

# ET SEQ.



JANUARY 2013

## MARK YOUR CALENDERS

### FEBRAURY

27th- 40 & 50 Year Dinner at  
Running Deer Golf Club

#### 2012-2013 Officers

Rebecca J. Bertram	President
Jospeh M. Chiarello	Vice President
Justin R. White	VP of Fundraising
Charles J. Wettstein	Secretary
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Louis Charles Shapiro

## A MESSAGE FROM OUR PRESIDENT REBECCA J. BERTRAM, ESQUIRE

I apologize for the delay in the Et Seq. this month. I accept full responsibility for the delay as it took longer to write this article than usual. It has been a busy month in my office. I would like to thank Ted Baker for all of the years I was able to work with him. He taught me more than I can say and I really appreciate all of the time that he was able to work with me. Now that he is County Counsel, he is no longer in our office and we will certainly miss him.

As you all know, we have our Tri-County Dinner scheduled for January 30, 2013 at the Centerton Country Club with our Assignment Judge Curio giving our presentation. If you have never attended this before, you have really missed out. Please come out to support this event, it will certainly be entertaining. Also, since Cumberland County is sponsoring the dinner this year, a high attendance from our Association would be greatly appreciated.

Please mark your calendars for April 19, 2013 the night for our first ever Casino Night. The Cumberland County Bar Foundation is hosting a fabulous fundraiser on April 19, 2013. We need your help to make it successful. If you don't gamble (with play money), we still have things for you to come and enjoy. If you cannot attend, we also have some sponsorships you can purchase to help defray the cost of this event. Come out and enjoy a great night with friends and colleagues. We have a fantastic prizes and an 80s band that will also be playing. Tickets will be on sale soon. Please buy them early so that our committee does not have to remind you to attend. Remember that the money raised from this event goes to our very worthwhile causes – Scholarships and the Holiday Party. We appreciate in advance those who will attend and support our event.

I would like to recognize our Lawyer of the Month, Kristin Eisenhardt. I am proud to announce that Kristin has recently been sworn in as an attorney. She has supported our events and volunteered for any

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any committee we needed her for since she was a law clerk to Judge Johnson. Kristin has tirelessly provided her assistance for whatever we called upon her for. I am glad that we are now able to properly show her our appreciation. Also, now that she is a lawyer, we will likely be appointing her to other committees as I am sure that she will do a fantastic job as well.

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## **COURTHOUSE PARKING NOW OPENED**

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Please be advised that the new Cumberland County Courthouse parking garage is now opened. It is located behind the old Vine Street school which is currently being renovated for the Prosecutor's Office. From the garage, you will need to walk to the Vine Street and then to the corner of Fayette and Vine Streets and then toward the courthouse on Fayette Street. . It is a very nice addition to the area. Parking for the Prosecutor's Office is on the lower level (this entrance is separate from the main garage) and on a section of the upper level and both will be controlled by a security gate. The height clearance for vehicles is 7 ft. 4 in for the main garage and 6 ft. 10 in. for the last top floor. For safety and security, there are emergency call towers in the garage and a sign by the entrance announcing that the garage is under camera surveillance. Lastly, when you exit the garage with your vehicle, you will be required to make a right turn onto Vine Street. You will not be allowed to turn left. This is to avoid congestion at the intersection of Vine and Fayette Streets. Initially, a sheriff officer will be posted at the street directing you to the right. Signage will be erected at some point with this information.

### **LOOKING FOR A WILL**

Mr. Robert Casella is looking for anyone that may have information regarding the following Will:

Barbara Petrone

Last Will and Testament prepared in 1980

Prepared By Samuel L. Shapiro

Should you have any information, please contact Robert J. Casella, Esquire at Testa Heck Scrocca & Testa, P.A.Voice: 856-691-2300

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**LAWYER OF THE MONTH**  
**Kristin J. Eisenhardt, Esquire**

**NICKNAME:** Kris (I won't disclose the endearing nicknames that I have from my childhood)

**BIRTH DATE/PLACE:** June 14, 1984 in Marlton, New Jersey

**CURRENT HOMETOWN:** Hopewell will always be my hometown, but I currently reside in Millville

**SPOUSE:** None... yet...

**UNDERGRAD and MAJOR/LAW SCHOOL:** Ramapo College of New Jersey, B.A. in Political Science and International Studies with a Concentration in Latin America/J.D. from Widener University School of Law in Delaware

**AREAS OF PRACTICE:** General Practice, Family

**DESCRIBE FIRST CAR:** Red Dodge Ram 1500 otherwise known as Big Red

**FAVORITE HOBBY:** Baking! Most of you have had a cupcake or two from me...I usually bake something to reward those who attend the fundraiser meetings too!

**ALL TIME FAVORITE MUSIC:** I listen to almost all music but country is my favorite...

**ALL TIME FAVORITE MOVIE:** An Affair to Remember (the Original with Cary Grant...they don't make them like that anymore)

**CURRENTLY PLAYING ON MY CD PLAYER/iPOD:** Everything from Etta James to Coldplay to Usher to Kenny Chesney...Its on shuffle, but it depends on my mood.

**LAST BOOK I READ:** Georgiana Darcy's Diary: Jane Austen's Pride and Prejudice Continued

**FAVORITE FOOD:** I love food with flair...Crunchy Spicy Tuna Roll with Green Beans in Garlic Chili Sauce

**FAVORITE VACATION SPOT:** Ireland was amazing but I love a warm beach too.

**FAVORITE SPORTS TEAM:** The Eagles, Flyers, and Phillies...Did I mention I like sports?

**IF I WON THE POWERBALL LOTTERY I WOULD.....:** Pay off my school loans and make sure to take care of my mom

**IF I WASN'T AN ATTORNEY I'D BE....** An Event Planner or Own an Event Venue or Restaurant...

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## GENERAL MEMBERSHIP MEETINGS

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Please note that all General Membership Meetings begin with a 5:30 p.m. cocktail hour and dinner will begin at 6:30 p.m.

**Wednesday, January 30, 2013**      Tri-County Dinner      Centerton Country Club  
State of the Judiciary      Pittsgrove, NJ

**Wednesday, February 27, 2013**      40-50 Year Honoree Dinner      Running Deer Golf Club  
Pittsgrove, NJ

There will be no General Membership Meeting in March or April to get ready for our spring Bar Foundation Fundraiser. We hope all of members can attend the fundraiser.

**Wednesday, May 1, 2013**      Law Day Breakfast      Gia's Catering  
Bridgeton, NJ

**Wednesday, May 29, 2013**      Party and Election Dinner      TBD

June Installation Dinner to be determined.

## GET YOUR NEW ATTORNEY IDENTIFICATION CARDS FOR 2013

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Many of our members may have Attorney I.D. card that has expired or is going to expire soon. Please make sure you get an updated card. On the next page, is the form that needs to be filled out . Once it is filled out you will need to return it to the Sheriff's Department- Laurel Street Office. There is a \$25.00 fee and the check should be made payable to: The Cumberland County Sheriff's Office. The system is back up and running, so get your new Identification Cards.

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**CUMBERLAND COUNTY SHERIFF'S OFFICE  
N.J. ATTORNEY IDENTIFICATION CARD ISSUE**

LAST NAME: \_\_\_\_\_

FIRST NAME: \_\_\_\_\_

MIDDLE NAME: \_\_\_\_\_

SUFFIX: \_\_\_\_\_

NAME OF LAW FIRM: \_\_\_\_\_

\_\_\_\_\_

N.J. BAR NUMBER: \_\_\_\_\_

N.J. BAR ADMISSION DATE: \_\_\_\_\_

DATE OF BIRTH: \_\_\_\_\_

HEIGHT: \_\_\_\_\_

WEIGHT: \_\_\_\_\_

EYE COLOR: \_\_\_\_\_

SEX: \_\_\_\_\_

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**THE FOLLOWING INFORMATION TO BE COMPLETED BY SHERIFF'S DEPARTMENT PERSONNEL**  
\*\*\*\*\*

(Place a check mark in box to confirm/annotate document)

<input type="checkbox"/>	CONFIRM OLN INFORMATION
<input type="checkbox"/>	DATE OF ISSUE: _____
<input type="checkbox"/>	DATE OF EXPIRATION: _____

OFFICER ISSUING ID CARD: \_\_\_\_\_

Effective 1/2/2013 Brock Russell, Esquire was been appointed as the Prosecutor for the City of Millville Municipal Court (formerly Lauren Van Embden). All discovery requests must now be made through his office *in writing by regular mail, fax OR email*. The information is as follows:

Brock D. Russell, Esquire  
 706 North High Street  
 Post Office Box 290  
 Millville, New Jersey 08332  
 Phone: (856) 825-0728  
 Fax: (856) 327-1387  
 email: [diamondlawgirl@aol.com](mailto:diamondlawgirl@aol.com)

*All requests MUST contained the following information:*

Name of Defendant(s)  
 Police Case No. (VERY important--include a copy of the Complaint if available)  
 Summons/Complaint No.  
 Date of Incident  
 Charge(s)

If this is a DUI and you want the video, you must include a check with your request:  
 City of Millville Police: check in the sum of \$25.00 payable to "City of Millville"

## ADVERTISE IN THE ET SEQ.



We are still taking Ads to be published in the Et Seq. All payments are due **prior** to the posting.

Quarter Page	\$25.00 per issue
Half Page	\$50.00 per issue
Full Page	\$100.00 per issue

Discounts are available for multiple month postings: 10% off for 3 months, 15% off for 6 months and 20% off for a full year. Please note that there is no Et. Seq. published in July or August.

**DO YOU HAVE A VACATION RENTAL ? DO YOU HAVE EXTRA OFFICE SPACE? ADVERTISE HERE.**

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# BAR ASSOCIATION SNIPPETS— FROM TED RITTER, C.C.B.A. HISTORIAN

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## RANDOM RECOLLECTIONS RESPECTING WILLIAM P. DOHERTY, JR.

Author's Disclosure Statement: The author was a disciple of the subject of this month's *Et Seq.* article. Objectivity may have been affected.

Bill Doherty was 38 years of age when he was appointed Cumberland County Prosecutor by Governor William T. Cahill. Bill followed Joseph Tuso whose service as County Prosecutor had lasted 20 years. Bill was the last part time Cumberland County Prosecutor. He was succeeded, in 1980, by Kenneth A. Pagliughi, the first full time County Prosecutor.

Even though Bill was a Republican, he named a Democrat, N. Douglas Russell of Millville, as his First Assistant Prosecutor.

During every one of the seven plus years he served as our County Prosecutor, Bill returned to the County Freeholders, unspent money from the Prosecutor's budget.

During his tenure as Prosecutor, Bill faced some interesting challenges. One was a Ku Klux Klan rally planned for a Saturday in Millville. Bill obtained a search warrant which was executed during the wee hours of that Saturday morning and resulted in the rally organizers being arrested for weapons offenses. Bill thus peacefully ended the planned Klan rally before it ever took place.

Bill was confronted with enormous complications in the prosecution of Dr. Harry Sugar for the murder of Sugar's wife. It was Bill who had to deal with the revelation that a confidential meeting at the Vineland Police Department, of Dr. Sugar and his defense attorney, Rocco Tedesco, was secretly audio taped by Vineland Police Detective Michael Tirelli. The prosecution of Dr. Sugar was turned over to the Attorney General's Office which eventually obtained a conviction. Meanwhile, Tirelli lost his job, was prosecuted and was himself convicted for his illegal evesdropping.

Also during Bill's tenure, there was a bloody hostage taking and jailbreak at the Cumberland County Jail, which resulted in two inmates being shot to death. [See "Jailbreak" in the November 2012 *Et Seq.*]

In November, 1977, during Doherty's term as Prosecutor, a fishing trawler, loaded with bales of marijuana, ran aground in the Cohansey River near Greenwich. The lengthy investigation into the "Maverick" smuggling case, which also involved a sailing sloop named "The Wind in The Willows," was far reaching but ultimately inconclusive. The key figure among the 16 defendants prosecuted in the "Maverick" case, was John Scott Kachiroubas.

Kachiroubas was murdered – execution style – in Puerto Rico, in 1988, while awaiting trial, with 25 co-defendants on a later Federal Indictment. The Federal Prosecution charged that Kachiroubas was the kingpin of an international cocaine and marijuana smuggling and distribution ring .

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Another high profile and controversial case that arose while Doherty was Prosecutor involved the fatal shooting of a speeding Vietnamese immigrant by an on duty New Jersey State Trooper, in Upper Deerfield Township.

Bill was always thinking a step or two ahead of others. In the Spring of 1979, Bill was still serving as a holdover Prosecutor. A Democrat – Brendan Byrne – was the Governor. Even though I was the lowest ranking Assistant Prosecutor on the office staff, Bill selected this author to attend a week-long training course for Prosecutors at Sea Girt. The course focused on the transition from the Title 2A Code of Criminal Justice to the new Title 2C Uniform Criminal Code statutes which were about to go into effect. Those who took the Sea Girt course were designated to train local police and fellow prosecutors regarding the statutory changes. Bill assigned me to take the course so as to make my services more valuable to whomever eventually succeeded Bill as the next County Prosecutor.

At the same time that he was serving as the part time County Prosecutor, Bill's private practice legal services were in great demand.

From the late 1960's through the mid 1980's, Bill was insurance defense counsel for Allstate Insurance Company, a role which kept him extremely busy. Bill's private law office had files stacked in piles on his desk, on the chairs and on the floor along the walls.

When fax machines first came into use, in the 1980's, rather than buy his own, Bill Doherty asked John Morris "may I use your fax machine?" John said yes. Bill then put the Horuvitz, Perlow & Morris law office fax number on his own attorney letterhead.

Bill had well earned the reputation of always being late to Court and late to depositions ... yet he always got away with it.

Bill didn't go around telling jokes but his frequent dry humor quips kept his colleagues in stitches. Bill's keen sense of humor is what we'll miss most.

CORRECTIONS TO  
Cities and Towns Where Cumberland County Judges  
Lived When Appointed to the Bench

<u>Judge</u>	<u>Residence</u>
Darrell M. Fineman	<i>Millville</i>
Richard J. Geiger	<i>Bridgeton</i> and
Arthur J. Marchand, J.W.C. – (not "Arthur L. Marchand")	Hopewell Twp.

I apologize for the incorrect data published in the December *Et. Seq.*  
Ted Ritter

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# CIVIL TRIAL RESULTS

## DECEMBER 2012

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**COMPARE**  
**Arbitration Awards & Jury Verdicts**  
**VICINAGE XV**  
**December 2012**  
 (\*filed De Novo)

### AUTO NEGLIGENCE- TORT

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<p><u>Shepherd v. Gonzalez</u>            GLO-L-1774-10            Pf. Atty.: Rocco DePersia, Esquire            Df. Atty.: Catherine Schmutz, Esquire            Date: 12-4-12 Verdict: No cause            Arb. Award: \$12,500; D*</p>	<p>Jury Trial</p>	<p>Eugene J. McCaffrey, Jr., P.J.Cv.</p>
<p><u>Gillet v. Wilson</u>            CUM-L-456-09            Pf. Atty.: Steve Rothman, Esquire            Df. Atty.: Richard Astorino, Esquire            Date: 12-10-12 Verdict: \$100,000            Arb. Award: No cause; P*</p>	<p>Jury Trial</p>	<p>Richard J. Geiger, J.S.C.</p>
<p><u>Breitweiser v. Littles</u>            GLO-L-1014-10            Pf. Atty.: Richard Josselson, Esquire            Df. Atty.: Richard Astorino, Esquire            Date: 12-12-12 Verdict: No cause            Arb. Award: \$45,000; D*</p>	<p>Jury Trial</p>	<p>Eugene J. McCaffrey, Jr, P.J.Cv.</p>
<p><u>Madison v. Bell</u>            CUM-L-786-09            Pf. Atty.: Jennifer Pustizzi, Esquire            Df. Atty.: James Nolan, Esquire            Date: 12-18-12 Verdict: No cause            Arb. Award: \$113,500; D*</p>	<p>Jury Trial</p>	<p>Jean B. McMaster, J.S.C.</p>
<p><u>Bardhan v. Vena</u>            GLO-L-270-09            Pf. Atty.: Michael Lindner, Esquire            Df. Atty.: Thomas Murphy, Esquire            Date: 12-19-12 Verdict: Settled during trial            Arb. Award: \$40,000; D*</p>	<p>Jury Trial</p>	<p>David W. Morgan, J.S.C.</p>

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**PERSONAL INJURY**Lupperger v. Abbott

Jury Trial

Robert G. Malestein, J.S.C.

CUM-L-848-09

Pf. Atty.: Thomas Vesper, Esquire

Df. Atty.: Donald Bigley, Esquire

Date: 12-11-12 Verdict: \$882,400.19

Arb. Award: \$700,000; P\*

**CONTRACT—OTHER**Mainiero v. Lacivita

Bench Trial

Richard J. Geiger, J.S.C.

CUM-L-370-09

Pf. Atty.: Emily Buonadonna, Esquire

Df. Atty.: Steve Rothman, Esquire

Date: 12-17-12 Verdict: \$14,000 + interest &amp; costs

Arb. Award: \$50,000; D\*

**SAVE THE DATE****Casino Night- Friday, April 19, 2013.**

The Cumberland County Bar Foundation is hosting a fabulous fundraiser this spring. We need your help to make it successful. If you don't gamble (with play money), we still have things for you to come and enjoy. If you cannot attend, we also have some sponsorships you can purchase to help defray the cost of this event. Come out and enjoy a great night with friends and colleagues. We have a fantastic prizes and an 80s band that will also be playing. Tickets will be on sale soon.



Offered By:  
Theresa Simonini  
609-364-2810

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For Sale!!

Many Possibilities  
Call for more details



### Attention Business Professionals

Beautiful residential/professional office/home on E. Landis Avenue. Home features 3 bedrooms, 1 1/2 baths, potential for multiple offices on first floor, hardwood floors and so much character, full basement, and fenced in back yard, shed, patio and so much more!



Contact!

Theresa Simonini, Realtor Associate  
Please give me a call for your  
personal showing and feel free to call  
with any questions!  
609-364-2810 Direct



Join  
*The Cumberland County Bar Association*  
*As We Honor*  
*Gerald M. Batt, Esquire for 50 Years*  
*Jay H. Greenblatt, Esquire for 50 Years*  
*James J. Gruccio, Sr., Esquire for 50 Years*  
*Carl W. Cavagnaro, Esquire for 40 Years*  
*Robert M. D'Angel, Esquire for 40 Years*  
*Richard C. McCarthy, Esquire for 40 Years*  
*William F. Reilly, Jr, Esquire for 40 Years*  
*Theodore H. Ritter, Esquire for 40 Years*  
*Ned P. Rogovoy, Esquire for 40 Years*  
*The Honorable Joseph P. Testa (Ret.) for 40 Years*  
 And  
*Seymour Wasserstrum, Esquire for 40 Years*  
*As Members*  
*Of The Cumberland County Bar*

*Wednesday, February 27, 2013*  
*Running Deer Golf Club*  
*1111 Parvins Mill Road, Pittsgrove*  
*5:30 pm Cocktails (Cash Bar) & Hors d'oeuvres*  
*6:30 pm Dinner*  
*\$45.00 per person*

*Dinner Choices: All dinner include Rolls, Garden Salad w/ Assorted Dressings, Potato, Vegetable Du Jour, Vanilla Crème Brulee topped with Berries, Coffee and Tea.*

\_\_\_\_\_ *Penne Pasta - Served in a Blush Vodka Sauce*

\_\_\_\_\_ *Herb Encrusted Prime Rib- Served With Au Jus and Creamy Horseradish*

\_\_\_\_\_ *Chicken a la Running Deer- Served Roasted Red Peppers, Fresh Mozzarella & Spinach wrapped in a Puff Pastry with Red Pepper Cream Sauce*

\_\_\_\_\_ will attend the February General Membership Dinner on Wednesday, February 20th. Enclosed is a check for \$45.00 per person for dinner.

Please respond no later than February 22th by returning this form and check to:  
 Cumberland County Bar Association, P.O. Box 2374, Vineland, NJ 08360  
 Fax: 856-696-5558

**FOR INCLEMENT WEATHER:** Please call 856-696-5550 for cancellations, a message will be left on the voicemail.

**Reservations made and not honored will be invoiced.**