

FILED

JUL 09 2018

PREPARED BY THE COURT

**SUPERIOR COURT OF NJ
MERCER VICINAGE
CIVIL DIVISION**

THE TOWNSHIP OF ROBBINSVILLE,

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION: MERCER COUNTY

Plaintiff,

DOCKET NO. L-459-18

v.

Civil Action

MERCER MHC, LLC d/b/a MERCER
MOBILE HOME PARK, GREEN ACRES NJ,
MHC LLC, GENERAL ELECTRIC
CAPITAL CORP., WELLS FARGO BANK,
N.A., et al.

**ORDER REQUIRING FURTHER
SUBMISSIONS IN REGARD TO THE
DECLARATION OF TAKING AND
RESERVING ENTRY OF ORDER DENYING
MHC'S MOTION FOR RECONSIDERATION
AND CONSIDERATION OF MHC'S MOTION
FOR A STAY**

Defendants.

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On Notice:

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THIS MATTER having been opened to the court by way of a motion filed by MHC for reconsideration of the court's orders of May 29, 2018, denying MHC's motion to dismiss and entering an order for judgment and appointing commissioners; and MHC, in the alternative, moving for a stay of proceedings pending appeal if reconsideration is denied; and Plaintiff having submitted a declaration of taking to the court on July 5, 2018; and counsel for MHC having filed opposition to the court's approval of the declaration of taking on July 5, 2018; and the court having reviewed the written submissions of the parties; and the court having heard oral argument on July 6, 2018; and the court requiring the parties to provide the court with supplemental briefing regarding the propriety of approving the declaration of taking at this time; and the court placing its reasons on the record on July 6, 2018 for denying MHC's motion for reconsideration; but the court reserving entry of the order denying reconsideration, and on its decision in regard to MHC's motion for a stay until the supplemental materials have been presented to the court and the court conducts oral argument on August 2, 2018; and for the reasons stated on the record on July 6, 2018 and for good cause shown:

IT IS on this 9th day of July, 2018, **HEREBY ORDERED** that:

1. Counsel for Plaintiff shall submit a supplemental brief in regard to the propriety of approving the declaration of taking by July 13, 2018.
2. Counsel for Mercer Mobile Home Park shall submit a response by July 20, 2018.
3. Oral argument in regard to the declaration of taking filed by Plaintiff and the application for a stay filed by MHC is scheduled for August 2, 2018 at 2 P.M.

4. The court reserves entry of its order denying MHC's motion for reconsideration pending consideration of additional briefing in regard to the declaration of taking and application for a stay to prevent piecemeal litigation.


Mary C. Jacobson, A.J.S.C.