

GURBIR S. GREWAL, Attorney General of New Jersey; CRAIG SASHIHARA, Director of the New Jersey Division on Civil Rights; and CATHERINE R. McCABE, Commissioner of the Department of Environmental Protection,

Plaintiffs,

v.

TOWNSHIP OF MAHWAH and MAHWAH TOWNSHIP COUNCIL,

Defendants.

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

CIVIL ACTION NO.: 2:17-cv-11988-JMV-JBC

**STIPULATION OF DISMISSAL
WITH PREJUDICE**

THIS MATTER, having been previously brought by Plaintiffs, Gurbir S. Grewal, Attorney General of New Jersey, Craig Sashihara, Director of the New Jersey Division on Civil Rights, and Catherine R. McCabe, Commission of the Department of Environmental Protection (hereinafter collectively the “Plaintiffs”) against Defendants Township of Mahwah and Mahwah Township Council (collectively the “Township”); and

WHEREAS, Plaintiffs and the Township having previously resolved the above-captioned matter by way of Consent Order and Judgment entered on September 24, 2018 (see ECF NO. 26) (hereinafter “Consent Order”), and which imposed certain restraints upon the Township and further required the Township comply with certain reporting, recordkeeping, investigation/inspection, and records access requirements for a period of four years from the date of entry of the Consent Order, and

WHEREAS, pursuant to the Consent Order, during the above-referenced four-year period, this Honorable Court retained jurisdiction over this matter, and the Township remained subject to a stipulated suspended penalty and fee in the event the Township failed to comply with its obligations and responsibilities under the Consent Order; and

WHEREAS, the Consent Order further provides that upon conclusion of the four-year period, liability for payment of the stipulated penalty and fee shall be suspended and automatically vacated, provided that the Township complies in all material respects with the restraints and conditions set forth in the Consent Order, Plaintiffs do not uncover information that the Township made any material misrepresentations/omissions, and the Township does not engage in any unlawful conduct prohibited by the New Jersey Civil Rights Act, N.J.S.A. 10:6-1 to 2 or the New Jersey Law Against Discrimination, N.J.S.A. 10:5-1 to 49.

NOW THEREFORE, Plaintiffs and the Township do hereby stipulate and agree that the Township has been in compliance in all material respects with the restraints, conditions and obligations set forth within the Consent Order, and the four-year period having since ended on September 24, 2022; and

FURTHERMORE, Plaintiffs and the Township do hereby stipulate and agree that this matter be and is hereby dismissed with prejudice and without costs to any of the parties herein.

MATTHEW J. PLATKIN, NEW JERSEY DORSEY & SEMRAU, LLC
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Date: 01/31/2023

Date: 10/24/2022

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IN MEMORIAM:
JOHN H. DORSEY
(1937-2018)

February 2, 2023

VIA ECF ONLY

The Honorable John Michael Vazquez, U.S.D.J.
United States District Court, District of New Jersey
Martin Luther King Building & U.S. Courthouse
50 Walnut Street Room 4015
PO 03
Newark, New Jersey 07101

Re: Gurbir S. Grewal et al, v. Township of Mahwah, et al
Civil Action No.; 2:17-cv-11988-JMV-JBC

Dear Judge Vazquez:

Please be reminded that this office serves as defense counsel for Defendants Township of Mahwah and Mahwah Township Council (collectively the “Township Defendants”) in the above-referenced Civil Action. In this regard, on Tuesday, January 24, 2023 the undersigned filed a Notice of Appearance (*see* ECF No. 27); and a Motion to Enforce a Prior Consent Decree and to Dismiss this Matter with Prejudice (*see* ECF No. 28) along with a legal brief and exhibits/certifications in support thereof (*see* ECF No. 28-1 thru 28-8).

Since that time, the undersigned has met and confirmed with Deputy Attorney General James R. Michael, Esq., counsel for the Plaintiffs in this matter, and have reached an agreement to formally dismiss this Civil Action with prejudice. Enclosed for filing and Your Honor’s approval, please find a Stipulation of Dismissal with Prejudice. Upon Your Honor’s acceptance of same,

Honorable John M. Vazquez, U.S.D.J.

February 2, 2023

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the Township Defendants agree to voluntarily withdraw the pending Motion with prejudice and without costs.

Respectfully submitted,
Dorsey & Semrau, LLC
Attorneys for Defendants
Township of Mahwah and
Mahwah Township Council

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Enclosures (1)

Cc: James R. Michael, Esq. (Counsel of record for Plaintiffs) (via ECF and email)
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All counsel of record for Defendants (via ECF and email)