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**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 the 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

**MOTION OF THE BECKET FUND FOR RELIGIOUS LIBERTY TO FILE
BRIEF *AMICUS CURIAE* IN SUPPORT OF PLAINTIFFS-APPELLANTS**

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Received and Filed

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Marcia M. Waldron,
Clerk

MOTION FOR LEAVE TO FILE BRIEF *AMICUS CURIAE*

Pursuant to FED. R. APP. P. Rules 27 and 29, the Becket Fund for Religious Liberty hereby moves this Court to grant leave to file a brief *amicus curiae* in support of Plaintiffs-Appellants. 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, Counsel has not responded to our request.

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. Moreover, this Court previously granted the Becket Fund’s motion to file a brief in support of the Plaintiffs’-Appellants’ motion for injunction pending appeal in this case. 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: November 6, 2001

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Kevin J. Hasson", written over a horizontal line.

Kevin J. Hasson

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CERTIFICATE OF SERVICE

I hereby certify that a true and complete copy of the foregoing Brief *Amicus Curiae* of the Becket Fund for Religious Liberty in Support of Plaintiffs-Appellants and Motion for Leave to File same was served this 7th day of November, 2001, upon the following by pre-paid first-class mail:

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November 7, 2001



Anthony Picarello