

GENOVA, BURNS & GIANTOMASI

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Attorneys for Defendants,
John Wisniewski, Nilsa Cruz-Perez, Joseph Cryan,
Sheila Oliver, Paul A. Sarlo, and the Democratic
members of the State of New Jersey Apportionment
Commission, and for the State of New Jersey
Apportionment Commission

**CLERK OF SUPERIOR COURT
SUPERIOR COURT OF N.J.
MERCER COUNTY
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BARBARA GONZALEZ, individually and as
founder of the Bayshore Tea Party Group;
ROBERT A. GORDON, individually and as
Chairman of the Bayshore Tea Party Group;
CONNIE J. SHERWOOD, CLARK
SHERWOOD, NANCY PETERSON and
TED PETERSON, individually and as leaders
of the Ocean County Citizens for Freedom,
DARYL BROOKS, JOSEPH
ABBRUSCATO, ANTOINETTE
DELGUIDICE, FRANK GONZALEZ,
LYNN GORDON, BRIAN HEGARTY,
HELENE HENKL, SHELLY KENNEDY,
CHARLES DRAKE MEASLEY, WILLIAM
HANEY, DEBBIE SUTTON, PETER
MICHAEL CARROLL, JIM LESKOWITZ,
KELLY ANN HART, ADRIANNE S.
KNOBLOCH, VINCENT AVANTAGIATO,
PAUL ALBANESE, AL FRENCH, LINDA
SHUTE, MICHAEL PIERONE, DANIEL
BIRINGER, CATHERINE V. GIANCOLA,
EDWARD J. SIMONSON, FRANK
COTTONE, MICHELE TALAMO, CAROL
J. GALLETINE, DOUGLAS SALTERS,
MARY LOGAN, EDWARD AUWARTER,
SUSAN LORD, JOHN ANDREW YOUNG
and BRENDA ROAMES,

Plaintiffs,

v.

STATE OF NEW JERSEY

**SUPERIOR COURT OF NEW JERSEY
LAW DIVISION: MERCER COUNTY**

Docket No.: MER-L-001173-11

**ORDER DENYING
TEMPORARY RESTRAINTS**



APPORTIONMENT COMMISSION; NILSA CRUZ-PEREZ, JOHN CRYAN, SHEILA OLIVER, ALAN ROSENTHAL, PAUL SARLO, JOHN WISNIEWSKI, in their official Capacity as Members of the State of New Jersey Apportionment Commission; KIM GUADAGNO, in her official capacity as Secretary of State of the State of New Jersey; PAULA DOW, in her official capacity as Attorney General of the State of New Jersey, ROBERT F. GILES, in his official capacity as Director of the Division of Elections of the State of New Jersey,

Defendants.

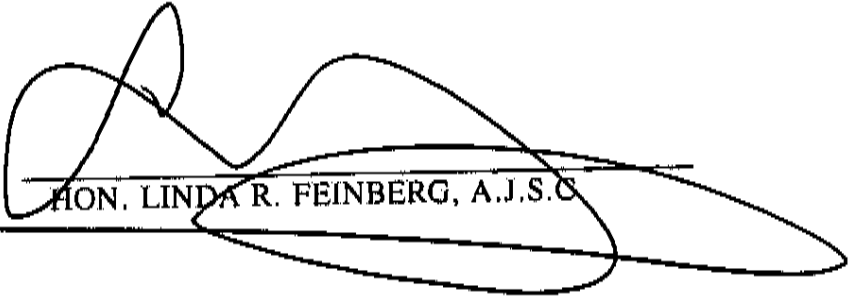
THIS MATTER having been opened to the Court by way of a proposed Order to Show Cause seeking Preliminary Injunctive relief pursuant to Rule 4:52-1 filed on April 19, 2011 by Russell E. Cote, Esq., on behalf of Plaintiffs Barbara Gonzalez, Robert A. Gordon, Connie J. Sherwood, Clark Sherwood, Nancy Peterson, Ted Peterson, Daryl Brooks, Joseph Abbruscato, Antoinette DelGuidice, Frank Gonzalez, Lynn Gordon, Brian Hegarty, Helene Henkl, Shelly Kennedy, Charles Drake Measley, William Haney, Debbie Sutton, Peter Michael Carroll, Jim Leskowitz, Kelly Ann Hart, Adrienne S. Knobloch, Vincent Avantagiato, Paul Albanese, Al French, Linda Shute, Michael Pierone, Daniel Biringier, Catherin v. Giancola, Edward J. Simonson, Frank Cottone, Michele Talamo, Carol J. Gallentine, Douglas Salters, Mary Logan, Edward Auwarter, Susan Lord, John Andrew Young and Brenda Roames (collectively "Plaintiffs"); and upon Notice to Genova, Burns & Giantomasi (Angelo J. Genova, Esq. appearing) and the Law Offices of William J. Castner (William J. Castner, Esq. appearing) attorneys for the Defendant State of New Jersey Apportionment Commission (the "Commission"), and its five Democratic Members, defendants John Wisniewski, Nilsa

Cruz-Perez, Joseph Cryan, Sheila Oliver and Paul A. Sarlo; the Honorable John L. Farmer, Jr., Esq. (Ronald Chen, Esq. appearing) on behalf of Defendant Dr. Alan Rosenthal, the eleventh member of the Commission; Capehart & Scatchard (Glenn R. Paulsen, Esq., appearing) on behalf of the Republican Members of the Commission; and the Honorable Paula A. Dow, Attorney General of New Jersey (George Cohen, Deputy Attorney General) appearing on behalf of Defendants Lt. Governor Kim Guadagno, Attorney General Paula A. Dow and Robert F. Giles, Director of the Division of Elections of the State of New Jersey; and Plaintiffs having sought an order temporarily restraining the defendants, their officers, agents, employees, servants and/or attorneys from "employing, ratifying or in any way putting into effect, directly or indirectly, the apportionment commission map approved by the New Jersey Apportionment Commission on April 3, 2011"; and the Court having conducted a telephone conference and oral argument on Plaintiffs' request for temporary restraints on May 16, 2011; and the Court having considered the arguments of counsel and pleadings and exhibits submitted by Plaintiffs; and for the reasons stated on the record and other good cause shown,

IT IS on this 26th day of May, 2011, **ORDERED** as follows:

1. Plaintiffs' application for temporary restraints as aforesaid is **DENIED**.
2. A hearing on Plaintiffs' Order to Show Cause seeking Preliminary Injunctive Relief will be held before the Honorable Linda R. Feinberg, A.J.S.C, on 8/19/2011 2011. at 10:00 AM -
3. Defendants' opposition to Plaintiffs' Order to Show Cause seeking Preliminary Injunctive Relief shall be filed no later than June 24, 2011.
4. Plaintiffs' reply shall be filed no later than July 29, 2011.

5. A copy of this Order shall be served on all counsel of record within seven (7) days.



HON. LINDA R. FEINBERG, A.J.S.C.

 X

Opposed
Unopposed