

**FILED**

APR 12 2012

William C. Todd III, P.J.Ch.

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**K.D. and C.D., Individually and  
o/b/o A.D. and C.D., minor  
children, and T.C. and S.C.  
individually and o/b/o B.C.,  
a minor child**

Plaintiff(s),

vs.

**EGG HARBOR TOWNSHIP**

Defendants.

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SUPERIOR COURT OF NEW JERSEY  
CHANCERY DIVISION  
ATLANTIC COUNTY  
DOCKET NO. ATL-C-19-12

*Civil Action*

**ORDER REGARDING  
INJUNCTIVE RELIEF, ETC.**

**THIS MATTER** coming before the Court, April 12, 2012, on the return date of the Order to Show Cause executed at the request of plaintiffs, Matthew S. Wolf, Esquire appearing for plaintiffs and Marc Friedman, Esquire appearing for the defendant Township, and the Court having considered the materials submitted together with the arguments of counsel, and the Court having issued a Preliminary Letter Opinion April 3, 2012, and the Court having supplemented Letter Opinion with an opinion from the bench April 12, 2012;

**IT IS ON THIS 12<sup>th</sup> day of April, 2012, ORDERED AND ADJUDGED AS  
FOLLOWS:**

1. The Court determines and declares that Egg Harbor Township's Curfew Order, referenced as Chapter 92 of the Egg Harbor Township Ordinances is unconstitutional.
2. Based on the determination noted above the defendant Township is preliminarily enjoined from enforcing the ordinance referenced above. The Court further confirms that a permanent injunction will be entered based on the determination noted above upon the resolution of plaintiff's claim for attorney fees and costs.

3. Mr. Wolf is to file plaintiffs' anticipated Motion for attorneys' fees and costs by May 5, 2012 with a return date of June 1, 2012. Mr. Friedman's opposition is to be filed by May 21, 2012. That application is tentatively scheduled for consideration at **9:00 a.m., June 1, 2012**. The Court may elect to proceed without requiring appearances.
4. Upon the resolution of the application for fees, a Final Judgment will be entered reflecting the Court's determination as to plaintiffs' request for injunctive relief and plaintiffs' request for fees.

  
WILLIAM C. TODD, III, P.J.Ch.