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UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

BERGEN ROCKLAND ERUV ASSOCIATION,
YISROEL FRIEDMAN, S. MOSHE
PINKASOVITS, SARAH BERGER, MOSES
BERGER, CHAIM BREUER, YOSEF
ROSEN, AND TZVI SCHONFELD,

Plaintiffs,

v.

THE BOROUGH OF UPPER SADDLE
RIVER,

Defendant.

Civil No.: 2:17-CV-05512-JMV-
CLW

Civil Action

**DECLARATION OF
BRUCE S. ROSEN, ESQ.**

I, Bruce S. Rosen, Esq., declare under penalty of perjury:

1. I am an attorney licensed with the State of New Jersey and admitted to practice before the Federal District Court for the District of New Jersey. I represent Defendant Borough of Upper Saddle River in the above-captioned matter and submit this declaration in support of Defendant's Opposition to Plaintiffs' Motion for Permanent Injunction and

Defendant's Cross-Motion to Dismiss, or in the Alternative to Strike Portions of the First Amended Complaint.

2. Attached as **Exhibit "A"**, is a true and correct copy of maps depicting the New Jersey and New York eruvin, Plaintiffs' residences, and locations of synagogues, based upon addresses and other information provided by Plaintiffs' filings and public records.

3. Attached as **Exhibit "B"** is a true and correct copy of the Rockland Eruv's definitions of eruv terms, retrieved on October 31, 2017 from <http://www.rocklanderuv.org/pages/eruv-terms.php>.

4. Attached as **Exhibit "C"** is a true and correct copy of eruv.org's article "What's an Eruv? - Or..."You want to do WHAT?!", retrieved on October 31, 2017 from <http://www.eruv.org/>.

5. Attached as **Exhibit "D"** is a true and correct copy of David A.M. Wilensky, Walking the line: A tour of San Francisco's Jewish metaphysical geography (June 14, 2017), retrieved on November 1, 2017 from <https://www.jweekly.com/2017/06/14/walking-the-line-a-tour-of-san-franciscos-jewish-metaphysical-geography/>.

6. Attached as **Exhibit "E"** is a true and correct copy of Rabbi Yirmiyohu Kaganoff Shlita, An Eruv Primer, retrieved

on November 1, 2017 from <http://rabbikaganoff.com/an-eruv-primer/>.

7. Attached as **Exhibit "F"** is a true and correct copy of Verizon N.Y., Inc. v. Vill. of Westhampton Beach, 2014 U.S. Dist. LEXIS 84479 (E.D.N.Y 2014).

8. Attached as **Exhibit "G"** is a true and correct copy of Kaymack v. AAA Mid-Atlantic, Inc., 2012 U.S. Dist. LEXIS 127297, 2012 WL 3887040 (E.D. Penn. 2012).

9. Attached as **Exhibit "H"**, to be submitted under separate cover is a PowerPoint of slides depicting maps of the roads affected by the eruv in the Borough of Upper Saddle River, utility pole locations and the locations of lechis. The slides, consist of the following information: (1) the Borough of Upper Saddle River zoning map; (2) a map which emphasizes the roads affected by the eruv; (3) a depiction of the "active" (blue) and "inactive" (yellow) eruv and all utility poles on the roads affect by the eruv; (4) a depiction of the "active" (blue) and "inactive" (yellow) eruv and all utility poles with lechis; (5) a depiction of the "active" (blue) and "inactive" (yellow) eruv and all utility poles licensed by Orange and Rockland within the Borough of Upper Saddle River; and (6) a depiction of the "active" (blue) and "inactive" (yellow) eruv and all utility poles licensed by Orange and Rockland which are owned

(and have not been licensed) by Verizon. The slides were created using a survey of all utility poles with lechis in the Borough as created by USR Code Official Steven Forbes, using information as set forth in the Declaration of David Gudino and compared with Exhibit G to the Declaration of Chaim Steinmetz.

10. Attached as **Exhibit "I"** is a true and correct copy of a certified transcript of the June 12, 2017 8:30 AM call between Rabbi Chaim Steinmetz and the Borough of Upper Saddle River Police Dispatcher Robert Hyman.

I declare under penalty of perjury that the foregoing is true and correct.

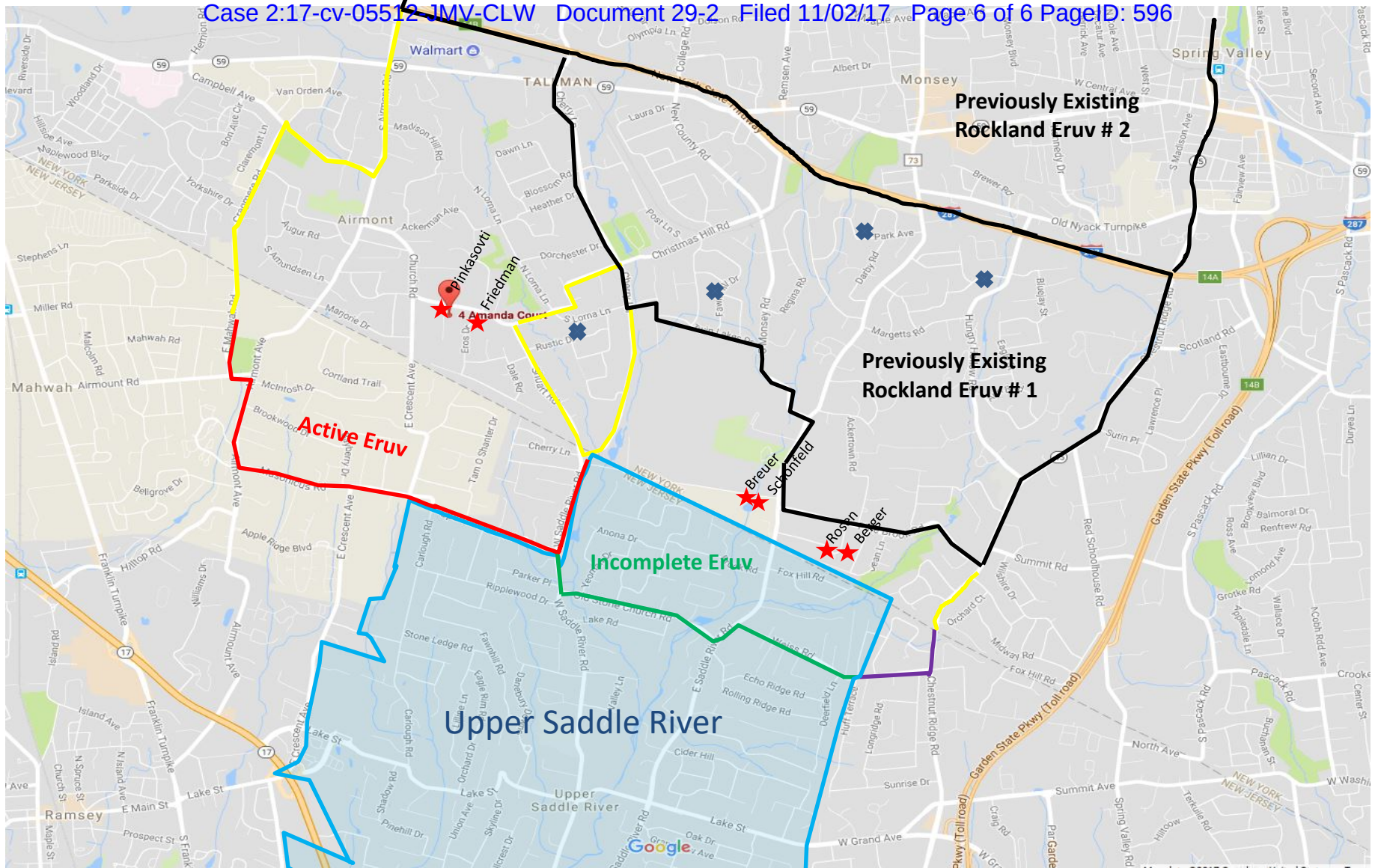
By:



Bruce S. Rosen, Esq.

Executed on: November 2, 2017

Exhibit A



- = Active Eruv.
- = Incomplete Eruv.
- = Assumed incomplete Montvale Eruv.
- = Previously existing Rockland Eruvin.

- ◆ = Synagogue.
- = Assumed connection completing eruv circuits.
- ★ = Plaintiffs' Properties.