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# McCusker, Anselmi, Rosen, Carvelli & Walsh

A PROFESSIONAL CORPORATION  
COUNSELLORS AT LAW

127 MAIN STREET, CHATHAM, NEW JERSEY 07928

TEL: (973) 635-6300 FACSIMILE: (973) 635-7044

Writer's Direct Dial: 973-457-0123

e-mail: brosen@marc-law.com



JOHN B. McCUSKER  
ANDREW E. ANSELM  
BRUCE S. ROSEN  
PAUL F. CARVELLI  
JOSEPH T. WALSH, III  
JONATHAN T.K. COHEN

AMY C. GROSSMAN  
MARITZA BERDOTE BYRNE  
GAIL E. SLAUGHTER  
PAUL G. McCUSKER  
MICHAEL T. MILLAR  
WENDY B. GREEN  
JAMES A. MESZAROS  
JAMES P. SPIELBERG  
ALICYN B. CRAIG  
EDWARD A. STURCHIO, JR.

New York City Office:

The Chrysler Building  
405 Lexington Avenue, 42<sup>nd</sup> Floor  
New York, New York 10174  
Tel: (212) 308-0070

Toms River Office:

98 East Water Street  
Toms River, NJ 08753  
Tel: (732) 914-9114  
Facsimile: (732) 914-8024

May 7, 2002

## Via Federal Express

Ms. Marcia Waldron, Clerk  
United States Court of Appeals for the Third Circuit  
United States Courthouse  
601 Market Street, Room 21400  
Philadelphia, PA 19106-1790

**Re: Tenafly Eruv Association, Inc. v. Borough of Tenafly, et al.**  
**Case No. 01-3301(cmh)**  
**Letter from Appellants dated April 23, 2002**

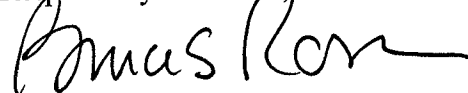
Dear Ms. Waldron:

We represent Appellees Borough of Tenafly, et al. in the above-captioned matter. We are in receipt of the April 23, 2002 letter from Nathan Lewin, Esq., counsel for certain appellants. Appellees have reviewed the transcript of the oral argument and believe the language in *Ashcroft v. Free Speech Coalition*, a child pornography case cited by Mr. Lewin, is irrelevant to the issue of an Establishment Clause violation in the context of this case.

May 7, 2002

We thank the Court for its consideration.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Bruce S. Rosen". The signature is fluid and cursive, with a long horizontal stroke at the end.

Bruce S. Rosen  
Walter A. Lesnevich  
Noah R. Feldman

BSR:kpf

cc: Robert G. Sugarman, Esq. (all via facsimile)  
Craig Lowenthal, Esq.  
Richard D. Shapiro, Esq.  
Nathan Lewin, Esq.  
Ronald D. Chen, Esq.  
Kevin J. Hasson, Esq.  
David Zwiebel, Esq.  
Walter A. Lesnevich, Esq.  
Noah R. Feldman, Esq.