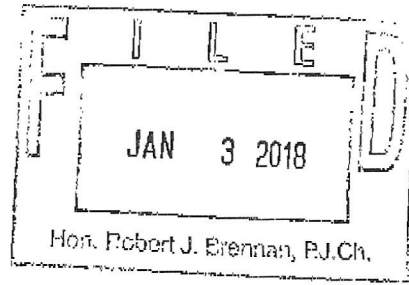


Copy



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609-751-5551

Attorneys for Plaintiff, Fox Hills @ Rockaway Condominium Association, Inc.

FOX HILLS AT ROCKAWAY  
CONDOMINIUM ASSOCIATION,  
INC.

*Plaintiff.*

v.

BARBARA APPLEBAUM, PAUL  
KARDOS & ALAN ROTHSTEIN,

*Defendants.*

SUPERIOR COURT OF NEW JERSEY  
CHANCERY DIVISION  
MORRIS COUNTY

Docket No C-130-17

Civil Action

**ORDER TO SHOW CAUSE**

THIS matter coming before the court upon the application of Ansell, Grimm & Aaron, P.C., attorneys for plaintiff, Fox Hills @ Rockaway Condominium Association, Inc. (the "Association") seeking relief by way of order to show cause, to obtain temporary and preliminary restraints against defendants, Barbara Applebaum, Paul Kardos and Alan Rothstein (collectively, the "Owners") during the pendency of this litigation, based upon the facts set forth in the verified complaint included herewith, the court having determined that the entry of an order to show cause is appropriate and for good cause showing:

IT IS ON THIS 3rd DAY OF January, ~~2017~~ <sup>2018</sup> ORDERED, that the Owners appear and show cause before this court on 2/2/18 ~~2017~~ at 9 AM

the Morris County Courthouse as to why an order should not be entered as follows:

1. Restraining and prohibiting Owners from coming <sup>within</sup> ~~not less than~~ 100 feet <sup>of</sup> ~~from~~ Ms. Gloria Stahl, Mr. Peter Forman, Ms. Eleanor Hunt, Ms. Connie Kelly, Mr. Jay

Amdur, Ms. Barrie Werfel and/or Ms. Bonnie Cohen during the pendency of this litigation.

- 2. Granting other relief as the court deems reasonable and just.

A copy of this Order to Show Cause, related Verified Complaint, and any supporting affidavits or certifications in support of this application be served upon Plaintiff or its designated agent personally within 5 days of the date hereof, in accordance with R.4:4-3 and R. 4:4-4; this being original process. The Association must file with the Court its proof of service of the pleadings on the Owners no later than three (3) days before the return date.

The Owners 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 1/19/18, 2017. The original documents must be filed with the Clerk of the Superior Court in the county listed above. A list of these offices is provided. You must send a copy of your opposition papers directly to Judge Bunman via Civil Intake, Courthouse, Morristown, New Jersey. You must also send a copy of your opposition papers to the Association'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 the Association is seeking.

The Association must file and serve any written reply to the Owners' Order to Show Cause opposition by 1/26/18, 2017. 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 Bunman via Civil Intake. If the Owners do 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 the Association files a proof of service and a proposed form of Order at least three days prior to the return date.

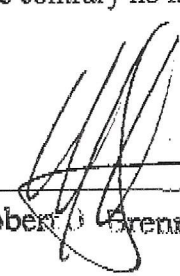
If the Association has not already done so, a proposed form of Order addressing the relief sought on the return date (along with a self-addressed return envelope with return address and postage) must be submitted to the Court no later than three (3) days before the return date.

The Owners must take notice that the Association has filed a lawsuit against you in the Superior Court of New Jersey. The Verified Complaint provided along with this Order to Show Cause states the basis of the lawsuit. If you dispute this Verified Complaint, you, or your attorney, must file a written Answer to the Verified Complaint and proof of service within thirty-five (35) days from the date 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 [http://www.judiciary.state.nj.us/prose/10153\\_deptyclerklawref.pdf](http://www.judiciary.state.nj.us/prose/10153_deptyclerklawref.pdf). Include the appropriate 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 appears above. A telephone call will not protect your rights; you must file and serve your Answer and pay the required 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.

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-LSNJLAW



(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 [http://www.judiciary.state.nj.us/prose/10153\\_deptyclerklawref.pdf](http://www.judiciary.state.nj.us/prose/10153_deptyclerklawref.pdf)

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 1 days before the return date.

  
 \_\_\_\_\_  
 Robert J. Brennan, P.J., J.S.C. Ch.

Dated:

Appendix XII-B1

	<h2 style="margin:0;">CIVIL CASE INFORMATION STATEMENT (CIS)</h2> <p style="margin:0;">Use for initial Law Division Civil Part pleadings (not motions) under <i>Rule 4:5-1</i> <b>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</b></p>		<b>FOR USE BY CLERK'S OFFICE ONLY</b> PAYMENT TYPE: <input type="checkbox"/> CK <input type="checkbox"/> CG <input type="checkbox"/> CA CHG/CK NO. AMOUNT: OVERPAYMENT: BATCH NUMBER:
	ATTORNEY / PRO SE NAME David J. Byrne, Esquire	TELEPHONE NUMBER (609) 557-1031	COUNTY OF VENUE Morris
	FIRM NAME (if applicable) Ansell, Grimm & Aaron, PC		DOCKET NUMBER (when available) <b>C-130-17</b>
	OFFICE ADDRESS 214 Carnegie Center, Suite 112 Princeton, NJ 08540		DOCUMENT TYPE Verified Complaint/OTSC  JURY DEMAND <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
NAME OF PARTY (e.g., John Doe, Plaintiff) Fox Hills at Rockaway Condominium Association, Inc.		CAPTION Fox Hills at Rockaway Condominium Association, Inc. vs. Barbara Applebaum, Paul Kardos & Alan Rothstein	
CASE TYPE NUMBER (See reverse side for listing) 599	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 IF YOU HAVE CHECKED "YES," SEE N.J.S.A. 2A:53 A -27 AND APPLICABLE CASE LAW REGARDING YOUR OBLIGATION TO FILE AN AFFIDAVIT OF MERIT.	
RELATED CASES PENDING? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		IF YES, LIST DOCKET NUMBERS	
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	
<b>THE INFORMATION PROVIDED ON THIS FORM CANNOT BE INTRODUCED INTO EVIDENCE.</b>			
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 type="checkbox"/> EMPLOYER/EMPLOYEE <input type="checkbox"/> FRIEND/NEIGHBOR <input type="checkbox"/> OTHER (explain) <input type="checkbox"/> FAMILIAL <input checked="" type="checkbox"/> BUSINESS	
DOES THE STATUTE GOVERNING THIS CASE PROVIDE FOR PAYMENT OF FEES BY THE LOSING PARTY? <input type="checkbox"/> Yes <input checked="" 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?	
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 <i>Rule 1:38-7(b)</i> .			
ATTORNEY SIGNATURE: 