

SUPERIOR COURT OF NEW JERSEY  
MONMOUTH COUNTY COURT HOUSE

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FACSIMILE TRANSMITTAL SHEET

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TO: Counsel on Attached List FROM: Janie S. Perri, J.S.C.  
COMPANY: DATE: January 28, 2016  
FAX NUMBER: TOTAL NO. OF PAGES INCLUDING COVER:  
PHONE NUMBER: SENDER'S PHONE NUMBER: 732-677-4160  
Re: Amended Omnibus #4 CMO Docket Number:

URGENT  FOR REVIEW  PLEASE COMMENT  PLEASE REPLY  PLEASE RECYCLE

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NOTES/COMMENTS:

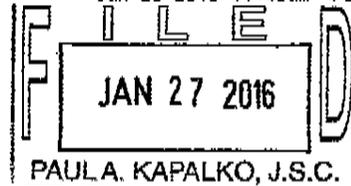
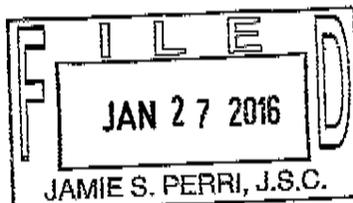
Attached please find Order filed January 27, 2016.

Please advise if I have missed anyone on the attached service list and/or if anyone needs to be removed from the attached service list.

Thank you.

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PREPARED BY THE COURT

IN THE MATTER OF THE  
DECLARATORY JUDGMENT ACTIONS  
FILED IN THE COUNTY OF  
MONMOUTH, STATE OF NEW JERSEY,  
PURSUANT TO In re Adoption of  
N.J.A.C. 5:96, 221 N.J. 1  
(2015)

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION: MONMOUTH COUNTY

CIVIL ACTION  
(Mount Laurel)

AMENDED OMNIBUS ORDER #4 -  
CASE MANAGEMENT AND  
CONSOLIDATED HEARING ON  
DETERMINATION OF FAIR SHARE  
OBLIGATION

These matters having been opened by the court sua sponte upon review of the Fifth Revised Case Management Order entered in the Mount Laurel litigation pending in Ocean County; and the court having considered that the Counties of Mercer, Monmouth and Ocean have retained the services of Richard Reading as their Regional Special Master on methodology; and the court having determined that coordination of the discovery schedule for the litigation pending in Region IV will provide greater efficiency and coherence for the parties and will avoid inconsistent deadlines for the submission of expert reports and the conduct of discovery; and for other good cause appearing;

IT IS on this 27<sup>th</sup> day of January, 2016  
ORDERED that Omnibus Order #4, dated December 2, 2015, be and the same is amended as follows:

1. The court's Regional Special Master, Richard Reading, shall submit a draft Final Report to the court on the

issues of methodology and calculation of state, regional and municipal fair share housing need and allocation no later than March 15, 2016. Copies of the report, and all other documents as set forth below, shall be simultaneously served on the Special Masters, municipal plaintiffs, interveners and interested parties.

2. All comments on the Draft Final Report shall be submitted to Regional Special Master Reading no later than March 31, 2016.
3. Regional Special Master Reading shall submit his Final Report to the court no later than April 16, 2016.
4. All expert reports on behalf of the parties and interveners on the issues of methodology and calculation of the state, regional and municipal fair share housing need and allocation shall be exchanged no later than April 22, 2016.
5. All expert reports filed or relied upon in accordance with this Order shall include, without the need for further discovery, the factual bases for any and all conclusions, including but not limited to any and all data, formulae, and methodologies relied upon as part of any determination in the report, consistent with New Jersey Rule of Evidence 703. If a party determines

that the factual bases and conclusions for a report have not been sufficiently provided, it may serve a request to produce upon the party submitting the report, and the party that receives the request shall respond within five (5) days. The party submitting the report may, on short notice, move to quash the request to produce.

6. Oral depositions of experts are permitted. To the greatest extent practicable, Monmouth County Mount Laurel counsel shall work cooperatively with counsel from Mercer and Ocean Counties to schedule times for depositions of any expert witnesses who will be presented at trial scheduled in paragraph 8 of this Order. The depositions on the issues of methodology and calculation of the state, regional and municipal fair share housing need and allocation shall be scheduled and completed between April 25, 2016, and May 6, 2016. The parties may rely on depositions of experts taken in Mount Laurel litigation pending in other counties and may, upon consent of the Monmouth County parties, determine only to supplement previously taken depositions.
7. Any deposition of Regional Special Master Reading on the issues of methodology and calculation of the

state, regional and municipal fair share housing need and allocation shall be by written questions in accordance with R. 4:15, and shall be coordinated with Mount Laurel counsel from Mercer and Ocean Counties.

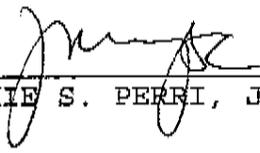
8. A pre-trial conference will be held on May 17, 2016, at 10:00 a.m.
9. Trial briefs shall be submitted no later than May 27, 2016.
10. The trial in these consolidated matters on the issues of methodology and calculation of the state, regional and municipal fair share housing need and allocation shall begin on June 20, 2016, at 9:30 a.m., and shall continue day to day until completed.
11. Within forty-five (45) days of the entry of the court's Order establishing Third Round municipal fair share allocations, all Housing Element and Fair Share Plans shall be adopted and endorsed and submitted to the court, the Special Masters, the interveners and interested parties. Immunity previously granted to a municipality shall be presumptively extended through this period without the need for further application to the court.

12. All terms and conditions of Omnibus Order #4 entered on December 2, 2015, except as modified herein, shall remain in full force and effect.
13. A copy of this Order shall be served on all counsel of record and otherwise made available to all interested parties as directed by the New Jersey Supreme Court in Mount Laurel IV within seven days of the date hereof.

As to the following matters:

In the Matter of the Township of Aberdeen  
MON-L-2362-15  
In the Matter of the Borough of Atlantic Highlands  
MON-L-2520-15  
In the Matter of the Township of Colts Neck  
MON-L-2234-15  
In the Matter of the Borough of Eatontown  
MON-L-2522-15  
In the Matter of the Borough of Farmingdale  
MON-L-5603-05  
In the Matter of the Township of Howell  
MON-L-2525-15  
In the Matter of the Borough of Little Silver  
MON-L-2527-15  
In the Matter of the Township of Manalapan  
MON-L-2518-15  
In the Matter of the Borough of Manasquan  
MON-L-2508-15  
In the Matter of the Township of Middletown  
MON-L-2539-15  
In the Matter of the Borough of Monmouth Beach  
MON-L-2538-15  
In the Matter of the Township of Neptune  
MON-L-2236-15  
In the Matter of the Borough of Oceanport  
MON-L-2528-15  
In the Matter of the Borough of Red Bank  
MON-L-2540-15  
In the Matter of the Borough of Rumson  
MON-L-2483-15  
In the Matter of the Borough of Shrewsbury  
MON-L-2235-15

In the Matter of the Borough of Spring Lake  
MON-L-2537-15  
In the Matter of the Borough of Tinton Falls  
MON-L-2475-15  
In the Matter of the Township of Upper Freehold  
MON-L-2536-15  
In the Matter of the Township of Wall  
MON-L-5604-05

  
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JAMIE S. PERRI, J.S.C.

As to the following matters:

In the Matter of the Township of Holmdel  
MON-L-2523-15  
In the Matter of the City of Long Branch  
MON-L-2586-15  
In the Matter of the Township of Ocean  
MON-L-2531-15  
In the Matter of the Township of Freehold  
MON-L-6026-08  
In the Matter of the Township of Millstone  
MON-L-2501-15

  
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PAUL A. KAPALKO, J.S.C.