

Michael Ackerman, et als

Plaintiffs,

vs.

Township of Teaneck, et als

Defendants

PETER G. GEIGER, J.S.C.  
SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION - BERGEN COUNTY  
DOCKET NO. BER-L-4361-22

SCHEDULING ORDER AND NOTICE  
OF CASE MANAGEMENT CONFERENCE  
(R.4:69-4)

ACTION IN LIEU OF  
PREROGATIVE WRITS

TODAY'S DATE: December 1, 2022

TO: ALL ADDRESSEES ON ATTACHED SERVICE LIST

READ THIS ORDER FULLY AND CAREFULLY; IT IMPOSES SPECIFIC TIME-SENSITIVE REQUIREMENTS UPON THE PARTIES WHICH SHALL NOT, BE ALTERED OR MODIFIED, EXCEPT TO PREVENT MANIFEST INJUSTICE.

This Scheduling Order is entered on:  
December 1, 2022

The parties and attorneys are hereby ordered to comply with the following requirements:

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1. DATE OF CASE MANAGEMENT CONFERENCE. The Case Management Conference shall be conducted by Peter G. Geiger, J.S.C.

On  
**January 20, 2023 at 3:00 P.M.**  
via telephone  
Bergen County Justice Center  
10 Main Street  
Hackensack, New Jersey 07601.

2. SUBMISSION OF STATEMENT OF FACTUAL AND LEGAL ISSUES. Each party shall prepare and submit to the Court and to all opposing counsel a Statement of Factual and Legal Issues at least five (5) days in advance of the conference pursuant to R. 4:69-4. In the event a Statement of Factual and Legal Issues is not submitted in accordance with R. 4:69-4, the delinquent party's pleading may be stricken. If this is an appeal on the record below, an Exhibit List shall be submitted. **All exhibits submitted to the Court should be identified with the same identification number as used in the hearing below.** Please also advise the court in your submission your ability to transmit briefs and motions via e-mail.

A. RESOLUTION AND OTHER DOCUMENTATION. The attorneys for each party shall confer and deliver to the Court a copy of the resolution and/or ordinance enacted that is the subject of the litigation. In addition, copies of any sections of the land use ordinance or master plan or other relevant municipal regulation that were the subject of the application shall also be provided to the Court at the time the pre-trial submissions are submitted.

3. TRANSCRIPTS. The attorney for the Plaintiff (or Plaintiff itself if unrepresented by an attorney) shall, within five (5) days of the receipt of this Order, ensure the preparation of all necessary transcripts and shall pay all deposits therefor within five (5) days of the receipt of this Order. In the event that the transcript request is not made or the deposit not paid, the delinquent party's pleading may be stricken. This paragraph is supplementary to the required certification attached to the Complaint as required by R.4:69-4. If available, the transcripts should have an index.

4. DISCOVERY. The parties shall commence discovery no later than receipt of this Order. Counsel shall confer regarding discovery and shall report at the case management conference on the status of discovery and on a schedule for completion.

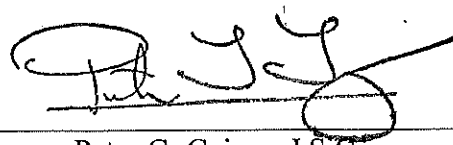
5. INABILITY TO COMPLY. If the terms of this Order cannot be followed, the party unable to comply shall communicate in writing with the Court and opposing counsel and shall indicate the reasons for noncompliance. All such communication(s) shall be submitted no later than ten (10) days after receipt of this Order.

6. SETTLEMENT. Each party shall conduct at least one good faith communication with its opposition in an effort to either resolve the dispute or narrow the disputed issues. The initial communication shall be initiated no later than ten (10) days after the receipt of this Order. Should the case resolve, the parties shall immediately notify the Court. If all parties agree, a settlement conference with the Court can be scheduled.

7. **UNSERVED OR UNNAMED PARTIES**. **This Order has been mailed to only those parties for which a pleading has been filed with the Court or which has been identified to the Court. If there are additional attorneys or parties not reflected on the Service List, the Plaintiff shall immediately notify the Court of the identity of such attorneys and/or parties, and the Plaintiff shall serve a copy of this Order upon all such attorneys and/or parties within five (5) days after receipt of this Order.**

8. RELATED CASES PENDING. The parties are to advise the Court if there are any other cases pending involving any of the parties or issues in this matter.

9. E-MAIL. The parties will advise the Court if they have the capability to transmit documents via e-mail.



A handwritten signature in black ink, appearing to read 'Peter G. Geiger', is written over a horizontal line. The signature is stylized and cursive.

Peter G. Geiger, J.S.C.

Ackerman vs Township of Teaneck  
Docket No.: BER-L-4361-22

**SERVICE LIST**

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