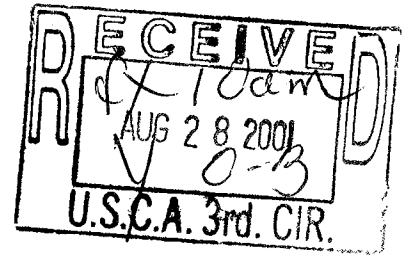


UNITED STATES COURT OF APPEALS
FOR THE THIRD CIRCUIT

No. 01-3301



TENAFLY ERUV ASSOCIATION, INC.,
CHAIM BOOK, YOSIFA BOOK, STEPHANIE
DARDICK GOTTLIEB, and STEPHEN BRENNER,

Plaintiffs-Appellants

v.

THE BOROUGH OF TENAFLY,
ANN MOSCOVITZ, individually and in her official
capacity as Mayor of Borough of Tenafly, CHARLES LIPSON,
MARTHA B. KERGE, RICHARD WILSON, ARTHUR PECK,
JOHN T. SULLIVAN, each individually and in their official
capacities as Council Members of the Borough of Tenafly,

Defendants-Appellees

On Appeal from the United States District Court
for the District of New Jersey

District Court Civ. No. 00-6051 (WGB)
Honorable William G. Bassler

Received and Filed

8-28-01

Marcia M. Waldron,
Clerk

**MOTION OF THE BECKET FUND FOR RELIGIOUS LIBERTY
FOR LEAVE TO FILE BRIEF *AMICUS CURIAE*
IN SUPPORT OF APPELLANTS' MOTION
FOR INJUNCTION PENDING APPEAL**

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Roman P. Storzer
THE BECKET FUND FOR RELIGIOUS LIBERTY
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MOTION FOR LEAVE TO FILE BRIEF *AMICUS CURIAE*

Pursuant to FED. R. APP. P. 27 & 29, the Becket Fund for Religious Liberty hereby moves this Court to grant leave to file a brief *amici curiae* in support of Plaintiffs'-Appellants' motion for an injunction pending appeal. That brief is conditionally filed with this motion.

Counsel for both groups of Plaintiffs-Appellants have authorized the Becket Fund to represent to the Court that they consent our filing this brief. Although we contacted Counsel for Defendants-Appellants to request their consent and discussed the question briefly, we did not receive a final response to our request in time to include with this motion.

As we detail in the "Interest of the *Amicus*" section of our brief, the Becket Fund has appeared before the Third Circuit Court of Appeals on several occasions to litigate First Amendment issues closely related to those raised in this appeal. Accordingly, we believe that our experience in this area of the law will help the Court's resolution of this case. Furthermore, we believe that our brief will not duplicate the briefs of the parties.

Date: August 27, 2001

Respectfully submitted,



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