

ROGUT McCARTHY TROY LLC
37 Alden Street
Cranford, New Jersey 07016
(908) 931-1150
Attorneys for Plaintiff,
Township of Manalapan

TOWNSHIP OF MANALAPAN,

Plaintiff,

v.

STUART J. MOSKOVITZ, ESQ., JANE
DOE and/or JOHN DOE, ESQ., I-V
(these names being fictitious
as their true identities are
presently unknown) and XYZ
CORPORATION, I-V (these names
being fictitious as their true
corporate identities are
currently unknown),

Defendants.

:
:
: SUPERIOR COURT OF NEW JERSEY
: LAW DIVISION-MONMOUTH COUNTY
:

: DOCKET NO. MON-L-2893-07
:

CIVIL ACTION

(LEGAL MALPRACTICE)

**CERTIFICATION OF
DANIEL J. McCARTHY**

Daniel J. McCarthy, of full age, hereby certifies and says:

1. I am an attorney at law of the State of New Jersey and a principal of the firm Rogut McCarthy Troy LLC, counsel for the Plaintiff, Township of Manalapan, in this matter. I am fully familiar with the facts contained herein and submit this Certification in support of the Township's Application to Vacate the Order to Show Cause and for other relief.

BACKGROUND

2. The Township passed resolution No. 2005-431, appointing Defendant, Stuart J. Moskowitz, Esq., ("Defendant"), as the Township Attorney for the calendar year 2005. A true and correct copy of that resolution is attached hereto as Exhibit 1.

3. On June 8, 2005, Defendant executed a contract on behalf of the Township obligating the Township to purchase real property located adjacent to the athletic fields owned by the Township ("Dreyer property"). The contract obligated the Township to purchase the Dreyer Property "as is" and did not condition the Township's obligation to purchase on receipt of Preliminary Site Assessment report. A true and correct copy of that contract is attached hereto as Exhibit 2.

4. The Township intended to fund the purchase of the property through, inter alia, grants to be received by the Township from the New Jersey Department of Environmental Protection Green Acres Program and the County of Monmouth Recreation Program.

5. Green Acres and the Monmouth County Board of Recreation Commissioners both required that the Township demonstrate that the property was free from contamination prior to the release of grant funding. True and correct copies of letters from Green Acres and the Monmouth County Board of Recreation Commissioners to the Township are attached hereto as

Exhibits 3 and 4, respectively.

6. There are internet blog entries discussing Defendant's involvement in the Township's purchase of the Dreyer property and the ensuing issues with environmental problems and the Green Acres and the Monmouth County grants. The blog is entitled "daTruthSquad" and appears to have been written by Defendant. True and correct copies of entries printed from that blog are attached hereto as Exhibits 5 through 10.

7. Defendant also authored an editorial guest column in "The News Transcript" wherein Defendant claimed that the Township's action is part of a personal vendetta against Defendant by the Township's former Mayor, Andrew Shapiro. A true and correct copy of that column is attached hereto as Ex. 11.

8. Defendant further provided numerous comments regarding this litigation in other articles published in "The News Transcript." True and correct copies of those articles are attached hereto as Exhibits 12 through 14.

TOWNSHIP ACTION

9. At a public meeting held on or about December 27, 2006, the Governing Body of the Township passed Resolution No. 2006-542, appointing Ruprecht, Hart & Weeks, LLP, as Counsel for Special Litigation. A true and correct copy of that resolution is attached hereto as Exhibit 15.

10. At a subsequent public meeting, the Governing Body of the Township passed Resolution No. 2007-130, authorizing execution of an agreement with Ruprecht, Hart & Weeks, which agreement was attached and made a part of the resolution. The contract states that Ruprecht, Hart & Weeks will "represent the [Township] with respect to the [Township's] claim for damages suffered as a result of professional negligence in connection with real estate purchases by the Township in 2005." It further states that Ruprecht, Hart & Weeks will "pursue" the Township's claim "with respect to those who may be responsible for the injuries or damages." A true and correct copy of that resolution and attached contract is attached hereto as Exhibit 16.

11. At a public meeting held on or about January 7, 2007, the Governing Body of the Township passed Resolution No. 2007-06, appointing Rogut McCarthy Troy, LLC, as Township Conflict/Alternate Counsel for the calendar year 2007. A true and correct copy of that resolution is attached hereto as Exhibit 17.

12. On or about June 14, 2007, the Township, by its Special Litigation Counsel, Ruprecht, Hart & Weeks, caused to be filed a Complaint against Defendant and certain fictitious persons and corporations. The Complaint alleges that Defendant committed legal malpractice. A true and correct copy of that Complaint is attached hereto as Exhibit 18.

13. In connection with the filing of its Complaint, the Township filed an Affidavit of Merit executed by Robert F. Renaud, Esq. Mr. Renaud is a licensed and practicing attorney in the State of New Jersey. In his Affidavit, he states that he reviewed correspondence related to the Township's purchase of the Dreyer property between the Township and Green Acres, the Township and the Monmouth County Board of Recreation Commissioners, and Defendant and various Township personnel, as well as Defendant's file on the matter. Mr. Renaud asserts that based upon that review and his "experience in representing municipalities and both buyers and sellers in real estate transactions in the State of New Jersey for over thirty years," it is his "opinion that Mr. Moskovitz failed to conform to the standard of care for attorneys in his representation of the Township of Manalapan in its purchase of the [Dreyer] property." A true and correct copy of that Affidavit of Merit is attached hereto as Exhibit 19.

DEMAND FOR INDEMNIFICATION

14. By letter dated June 28, 2007, Defendant demanded that the Township indemnify him in this action brought by the Township. A true and correct copy of this letter is attached hereto as Exhibit 20.

15. Attached hereto as Exhibit 21 is a true and correct copy of the Manalapan Township Code, Chapter 9.

16. By letter dated July 13, 2007, I advised Defendant that my firm was Special Counsel to the Township in this matter and that we would reply to his demand for indemnification. I further requested that Defendant communicate directly with my office regarding matters pertaining to this action and refrain from contacting the Township officials directly. A true and correct copy of this letter is attached hereto as Exhibit 22.

17. By letter dated July 13, 2007, Defendant asserted that the Township had not taken action in public session to authorize this lawsuit. Defendant further asserted that a Comment to Rule 4.2 of the Rules of Professional Conduct excused him from compliance with that Rule's mandate that attorneys refrain from directly communicating with parties known to be represented by counsel about the subject of that representation. A true and correct copy of this letter is attached hereto as Exhibit 23.

18. By letter dated July 17, 2007, I advised Defendant that I was in receipt of his July 13, letter and again requested that he refrain from contacting the Township officials directly regarding the litigation or his demand for indemnification. I explained that my understanding of the Comment to RPC 4.2 did not exempt Defendant from the prohibitions on direct communications with parties known to be

represented by counsel. In response to Defendant's allegation that the Township did not authorize this action in public session, I attached Resolutions Nos. 2006-542, 2007-06, and 2007-130, for his review. A true and correct copy of this letter is attached hereto as Exhibit 24.

ORDER TO SHOW CAUSE

19. On July 16, 2007, Defendant filed an Application for an Order to Show Cause with Temporary Restraints. See Defendant's Certification ("Def. Cert."), Ex. 25, " and Defendant's Brief ("Def. Br."), Ex. 26.

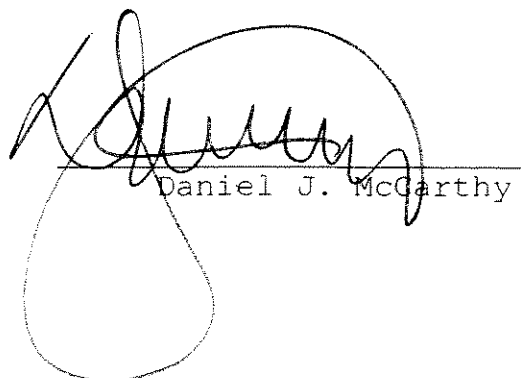
20. On July 17, 2007, the Court entered the Order to Show Cause requiring the Township to show cause why its Complaint should not be dismissed, or in the alternative, mandating that the Township indemnify Defendant in the instant litigation, and restraining the Township, its attorneys, officers, elected officials and employees "from communicating with the press, directly or indirectly, or anyone else outside the litigation circle other than the Court and Defendant, in connection with this matter." A true and correct copy of this Order to Show Cause is attached hereto as Exhibit 27.

21. On July 23, 2007, the Court entered a second Order to Show Cause requiring the Township to show cause why an Order should not be entered dismissing the Complaint and mandating the Township to indemnify Defendant. The Order to

Show Cause also "enjoined and restrained" the Township, "including the Township elected officials, employees, and Township attorneys and staff, and Defendant" from "Communicating with the press and the public concerning the subject matter of this litigation[.]" The Order to Show Cause vacated that portion of the July 17, 2007, Order directing counsel for the Township to assure Defendant that Township officials were in receipt of all materials related to this action. Lastly, the Order to Show Cause scheduled a hearing for August 20, 2007, and established a briefing schedule for the parties. A true and correct copy of this Order to Show Cause, with Defendant's accompanying documents, is attached hereto as Exhibit 28.

I certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment.

Date: August 3, 2007



Daniel J. McCarthy

daTruthSquad **Only daTruth**

Apy Truthteller will tell you that you never shout "He's guilty" in a crowded political room because da po will run out of handcuffs dragging out those who have supposedly violated da law. All too often those perverse individuals who get into government with all the wrong intentions will manipulate da system for their own personal gain. DaTruthSquad was formed to combat those wrongs and present daTruth for all to see.

FRIDAY, MAY 18, 2007

Da BACONHEAD of Da Week!



By now we have all seen what we will call, "Thorns in Da Dreyer Patch." They're beautifully written public relations pieces in Monmouth's favorite coupon clipper, da News Transcript, better known as da Snoozer.

In it was two remarkable shill pieces written, or dictated, to Back Page Barratta. In one PR piece called "Contamination on Dreyer Lot to be Addressed by Town," a soil contamination is uncovered by none other than former Mayor and apparent part-time detective Drew "Da King" Shapiro who addresses da township committee concerned we're about to spend millions of \$\$\$\$ on contaminated land.

Even more interesting is how da "*cone of silence*" just one meeting ago is lifted when da King demands answers.

Even more interesting was how da Snoozer came into possession of an unsigned and unsent letter by da DEP which will be heading to da mailbox of Tara Tiara in regards to "da Dreyer patch."

Da even larger and controversial story titled, "Protection for Town at Issue in Land Deal," the press release writer here tries in vain to pin da blame on none other than da Mosked Man. Unfortunately for her, she raised more questions than her one-sided story answered.

I must admit I don't know much about newspapers or how they run. Fortunately for me, neither do da BaconHeads who write press

Blog Archive

▼ 2007 (71)

▼ July (10)

Da July Candidates Re Card

Da BACONHEAD of Da Panther Zings Curveball Competition

Da BACONHEAD of Da Earth to Mayor Andy E Clues 4 Sale!

Technical Issues: From Administrator #6

Da BACONHEAD of Da Will Da Turnpike Save GOP?

Da BaconHead of Da V Citizen King's "Costly" Campaign

► June (10)

► May (10)

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► March (12)

► February (14)

► January (5)

About Me

daTruthSquad

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releases at da Snoozer.

Da crux of da story is about how Back Page and da King believe da Mosked Man botched da deal on da Dreyer Patch. Even if it were true that he did, and da jury is still out on that, he is certainly not alone.

Da Truth: In 2004, a court ordered Manalapan to purchase da property. Any first-year lawyer would know you have to abide by da order of da court. A price was arranged and da paperwork started. And, as Back Page conveniently placed in da rear end of her story, an "out" was inserted by da Mosked Man just in case of problems.

Da Truth: Who was da super genius who filled an empty tank with oil to heat an abandoned house scheduled to be demolished? Even Linda Dreyer herself wrote that da house was deteriorating. "Valesi said a "proper" inspection would have revealed that the tank was leaking." "According to Moskovitz, a pipe in the basement tank allowed oil to leak into the basement after the township filled the tank in order to heat the empty house.

Gee, a leaking pipe in an abandoned house. What a surprise!

OK Batman, riddle me this? Why didn't da engineer in 2004 perform this test? Oh, that was Valesi. Why didn't da attorney in 2004 ask for this? He only billed da township \$400,000 for "legal services" and apparently this may not have been a part of that record "workload." "Valesi said a "proper" inspection would have revealed that the tank was leaking." Of course, I'd like to know who gave da order to fill it in da first place.

Da Truth: Where's da state \$\$\$\$\$\$?

If Manalapan actually did apply for da money, why did they not receive it? This story shows da town did in fact ask for da money. What happened in 2005, 2006, and 2007? Maybe that's a better question for Alayne Shepler or Tara Tiara to answer since it is up to them to fill out da paperwork and stick a stamp on it.

Da Truth: How did da King become so knowledgeable about da DEP?

Maybe it's because in 2006 under his reign of terror, Manalapan was cited a total of 16 times by da DEP for various violations. FYI - in 2005, that number was just 1. No wonder our township attorney in 2006 billed a lot more than da Mosked Man did in 2005. Da Mosked Man didn't have to fill out as many DEP legal forms.

Protected. United St
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behind daTruthSquad contin
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attempt to tuck it away.

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Da "BACON HEAD" Hall of S

"Sir Pass-da-Buck" Jon Co

"Mr. 28%" Mayor Andy Bo

Sharpe "Christie is Sharp
James

Declan "O'Candidate" O'S

Adam "Pu-Pu" Puharic

Jen "Da Budget Blunder"

"Make-It-Up" Mark Rosma

Adam "Pu-Pu" Puharic

"FBI" Frank "Da Inmate" A

Bill "Da Bungler" Barham

Kathy "Back Page" Barrat

Benedict Andy Boy Luc

Rob "Da Catnick" Carter

Da Queen Michelle Rot

Steve "Da Gutter" Gese

Don "Da Gutter" Gese

Don "Da Gutter" Gese

Don "Da Gutter" Gese

Don "Da Gutter" Gese

By da way, daTruthSquad has been spending quality time mining through DEP records. It appears da township was not da only one being cited by da DEP. That I will save for a special edition of daTruthSquad.

Da Truth: Who worked on this in 2006? Why did Back Page conveniently not ask any questions of Conflict-of-Interest Kinneally? Why didn't he and da Schlep follow-up on this costly purchase and da state funding? Was da Rec Center just not important to da 2006 committee?

Da Truth: Did da Mosked man do his job by including on his own "a clause in the contract of sale that indicated the contract would be "null and void" if Manalapan was not able to qualify for Green Acres funding."

All da Mosked man did here was protect da town's rear end. If da town doesn't get da \$\$\$\$\$, da Dreyers don't get da \$\$\$\$\$. So far da town hasn't received da \$\$\$\$\$. However, there is more to da story, a story that our BaconHead neglected to include.

During prior campaigns, many a career politician has promised to improve Manalapan Rec. This year, we have not only da King running, but past-BaconHead winner Andy Boy in too. **Da King is da Democrat. Da jury is still out as to Andy Boy's political affiliation.** Both support da multi-million \$\$\$\$\$ expansion of da Rec, including a synthetic field, all at a time when da taxpayers will be forced to break da bank with an astronomical 28% tax increase, which is supported by da Queen of Mean who's record indicates she's never met a tax she didn't want to hike.

Why didn't Township Attorney / Candidate MachoGrande bring up "da Mosked clause?" Rumor has it she's passed da bar, unlike a certain political leader who has never passed a bar in his life - which brings up another point.

"Responding to Shapiro's assertion that he made mistakes in developing the contract of sale in 2005, Moskovitz said, "I couldn't legally say, 'if there's an environmental problem we can void the contract.'"

Did MachoGrande skip "Voiding Contracts 101" in law school?

Typical for Back Page to bury da lead. If this clause truly exists in da contract, then da town does have an "out."

DaTruthSquad-Approved L

The Asbury Park Press

PoliticsNJ.com

NJ Election Law Enforcement Commission

More Monmouth Musings

Monmouth County Republican Party

Monmouth County Republican Blog

Monmouth County GOP

Little Anna for Freehold

BlogNetNews

Bayshore Journalista

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States.**

Public Service Ads by Goog

There are also a few questions that apparently did not cross da mind of this week's BaconHead. So, I'll ask them:

1. If indeed a court order required Manalapan to make da purchases, then why were da studies not done in 2004 Mr. Valesi?
2. Why didn't da township get da Green Acres and Open Space money due them for da past 2 years, Tara? Queen of Mean? Andy Boy?
3. Andy Boy, Manalapan's Mayor Boy Wonder has been on da committee since 2005. Why hasn't he brought up da money owed Manalapan for da past 2 years?
4. Who is da "special attorney," and who hired him? Rumors told to daTruthSquad say this legal eagle is from da Union-Essex County area. Why so far away? Does it have anything to do with da money wheeled in by Democrats in 2004 from Union County?
5. Who was da Mensa meeting hero who ordered da oil tank of an abandoned home filled so that abandoned home scheduled to be demolished be heated?
6. Why did da Mosked man apparently add his now famous clause into that agreement? What led him to do that?
7. How did da Snoozer even know a DEP letter was about to be sent to Manalapan, and who authorized an unsigned copy to be released?

I do have a working theory, so follow da bouncing Roth on this one:

Da town wanted to get da property and was ordered by a court to pay a certain price in 2004 when da Queen of Mean served on da planning board and da King was on da committee. Everybody knew if purchased, it would lead to da Rec expansion, something every career politician would love to hang their hat on. But somewhere along da line, a certain unnamed Mensa member gave da order to heat an abandoned home set to be demolished. From da Schlep to Tara Tiara to our brain-e-acks on da Township Committee or Conflict-of-Interest Kinneally in 2006 all apparently forgot to get da promised money from da state. Now, we don't have da money, but we do have a contaminated site. Somebody dropped da ball here. A scapegoat is needed.

Hmmmmmm.

Let's see, we can't blame ole' Conflict-of-Interest, remember he gave max donations to da Queen of Mean in 2005, and for his troubles surprisingly became Township Attorney da next year. We can't blame Carolina MachoGrande who worked for Andy Boy in 2006 and surprisingly became Township Attorney in 2007. Hey - let's blame da Mosked man. Nobody seems to like him anyway, and it's not like he's going to be giving money to this year's campaigns anyway.

Only one problem - da "Mosked man clause." Apparently some finger-pointer dropped da ball on that one.

Here's what daTruthSquad believes must happen. A witch hunt by an out-of-town attorney is not needed. Hearings in Town Hall are needed. Bring in da Mosked man, Kinneally, Shepler, Tara Tiara, Valesi, Birdsall, and demand Andy Boy, da Queen of Mean, and da King all testify as to what they know. Make it public. Sooner or later, daTruth will emerge.

Finally, as for this week's award winner, it was unanimous.

For showing great public relations skills and press release writing, for not asking da important questions, and for showing once again "All da news that's fit to print" only applies to politically one-sided press releases that will be used by a particular career politician in what a very few call a "newspaper" and many others call "Trash on da lawn," Kathy "Back Page" Barratta can now add da coveted BaconHead Award to her portfolio of accomplishments!

Posted by DaTruthSquad at 4:55 AM

55 comments:

Anonymous said...

Excellent choice, but there's more. Kathy Baratta knew that the so-called letter from the DEP was a fake letter. She knew she got it from Da King's court. She knew that make-it-up-Mark was told by DEP that it was never authorized, never signed, never sent. She was told by Valesi that he never saw the letter and it would have to be addressed to him, not Tara. She knew Moskowitz had put all the clauses in the contract to protect the township that could be legally placed in the contract without violating the court order. She knew that the person in who's name the letter was "authored" was away on vacation the week it was "authored" and was "written" without her knowledge. She knew there was serious illegal activity going on in producing that fake government document and participated in the illegal activity by furthering the scheme. She knew all of this would make her story

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SATURDAY, MAY 26, 2007

DaTruth or Da Consequences

Fortunately it did not rain the other night and I was able to get da Snoozer off my lawn before it became soaked with da morning dew. In it, former BaconHead Award winner Back Page Barratta spins a story about da law firm that loyal daTruthSquad reader "*Changing Times*" calls "*Da Gang of 3*" has hired with your tax dollars to investigate da actions of da Mosked Man.

As I read her drivel, it dawned on me this was not just a story about a legal eagle da Gang of 3 and their leader in exile, da King, don't like too much. **You would think by now those who don't like da Mosked man would realize by now he doesn't even go to da bathroom without a plan.**

In this story da Mosked man did to da Snoozer what they usually do to their enemies, **except he didn't make anything up.** Da Mosked man used da Snoozer to his advantage - drawing a line in da tabloid sand.

In da Snoozer da Mosked man made a number of claims. These were not claims that "*so and so is fat*" or "*so and so is a bozo.*"

Da Mosked man's claims, now in print, can all be used against him in a court of law. He reportedly said them, although when it's printed in da Snoozer one cannot always be sure. However, he and his statements open up a pandora's box as to what really happened with da thorns in da Dreyer patch.

Here are some of those claims reportedly made by da Mosked man in da Snoozer:

"He contends that even if contamination had been found on the property, he does not believe the township could have backed out of the court order that required Manalapan to acquire the property

Blog Archive

▼ 2007 (71)

▼ July (10)

Da July Candidates Re Card

Da BACONHEAD of Da Panter Zings Curvebal Competition

Da BACONHEAD of Da Earth to Mayor Andy E Clues 4 Sale!

Techincal Issues: Fron Administrator #6

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ABOUT Me

DaTruthSquad

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through a negotiated purchase or eminent domain."

DaTruth: "*He does not believe*" is an opinion. If in fact he is wrong, he just put his own neck on da block. However, he did write in da agreement about losing Green Acres funding could allow da town to get out of da sale. This would seem that he believed he had no out, but sneakily did find a way to get an "out" "in."

"Moskovitz said the contract he drew up was everything it needed to be given the circumstances of the court order and the fact that officials had to choose between acquiring the property in a market-price purchase or in eminent domain proceedings."

DaTruth: Here da Mosked man makes da claim that da choice was pay less now or pay more later. That's a good argument. DaTruth is, we are paying more now aren't we? But here's da question - if da Mosked man is such a bad lawyer as da Gang of 3 seem to allude to, then why didn't last year's township attorney, **Conflict-of-Interest Kinneally** not say anything about this situation that could have come across his desk sometime during his tenure? Where was da **Schlep**? Both **Andy Boy**, da worst single tax raiser in Manalapan history, and his mentor, da **Queen of Mean** were on da TC from 2005 to now. What did they know? Why didn't they say anything? Why didn't **Carolina MachoGrande** bring this up? It's not like she's actively campaigning for an Assembly seat?

"The contract of sale states that 'the property is being sold 'as is.' The seller does not make any claims or promises about the condition or value of the property included in this sale. The buyer has inspected the property and relies on this inspection."

DaTruth: When you buy property or a house, do you wait until da day da sale is finalized to do an inspection? **This sale had been in da works for years!** Was it da responsibility of da attorney or da administrator to get da engineer to check things out? Should this have been done in 2004 even before da court order came down, or any of the months after da court ruled before da calendar hit 2005?

"There are only two ways an attorney can protect his client in a situation like this, assuming he was free to write any contract he wanted to write, with no court order. He can put in a clause allowing the client to back out if there's an environmental situation. He can put in a clause charging the seller with the cost of remediation. That's it. Both are covered here."

DaTruth: This is a direct quote from da Mosked man according to da

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Da "BACON HEAD" Hall of S

"Sir Pass-da-Buck" Jon Co

"Mr. 28%" Mayor Andy Bo

Sharpe "Christie is Sharpe
James

Declan "O'Candidate" O'S

Adam "Pu-Pu" Puharic

Jen "Da Budget Blunder"

"Make-It-Up" Mark Rosma

Adam "Pu-Pu" Puharic

"FBI" Frank "Da Inmate" A

Bill "Da Bunglar" Barham

Kathy "Back Page" Barrat

"Benedict Andy Boy" Luci

Rob "Da Ostrich" Clifton

"Da Queen" Michelle Rot

Steve "Jon Smith" McEne

Don "Ho" Hous

Greg "Lord" Barr

Eric "Da" "Da" "Da" "Da"

Hall "Da" "Da" "Da" "Da"

Snoozer. If he's right, then (A) da Gang of 3 are wasting your tax dollars and potentially be putting da town in da crosshairs of a defamation lawsuit. If he is wrong, then (B) he's not much of a lawyer. Da question is, knowing da Gang of 3, do you believe (A) or (B)?

"First, paragraph 12 says that the sale is dependent on state funding. That's Green Acres funding. Green Acres regulations provide they won't approve funding unless there are no environmental issues. After receiving the (Birdsall Engineering) report in 2005, Green Acres told the township they would contribute to this project. Had Green Acres said no funding because of an oil contamination, the deal would have been null and void, as I said before and, of course, we'd be back in prolonged, expensive litigation."

DaTruth: Sentences 2 & 3 is a state statute. In it, da Mosked man gave da town an "out" of what he earlier called a "court order."

"There is no chance that we wouldn't have spent multiples of that \$15,000 in that litigation. So in reality, this is much ado about nothing, isn't it? The township was harmed by the litigation caused by moving the football field (from the Village Green on Route 522 to the Manalapan Recreation Center), years before, without question. But the township has incurred no net loss whatsoever resulting from any actions in 2005, regardless of who's at fault or what was or wasn't done in 2004 or in 2005," Moskowitz said.

DaTruth: Moving da fields by da Township Committee is what triggered da lawsuits in da first place, and then led to da court order when da 2004 attorney lost da case. That is what placed everything in da lap of da Mosked man.

So here's daTruth, with some additional questions.

You have in effect da Gang of 3 directing their will against an attorney. Da attorney, or any attorney will do anything to stand by his name and reputation. Da Gang of 3, who apparently don't like da Mosked man, will spend whatever it takes to prove him wrong --- but -- they are using YOUR money, as it will be town funds that drive their plan.

Now, what if they are proved wrong by da Mosked man. Shouldn't he be reimbursed for his legal time to defend himself? If he decides to sue for defamation, guess who pays then. Not da Gang of 3 --- YOU DO!

DaTruthSquad-Approved L

The Asbury Park Press

PoliticsNJ.com

NJ Election Law Enforcement Commission

More Monmouth Musings

Monmouth County Republican Party

Monmouth County Republican Blog

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Little Anna for Freehold BlogNetNews

Bayshore Journalista

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By da way, are daTruthSquad da only ones who question why da Gang of 3 decided not to allow a few of Manalapan's finest to testify on their own behalf in da case against da kids who claim their rights were violated, but are AOK spending a truckload of YOUR MONEY to go after a guy they don't like too much?

DaTruth is, as a lawyer you are supposed to guide your clients to make da best decisions for themselves. In this case, da lawyer is Carolina MachoGrande. She must guide her clients to make da best decisions for themselves. Her clients are da Gang of 3, as well as da people of town who pay da bills for da Gang of 3. Da question is, do you spend \$15,000 to fix da problem so you can get da \$4 million dollar approved-expansion you can hang your election hat on -- or -- do you go to court and void da sale and potentially spend six-figures -- or -- do you roll da dice and try to blame a lawyer, probably lose, still pay da \$15,000, plus Millburn legal expenses, plus a future out-of-court defamation settlement for 7-figures?

You make da decision, then ask if Carolina MachoGrande let her "clients" know the options?

DaTruth is, I wonder if da Gang of 3 would do da same thing if da money were solely coming out of their own pockets and not YOURS?

Oh, and while your at it, ask yourself how da DEP letter to Manalapan was received according to da town on May 18, but reportedly da same letter according to da Snoozer was sent to them unsigned 7 days earlier?

Da Mosked man says da letter supposedly sent from da DEP to da Snoozer is a "fake." Prove da letter you received one week BEFORE da town did is da real deal. Prove da Mosked man wrong.

DaTruthSquad and da TruthTellers will be watching.

Posted by DaTruthSquad at 11:23 PM

49 comments:

changing times said...

Shaprio's silent running mate knows the current head of the NJ DEP. He was after all her boss when they were together working at the EPA.

May 27, 2007 3:25 AM

Anonymous said...

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TUESDAY, JULY 3, 2007

Citizen King's "Costly" Campaign

Da Mosked Man sat by and watched as arch enemy and candidate for Manalapan Township Committee Drew "Da Citizen King" Shapiro started throwing stones in da glass Dreyer house in May.

Over a month went by and apparently not much glass shattered, except for da sound of your wallot soon-to-be breaking as Manalapan's Gang of 3 voted to have an outside investigator investigate da Mosked Man - all at da behest of Citizen King & signed off by da Andy Boy-led Manalapan Township Committee.

Now, da next question will be "What does da Mosked Man do when Citizen King comes calling again?"

Citizen King has fired another volley toward da Mosked Man, this time in da Asbury Park Press and I'm sure a press release handed to Back Page Barratta soon to be in da Snoozer.

After reading this story, several questions arise, and several concerns do too.

Question 1: Who has da most to lose?

Answer: Da residents of Manalapan. Citizen King has forced another partisan witchhunt that will cost residents first when township attorney and political candidate Machogrande starts billing for her time at your expense. Eventually, do not be surprised if nothing is proven, Citizen King uses da publicity in his campaign, and eventually da Mosked Man sues da township (because of da committee) for "damages." Any legal eagle will tell you if he does, just da settlement will be costly and you, and not Citizen King, will pick up da tab for that and other future potential cronyism.

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Question 2: Will this help da campaign of Citizen King?

Answer 2: He is getting his name in da paper as a "corruption buster", isn't he? And will da Snoozer will print whatever he gives them?

Question 3: Who also stands to lose big?

Answer 3: Andy Boy da Democrat's Toy. It seems his ego is still writing checks his record can't cash. Who was pivotal in Andy Boy getting elected in 2004? Da same guy Citizen King wants to re-investigate! Could this potentially boomerang back into Andy Boy's lap? Mayor Andy Boy could potentially spend da rest of da election trying to distance himself from da Mosked Man and his 28% tax hike what Manalapanites will be forced to pay under his watch.

Question 4: Winner of "Da Smartest One of Da Group?"

Answer 4: Ironically, that's Citizen King. He has Andy Boy on da record saying great things about him. He's got 2 investigations against his arch enemy going, and my sources tell me another could potentially be on da horizon before September. Add to that da 28% shafting of da taxpayers, no real MEMS investigation, unhappy EMS workers over their budget cut, da pot soon-to-be stirred at Covered Bridge, too many GOP'er problems, and da King may cruise to victory - and that's despite his bi-weekly wardrobe malfunctions at town hall.

Question 5: Worst political losses?

That goes to da Beckmeister & Declan O'Candidate. They will needlessly lose GOP votes in Manalapan because of da problems within da GOP locally. They will be tied into Andy Boy, who himself could potentially lose by 1,250 votes or more. MachoGrande has as much of a chance winning in November as Anne Coulter begging & pleading to carry da love children of Bill Clinton, Al Gore, and Michael Moore.

DaTruth is, when all is said and done, Citizen King is not as dumb as you may have been led to believe. On da contrary, he is a very shrewd cookie.

First, he gives up politics in 2006 to be "with his family." In essence, he didn't have a record to run on in 2006, so bowing out saved his political hyde. Now, jumping back in, he's paddling with

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both oars by satisfying da need of those who helped da Queen win in 2005 by going after a certain Mosked Man with partisan witchhunts, while at da same time creating a portfolio of positive press clippings that literally smack Andy Boy upside da head each time showing him to be a "do-nothing" mayor.

Second, he nails da 28% tax dagger directly to Andy Boy and da Republicans. Within that budget is carefully hidden about \$1 million dollars, skillfully uncovered by Mr. Gennaro which will pay for next year's bills, and therefore make next year's majority-Democrat TC look like budget hawks who will then pin that same 28% albatross on whoever is GOP-enough to run in 2008.

Third, and mark my words, he will get elected because he has forged da necessary alliances to make that happen. Da \$5,000 question is too old and too insubstantial, and unless Democrats in Trenton investigate, you can kiss that any any other issue "good-bye." People want to know "What have you done for me lately?" *Unfortunately, lately they have had a 28% tax hike rammed down their throats led by a Republican, perceived cronyism from da GOP'ers in Freehold, higher gas prices perceived from da GOP'er in da White House, but big rebate checks coming from Democratic Trenton, and big promises to make things better coming from local Democrats.*

DaTruth is, we're only in July, and there is a lot more to come from da camp of Citizen King, and a 2001 & 2002-style defeat looming for da GOP'ers in Manalapan.

And as for da Mosked Man, who will sit back, wait, and remember there is such a word as "defamation," ask yourself why he billed for legal fees only a 1/3 of his predecessor, what of da mysterious \$46,000 December 2004 legal bill, and what has MachoGrande billed this year, if anything, that might cause concern?

And that's daTruth.

Posted by DaTruthSquad at 7:12 AM

26 comments:

Anonymous said...

From what I'm told, Shapiro tried to create all this garbage at the beginning of 2006. He took sensitive material that he was ethically required to keep confidential and gave it to his political operatives in a desperate attempt to frame Moskowitz back then. They told him

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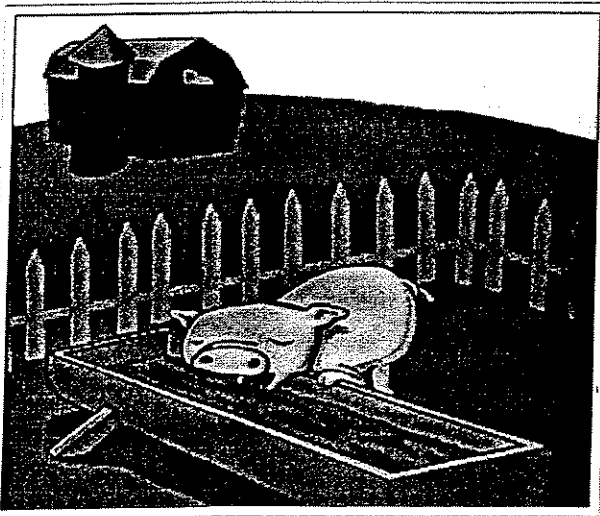
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THURSDAY, JULY 12, 2007

Da BACONHEAD of Da Week!



For da first time there was a *tie* for BaconHead of da Week, this time between State Senator Sharpe "Not as Sharpe as Christie" James and Drew "Citizen King" Shapiro. However, a second vote

allowed us to have one victor, however thee who hasn't won now should learn from thee who did.

On Thursday, US Attorney Chris Christie may have sent shivers down da spines of politicians by going after James, who spent part of his afternoon wearing charm bracelets (*handcuffs*) supplied by Christie in court. Christie said that James "used his office as mayor and office as state senator as his own personal piggy bank."

Counts 1 to 17 of da 33 count indictment revolve around da "Scheme to Defraud by Misuse of City of Newark Credit Cards and other Means to pay Personal, Non-Government Expenses."

I urge you to read da whole indictment. It is telling on not just how Newark residents were allegedly given da shaft, but taxpayers throughout da state will be forking over money on this one. Da press release from da Feds says it all:

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"The credit card charges - hundreds of them between 2001 and 2006 totaling more than \$58,000 - covered hotel rooms and luxury suites, meals and fine dining, airfare, car rentals (including a Jaguar convertible), attendance at major sporting events - as well as a trip to Florida to test drive a Rolls Royce that James was considering purchasing...."

"James also claimed that a February 2006 weekend getaway to a beachfront resort in Punta Cana, Dominican Republic with two other individuals was to assess the tropical gardens on a resort property there to determine if those gardens could be replicated near Penn Station in Newark. The total charged to the city credit cards on that trip was approximately \$1,440, according to the Indictment."

These also include "\$485 for airfare on an October 2003 trip to Pompano Beach, Fla., to test drive a Rolls Royce James was considering buying (plus \$87.72 for a car rental in Florida), \$297 for Amtrak and meal expenses in November 2004 for James, a companion and others to inspect a yacht that James was interested in buying in Maryland."

If these alleged incidents are proven, then those involved belong under da jail for betraying da public trust in a town where problems with poverty, homelessness, and education issues are now overshadowed by a former mayor with a Rolls Royce, yacht, and tons of \$\$\$\$\$ in his own pocket while taking da money from these poor souls and giving them nothing in return.

Ironically, in Manalapan da same type of thing is happening.

Two months have gone by since Manalapan "detective" and current TC wannabe Drew "Citizen King" Shapiro went before da committee and proclaimed something wasn't peachy in da township, blaming a former township attorney for all da town's ills.

Since then, an investigation into da Dreyer Patch and another into a certain former township attorney are being pursued - both could wind up costing Manalapan taxpayers \$\$\$\$\$\$. I'm sure da press clippings will look very good for da Citizen King. Since then, there has not been one word on how da investigations launched by Citizen King have been going, and not one word by da Snoozer.

However, this week da Snoozer contained a column by da Masked Man. In it, entitled "Taxpayers Should Not Pay for Petty Politics," da Masked Man did something that I must admit is admirable - he put his

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law license on da line.

"I don't imagine it will take the court too long to determine that an attorney who complies with a court order can't be deemed negligent, especially if he had nothing to do with that order to begin with."

"Now Mr. Shapiro wants to force the taxpayers to spend tens of thousands of dollars on his personal vendetta against me in a year in which he just happens to be running for office."

DaTruth is, by writing this editorial da Mosked Man is drawing a line through town hall, saying he is *innocent*, this is a reckless political attack, and we believe if found innocent, a potential lawsuit against da town could be a distinct possibility. If he wrote this editorial and he is not innocent, then it seems he would be laying his career on da line, something it seems that da Citizen King is trying to do for him and could cost both da Citizen King & da Manalapan citizens too.

And again, you da people will be left holding da bag having to pay for it.

Oh, did you know that foreclosures are up 87% nationwide from da same time last year? I'll bet Manalapan's Revaluation which comes at da same time as a jaw-dropping 28% local tax increase may drive that local foreclosure number higher.

Nice try Citizen King. Considering da law of averages we're sure that one day soon you too will add a BaconHead to your wall of shame.

However, *not this week*.

As for this week, you can't lose da award of shame when you are accused of corruption in da scope of what our not too Sharpe BaconHead is being accused of.

So, for being a career politician who also apparently is being accused of spending his career padding his own bottom line, this week's BaconHead goes to da man who was able to amass a fortune, owning a huge house, Rolls Royce, and a yacht - all while collecting taxpayer money in government jobs - and according to da indictment helped his friends out too on your dime - - and who may one day change his address to da Stockade Hilton --- Sharpe "Christie is Sharper" James!

Posted by DaTruthSquad at 9:46 PM

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TUESDAY, JULY 17, 2007

Earth to Mayor Andy Boy - Clues 4 Sale!

You knew from da minute da ink was dry in last week's Snoozer Transcript that Manalapan's Citizen King would be back with a vengeance.

After running over it with my car, I read da Snoozer this week to find da touche from da Citizen King.

Da question is, if you read into this, four things are very clear:

1. Citizen King wants to do everything in his power to make sure da Mosked Man is blamed for everything from da Dreyer patch to illegal billing to da kidnapping of da Lindbergh baby and da bombing of Pearl Harbor.
2. He went out of his way to clear Andy Boy da Democrat's toy of wrongdoing.
3. He made it clear *"The people of Manalapan deserve a committee person who fights for their interests and I am such a person."*
4. Da Citizen King manifesto printed by da Snoozer clearly shows da Mosked Man is da target of da Citizen King, however, if you read between da lines, da hidden agenda is to go after none other than Mayor Andy Boy.

Let's look at some of Citizen King's quotes, many of which you know will find their way into campaign literature bound for your door sometime in October:

1. *"Mr. Moskovitz and his Republican cohorts removed Manalapan's pay-to-play ordinance...."*

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Two GOP'ers voted to remove da watered down pay-to-play for MARCO - LUCAS & Joltin Joe.

2. *"He supports the campaign of Republican candidate Susan Cohen, whose husband is a client of his."*

Who is Susie Q's running mate - - LUCAS.

3. *"whether billing the township for advancing a partisan agenda was improper."*

When you say "partisan," does that refer to GOP'ers? If it does, that includes LUCAS.

4. *"Mr. Moskovitz has made no secret that he worked on the campaigns of da Republican candidates in the past, and his appointment was a reward for that work."*

Da only campaign that da Mosked man worked on that won was da one of LUCAS & Joltin Joe.

DaTruth is, anyone who has followed politics over da years since Gray Skies and da Green Meat Guru knows if anything, Manalapan has had some colorful cronies calling Town Hall home. Along with da color also comes deceitful campaigns.

In 2005, da Queen campaigned not against *"da spectacularly unqualified"* Torregrossa & Hall as her campaign claimed, but instead da GOP'ers Lucas & Joltin Joe. Remember, it was not Miracle & Peter who held "Secret Meetings," "spent \$1 million for 1 acre," "drove to Trenton with a certain MegaMall builder," "sent a certain email to a certain Snoozer."

Now in 2007, da target is da Mosked man, who is not running for office and who could potentially countersue if he so desires. Who is running for office?

Mayor Andy Boy.

So, it appears early into da campaign that da target will be Mayor Andy Boy - through da Mosked Man.

Remember, da Mosked man worked on da Lucas campaign. Mayor Andy Boy voted for da Mosked man for township attorney. Mayor Andy Boy voted for MARCO. It was also da Mosked man who defended Mayor

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Andy Boy, according to da October 26, 2005 Snoozer in their editorial entitled, "[Manalapan May be Infected by a Virus.](#)"

Since their devastating loss in 2004 at da hands of da Mosked man, da Democrats used this "Deflect & Accuse" tactic in 2005 & 2006. Da **result - they won both elections!** It looks like da Democrat's strategy in 2007 will be to "go with what works."

DaTruth is, you may not like da Citizen King, but his strategy is **very good**. His "*motivation for exposing Mr. Moskowitz's shortcomings during the time that he was township attorney has everything to do with my candidacy,*" so says Citizen King. But at da same time, da attacks are going after things da Mosked man is accused of doing, they also point to da person who put da Mosked man in da position of township attorney - Mayor Andy Boy.

DaTruth is, if Mayor Andy Boy is serious about wanting to be reelected, he will have to spend his entire campaign deflecting accusations. Unfortunately for Susie Q, she will have to have her name linked with Mayor Andy Boy on campaign signs and da ballot - meaning - guilt by association.

DaTruth is, Citizen King's plan is a good one, one that will be very difficult for Mayor Andy Boy to overcome - and having poorly attended meetings with Pu-Pu in da house won't help matters.

Posted by DaTruthSquad at [9:20 PM](#)

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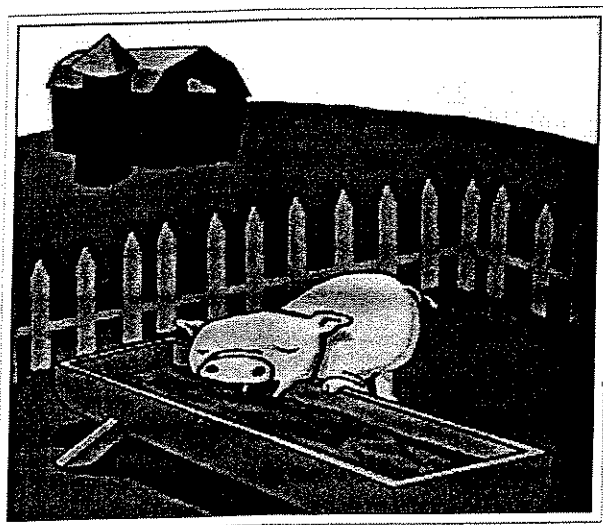
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FRIDAY, JULY 20, 2007

Da BACONHEAD of Da Week!



This week's BaconHead comes in da form of a *purely fictional story* about da possible future of da Kingdom of Manalapan. We take out daTruthSquad's crystal ball and look 1 year in da future. Da picture

is hazy and of course this is purely one of many possibilities of what next year could look like.

Da date is October 1, 2008. Da Kingdom has hit hard times.

Last year's 28% municipal tax hike, led and approved by former Mayor Andy Boy coupled with da revaluation placed many residents into financial hardship. It also led to his landslide defeat by over 1,900 votes. King Drew ascended to da committee, becoming Deputy Mayor and joined Herb Barrack as a 4 member Democrat-led committee.

Manalapan leads da whole county in homes for sale, which has flooded da market and drastically lowered home prices. Da Manalapan foreclosure rate is one of da highest in da entire state.

After da landslide defeats of da Beckmeister, Declan O'Candidate and

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da spectacularly unqualified Carolina MachoGrande, and da big losses by da GOP'er freeloaders, Monmouth County became Democratic-led for da first time in decades.

Republicans who had appointee jobs in da county were swept aside like Snoozer Transcripts on wet driveways before trash pickup day. That is, all except for Mayor Andy Boy who somehow scored a plum political job managing an MVC office which has become da dumping ground for Manalapan political leaders who have Democratic ties. A certain GOP'er "clerk" in Freehold was also able to keep his job during da Democratic takeover.

At da county level, da Pu-Pu-Platter was unanimously forced out of office due to the landslide losses of 2007. A team including Manalapan's Joltin Joe as Vice-Chair took over. Their first action was to reopen da process on how candidates are selected. Their second action was to publically dissolve da "Gang of 24" and da Chairman's committee, taking power away from da Poobah.

In Manalapan, Queen Mayor Michelle Roth reigned over her Kingdom while also planning her reelection campaign. Running on a ticket with former Committeewoman Beth Ward, they are da early favorites to win in November. Da Queen was somehow able to hold taxes in check, using a surprise surplus of nearly \$2 million dollars from da prior budget. Da Queen claims da surplus was due to her *"exemplary finance and budget skills."* However, Committeeman Tony Gennaro claimed da money was tucked away in da prior budget, a claim which brought personal attacks from several on da committee.

Da Manalapan GOP resembles da South after Sherman marched through Georgia. Things got bad last year when Andy Boy and Susie Q had a falling out during da campaign after he joined in a Citizen King rant against her husband during a September TC meeting for siding with da Mosked Man.

Da GOP'ers Grand Poobah was forced to put his own daughter on da ticket for township committee since nobody else wanted to run. Da GOP'er club president resigned after he was blamed by da Poobah for da GOP'ers demise after only 3 people attended da May and June meetings.

Da Mosked Man had his day in court, and on a sunny morning he was vindicated of all charges against him in da case of da Dreyer patch after a judge threw da case out claiming it lacked any merit. Da Mosked Man decided to spend his afternoon personally serving Manalapan's Township administrator filing a \$100 million dollar

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defamation lawsuit against da town. He made even bigger news by personally serving da King during a township committee meeting!

Not surprising, *da Snoozer did not do any stories on either da judge's decision or da King being served.*

Of course, this look into da future of Manalapan was fiction, *but you never know.*

And this of course leads us to our weekly BaconHead.

In all of this there is one name constant that has been da catalyst for leading da town astray. That is why this week's BaconHead is da one who led da charge to raid da pockets of da peasants of Manalapan for an astronomical 28% tax increase and also made cable channel 77 "Must-See TV" every time da meeting is on thanks to his giggling and mutual-admiration for both da Queen & da King. Congratulations to "Mr. 28%" Mayor Andy Boy! You are now a two-time winner of da coveted BaconHead Award!

Posted by DaTruthSquad at 9:01 AM

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