaintiff's age

21. Any assertions claiming that his employment was terminated for other reasons are mere pretext.
22. Defendants acted with the intent to deprive Plaintiff of his rightfully earned and nearly vested pension and employee benefits, which also amounts to a deprivation of Process and amounts to an impermissible violation of Due Process and an impermissible taking for which the Plaintiff was not compensated for.
23. Upon information and belief, Plaintiff was treated differently than other employees who were being laid off.
24. Furthermore, failure to adequately Notify the Plaintiff of his employment options amount to a denial of adequate Due Process of law and thus violate Plaintiff's substantive due process and equal protection rights pursuant to the New Jersey Constitution.
25. As a government entity or as agents of a government entity acting with power delegated to them under State and local statutes and regulations, Defendants acted outside the color of law.
26. Subsequent to discharge from employment, Plaintiff has been unable to find gainful employment.
27. As a result of Plaintiff's discharge from employment, Plaintiff as suffered substantial losses in earnings and job benefits, and has suffered, and

continues to suffer, humiliation, embarrassment, mental and emotional distress, and physical pain and discomfort.

28. Defendants committed the acts maliciously, fraudulently, and oppressively, with the wrongful intention of injuring Plaintiff, and acted with an improper and evil motive amounting to malice, and in conscious disregard of plaintiff's rights. Because the acts taken towards Plaintiff were carried out by managerial employees acting in a despicable, deliberate, cold, callous, and intentional manner in order to injure and damage plaintiff, plaintiff is entitled to recover punitive damages from Defendants in an amount according to proof.
29. Further, Plaintiff is entitled to attorney's fees pursuant to statute.
30. JOHN/JANE DOES 1-20 and ABC ENTITIES 1-20 are liable in some way for Plaintiff's damages.

WHEREFORE, Plaintiff demands judgment jointly, severally or in the alternative individually against Defendants **COUNTY OF UNION, UNION COUNTY BOARD OF CHOSEN FREEHOLDERS, UNION COUNTY DEPARTMENT OF PARKS AND COMMUNITY RENEWAL, JOHN/JANE DOES 1-20, and ABC ENTITIES 1-20** for compensatory and consequential damages; interest, counsel fees and pre-judgment interest pursuant to N.J.S.A. 10:6-2(f), expenses and costs of suit; punitive damages; an appropriate civil penalty pursuant to N.J.S.A. 10:16-2(e); and an award of such

other and further relief as the Court may deem just, equitable, and fair on the Third Count.

FOURTH COUNT: INTENTIONAL INFLECTION OF EMOTIONAL DISTRESS

31. Plaintiff repeats and incorporates the allegations above and in Counts One and Two as if set forth at length herein and makes them, by reference hereto, a part hereof and incorporated herein as though set forth in full and at length.
32. The actions and conduct of the Defendant occurred over a period of time and were intended to deprive Plaintiff of his rightful employment and anticipated and earned future interest in pension and benefits to which he had earned over 25 years of dedicated service to the County of Union. Defendants acted willfully and with knowledge that Plaintiff would suffer acute emotional distress as a result of his termination.
33. Defendants actions, both willful and intentional, fall far outside the scope of reasonable under the circumstances and the malicious, fraudulent, and pretextual nature of the Defendant's actions were extreme and outrageous in classification.
34. As a direct and proximate result of the extreme and outrageous conduct of the Defendant, Plaintiff suffered emotional hardships "so severe no reasonable man could be expected to endure it." *Buckley v. Trenton Savings Fund Society* 111 N.J. 355, 366 (1988).

35. By reason of the actions complained of, Plaintiff has suffered acute emotional distress as a result of his forced retirement, economic loss, inability to start a new career, diminished value of his pension, emotional pain and suffering, and social disruption.
36. The intentional acts of the Defendant, which constitute intentional and extreme/outrageous conduct are sufficient to subject the Defendant to liability for Intentional Infliction of Emotional Distress under *Buckley v. Trenton Savings Fund Society*.
37. JOHN/JANE DOES 1-20 and ABC ENTITIES 1-20 are liable in some way for Plaintiff's damages.

WHEREFORE, Plaintiff demands judgment jointly, severally or in the alternative individually against Defendants **COUNTY OF UNION, UNION COUNTY BOARD OF CHOSEN FREEHOLDERS, UNION COUNTY DEPARTMENT OF PARKS AND COMMUNITY RENEWAL, JOHN/JANE DOES 1-20, and ABC ENTITIES 1-20** for compensatory and consequential damages; interest, expenses and costs of suit; punitive damages; and an award of such other and further relief as the Court may deem just, equitable, and fair on the Fourth Count.

FIFTH COUNT: PUNITIVE DAMAGES

38. Plaintiff repeats and incorporates the allegations of the prior Counts above as if set forth at length herein, and makes them, by reference hereto, a part hereof and incorporated herein as though set forth in full and at length.

39. Defendants committed the acts maliciously, fraudulently, and oppressively, with the wrongful intention of injuring the plaintive and acted with an improper motive amounting to malice. Likewise, the actions of the Defendant were committed with conscious and willful disregard of the Plaintiff's rights. Because the acts taken toward the Plaintiff were carried out by managerial employees acting in a despicable, deliberate, cold, callous, and intentional manner in order to injure and damage Plaintiff, Plaintiff is entitled to recover punitive damages from Defendants in an amount according to the proof.
40. The aforesaid Defendants torts set forth in the First through Fourth counts were willful and performed in deliberate disregard of the rights of the Plaintiff and with evil motive and actual malice sufficient in nature to expose them to punitive damages.
41. JOHN/JANE DOES 1-20 and ABC ENTITIES 1-20 are liable in some way for Plaintiff's damages.

WHEREFORE, Plaintiff demands judgment against Defendants **COUNTY OF UNION, UNION COUNTY BOARD OF CHOSEN FREEHOLDERS, UNION COUNTY DEPARTMENT OF PARKS AND COMMUNITY RENEWAL, JOHN/JANE DOES 1-20, and ABC ENTITIES 1-20** jointly, severally, or in the alternative singly and individually for punitive damages pursuant to N.J.S.A. 2A:15-5.9 *et seq.* And costs of the action together with lawful interest, on all Counts set forth above.

DEMAND FOR JURY TRIAL

In accordance with R. 1:8-1(b) and R. 4:35-1 the plaintiffs demand a trial by jury.

DESIGNATION OF TRIAL COUNSEL

Matthew T. Rinaldo, Esq., is designated as Trial Counsel.

CERTIFICATION PURSUANT TO RULE 4:5-1

I certify that the matter in controversy is not the subject of any other action or proceeding pending in any court or tribunal, nor is there any other action or arbitration proceeding contemplated between the parties hereto.


I further certify that at this time I know of no other parties who should be joined in this action.

RINALDO AND RINALDO, ESQS.
Attorneys for Plaintiff


Matthew T. Rinaldo

Dated: April 12, 2014

Appendix XII-B1

	CIVIL CASE INFORMATION STATEMENT (CIS) Use for initial Law Division Civil Part pleadings (not motions) under <i>Rule 4:5-1</i> Pleading will be rejected for filing, under <i>Rule 1:5-6(c)</i>, if information above the black bar is not completed or attorney's signature is not affixed	FOR USE BY CLERK'S OFFICE ONLY PAYMENT TYPE: <input type="checkbox"/> CK <input type="checkbox"/> CG <input type="checkbox"/> CA CHG/CK NO. AMOUNT: OVERPAYMENT: BATCH NUMBER:
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ATTORNEY / PRO SE NAME MATTHEW T. RINALDO	TELEPHONE NUMBER (732) 388-9300	COUNTY OF VENUE Union
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FIRM NAME (if applicable) RINALDO AND RINALDO ASSOCIATES	DOCKET NUMBER (when available) UNN-I: 1293-14
--	---

OFFICE ADDRESS 60 Walnut Avenue, Suite 150 Clark, NJ 07066	DOCUMENT TYPE Complaint and Jury Demand
--	--

JURY DEMAND <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No

NAME OF PARTY (e.g., John Doe, Plaintiff) Robert Stephens, Plaintiff	CAPTION Robert Stephens v. County of Union, Union County Board of Chosen Freeholders, Union County Department of Parks and Community Renewal, John/Jane Does 1-20, and ABC Entities 1-20
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CASE TYPE NUMBER (See reverse side for listing) 618	HURRICANE SANDY RELATED? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	IS THIS A PROFESSIONAL MALPRACTICE CASE? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
--	---	---

RELATED CASES PENDING? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	IF YOU HAVE CHECKED "YES," SEE N.J.S.A. 2A:63A-27 AND APPLICABLE CASE LAW REGARDING YOUR OBLIGATION TO FILE AN AFFIDAVIT OF MERIT. IF YES, LIST DOCKET NUMBERS
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DO YOU ANTICIPATE ADDING ANY PARTIES (arising out of same transaction or occurrence)? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	NAME OF DEFENDANT'S PRIMARY INSURANCE COMPANY (if known) <input type="checkbox"/> NONE <input checked="" type="checkbox"/> UNKNOWN
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THE INFORMATION PROVIDED ON THIS FORM CANNOT BE INTRODUCED INTO EVIDENCE.

CASE CHARACTERISTICS FOR PURPOSES OF DETERMINING IF CASE IS APPROPRIATE FOR MEDIATION

DO PARTIES HAVE A CURRENT, PAST OR RECURRENT RELATIONSHIP? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	IF YES, IS THAT RELATIONSHIP: <input checked="" type="checkbox"/> EMPLOYER/EMPLOYEE <input type="checkbox"/> FRIEND/NEIGHBOR <input type="checkbox"/> OTHER (explain) <input type="checkbox"/> FAMILIAL <input type="checkbox"/> BUSINESS
---	---

DOES THE STATUTE GOVERNING THIS CASE PROVIDE FOR PAYMENT OF FEES BY THE LOSING PARTY? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
--

USE THIS SPACE TO ALERT THE COURT TO ANY SPECIAL CASE CHARACTERISTICS THAT MAY WARRANT INDIVIDUAL MANAGEMENT OR ACCELERATED DISPOSITION

 DO YOU OR YOUR CLIENT NEED ANY DISABILITY ACCOMMODATIONS? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	IF YES, PLEASE IDENTIFY THE REQUESTED ACCOMMODATION
--	---

WILL AN INTERPRETER BE NEEDED? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	IF YES, FOR WHAT LANGUAGE?
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I certify that confidential personal identifiers have been redacted from documents now submitted to the court, and will be redacted from all documents submitted in the future in accordance with *Rule 1:38-7(b)*.

ATTORNEY SIGNATURE: *Matthew T. Rinaldo*

Side 2



CIVIL CASE INFORMATION STATEMENT (CIS)

Use for initial pleadings (not motions) under Rule 4:5-1

CASE TYPES (Choose one and enter number of case type in appropriate space on the reverse side.)

Track I - 150 days' discovery

- 151 NAME CHANGE
- 175 FORFEITURE
- 302 TENANCY
- 399 REAL PROPERTY (other than Tenancy, Contract, Condemnation, Complex Commercial or Construction)
- 502 BOOK ACCOUNT (debt collection matters only)
- 505 OTHER INSURANCE CLAIM (including declaratory judgment actions)
- 506 PIP COVERAGE
- 510 UM or UIM CLAIM (coverage issues only)
- 511 ACTION ON NEGOTIABLE INSTRUMENT
- 512 LEMON LAW
- 801 SUMMARY ACTION
- 802 OPEN PUBLIC RECORDS ACT (summary action)
- 999 OTHER (briefly describe nature of action)

Track II - 300 days' discovery

- 305 CONSTRUCTION
- 509 EMPLOYMENT (other than CEPA or LAD)
- 599 CONTRACT/COMMERCIAL TRANSACTION
- 603N AUTO NEGLIGENCE - PERSONAL INJURY (non-verbal threshold)
- 603Y AUTO NEGLIGENCE - PERSONAL INJURY (verbal threshold)
- 605 PERSONAL INJURY
- 610 AUTO NEGLIGENCE - PROPERTY DAMAGE
- 621 UM or UIM CLAIM (includes bodily injury)
- 699 TORT - OTHER

Track III - 450 days' discovery

- 005 CIVIL RIGHTS
- 301 CONDEMNATION
- 602 ASSAULT AND BATTERY
- 604 MEDICAL MALPRACTICE
- 606 PRODUCT LIABILITY
- 607 PROFESSIONAL MALPRACTICE
- 608 TOXIC TORT
- 609 DEFAMATION
- 615 WHISTLEBLOWER / CONSCIENTIOUS EMPLOYEE PROTECTION ACT (CEPA) CASES
- 617 INVERSE CONDEMNATION
- 618 LAW AGAINST DISCRIMINATION (LAD) CASES

Track IV - Active Case Management by individual Judge / 450 days' discovery

- 156 ENVIRONMENTAL/ENVIRONMENTAL COVERAGE LITIGATION
- 303 MT. LAUREL
- 508 COMPLEX COMMERCIAL
- 613 COMPLEX CONSTRUCTION
- 514 INSURANCE FRAUD
- 620 FALSE CLAIMS ACT
- 701 ACTIONS IN LIEU OF PREROGATIVE WRITS

Multicounty Litigation (Track IV)

- | | |
|--|---|
| 266 HORMONE REPLACEMENT THERAPY (HRT) | 288 PRUDENTIAL TORT LITIGATION |
| 271 ACCUTANE/ISOTRETINOIN | 289 REGLAN |
| 274 RISPERDAL/SEROQUEL/ZYPREXA | 290 POMPTON LAKES ENVIRONMENTAL LITIGATION |
| 278 ZOMETHA/AREXIA | 291 PELVIC MESH/GYNECARE |
| 279 GADOLINIUM | 292 PELVIC MESH/BARD |
| 281 BRISTOL-MYERS SQUIBB ENVIRONMENTAL | 293 DEPUY ASR HIP IMPLANT LITIGATION |
| 282 FOSAMAX | 295 ALLODERM REGENERATIVE TISSUE MATRIX |
| 284 NUVARING | 296 STRYKER REJUVENATE/ABG II MODULAR HIP STEM COMPONENTS |
| 285 STRYKER TRIDENT HIP IMPLANTS | 297 MIRENA CONTRACEPTIVE DEVICE |
| 286 LEVAQUIN | 601 ASBESTOS |
| 287 YAZ/YASMIN/OCELLA | 623 PROPECIA |

If you believe this case requires a track other than that provided above, please indicate the reason on Side 1, in the space under "Case Characteristics."

Please check off each applicable category Putative Class Action Title 59

2014-04-23 17:05

Attorney

732 388 9301 >>

19086880885 P 22/22

UNION COUNTY SUPERIOR COURT
2 BROAD STREET
ELIZABETH NJ 07207

TRACK ASSIGNMENT NOTICE

COURT TELEPHONE NO. (908) 659-4817
COURT HOURS 8:30 AM - 4:30 PM

DATE: APRIL 15, 2014
RE: STEPHENS VS COUNTY OF UNION ET AL.
DOCKET: DNN L -001293 14

THE ABOVE CASE HAS BEEN ASSIGNED TO: TRACK 3.

DISCOVERY IS 450 DAYS AND RUNS FROM THE FIRST ANSWER OR 90 DAYS FROM SERVICE ON THE FIRST DEFENDANT, WHICHEVER COMES FIRST.

THE CREDENTIAL JUDGE ASSIGNED IS: HON CAMILLE M. KENNY

IF YOU HAVE ANY QUESTIONS, CONTACT TEAM 001
AT: (908) 659-4820.

IF YOU BELIEVE THAT THE TRACK IS INAPPROPRIATE YOU MUST FILE A
CERTIFICATION OF GOOD CAUSE WITHIN 30 DAYS OF THE FILING OF YOUR PLEADING.
PLAINTIFF MUST SERVE COPIES OF THIS FORM ON ALL OTHER PARTIES IN ACCORDANCE
WITH RULE 1.1(b)(2).

ATTENTION:

ATT: MATTHEW T. RINALDO ESQ
RINALDO & RINALDO
60 WALNUT AVE STE 150
CLARK NJ 07066

UNION