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Attorneys for Squiretown Properties, LLC

JOSEPH KUSHNER HEBREW ACADEMY, INC.,
a New Jersey Not-For Profit Corporation, and TMB
PARTNERS, a New Jersey Limited Liability
Company,

Plaintiffs

v.

TOWNSHIP OF LIVINGSTON, MAYOR AND
TOWNSHIP COUNCIL OF THE TOWNSHIP OF
LIVINGSTON and PLANNING BOARD OF THE
TOWNSHIP OF LIVINGSTON,

Defendants.

SQUIRETOWN PROPERTIES, LLC,

Plaintiff,

v.

TOWNSHIP OF LIVINGSTON, TOWNSHIP
COUNCIL OF THE TOWNSHIP OF LIVINGSTON
and THE TOWNSHIP OF LIVINGSTON
PLANNING BOARD,

Defendants.

HILLSIDE-NORTHFIELD PARTNERS, LLC,

Plaintiffs,

v.

TOWNSHIP OF LIVINGSTON, MAYOR &
COUNCIL OF THE TOWNSHIP OF
LIVINGSTON; and TOWNSHIP OF LIVINGSTON
PLANNING BOARD,

Defendants.

FILED

APR 23 2010

DENNIS F. CAREY, III, JSC

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION: ESSEX COUNTY
DOCKET NO.: ESX-L-9126-07

(CIVIL ACTION)

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION: ESSEX COUNTY
DOCKET NO.: ESX-L-9785-07

(CIVIL ACTION)

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION: ESSEX COUNTY
DOCKET NO.: ESX-L-7509-08

(CIVIL ACTION)

PETER BOOCKVAR AND SHARI BOOCKVAR;
VALERY VIRANY; DONALD WERNER;
RICHARD GOLDSMITH AND BARBARA
GOLDSMITH; FRED POLAKOFF AND LOIS
POLAKOFF; ELIEZER FICH AND RAQUEL
FICH; LEONARD RUBIN AND ROSALIE
RUBIN; LARRY WEIN AND SANDY WEIN;
MIKE STEINBERG AND SUSAN STEINBERG;
ERIC KANTER; ROBERT REED; PAUL LANGER
AND NEELAKSHI LANGER; MICHAEL
SCHECHNER AND JUNE SCHECHNER;
JEFFREY R. HALPERT AND HOPE HALPERT;
JOSEPH MENKER; CATALINA SILBERMAN;
DOUGLAS LAUTENBERG-CIFU AND MELISSA
LAUTENBERG-CIFU; MARVIN SOLOMON;
JIANYOU TAN; JONATHAN SIROTA AND JILL
SIROTA; JAMES LADUE AND VIKTORIYA
LADUE; DARREN RICHMAN AND ABBIE
RICHMAN; RANDY GILMAN; HENRY
LUWISCH AND DOLLY LUWISCH; EVELYN
MITSCHLE AND CATHERIN MITSCHLE;
MARC BRUCKER; CORY LEOVITCH;
HARRIET MOROWTZ; NINA POMERANTZ;
HARVEY HOROWITZ AND SUSAN WEISS
HOROWITZ,

Plaintiffs,

v.

TOWNSHIP OF LIVINGSTON PLANNING
BOARD, TOWNSHIP OF LIVINGSTON, and THE
MAYOR AND COUNCIL OF THE TOWNSHIP
OF LIVINGSTON,

Defendants.

TOWNSHIP OF MILLBURN,

Plaintiff,

v.

TOWNSHIP OF LIVINGSTON and PLANNING
BOARD OF THE TOWNSHIP OF LIVINGSTON,

Defendants.

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION: ESSEX COUNTY
DOCKET NO.: ESX-L-8653-09

(CIVIL ACTION)

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION: ESSEX COUNTY
DOCKET NO.: ESX-L-8909-09

(CIVIL ACTION)

CASE MANAGEMENT ORDER

THIS MATTER having been scheduled for a Case Management Conference on January 5, 2010, and conducted on said date, with all counsel, including Richard J. Hoff, Jr., Esq. of Bisgaier Hoff, LLC, on behalf of TMB Partners; Craig M. Gianetti, Esq. of Giordano Halleran & Ciesla, P.C., on behalf of Squiretown Properties; Robert A. Kasuba, Esq. of Sills Cummis & Gross, P.C., on behalf of Hillside-Northfield Partners; Gary T. Hall, Esq. of McCarter & English, LLC and Sharon L. Weiner, Esq. of Johnson, Murphy, Hubner, McKeon, Wubbenhorst, Bucco and Appelt, P.C., on behalf of Livingston Township and the Livingston Township Planning Board; Brent T. Carney, Esq. of Marazit, Falcon and Healey, LLP, on behalf of Millburn Township; Robert L. Podvey, Esq. of Podvey Meanor, on behalf of Peter Boockvar, et al.; and Elizabeth C. McKenzie, P.P., Special Master, having participated and expressed their views,

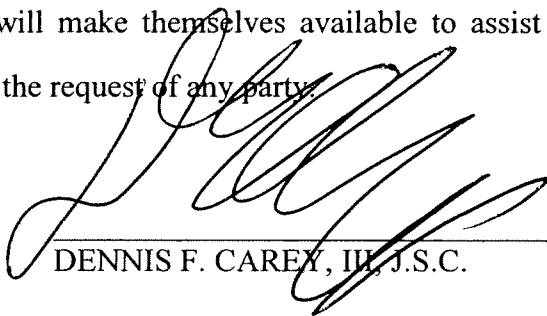
THE COURT, having found good cause for the entry of this Order;

IT IS, on this 23 day of April, 2010 **ORDERED AS FOLLOWS:**

1. A trial date is scheduled for July 12, 2010 on whether Plaintiffs, TMB Partners, LLC, Squiretown Properties, LLC and Hillside-Northfield Partners (collectively, "Plaintiffs"), are entitled to builder's remedies in the following litigations: docket numbers ESX-L-9126-07, ESX-L-9785-07 and ESX-L-7509-08.
2. Plaintiffs shall file and serve the following by May 10, 2010: trial briefs, exhibit lists, and lists of proposed witnesses.
3. Defendants, Livingston Township and Livingston Township Planning Board, and Amicus, Millburn Township and Bookvar (collectively, the "Amicus Parties"), shall file and serve the following by June 10, 2010: trial briefs, exhibit lists, and lists of proposed witnesses.
4. Plaintiffs shall file and serve the following by June 25, 2010: reply trial briefs.
5. All parties shall file any motions in limine by June 25, 2010.
6. Opposition to any motions in limine shall be filed by July 7, 2010.

7. Any party shall be permitted to file or re-file motions for summary judgment, and if appropriate may use the trial briefs in support of any such motion, to be heard in advance of the trial date or on the first day of trial.

8. The Court and Special Master will make themselves available to assist in any settlement discussions between the parties upon the request of any party.



DENNIS F. CAREY, III, J.S.C.

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