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September 26, 2013

VIA E-MAIL & REGULAR MAIL

Matthew B. Wieliczko, Esquire
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Zeller & Wieliczko, LLP
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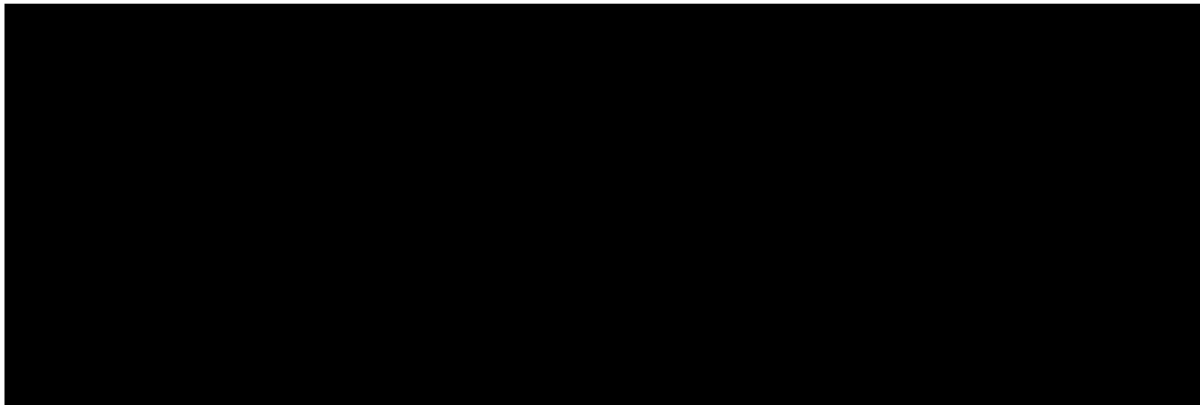
David M. Ragonese, Esquire
Liberty View
457 Haddonfield Road, Ste. 400
Cherry Hill, NJ 08002

**RE: 20 Whitehorse Pike M, LLC, d/b/a Whitehorse Martini Bar, et al. v. Borough of
Lawnside, et al., C.A. No.: 11-7409**

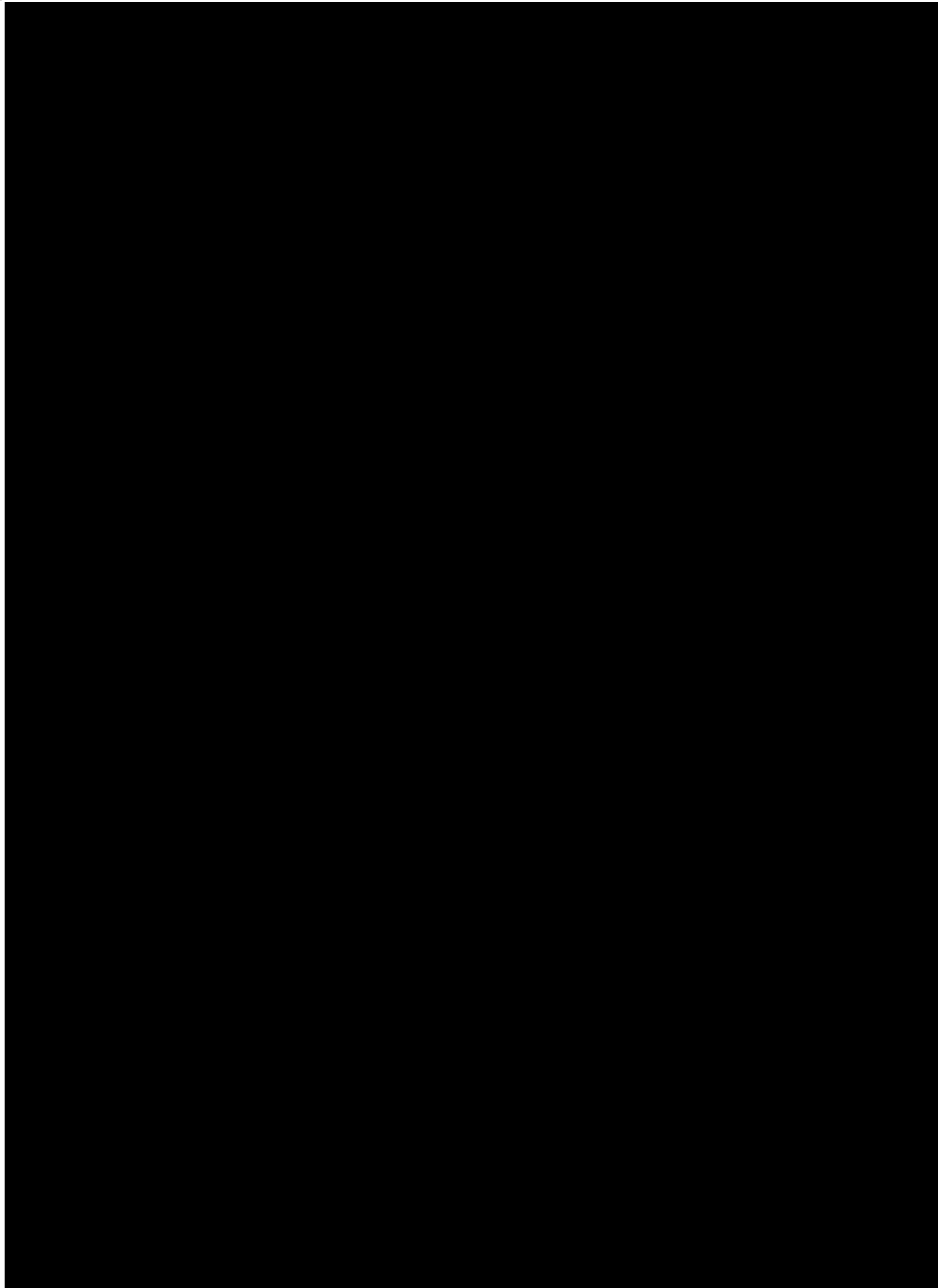
Dear Messrs. Wieliczko and Ragonese:

We are in receipt of the additional documents, bates stamped B&C 1758- B&C 4229, produced by Brown & Connery, LLP to Mr. Weiliczko on September 13, 2013, pursuant to Mr. Weiliczko's subpoena dated August 19, 2013. Relevant thereto, Brown & Connery, LLP produced document bates stamped B&C 02281- B&C 02296, which appears to be a mediation statement submitted on behalf of the Borough of Lawnside in the matter of Colon v. the Borough of Lawnside, Docket #11-cv-6341, dated November 5, 2012 (a copy of which is enclosed herein for your convenience).

In said document, Michael J. Miles, Esquire, speaking on behalf of, and as the designated agent for the Borough of Lawnside, states in relevant part as follows:



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See enclosed, document bates stamped B&C 02281- B&C 02296.

This is the first time during this litigation, and I note only after the close of fact discovery, that it has been disclosed to Plaintiffs or documentary evidence has been provided wherein the Borough of Lawnside has taken these specific positions, which are in contrary to those previously provided by the Borough's Corporate Designees.

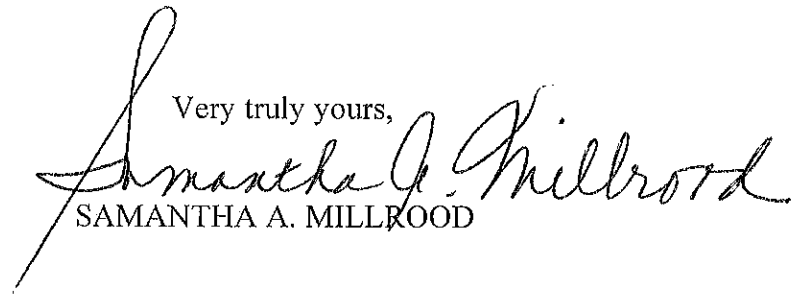
Therefore, we hereby make a formal request for your consent to our taking very limited additional discovery of the Corporate Designee for the Borough of Lawnside on the following topics, specifically addressed by Mr. Miles:

1. Whether Lawnside learned during discovery in the case of Colon v. Borough of Lawnside a number of issues that would have caused it to either terminate Colon's employment or never have hired her in the first place.
2. Whether Colon misrepresented her prior employment history to the Borough of Lawnside at the time she was hired by Lawnside as a SLEO and whether she advised the Borough of Lawnside that she had resigned her employment with the City of Camden Police Department.
3. Whether Colon misrepresented her residence to the New Jersey Civil Service Commission and whether she gave the Borough of LAwnside information to indicate that her address was, at any time, 110 Thomas Ave, Lawnside, NJ 08045.
4. If such information was provided, whether this allowed Colon to obtain any preference in hiring by the Borough of Lawnside and whether it enabled her to secure the position as Patrolman I with the Borough of Lawnside.
5. Whether, at any time before 2010, and Colon's appointment as a Patrolman I, did Colon's name appear on a civil service list and whether the Borough of Lawnside could have hired her as a full time Patrolman in 2007.
6. Whether the Borough of Lawnside believes that Colon has serious issues with dishonesty and abusing her position as a law enforcement officer.
7. Whether the Borough of Lawnside would have terminated Colon, had she not been placed on indefinite suspension pending resolution of the criminal charges pending against her.

We believe this newly provided information requires discovery on the foregoing issues. Please immediately provide your position as to this request so that we can involve the Court if necessary.

Matthew Wieliczko, Esquire
David Ragonese, Esquire
September 26, 2013
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SAM/dem
Enclosure
cc: Alan L. Frank, Esquire

Very truly yours,

SAMANTHA A. MILLROOD

BROWN & CONNERY LLP

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* ALSO ADMITTED IN MARYLAND
* CERTIFIED BY THE SUPREME COURT OF NEW JERSEY AS CIVIL TRIAL ATTORNEY
* CERTIFIED BY THE SUPREME COURT OF NEW JERSEY AS WORKERS' COMPENSATION LAW ATTORNEY

November 5, 2012

Via Email

Douglas K. Wolfson
Schwartz Simon Edelstein & Celso LLC
100 Jefferson Road, Suite 200
Whippany, NJ 07981

Re: **Carmen Colon v. Borough of Lawnside, et al.**
Docket No. 11-cv-6341
Our File No. 11-0910

Dear Judge Wolfson:

This office represents Defendants, Borough of Lawnside, Jay Todd, Jessie Harris, and Dwight Wilson (collectively, "Lawnside"), in the above referenced matter. As you are aware, the parties have agreed to mediate Plaintiff, Carmen Colon's ("Colon"), claims before you on November 7, 2012 at 10:00 a.m. at the offices of Greenbaum, Rowe, Smith & Davis LLP in Iselin, New Jersey. In connection with this mediation, we submit the following Confidential Mediation Statement on behalf of Lawnside. We ask that this Confidential Mediation Statement not be shared with counsel for Colon. We also note that Lawnside does not consent to the use of this Confidential Mediation Statement in any future adjudicatory proceedings.

