

NOT FOR PUBLICATION**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

ARTHUR SABATINO,

Plaintiff,

v.

UNION TOWNSHIP et al.,

Defendants.

Civil Action No.: 11-1656 (JLL)

AMENDED OPINION**LINARES**, District Judge.

This Opinion is amended to correct an inadvertent administrative error. The prior Opinion, issued on January 17, 2012 (CM/ECF No. 29), contained two consecutive pages with the same numbering and substantially the same content. Thus, the intended Opinion follows.

This matter comes before the Court by way of a motion for judgment on the pleadings pursuant to Federal Rule of Civil Procedure 12(c) by Defendant Union County Prosecutor's Office ("Defendant").¹ As the motion is unopposed, the Court has considered the submissions made by Defendant Union County Prosecutor's Office and decides the matter without oral argument. Fed. R. Civ. P. 78. For the reasons set forth below, Defendant's motion is GRANTED.

¹ The Court notes that Defendant submitted a letter brief in support of the motion for judgment on the pleadings which violates Local Rule 7.1. However, there being no objection by Plaintiff, the Court will nonetheless consider Defendant's submission in this instance but directs that all future submissions comply with the local rules or risk denial of the relief sought. See e.g., Holster v. McMaster-Carr Supply Co., Civ No. 04-1791, 2006 WL 2864643, at *12 n.9 (D.N.J. Oct. 4, 2006) ("Plaintiff's counsel is forewarned that future submissions must comply with both the Federal and Local Rules of Civil Procedure, or said submissions will be precluded from consideration.")

I. BACKGROUND

As the Court writes only for the parties, a familiarity with the underlying factual and procedural background of this case will be assumed and will not be repeated here except where necessary to provide proper context for the discussion below. This action arises out of an alleged violation of Plaintiff Arthur Sabatino's ("Plaintiff") civil rights on April 26, 2009, when Plaintiff was arrested in response to a 911 call made by his daughter. Allegedly, Plaintiff Sabatino's daughter, Jennifer, placed the call to 911 and told the operator that her father was "mentally and physically ill" and "also dangerous." (Compl. ¶ 8). During the call Jennifer also stated that Plaintiff probably had a loaded gun but also emphasized that he was very sick and that he was "in and out of consciousness." (Id.) Members of the Union Township Police Department responded to the 911 call and directed Plaintiff to come outside over loud speaker, but Plaintiff was allegedly too ill to hear or respond to their commands. (Compl. ¶ 9). Officers then entered Plaintiff's residence and used a series of "flash-bang" grenades, which resulted in the death of Plaintiff's pet, and forcibly detained Plaintiff. (Id.) Plaintiff alleges that the officers failed to take into account his shoulder disability, despite the fact that he informed the officers thereof. (Id.)

Plaintiff alleges that he was discriminated against on the basis of a disability and deprived of his right of due process by members of the Union Township Police Department and the Union County Sheriff's Office. Notably, Plaintiff does not allege any specific facts regarding the Union County Prosecutors Office, and Plaintiff affirmatively states that he has not been charged with a crime in connection with his arrest. (Compl. ¶ 14).

II. LEGAL STANDARD

Rule 12(c) provides that “[a]fter the pleadings are closed-but early enough not to delay trial – a party may move for judgment on the pleadings.” Where, as here, the movant alleges that the complaint fails to state a claim upon which relief can be granted, the court applies the same standards as under Rule 12(b)(6). See Turbe v. Government of Virgin Islands, 938 F.2d 427, 428 (3d Cir. 1991).

In order to survive a motion to dismiss under Federal Rule of Civil Procedure 12(b)(6), a complaint “must contain sufficient factual matter, accepted as true, to state a claim to relief that is plausible on its face.” Ashcroft v. Iqbal, 556 U.S. 662, 129 S.Ct. 1937, 1949 (2009) (citing Bell Atl. Corp. v. Twombly, 550 U.S. 544, 570, 127 S.Ct. 1955 (2007)). In determining whether a complaint is sufficient, a court must accept all well-pleaded factual allegations as true and draw all reasonable inferences in favor of the non-moving party. Phillips v. County of Allegheny, 515 F.3d 224, 234 (3d Cir. 2008). However, a court need not credit “[t]hreadbare recitals of the elements of a cause of action, supported by mere conclusory statements.” Iqbal, 129 S.Ct. at 1949.

III. DISCUSSION

First, an analysis of the facts set forth in Plaintiff Complaint clearly indicates that Plaintiff’s claim is devoid of any factual assertions regarding the Union County Prosecutor’s Office or any individual Union County Prosecutor. Thus, Plaintiff fails to state a claim upon which there is a plausible right to relief.

Further, Plaintiff brings his claims under Section 1983 of Title 42 of the United States Code,² which authorizes plaintiffs to seek redress for the violation of rights granted by the Constitution or laws of the United States committed or caused by a person acting under color of state law.³ However, the Union County Prosecutor's Office is not a "person" within the meaning of Section 1983. Palmerini v. Burgos, Civ No. 10-210, 2011 WL 3625104 at * 8 (D.N.J. August 15, 2011) ("[C]ourts within the Third Circuit have consistently and uniformly held that the Eleventh Amendment precludes federal suits against New Jersey county prosecutors, as well as their offices and staff, arising out of their law enforcement functions on the basis that the real party in interest in these suits is the State of new Jersey"); Nugent v. County of Hunterdon, No. 09-2710, 2010 WL 1949359 (D.N.J. May 14, 2010); Watkins v. Attorney General of New Jersey, Civ No. 06-1391, 2006 WL 2864631 at * 3 (D.N.J. October 4, 2006) ("[A county prosecutor's office] is not subject to suit under § 1983 because the Prosecutor's Office is not a government entity which can be sued under § 1983 separate from the individual who is the county prosecutor or the governmental entity that the county prosecutor serves").

In addition, Eleventh Amendment immunity applies to state entities and officials where "the state is the real, substantial party in interest." Regents of the Univ. of Cal. v. Doe, 519 U.S. 425, 429, 117 S.Ct.900 (1997) (internal quotations omitted). County

² Plaintiff additionally brings suit pursuant to the following: 42 U.S.C. § 1985, which pertains to conspiracies to interfere with civil rights; "the New Jersey Constitution and/or the New Jersey Civil Rights Act, N.J.S.A. Section 10:6-1 et seq."; the Americans with Disabilities Act, 42 U.S.C. §§12131-165 and Section 504 of the Rehabilitation Act of 1973. (Compl., 1). Although Plaintiff does not specify to which defendants he is referring, as discussed above, Plaintiff does not allege any facts sufficient to state a plausible right to relief against the Union County Prosecutor's Office on any of the above grounds.

³ Section 1983 provides in relevant part: "Every person who, under color of any statute, ordinance, regulation, custom, or usage, of any State or Territory . . . subjects, or causes to be subjected, any citizen of the United States or other person within the jurisdiction thereof to the deprivation of any rights, privileges, or immunities secured by the Constitution and laws, shall be liable to the party injured in an action at law, suit in equity, or other proper proceeding for redress." 42 U.S.C. § 1983.

prosecutorial offices conduct two different sets of functions: “(1) the administrative functions of operating their offices, and (2) the classic law enforcement and investigative functions for which they are chiefly responsible.” Beightler v. Office of Essex County Prosecutor, 342 Fed.App’x. 829, 832 (3d. Cir. 2009) (quoting Coleman v. Kaye, 87 F.3d 1491 (3d Cir. 1996)). A county prosecutor “in effect acts on behalf of the county that is the situs of his or her office” in connection with administrative tasks unrelated to prosecutorial functions. Coleman, 87 F.3d at 1499. However, “[w]hen New Jersey county prosecutors engage in classic law enforcement and investigative functions, they act as officers of the state.” Beightler, 342 Fed.App’x at 832. Thus, Eleventh Amendment immunity applies and bars a damage action under section 1983. Will v. Michigan Dept. of State Police, 491 U.S. 58, 71 (1989); Coleman, 87 F.3d at 1499, 1505.

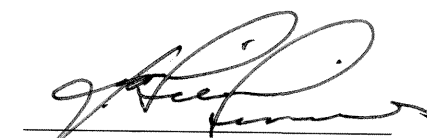
Finally, while the Third Circuit has adopted a liberal approach to the amendment of pleadings, leave to amend a complaint should not be permitted where it would be futile. See Grayson v. Mayview State Hosp., 293 F.3d 103, 108 (3d Cir. 2002). “Futility means that the complaint, as amended, would fail to state a claim upon which relief could be granted.” Shane v. Fauver, 213 F.3d 113, 115 (3d Cir. 2000) (citing In re Burlington Coat Factory Sec. Litig., 114 F.3d 1410, 1434 (3d Cir. 1997)) (internal quotations omitted). Here, as discussed above, Plaintiff’s claims do not relate to any administrative tasks unrelated to prosecutorial functions. In fact, the only action or inaction that relates to the Union County Prosecutor’s Office is that Plaintiff has not been charged in connection with his arrest on April 26, 2009. Thus, amendment would be futile and Plaintiff’s claims as to Defendant Union County Prosecutor’s Office will be dismissed with prejudice.

IV. CONCLUSION

For the reasons stated above, the Court GRANTS Defendant's motion for judgment on the pleadings and dismisses claims against Defendant Union County Prosecutor's Office with prejudice.

An appropriate Order accompanies this Opinion.

DATED: 1/31/12



Jose L. Linares,
United States District Judge



Summary of ECF Activity
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Activity has occurred in the following cases:

2:99-cr-00072-JLL USA v. DAYS
Petition and Order for Warrant VOSR 39

Docket Text:
PETITION AND ORDER FOR ISSUANCE OF ARREST WARRANT for VIOLATION OF SUPERVISED RELEASE as to JOSEPH DAYS. Warrant issued, (jn).. Signed by Judge Jose L. Linares on 1/30/12. (jn,)

2:99-cr-00072-JLL USA v. DAYS
Warrant Issued 40

Docket Text: *Sealed Entry*
ARREST Warrant Issued in case as to JOSEPH DAYS. (jn,)

2:07-cv-02074-JLL -MAH STEBCO INC. v. ADVANCED ENGINEERING CO. et al
Set/Reset Hearings

Docket Text:
Reset Hearing: The Telephone Status Conference set for 2/10/2012 has been adjourned to 2/21/2012 at 2:30 p.m. with Magistrate Judge Michael A. Hammer. Please mark your calendars accordingly. (jqb)

2:07-cv-05325-JLL-ES SAMPANG et al v. AT&T MOBILITY LLC et al
Show Cause Hearing 654

Docket Text:

Minute Entry for proceedings held before Judge Jose L. Linares: Show Cause Hearing held on 1/30/2012. (Court Reporter/Recorder PHYLLIS T. LEWIS.) (lr,)

2:08-cv-01798-JLL -MAH BRUMLEY v. CAMIN CARGO CONTROL, INC.
Opinion 225

Docket Text:

OPINION. Signed by Judge Jose L. Linares on 1/30/2012. (nr,)

2:08-cv-01798-JLL -MAH BRUMLEY v. CAMIN CARGO CONTROL, INC.
Order on Motion to Seal Document 226

Docket Text:

ORDER denying [223] Motion to Seal Document settlement agreement. Signed by Judge Jose L. Linares on 1/30/2012. (nr,)

2:08-cv-01946-JLL -MAH LAVERDE et al v. SIRUS AMERICAN INSURANCE COMPANY et al
Bench Trial - Completed 66

Docket Text:

Minute Entry for proceedings held before Judge Jose L. Linares: Bench Trial completed on 1/31/2012. (Court Reporter/Recorder PHYLLIS T. LEWIS.) (lr,)

2:08-cv-03220-JLL -MAH LATEEF v. VISION et al
Letter 123

Docket Text:

Letter from Adam M. Slater regarding trial date. (SLATER, ADAM)

2:08-cv-06285-JLL-MAH GOOW v. TORRES et al
Set/Reset Motion and R&R Deadlines/Hearings

Docket Text:

Set Deadlines as to [88] MOTION to Vacate [50] Order *and to Enter New Protective Order*, [90] MOTION to Seal *Materials Filed In Docket Number 88 Under Seal Pursuant to Local Rule 5.3*. Motion set for 3/5/2012 before Judge Jose L. Linares. The motion will be decided on the papers. No appearances required unless notified by the court. (jd,)

2:08-cv-06285-JLL-MAH GOOW v. TORRES et al
Motions Referred

Docket Text:

MOTIONS [90] MOTION to Seal *Materials Filed In Docket Number 88 Under Seal Pursuant to Local Rule 5.3* REFERRED to Michael A. Hammer. (lr,)

2:09-cv-01068-JLL-MAH CARTWRIGHT v. NEW JERSEY TRANSIT RAIL OPERATIONS, INC.

Status Conference

Docket Text:

Minute Entry for proceedings held before Magistrate Judge Michael A. Hammer: Telephone Status Conference held on 1/31/2012. (Placed on the record/ECR) (jqb)

2:09-cv-04751-JLL-MAH TOYS "R" US, INC. v. SCHIMENTI CONSTRUCTION COMPANY, LLC

Letter 103

Docket Text:

Letter from Peter Strniste on behalf of Defendant, Schimenti Construction Company, LLC. (LEONG, ELIZABETH)

2:09-cv-04751-JLL-MAH TOYS "R" US, INC. v. SCHIMENTI CONSTRUCTION COMPANY, LLC

Answer to Third Party Complaint 104

Docket Text:

ANSWER to Third Party Complaint *Second Amended*, CROSSCLAIM against All Defendants by HACKENSACK STEEL CORP.. (Attachments: # (1) Certificate of Service)(SMITH, WENDY)

2:09-cv-04751-JLL-MAH TOYS "R" US, INC. v. SCHIMENTI CONSTRUCTION COMPANY, LLC

Letter 105

Docket Text:

Letter from Thomas M. Madden, Esq.. (MADDEN, THOMAS)

2:09-cv-06355-JLL -MAH WILLIAMS v. DZOBA et al
Motions Referred

Docket Text:

MOTIONS [54] MOTION to Amend/Correct REFERRED to Michael A. Hammer. (lr,)

2:09-cv-06500-JLL -MAH SALAZAR v. GUSTAVON et al
Order Dismissing Case 44

Docket Text:

ORDER DISMISSING CASE as settled w/out costs & w/out prejudice. Signed by Judge Jose L. Linares

on 1/30/12. (sr,)

2:10-cv-03100-JLL-MAH WYNDHAM HOTELS AND RESORTS, LLC v. INTERSITE REAL ESTATE DEVELOPMENT CORPORATION et al

Add and Terminate Attorneys

Docket Text:

*** Attorney MICHAEL S. MEISEL terminated., *** Party MICHAEL S. MEISEL terminated. (jjq,)

2:10-cv-03100-JLL-MAH WYNDHAM HOTELS AND RESORTS, LLC v. INTERSITE REAL ESTATE DEVELOPMENT CORPORATION et al

Mediation Successful

Docket Text:

Mediation Successful (jjq,)

2:10-cv-03100-JLL-MAH WYNDHAM HOTELS AND RESORTS, LLC v. INTERSITE REAL ESTATE DEVELOPMENT CORPORATION et al

Staff Notes (court-only)

Docket Text:

Per fax, Mediation was successful. (jjq,)

2:10-cv-03254-JLL -MAH KNEIPP et al v. CITY OF NEWARK, NEW JERSEY

Settlement Conference

Docket Text:

Minute Entry for proceedings held before Magistrate Judge Michael A. Hammer: Settlement Conference held on 1/31/2012. (jqb)

2:10-cv-03395-JLL -MAH DE BIASE v. MELKER et al

Letter 34

Docket Text:

Letter from Nicholas R. De Biase to Judge Hammer requesting a copy of the transcript of 12/30/11, etc. (jd,)

2:10-cv-06060-JLL -MAH WORTENDYKE v. THE PRUDENTIAL INSURANCE COMPANY OF AMERICA

Letter Rule 7.1 33

Docket Text:

Rule 7.1(d)(5) Letter for an automatic extension of the return date of a dispositive motion re [32] MOTION for Summary Judgment. (WEITZ, SARIT)

2:10-cv-06060-JLL -MAH WORTENDYKE v. THE PRUDENTIAL INSURANCE COMPANY

OF AMERICA

Letter Rule 7.1 34

Docket Text:

Rule 7.1(d)(5) Letter for an automatic extension of the return date of a dispositive motion re [26] MOTION for Summary Judgment *Notice of Motion*. (PETERS, NADA)

2:10-cv-06262-JLL-MAH RAIMEY v. WERNER ENTERPRISES, INC. et al

Order 20

Docket Text:

TEXT ORDER: The Telephone Status Conference set for 2/1/2012 with Magistrate Judge Michael A. Hammer has been adjourned without a new date. So Ordered by Magistrate Judge Michael A. Hammer on 1/31/2012. (jqb)

2:10-cv-06394-JLL -CCC NEW JERSEY REGIONAL COUNCIL OF CARPENTERS et al v. HAUTZ CONSTRUCTION

Application/Petition 17

Docket Text:

APPLICATION and Order for special appointment to serve process for writ of execution by NEW JERSEY CARPENTERS FUNDS AND THE TRUSTEES THEREOF, NEW JERSEY REGIONAL COUNCIL OF CARPENTERS. (ma)

2:10-cv-06394-JLL -CCC NEW JERSEY REGIONAL COUNCIL OF CARPENTERS et al v. HAUTZ CONSTRUCTION

Writ of Execution Issued

Docket Text:

Writ of Execution Issued recorded in Book N12 Page 17 of Executions (Mailed to Counsel). (ma)

2:11-cv-00062-JLL -MAH GURDAK v. UNITED STATES OF AMERICA

Letter 21

Docket Text:

Letter from Defendant United States of America re Plaintiff's Motion for Substitution. (URGENT, ALLAN)

2:11-cv-00856-JLL -MAH RAMADA WORLDWIDE INC. v. GOOD IMAGE HOSPITALITY, INC. et al

Status Conference

Docket Text:

Minute Entry for proceedings held before Magistrate Judge Michael A. Hammer: Telephone Status Conference held on 1/31/2012. (jqb)

2:11-cv-01972-JLL -MAH PLUMBERS LOCAL NO. 24 PENSION FUND et al v. R.D. MECHANICAL CORP.

Set/Reset Hearings

Docket Text:

Reset Hearing: The Initial Scheduling Conference set for 2/23/2012 has been changed to 1:00 p.m. in Newark - Courtroom 3C before Magistrate Judge Michael A. Hammer. Please mark your calendars accordingly. (jqb)

2:11-cv-03439-JLL -MAH SALANDSTACY CORP. et al v. FREENEY et al
Stipulation and Order 33

Docket Text:

STIPULATION AND ORDER extending deft's time to file a reply to pltfs. opposition to 2/13/2012; adjourning motion to dismiss to 2/21/2012. Signed by Judge Jose L. Linares on 1/30/2012. (nr,)

2:11-cv-03513-JLL STRACHN v. OFFICE DIRECTOR, HUDSON COUNTY JAIL et al
Order Dismissing Case 10

Docket Text:

ORDER dismissing the petition for habeas corpus as moot. Signed by Judge Jose L. Linares on 1/30/12. (dc,)

2:11-cv-03683-JLL -MAH SAEED et al v. LORD & TAYLOR et al
Letter 8

Docket Text:

Letter from Richard J. Sexton. (SEXTON, RICHARD)

2:11-cv-03800-JLL -MAH TRICOCI et al v. FASHION LOGISTICS, INC.
Status Conference

Docket Text:

Minute Entry for proceedings held before Magistrate Judge Michael A. Hammer: Telephone Status Conference held on 1/30/2012. (jqb)

2:11-cv-04377-JLL-MAH DEMETRO et al v. POLICE DEPARTMENT, CITY OF CHERRY HILL et al
Letter 19

Docket Text:

Letter from Michael A. D'Anton. (D'ANTON, MICHAEL)

2:11-cv-04636-JLL-MAH SLEP-TONE ENTERTAINMENT CORPORATION v. BUCKMUELLER et al
Answer to Complaint 52

Docket Text:

ANSWER to Complaint, CROSSCLAIM against All Defendants by BUTCH WATT.(WIDTH, BLAKE)

2:11-cv-04763-JLL -MAH KVK-TECH, INC. v. SUNRISE PHARMACEUTICAL, INC.
Set/Reset Hearings

Docket Text:

Reset Hearing: The Initial Scheduling Conference set for 2/10/2012 has been adjourned to 2/23/2012 at 2:00 p.m. in Newark - Courtroom 3C before Magistrate Judge Michael A. Hammer. Please mark your calendars accordingly. (jqb)

2:11-cr-00621-JLL USA v. WEBB WASHINGTON
Order to Continue - Ends of Justice 6

Docket Text:

ORDER TO CONTINUE - Ends of Justice as to LAVERN WEBB WASHINGTON Time excluded from 2/23/12 until 4/23/12., (Defense Pre-Trial motions due by 3/19/2012, Replies due by 4/10/2012., Motion set for 4/16/2012 02:00 PM before Judge Jose L. Linares. The motion will be decided on the papers. No appearances required unless notified by the court. Trial 4/23/12.). Signed by Judge Jose L. Linares on 1/31/12. (jn,)

2:11-cv-06100-JLL -MAH VENEZIA v. ALPHA PLASTICS INC. et al
Transcript 46

Docket Text:

Transcript of Proceedings held on 12/28/11, before Judge Hammer. Court Reporter/Transcriber Sara L. Kern/King Transcripts, Telephone number 973 237 6080. Tape Number: Teleconference. **NOTICE REGARDING REDACTION OF TRANSCRIPTS:** The parties have seven (7) calendar days to file with the Court a Notice of Intent to Request Redaction of this Transcript. Redaction Request due 2/21/2012. Redacted Transcript Deadline set for 3/1/2012. Release of Transcript Restriction set for 4/30/2012. (tjg,)

2:11-cv-06097-JLL-MAH YU et al v. LEXUS OF ENGLEWOOD et al
Corporate Disclosure Statement 16

Docket Text:

Corporate Disclosure Statement by LEXUS U.S.A., TOYOTA MOTOR SALES U.S.A., INC. identifying Toyota Motor North America, Inc. as Corporate Parent.. (WHITE, ROBERT)

2:11-cv-06097-JLL-MAH YU et al v. LEXUS OF ENGLEWOOD et al
Corporate Disclosure Statement 17

Docket Text:

Corporate Disclosure Statement by LEXUS OF ENGLEWOOD. (WHITE, ROBERT)

2:11-cv-06515-JLL-MAH SHERILU MANAGEMENT CORPORATION v. TRAVELERS PROPERTY CASUALTY COMPANY OF AMERICA

Set/Reset Hearings

Docket Text:

Reset Hearing: The Initial Scheduling Conference set for 2/10/2012 has been adjourned to 3/6/2012 at 2:00 p.m. in Newark - Courtroom 3C before Magistrate Judge Michael A. Hammer. Parties shall electronically file a joint discovery plan by 3:00 p.m. on 2/29/2012. Please mark your calendars accordingly. (jqb)

2:11-cv-06572-JLL-MAH CHARLTON et al v. WELLS FARGO BANK, N.A. et al
Answer to Complaint 7

Docket Text:

Defendants' ANSWER to Complaint , *Affirmative Defenses*, CROSSCLAIM against ANNA CHARLTON, GARY FRANCIONE by AMERICAN HOME MORTGAGE SERVICING, INC.. (Attachments: # (1) Certificate of Service)(RAKOWSKI, KEVIN)

2:11-cv-06574-JLL-MAH SPANN v. NEW JERSEY TRANSIT
Motion for Extension of Time to File Answer 5

Docket Text:

MOTION for Extension of Time to File Answer re [1] Complaint, [4] Summons Returned Executed by NEW JERSEY TRANSIT. (Attachments: # (1) Certification Service, # (2) Certification No Brief, # (3) Affidavit, # (4) Text of Proposed Order)(YI, DAVID)

2:11-cv-06574-JLL-MAH SPANN v. NEW JERSEY TRANSIT
Notice (Other) 6

Docket Text:

NOTICE by JOSEPH SPAN re [5] MOTION for Extension of Time to File Answer re [1] Complaint, [4] Summons Returned Executed *Consent to Extension and Request for Date Certain for Extension* (DION, SAMUEL)

2:11-cr-00799-JLL USA v. MCQUEEN
Order to Continue - Ends of Justice 9

Docket Text:

ORDER TO CONTINUE - Ends of Justice as to QUAWEE MCQUEEN Time excluded from 2/27/12 until 4/16/12., (Defense Pre-Trial motions due by 3/12/2012, Replies due by 3/23/2012., Motion set for 4/6/2012 09:00 AM before Judge Jose L. Linares. The motion will be decided on the papers. No appearances required unless notified by the court. Trial 4/16/12 @ 10:00 a.m.). Signed by Judge Jose L. Linares on 1/30/12. (jn,)

2:11-cv-06887-JLL-MAH JONES et al v. SPRINT COMMUNICATIONS COMPANY, L.P., et al
Notice of Pro Hac Vice to Receive NEF 17

Docket Text:

Notice of Request by Pro Hac Vice Dan Millea to receive Notices of Electronic Filings. (CHESTER, JOHN)

2:11-cv-06902-JLL-MAH TRUSTEES OF THE B.A.C. LOCAL 4 PENSION AND ANNUITY FUNDS et al v. MASON TECH LLC.

Request for Default 5

Docket Text:

Request for Default by RICHARD TOLSON, TRUSTEES OF THE B.A.C. LOCAL 4 PENSION AND ANNUITY FUNDS, TRUSTEES OF THE BRICKLAYERS & TROWEL TRADES INTERNATIONAL PENSION FUND, TRUSTEES OF THE INTERNATIONAL MASONRY INSTITUTE, TRUSTEES OF THE NEW JERSEY B.A.C. HEALTH FUND, TRUSTEES OF THE NEW JERSEY BM&P APPRENTICE AND EDUCATION FUND against MASON TECH LLC. (Attachments: # (1) Declaration, # (2) Default Certificate)(VIRGINIA, CHARLES)

2:11-cv-07067-JLL-MAH FINN et al v. NATIONAL FOOTBALL LEAGUE

Notice of Appearance 6

Docket Text:

NOTICE of Appearance by FRED S. LONGER on behalf of All Plaintiffs (LONGER, FRED)

2:11-cv-07238-JLL-MAH ROSSI v. THE PROCTER & GAMBLE COMPANY

Order 17

Docket Text:

ORDER granting application appointing the law firms of Carella Byrne, Bursor & Fisher, and Faruqi & Faruqi interim lead class counsel; etc.. Signed by Judge Jose L. Linares on 1/31/2012. (nr,)

2:12-cv-00090-JLL-MAH IN-N-OUT BURGERS v. IN & OUT BAGEL & DELI, INC. et al

Notice of Appearance 7

Docket Text:

NOTICE of Appearance by MICHAEL TERENCE PIDGEON on behalf of IN-N-OUT BURGERS (PIDGEON, MICHAEL)

2:12-cr-00061-JLL USA v. GUZMAN-LEBRON

Terminate Criminal Case

Docket Text:

***Case Terminated as to DAVID GUZMAN-LEBRON, ***Terminated defendant DAVID

GUZMAN-LEBRON, pending deadlines, and motions. (mrd,)

2:12-cv-00575-JLL-MAH BREYER v. PARSONS INSPECTION AND MAINTENANCE CORPORATION et al
Complaint 1

Docket Text:

COMPLAINT against JOHN AND JANE DOE NOS. 1 THROUGH 10, PARSONS INSPECTION AND MAINTENANCE CORPORATION, JAMES POWERS, III, SONYAE A. TURNER (Filing fee \$ 350 receipt number 4159188.) JURY DEMAND., filed by RICHARD R. BREYER. (Attachments: # (1) Civil Cover Sheet)(ma)

2:12-cv-00560-JLL-MAH INTERNATIONAL UNION OF OPERATING ENGINEERS LOCAL 825 EMPLOYEE BENEFIT FUNDS AND THE TRUSTEES THEREOF v. UNION CRANE RENTALS INC.

Petition to Confirm Arbitration Award 1

Docket Text:

PETITION to Confirm Arbitration Award (Filing fee \$ 350 receipt number 4158277.), filed by INTERNATIONAL UNION OF OPERATING ENGINEERS LOCAL 825 EMPLOYEE BENEFIT FUNDS AND THE TRUSTEES THEREOF. (Attachments: # (1) Cov Letter, # (2) Civ Cov)(dr,) (Attachment 1 replaced on 1/31/2012) (dr). (Additional attachment(s) added on 1/31/2012: # (3) EXH A, # (4) EXH B, # (5) EXH C, # (6) EXH D, # (7) EXH E, # (8) EXH F) (dr).

2:12-cv-00560-JLL-MAH INTERNATIONAL UNION OF OPERATING ENGINEERS LOCAL 825 EMPLOYEE BENEFIT FUNDS AND THE TRUSTEES THEREOF v. UNION CRANE RENTALS INC.

Motion to confirm Arbitration award 2

Docket Text:

MOTION to Confirm Arbitration award and entering Judgments subject to audits, inclusive of attorneys and arbitration fees by INTERNATIONAL UNION OF OPERATING ENGINEERS LOCAL 825 EMPLOYEE BENEFIT FUNDS AND THE TRUSTEES THEREOF. (Attachments: # (1) silb, # (2) cert. of service, # (3) p/o & jgm.)(sr,)

2:12-cv-00560-JLL-MAH INTERNATIONAL UNION OF OPERATING ENGINEERS LOCAL 825 EMPLOYEE BENEFIT FUNDS AND THE TRUSTEES THEREOF v. UNION CRANE RENTALS INC.

Set/Reset Motion and R&R Deadlines/Hearings

Docket Text:

Set Deadline as to [2] MOTION to Confirm Arbitration award and entering Judgments subject to audits, inclusive of attorneys and arbitration fees. Motion set for 3/5/2012 before Judge Jose L. Linares. The motion will be decided on the papers. No appearances required unless notified by the court. (sr,)