



THE TOWNSHIP OF MILLBURN

375 MILLBURN AVENUE
MILLBURN, NEW JERSEY 07041

(973) 564-7075

August 23, 2011

MC JIF
SEP 02 2011
P&C CLAIMS

George T. Daggett, Esq.
Daggett, Kraemer, Kovach & Gjelsvik
328 D Sparta Avenue
Sparta, NJ 07871

Re: Your Client: Melvin Chettum
D/L: May 27, 2011
Incident Location: The Mall at Short Hill
Re: violation of claimant's constitutional rights.

Dear Mr. Daggett:

We are in receipt of the Notice of Claim, dated August 15, 2011, in the above-referenced matter. Enclosed please find the Township's Notice of Tort Claim form that, in accordance with the provisions of the New Jersey Tort Claims Act, the Millburn Township Committee has adopted an official form to be completed by any individual seeking to assert a claim against Millburn Township.

Your claim will not be considered as filed and cannot be evaluated until you return the completed form and provide the information required.

You should be aware of the fact that the New Jersey Tort Claims Act included limitations on claims against public bodies and established time limits for the filing of those claims.

Notice of the claim against the public body generally must be filed within 90 days after the incident giving rise to the claim. No Notice of Tort Claim may be filed after the 90 day period unless there is an Order from the New Jersey Superior Court allowing the late filing of the Notice of Tort Claim. Such an Order can be granted only within one year from the date of the incident and only where the Court determined that good cause exists to permit the late filing.

Very truly yours,

Adrian DeCicco
Administrative Secretary

Enclosure
cc: Morris County JIF

DAGGETT, KRAEMER, KOVACH & GJELSVIK
ATTORNEYS AT LAW
328 D SPARTA AVENUE
SPARTA, NJ 07871

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GEORGE T. DAGGETT+
GARY A. KRAEMER
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JOSEPH M. CORAZZA**

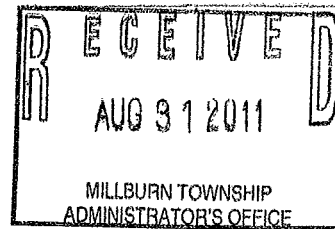
DONALD L. KOVACH, Of Counsel **
FREDERIC G. WEBER, Of Counsel

+ CERTIFIED BY THE SUPREME COURT OF NJ
AS A CIVIL AND CRIMINAL TRIAL ATTORNEY
*** CERTIFIED BY THE SUPREME COURT OF NJ
AS A MATRIMONIAL LAW ATTORNEY
** MEMBER OF NJ & NY BARS

WRITERS E-MAIL

August 30, 2011

Administrator's Office
Millburn Town Hall
375 Millburn Avenue
Millburn, NJ 07041



RE: Melvin Chettum v. Millburn

Dear Ms.DeCicco:

Pursuant to your request enclosed please find the completed Notice of Tort Claim Form which you forwarded to us, the original of which was filed on August 15, 2011. Please be guided accordingly.

Very truly yours,
DAGGETT, KRAEMER, KOVACH
& GJELSVIK

BY: GEORGE T. DAGGETT

GTD:Jp
Enclosure

NOTICE OF TORT CLAIM

CLAIMANT INFORMATION

Name MELVIN CHETTUM Telephone _____
Address 156 FRANKLIN ST Date of Birth _____
SECAUCUS, NJ 07096 SSN _____
07096

ATTORNEY INFORMATION (if applicable)

GEORGE T. DAGGETT
Name DAGGETT, KRAEMER, KOVACH & GJETSCH Telephone 973-729-2117
Attorneys at Law
Address 328 D Sparta Avenue TeleFAX 973-729-0023
Sparta, New Jersey 07871 File No. _____

Send Notices to: _____ Claimant Attorney

GENERAL INSTRUCTIONS: Pursuant to the provisions of the New Jersey Tort Claims Act, this Notice of Tort Claim form has been adopted as the official form for filing of claims against the Township of Any Town.

The questions are to be answered to the extent of all information available to the Claimant or to his or her attorneys, agents, servants, and employees, under oath. The fully completed Claim Form and the Documents requested shall be returned to:

Administrator's Office
Millburn Town Hall
375 Millburn Avenue
Millburn, NJ 07041

NOTE CAREFULLY: Your claim will not be considered filed as required by the New Jersey Tort Claims Act until this completed form has been filed with the Township of Millburn. Failure to provide the information requested, including such responses as "To Be Provided" or "Under Investigation" will result in the claim being treated as not being properly filed.

Timely Notices of Claim must be filed within 90 days after the incident giving rise to the claim.

**NOTICE OF TORT CLAIM
INFORMATION ON THE CLAIMANT**

1. a. None
b. 156 Franklin Street, Secaucus, NJ 07096
c. Single
d. Ro Cristen (temporarily residing with claimant at the time of the incident).
No relationship

2. 1997-2007 768 Spinnaker Court, Secaucus, NJ; No one resided with claimant.
2007- present 167 Franklin Street, Secaucus, NJ 07096 no one resided with claimant.

3. May 27, 2011 at approximately 4:00 pm at the Short Hills Mall parking lot near Nordstroms Department Store. The weather was clear and dry.

4. The claimant was stopped as he was exiting the parking lot by the Millburn Police.

5. Michael Tichenor #485 Millburn Police Dept.; Sgt Lipp; Officer Catinella: Lt. Eakley; Detective Ed DelaFuente; Mall Security Officer "S. Brown."; Mall security Edwin Rebala; and others whose identities are currently unknown.

6. Millburn Township Police Department; Michael Tichenor #485 Sgt. Lipp, Officer Catinella, Lt. Eakley, Detective Ed DelaFuente. Violated claimant's constitutional rights; defamation.

7. 8. No.

9. The claimant did not.

10. No.

11. Yes. Photographs in possession of Millburn Police.

12. No.

13. To be determined.

14. Police report in possession of Millburn Police Dept.

15. See 5 and 6 above.

PROPERTY DAMAGE CLAIM

16. None.

PERSONAL INJURY CLAIM

17. No.

18. through 29. Not applicable.

CERTIFICATION

I hereby certify that the information provided is the truth and is the full and complete response to the questions to the best of my knowledge.

DAGGETT, KRAEMER, KOVACH
& GJELSVIK
Attorneys for Claimant


BY: GEORGE T. DAGGETT

INFORMATION ON THE CLAIMANT

1. Provide the following information with respect to the Claimant:
 - a. Any other name by which Claimant has been known.
 - b. Address at the time of the incident giving rise to the claim.
 - c. Marital Status (at the time of the incident and current)
 - d. Identify each person residing with the claimant and the relationship, if any, of the person to the Claimant.

2. Provide all addresses to the Claimant for the last 10 years, the dates of the residence, the persons residing at the addresses at the same time as the Claimant resided at the address and the relation, if any, of the person to the Claimant.

7. If you claim that the injury or property damage was caused by a dangerous condition of property under the control of the public entity, specify the nature of the alleged dangerous condition and the manner in which you claim the condition caused the injury.

8. If you allege a dangerous condition of public property, state the specific basis on which you claim that the public entity was responsible for the condition and the specific basis and date on which you claim that the public entity was given notice of the alleged dangerous condition. Statements such as "should have known" and "common knowledge" are insufficient.

9. If you or any other party or witness consumed any alcoholic beverages, drugs or medications within twelve (12) hours before the incident forming the basis of the Claim, identify the person consuming the same and for each person: (a) what was consumed; (b) the quantity thereof; (c) where consumed; (d) the names and addresses of all persons present.

10. If you have received any money or thing of value for your injuries or damages from any person, firm or corporation, state and amounts received, the dates, names and addresses of the payors. Specifically list any policies of insurance, including policy number and claim number, from which benefits have been paid to you or to any person on your behalf, including doctors, hospitals or any person repairing damage to property.

PROPERTY DAMAGE CLAIMS

16. If your claim is for property damage, attach a description of the property damage and an estimate of the costs of repair. If your claim does not involve any claim for property damage, enter "None."

If your claim is for property damage only, initial here and proceed directly to page 11 and sign the Certification.

21. If x-rays were taken state: (a) the address of the place where each was taken; (b) the name and address of the person who took them; (c) the date when each was taken; (d) what each disclosed; (e) where and in whose possession they now are. Include all x-rays, whether prior to or subsequent to the alleged injury forming the basis of the claim.

22. If treated by doctors, including psychiatrists or psychologists, state: (a) the name and present address of each doctor; (b) the dates and places where treatments were received; (c) the nature of the treatment; (d) the date of last treatment or, if treatments are continuing, the schedule of continuing treatments. Provide true copies of all written reports rendered to you or about you by any doctors whom you propose to have testify on your behalf.

23. If you have any physical impairment which you allege is caused by the injury forming the basis of your claim and which is affecting your ordinary movements, hearing or sight, state in detail the nature and extent of the impairment and what corrective appliances, support or device you use to overcome or alleviate the impairment.

24. If you claim that a previous injury has been aggravated or exacerbated, describe the injury and give the name and present address of each doctor who treated you for the condition, the period during which treatment was received and the cause of the previous injury. Specifically, list any impairment, including use of eyeglasses, hearing aid or similar device, which existed at the time of the injury forming the basis of the claim.

29. If you are claiming lost wages, state: (a) the date that the employment began; (b) the name and address of the employer; (c) the position held and the nature of the work performed; (d) the average weekly wages. Attach copies of pay stubs or other complete payroll record for all wages received during the past year.

DOCUMENT REQUEST:

Produce all documents identified in your answers
To the above questions.

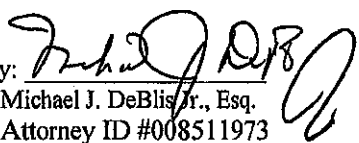
CERTIFICATION

I hereby certify that the information provided is the truth and is the full and complete response to the questions, to the best of my knowledge.

Signature of Claimant

Dated: _____

RELEASE

Prepared by: 
Michael J. DeBlis Jr., Esq.
Attorney ID #008511973

This Release, dated 2/13/15, is given

BY the Releasor(s) **Melvin L. Chettum**

referred to as "I"

TO : **Twp of Millburn**

referred to as "You"

If more than one person signs this Release, "I" shall mean each person who signs this Release.

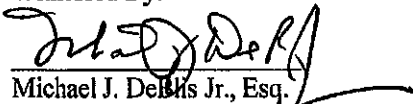
1. **Release.** I release and give up any and all claims and rights which I may have against you. This releases all claims, including those of which I am not aware and those not mentioned in this Release. This Release applies to claims resulting from anything which has happened up to now. I specifically release any/all claims arising against Twp of Millburn, Mayor Sandra H. Haimoff; the Chief of Police Gregory C. Weber, Millburn Police Officers Anthony Catinella, Michael Tichenor, Ronald Lipp, Edward Delafuente, Dispatcher Jeannette Watt, arising out of the event of 5/27/11 at the Millburn Short Hills Mall.

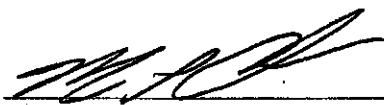
2. **Payment.** I have been paid a total of \$15,000.00 (Fifteen Thousand Dollars and No Cents) and other good and valuable consideration. I agree that I will not seek anything further including any other payment from you.

3. **Who is Bound.** I am bound by this Release. Anyone who succeeds to my rights and responsibilities, such as my heirs or the executor of my estate, is also bound. This Release is made for your benefit and all who succeed to your rights and responsibilities, such as your heirs or the executor of your estate.

4. **Signatures.** I understand and agree to the terms of this Release. If this Release is made by a corporation its proper corporate officer's sign and its corporate seal is affixed.

Witnessed By:


Michael J. DeBlis Jr., Esq.

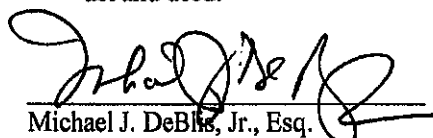

Melvin L. Chettum (Seal)

(Seal)

STATE OF New Jersey COUNTY OF ESSEX S.S.:

I CERTIFY that on Melvin L. Chettum personally came before me and acknowledged under oath, to my satisfaction, that this person (or if more than one, each person):

- (a) is named in and personally signed this document, and
- (b) signed, sealed and delivered this document as his or her act and deed.


Michael J. DeBlis, Jr., Esq.

FEB 20 2015
P&C CLAIMS