

BRIAN D. ASARNOW  
55 Community Place  
Long Branch, NJ 07740  
732-870-2570

BRIAN D. ASARNOW,

Plaintiff,

SUPERIOR COURT OF NEW JERSEY  
CHANCERY DIVISION, MONMOUTH COUNTY

Docket No. C-209-21

vs.

Civil Action

Edward Bruno and E&L Paving, Inc.;  
63 Community Place, LLC;  
Ray Greico & Atlantic Paving (& Coating), LLC;  
Jose A. Rosario, Jr. & Rosario Contracting Corp.,  
Custom Lawn Sprinkler Co., LLC.;  
R. Brothers Concrete, LLC

**ORDER TO SHOW CAUSE FOR CONTEMPT  
AND TO ENFORCE LITIGANT'S RIGHTS**

Defendants,

THIS MATTER being brought before the court by Plaintiff Brian D. Asarnow seeking relief by way of Rules 4:52 and 1:10-3 and N.J.S.A. 2C:29-9 for contempt of the Court's Order to Show Cause with Temporary Restraints executed on or about December 28, 2021 by Hon Kathleen A. Sheedy, JSC based upon the facts set forth in the attached Certification, and it appearing that immediate and irreparable damage will result before notice can be given and a hearing held, and for good cause shown.

It is on this      day of April      , 2022 *ORDERED* that Defendants Jose A. Rosario, Jr. and Rosario Contracting Corp. and Custom Lawn Sprinkler Co. appear and show cause before the Superior Court Chancery General Equity Div. at the Hall of Records, 1 East Main Street, 2<sup>nd</sup> Floor, in Freehold, New Jersey at 'clock in the forenoon or as soon thereafter as counsel may be heard, on the      day of      , 2022 why an order should not be issued finding Defendants Jose A. Rosario, Jr. and Rosario Contracting Corp. and Custom Lawn Sprinkler Co., in Contempt for restricting access to Plaintiff's property and damaging or interfering with Plaintiff's use of his property in violation of the temporary restraints in the aforementioned Order to Show Cause. and why Jose A. Rosario, Jr should not pay the fines and restitution and mitigate as set forth in the proposed Order of Contempt and why these orders shall not be made final.

And it is further *ORDERED* that:

1. A copy of this order to show cause, legal memorandum and any supporting affidavits or certifications submitted in support of this application be served upon the defendants by \_\_\_\_\_ within \_\_\_\_\_ days of the date hereof.

2. The plaintiff must file with the court his proof of service of the motion on the defendant no later than three (3) days before the return date.

3. Defendants who are in default shall nevertheless file and serve a written response to this order to show cause and make proof of service by \_\_\_\_\_, 2022. The original documents must be filed with the Clerk of the Superior Court in the county listed above. A list of these offices is provided. You must send a copy of your opposition papers directly to Judge Joseph P Quinn, P.J.Ch. whose address is Superior Court of New Jersey, Chancery Division, General Equity, Hall of Records, 1 East Main Street, 2<sup>nd</sup> Floor, Freehold, NJ 07728.

You must also send a copy of your opposition papers to the plaintiffs attorney whose name and address appears above, or to the plaintiff, if no attorney is named above. A telephone call will not protect your rights; you must file your opposition and pay the required fee of \$175. and serve your opposition on your adversary, if you want the court to hear your opposition to the relief the plaintiff is seeking.

5. The plaintiff must file and serve any written reply to the defendant's order to show cause opposition by \_\_\_\_\_, 2022. The reply papers must be filed with the Clerk of the Superior Court in the county listed above and a copy of the reply papers must be sent directly to the chambers of Judge Joseph P. Quinn, P.J.Ch.

6. If the defendant does not file and serve opposition to this order to show cause, the application will be decided on the papers on the return date and relief may be granted by default, provided that the plaintiff files a proof of service and a proposed form of order at least three days prior to the return date.

7. If the plaintiff has not already done so, a proposed form of order addressing the relief sought on the return date (along with a self-addressed return envelope with return address and postage) must be submitted to the court no later than three (3) days before the return date.

---

Hon. Joseph P. Quinn, P..J.Ch.



*Mr. Brian Asarnow*  
55 Community Place  
Long Branch, NJ 07740

732-870-2570  
Fax: 732-870-0606

April 19, 2022

Hon. Joseph P Quinn, P.J.Ch.  
Superior Court of New Jersey, Monmouth Vicinage  
Chancery Division, General Equity  
Hall of Records  
1 East Main Street, 2<sup>nd</sup> Floor  
Freehold, NJ 07728

RE: Asarnow vs. Edward Bruno, et. al  
Docket: MON. C 209-21

Dear Judge Quinn:

Please accept this letter brief in support of my order to show cause for civil and or criminal contempt against Jose A Rosario, Jr. for violating the temporary restraints in the Order to Show Cause executed on or about December 29, 2021 and to prevent Defendant's from further retaliating against and interfering with the use of my property until final resolution of this matter. Oral argument is requested

### **STATEMENT OF FACTS**

1. Plaintiff incorporates his Certification as the basis of the facts in this matter and adds that as the temporary restraints were granted without involvement of the public entity, enforcement and any arrest may be undertaken by the Sheriff.

### **LEGAL ARGUMENT**

#### **THE COURT SHOULD FIND DEFENDANT IN CONTEMPT AND EXERCISE ITS DISCRETION TO COMPEL COMPLIANCE AND RESTITUTION.**

Per Judith M. Persichilli R.N., B.S.N., M.A., in her official capacity as Commissioner of the New Jersey Department of Health, v. Atilis Gym of Belmawr, Docket MER-C-48-20, "Rule 1:10 generally provides the process under which a party may be held in contempt. Pursuant to Rule 1:10-3, coercive relief can be ordered if the court is satisfied that the party had the capacity to comply with the order and was "willfully contumacious." See Comment 4.3 to R. 1:10-3. Such is the case here. It is well-settled that "the inherent and ancient jurisdiction of the . . . Chancery Division of the Superior Court . . . is broad enough to comprehend the use of any reasonably appropriate and effective procedures designed to enforce Chancery Division judgments or orders, including those attendant upon the use of the process of civil contempt, to compel obedience to such

judgments or orders.” *Lathrop v. Lathrop*, 57 N.J. Super. 532, 526 (App. Div. 1959); see also *Bd. of Educ. of Twp. of Middletown v. Middletown Twp. Educ. Ass’n.*, 352 N.J. Super. 501, 509-10 (App. Div. 2001). Where a party is seeking coercive relief, a contempt finding is appropriate if the court is satisfied that “the defendant is able to comply and had no good reason to resist compliance.” *Schochet v. Schochet*, 435 N.J. Super. 542, 549-550 (App. Div. 2014). Courts have extremely broad discretion in fashioning a remedy to ensure compliance with their orders or judgments. *Milne v. Goldenberg*, 428 N.J. Super. 184, 198 (App. Div. 2012). Indeed, except where enforcement is “exclusively for the payment of money,” Rule 1:10-3 authorizes courts to order the imprisonment of contemptuous parties to compel compliance. See *Anyanwu v. Anyanwu*, 339 N.J. Super. 278, 290 (App. Div. 2001); *In re Manna*, 124 N.J. July 23, 2020 Page 8 Super. 428, 438 (App. Div. 1973); *Essex Cnty. Welfare Bd. v. Perkins*, 133 N.J. Super. 189, 195 (App. Div. 1974). Specific to monetary relief, while the purpose is not to impose punitive sanctions, the court has express authority to require payment of attorney’s fees or other monetary amounts meant to impose a “‘sting’ on the offending party within its reasonable economic means.” Comment 4.4.3 to R. 1:10-3. In short, there is no question that the court may grant monetary relief, including but not limited to the payment of attorney’s fees” and, Plaintiff adds, restitution.

Per N.J.S.A. 2C:29-9 the crime of "contempt" is described as follows: A person is guilty of a crime . . . if he purposely or knowingly disobeys a judicial order or hinders, obstructs or impedes the effectuation of a judicial order or the exercise of jurisdiction over any person, thing or controversy by a Court, administrative body or investigative entity. In order to be charged and found guilty of contempt: 1) an order by the court must be entered, 2) Defendant knew of the existence of the Order, 3) the defendant purposely or knowingly disobeyed the Order.

The facts of record clearly show Defendants were served the complaint and knew of Plaintiff’s allegations and concerns regarding access, interference and damage and likewise received the Order but willfully and deliberately continued nevertheless to restrict access, interfere with Plaintiff’s operations, and damage Plaintiff’s property. It was Plaintiff, not the city that installed and is responsible for the curbs and maintenance of the ROW.

Delay and failure to act will only further embolden Rosario and is contrary to the public interest and rule of law. Plaintiff’s business produces essential products used by government and the healthcare industry.



Perhaps Rosario can be coerced under R 1:10-3 to stop violating the TRO, pay restitution in lieu of a fine and be warned that next time he will be referred for prosecution under N.J.S.A. 2C:29-9.

In that regard, Plaintiff also seeks a determination of at least the basic equitable principles and declaratory relief requested pursuant to Count 1D and E as part of this application in keeping with the law of the case and principle that this is independent of the public entity and can be handled by the court and sheriff as contempt.

Respectfully,



Mr. Brian D. Asarnow  
Plaintiff

Uploaded to JEDS 4/20/22

BRIAN D. ASARNOW  
55 Community Place  
Long Branch, NJ 07740  
732-870-2570

BRIAN D. ASARNOW,

Plaintiff,

SUPERIOR COURT OF NEW JERSEY  
CHANCERY DIVISION, MONMOUTH COUNTY

Docket No. C 209-21

vs.

Civil Action

Edward Bruno and E&L Paving, Inc.;  
63 Community Place, LLC;  
Ray Greico & Atlantic Paving (& Coating), LLC;  
Jose A. Rosario, Jr. & Rosario Contracting Corp.,  
Custom Lawn Sprinkler Co., LLC.;  
R. Brothers Concrete, LLC

**CERTIFICATION  
IN SUPPORT OF ORDER TO  
SHOW CAUSE FOR CONTEMPT**

Defendants,

BRIAN D. ASARNOW, of full age, being duly sworn upon his oath does hereby depose and say:

1. I am the Plaintiff in the above matter, am fully familiar with the facts thereto pertaining, and hereby certify to all the allegations of contempt as the true and relevant facts in this matter and refer to the exhibits attached hereto.
2. On or about December 28, 2021, the Hon Kathleen A. Sheedy, JSC entered an Order to Show Cause containing temporary restraints (TRO) pending final hearing of the matter, attached as Exhibit A hereto.
3. The Order stated "And it is further *ORDERED* that pending the return date herein, the Defendants are enjoined and restrained from restricting access to Plaintiff's property or damaging or interfering with Plaintiff's use of his property or otherwise retaliating against Plaintiff."
4. As provided in the proof of service filed with the court, Defendants Rosario, Rosario Contracting Corp. and Custom Lawn Sprinkler Co., LLC were served the Order to Show Cause with Temporary Restraints and Complaint with Exhibits on January 26, 2022. A CD furnished to the court was served Feb. 1, 2022. (Exhibit B) A few days later, after I parked and was walking to my office, Rosario from the street opined that my Complaint wouldn't be taken seriously by the court and didn't answer the complaint.
5. On 3/10/22 my Request to Enter Default was filed and Default was administratively entered by the court.



6. The Complaint @ 22-25 and 3/9/22 Supplemental Certification @ 5 & 6 noted the ongoing interference with my site's operations by continuous placement of trash and objects on and in front of my property in the dead end loading zone area. It also describes the restricting of access by parking of vehicles and objects on and across the street opposite my driveway. This has continued despite the TRO but I held off on seeking enforcement by this court. As examples, the large equipment placed Oct. 31, 2021 in the street by Rosario driving Rosario Contracting truck (12/22/21 TRO Cert. @ 12, CD Exhibit 2E, 17:45 PM) and taking up most of the dead end did not leave until 3/24/22 (Ex. C). A white pickup with no plates or vin was parked across the street from 2/8/22 thru just after 3/25/22 without moving. (Ex. D) On one occasion a cop said he called Rosario who said he would put plates on it. It was replaced by a dumpster placed 3/29/22 by Rosario Contracting until 4/15/22. (Exhibit E))

7. The 12/22/21 TRO Certification and Exhibits noted the history and recent acts of restricted access, harassment and violence including rock throwing, arson and continued veiled threats thereto, trespassing, verbal threats, assault and property damage to my curbs, apron, asphalt and car.

8. On 4/12/22 I saw Rosario (white tee shirt) was overseeing installation of cameras on the telephone pole in my grassy right of way (ROW) in the dead end and was also digging up the ROW and laying wire. (Exhibit F) I called the police and it appears the wire was removed. I also notified the telephone company who said it is not permitted.

9. On 4/13/22 I saw Rosario and 2 others digging up the ROW and removing some of the dirt into the loader bucket of a bobcat machine.

10. On 4/15/22 around 12:50 PM a FedEx truck with a small pup trailer struggled to exit my parking lot after making a delivery due to the 2 cars parked in the street across from my driveway. A larger truck would not be able to get out. As mentioned previously, no curbs or site plan approval or ordinance exists permitting objects or vehicles to be there. (Exhibit G) Its done purposely to restrict access to my property and induce me to leave. I also saw Rosario oversee installation of a tall post in my ROW next to the telephone pole, I assume for alternate placement of cameras. (Exhibit F)

Soon thereafter I moved the garbage containers in the dead end to make room for leaves and branches from the back of my property which was not able to be removed previously due to Rosario placing a large piece of

equipment in front of the ROW since Nov.1, 2021. After moving the receptacles I saw that a large new piece of the curb had been broken. (Ex. H). Rosario and his businesses are the only ones using heavy equipment over there that could have done that. Prior exhibits also show Rosario's equipment used in that area. Ray Grieco has not been seen and his business Atlantic Paving had their business license revoked in 2009 per prior Certification. Track marks can be seen in the street in front of the curb typical of a heavy excavator, equipment used by Rosario Contracting. The photos show prior curb damage too. This is an ongoing problem meant to intimidate me into leaving. Murderers are convicted on circumstantial evidence. I estimate it would cost \$2,000-3000 to remove and replace the damaged curb portion.

As per usual practice each year, I thereafter placed a pile of branches in that area for collection by Long Branch and was going to have leaves placed there also.

11. On 4/16/22 @ approximately 2 PM, photos and video show Rosario in the bobcat moving the pile to the other side of my driveway where my tenants and I have always placed our garbage. (Exhibit I, 2 pgs. , video viewable at following link - use VLC media player to open/play if needed):

<https://drive.google.com/file/d/1yQEv2H-Guc8r74tDL-14HWsZEWXy00AF/view?usp=sharing>

He also did this before I obtained the TRO. (TRO Certification @ 11)


12. The within shows that Rosario had knowledge of the TRO and control of these events and thereby continues to display blatant disregard for the rule of law and the Court's orders. I consider these acts to be violations of the TRO warranting a finding of contempt and arrest pending cessation/removal of the violations and restitution for the damage.

13. I filed an Order to show cause without notice rather than a motion for the same reasons given for the original Order to Show Cause due to possible further retaliation.

14. I also seek permanent restraints against future violations as part of this Order to Show Cause.

**I certify the foregoing statements by me are true to the best of my knowledge, information and belief. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment.**

Dated: April 19, 2022

  
 Brian D. Asarnow



MON C 000209-21 12/29/2021

Pg 1 of 5 Trans ID: CHC2021259855

MON C 000209-21 12/28/2021

Pg 1 of 5 Trans ID: CHC2021259012

BRIAN D. ASARNOW  
55 Community Place  
Long Branch, NJ 07740  
732-870-2570

BRIAN D. ASARNOW,

Plaintiff,

vs.

SUPERIOR COURT OF NEW JERSEY  
CHANCERY DIVISION, MONMOUTH COUNTY

Docket No. CH C-209-21

Civil Action

Edward Bruno and E&L Paving, Inc.;  
63 Community Place, LLC;  
Ray Grieco & Atlantic Paving (& Coating), LLC;  
Jose A. Rosario, Jr. & Rosario Contracting Corp.,  
Custom Lawn Sprinkler Co., LLC;  
R. Brothers Concrete, LLC

Defendants,

ORDER TO SHOW CAUSE  
WITH TEMPORARY RESTRAINTS  
PURSUANT TO RULE 4:52

THIS MATTER being brought before the court by Plaintiff Brian D. Asarnow seeking relief by way of temporary restraints pursuant to Rule 4:52 based upon the facts set forth in the verified complaint and order to show cause brief and certification filed herewith, and it appearing that immediate and irreparable damage will probably result before notice can be given and a hearing held, and for good cause shown.

It is on this day of December, 2021 ORDERED that Defendants Edward Bruno and E&L Paving, Inc, Ray Grieco and Atlantic Paving & Coating, LLC, Jose A. Rosario, Jr. and Rosario Contracting Corp. and Custom Lawn Sprinkler Co., LLC and R. Brothers Concrete, LLC appear and show cause before the Superior Court Chancery General Equity Div. at the Hall of Records, 1 East Main Street, 2<sup>nd</sup> Floor, in Freehold, New Jersey at

2 o'clock in the forenoon or as soon thereafter as counsel may be heard, on the 21 day of January, 2022 why an order should not be issued preliminarily enjoining and restraining Defendants Edward Bruno and E&L Paving, Inc, Ray Grieco and Atlantic Paving & Coating, LLC, Jose A. Rosario, Jr. and Rosario Contracting Corp. and Custom Lawn Sprinkler Co., LLC and R. Brothers Concrete, LLC. from  
A. Using Block 237 Lot 19.01 in the City of Long Branch, NJ as an outdoor construction yard and removing all equipment, materials and items placed thereon under supervision of the sheriff, and if necessary, the cost of removal to be recovered by the sheriff thru a lien on the equipment, property and businesses.

Ex A

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B. Using Lot 19.01 and Community Place unless and until site plan approval is obtained before a disinterested zoning board or planning board for any change in use.

C. In any way restricting access to Plaintiff's property or damaging or interfering with Plaintiff's use of his property or otherwise retaliating against Plaintiff or violating this order, as evidenced by photos and certification submitted by Plaintiff which shall constitute a contempt of this court subject to further disposition upon notice and hearing.

D. Granting such other relief as the court deems equitable and just including declaratory relief and why these orders shall not be made final pending any appeals thereof.

And it is further ORDERED that pending the return date herein, the Defendants are enjoined and restrained from:

~~A. Restricting access to Plaintiff's property or damaging or interfering with Plaintiff's use of his property or otherwise retaliating against Plaintiff.~~

And it is further ORDERED that:

1. The defendants may move to dissolve or modify the temporary restraints herein contained on two (2) days notice to plaintiff or his attorney.

2. A copy of this order to show cause, verified complaint, legal memorandum and any supporting affidavits or certifications submitted in support of this application be served upon the defendants or their attorney of record by the Sheriff within days of the date hereof, in accordance with R. 4:4-3 and R. 4:4-4, this being original process.

3. The plaintiff must file with the court his proof of service of the pleadings on the defendant no later than three (3) days before the return date.

4. Defendant shall file and serve a written response to this order to show cause and the request for entry of injunctive relief and proof of service by January 7, 2022. The original documents must be filed with the Clerk of the Superior Court in the county listed above. A list of these offices is provided. You must send a copy of



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your opposition papers directly to Judge Joseph P. Quim, P.J.Ch. whose address is Superior Court of New Jersey, Chancery Division, General Equity, Hall of Records, 1 East Main Street, 2<sup>nd</sup> Floor, Freehold, NJ 07728. You must also send a copy of your opposition papers to the plaintiff's attorney whose name and address appears above, or to the plaintiff, if no attorney is named above. A telephone call will not protect your rights; you must file your opposition and pay the required fee of \$175, and serve your opposition on your adversary, if you want the court to hear your opposition to the injunctive relief the plaintiff is seeking.

5. The plaintiff must file and serve any written reply to the defendant's order to show cause opposition by January 14, 2022. The reply papers must be filed with the Clerk of the Superior Court in the county listed above and a copy of the reply papers must be sent directly to the chambers of Judge Joseph P. Quim, P.J.Ch.

6. If the defendant does not file and serve opposition to this order to show cause, the application will be decided on the papers on the return date and relief may be granted by default, provided that the plaintiff files a proof of service and a proposed form of order at least three days prior to the return date.

7. If the plaintiff has not already done so, a proposed form of order addressing the relief sought on the return date (along with a self-addressed return envelope with return address and postage) must be submitted to the court no later than three (3) days before the return date.

8. Defendant take notice that the plaintiff has filed a lawsuit against you in the Superior Court of New Jersey. The verified complaint attached to this order to show cause states the basis of the lawsuit. If you dispute this complaint, you, or your attorney, must file a written answer to the complaint and proof of service within 35 days from the date of service of this order to show cause, not counting the day you received it.

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These documents must be filed with the Clerk of the Superior Court in the county listed above. A list of these offices is provided. Include a \$175 filing fee payable to the "Treasurer State of New Jersey." You must also send a copy of your Answer to the plaintiff's attorney whose name and address appear above, or to the plaintiff, if no attorney is named above. A telephone call will not protect your rights; you must file and serve your Answer (with the fee) or judgment may be entered against you by default. Please note: Opposition to the order to show cause is not an Answer and you must file both. Please note further: if you do not file and serve an Answer within 35 days of this Order, the Court may enter a default against you for the relief plaintiff demands.

9. If you cannot afford an attorney, you may call the Legal Services office in the county in which you live. A list of these offices is provided. If you do not have an attorney and are not eligible for free legal assistance you may obtain a referral to an attorney by calling one of the Lawyer Referral Services. A list of these numbers is also provided.

10. The court will entertain argument, but not testimony, on the return date of the order to show cause, unless the court and parties are advised to the contrary no later than 3 days before the return date.

  
Hon. Kathleen A. Sheedy, J.S.C.



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Pg 5 of 5 Trans ID: CHC2021259012

MONMOUTH COUNTY  
Deputy Clerk of the Superior Court  
Court House  
71 Monument Park  
P.O. Box 1269  
Freehold, NJ 07728-1269

LAWYER REFERRAL  
(732) 431-5544  
LEGAL SERVICES  
(732) 866-0020

**Monmouth County Sheriff's Office**  
**Shaun Golden, Sheriff**  
2500 Kozloski Road, Freehold, NJ 07728  
732-431-6400 ext 1101 FAX 732-294-5965

Sheriff's File Number:  
22000033

**AFFIDAVIT OF SERVICE**

Court Docket #: C20921

Brian D Asarnow  
  
vs.  
  
Edward Bruno and E&L Paving, Inc., et als.

Superior Court of New Jersey  
County of Monmouth  
Law Division

I, Shaun Golden, Sheriff of Monmouth County, do hereby deputize Ralph Irizzary, and appoint him to be my Deputy to execute and return the within Order to Show Cause With Temporary Restraints Pursuant to Rule 4:52 & Complaint For Declaratory and Injunctive Relief with Exhibits.



**SERVICE INFORMATION**

On 1/26/2022 at 8:15 AM at 7 Catherine Street Long Branch, NJ 07740, deponent served the within on *Jose (Joe) Rosario, Jr.*, the defendant named therein, in the following manner:

**ALTERNATE PERSON SERVED**

By delivering to and leaving with *Janette Rosario* the wife of Jose (Joe) Rosario, Jr. a true copy thereof, a person over the age of fourteen who resides therein. Said address was the home address of the defendant.

Deputy Notes:

Fees Received from Attorney: \$144.80

Attorney Name: ,

Print Date: 1/27/2022

SoftCode, Inc. - NJ Monmouth\_ASMonAffidavit

EX B

*Ralph Irizzary* (HIS)  
Ralph Irizzary  
Deputy Sheriff  
66-163  
Badge Number



**Monmouth County Sheriff's Office**  
**Shaun Golden, Sheriff**  
2500 Kozlowski Road, Freehold, NJ 07728  
732-431-6400 ext:1101 FAX 732-294-5965

Sheriff's File Number:  
22000093

**AFFIDAVIT OF SERVICE**

Court Docket #: C20921

Brian D Asarnow  
vs.  
Edward Bruno and E&L Paving, Inc., et als.

Superior Court of New Jersey  
County of Monmouth  
Law Division

I, Shaun Golden, Sheriff of Monmouth County, do hereby deputize Ralph Irizzary, and appoint him to be my Deputy to execute and return the within Order to Show Cause with Temporary Restraints Pursuant to Rule 4:52 & Complaint For Declaratory and Injunctive Relief with Exhibits.



**SERVICE INFORMATION**

On 1/26/2022 at 8:15 AM at 7 Catherine Street Long Branch, NJ 07740, deponent served the within on *Rosario Contracting Corp.*, the defendant named therein, in the following manner:

**ALTERNATE PERSON SERVED**

By delivering to and leaving with *Janette Rosario* Authorized to Accept service for *Rosario Contracting Corp.* a true copy thereof, a person over the age of fourteen. Said address was the home address for the business.

Deputy Notes:

Fees Received from Attorney: \$144.80

Attorney Name:

Print Date: 1/27/2022

5:50 PM 1/27/2022 - NJ Monmouth ASN Mon Affidavit

*Ralph Irizzary*  
Ralph Irizzary  
Deputy Sheriff

66-163  
Badge Number



**Monmouth County Sheriff's Office**  
**Shaun Golden, Sheriff**  
2500 Kozloski Road, Freehold, NJ 07728  
732-431-6400 ext 1101 FAX 732-294-5965

Sheriff's File Number:  
22000033

**AFFIDAVIT OF SERVICE**

Court Docket #: C20921

Brian D Asarnow  
vs.  
Edward Bruno and E&L Paving, Inc., et als.

Superior Court of New Jersey  
County of Monmouth  
Law Division

I, Shaun Golden, Sheriff of Monmouth County, do hereby deputize Ralph Irizzary, and appoint him to be my Deputy to execute and return the within Order to Show Cause With Temporary Restraints Pursuant to Rule 4:52 & Complaint For Declaratory and Injunctive Relief with Exhibits.



**SERVICE INFORMATION**

On 1/26/2022 at 8:15 AM at 7 Catherine Street Long Branch, NJ 07740, deponent served the within on *Custom Lawn Sprinkler Co., LLC*, the defendant named therein, in the following manner:

**ALTERNATE PERSON SERVED**

By delivering to and leaving with *Janette Rosario* Authorized to Accept service for Custom Lawn Sprinkler Co., LLC a true copy thereof, a person over the age of fourteen who resides therein. Said address was the home address for the business of the defendant.

Deputy Notes:

Fees Received from Attorney: \$144.80

Attorney Name:

Print Date: 1/27/2022

SoftCode: Inc. - NJ Monmouth ASB from Affidavit

*Ralph Irizzary* (AB)  
Ralph Irizzary  
Deputy Sheriff  
66-163  
Badge Number



BRIAN D. ASARNOW  
55 Community Place  
Long Branch, NJ 07740  
732-870-2570

BRIAN D. ASARNOW,

Plaintiff,

SUPERIOR COURT OF NEW JERSEY  
CHANCERY DIVISION, MONMOUTH COUNTY

Docket No. C-209-21

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Civil Action

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63 Community Place, LLC;  
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Jose A. Rosario, Jr. & Rosario Contracting Corp.,  
Custom Lawn Sprinkler Co., LLC.;  
R. Brothers Concrete, LLC

**AFFIDAVIT OF SERVICE OF CD  
AND ADVISORY INFO.**

Defendants,

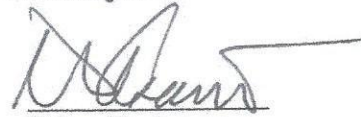
BRIAN D. ASARNOW, of full age, being duly sworn upon his oath does hereby depose and say:

1. I am the Plaintiff in the above matter, am fully familiar with the facts thereto pertaining,
2. All nine defendants were duly served the full set of documents per the attached affidavits from the Sherrif's Office. The Sheriff refused to serve the CDs.
3. I included a copy of the attached "CERTIFICATION OF AUTHENTICITY" with each set of documents served by the Sheriff upon all Defendants. It confirms the authenticity of the copied documents and advises the defendants to consult the Court's JEDS website for updated return and filing dates for the order to show cause and to submit documents.
4. On February 1, 2022 I mailed by first class regular mail the CDs as confirmed by USPO certificates of mailing to the 4 locations served by the Sheriff as follows:
  1. 3 CDs to Joe Rosario Jr., Rosario Contracting Corp. and Custom Lawn Sprinkler Co., LLC at 7 Catherine Street, Long Branch, NJ 07740-7784.
  2. 3 CDs to Ray Grieco, Atlantic Paving, LLC and 63 Community Place, LLC at 511 Springdale Ave., Long Branch, NJ 07740-5513
  3. 1 CD to Eswin Rodas, Owner of R Brothers Concrete, LLC, 39 S. Fifth Ave., Long Branch, 07740-6509
  4. 2 CDs to Edward Bruno, and E&L Paving, Inc. at 122 Monmouth Blvd., Oceanport. NJ 07757-1623

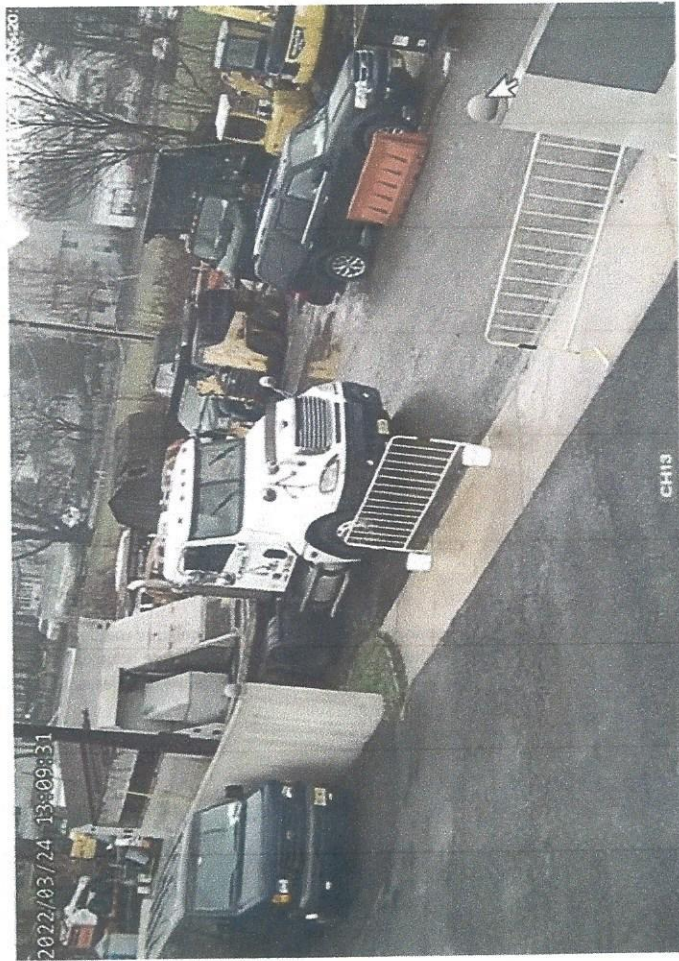
5. The attached photo and proofs are attached including a receipt for \$24.60 for the cost of mailing.
6. All Defendant's have been completely served all materials submitted to the court to obtain the Order to Show Cause and advised of how to access case information.
7. Proof of service is hereby made in accordance with Rule 4:4-7 and the Order to Show Cause.

**I certify the foregoing statements by me are true to the best of my knowledge, information and belief. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment.**

Dated: February 2, 2022

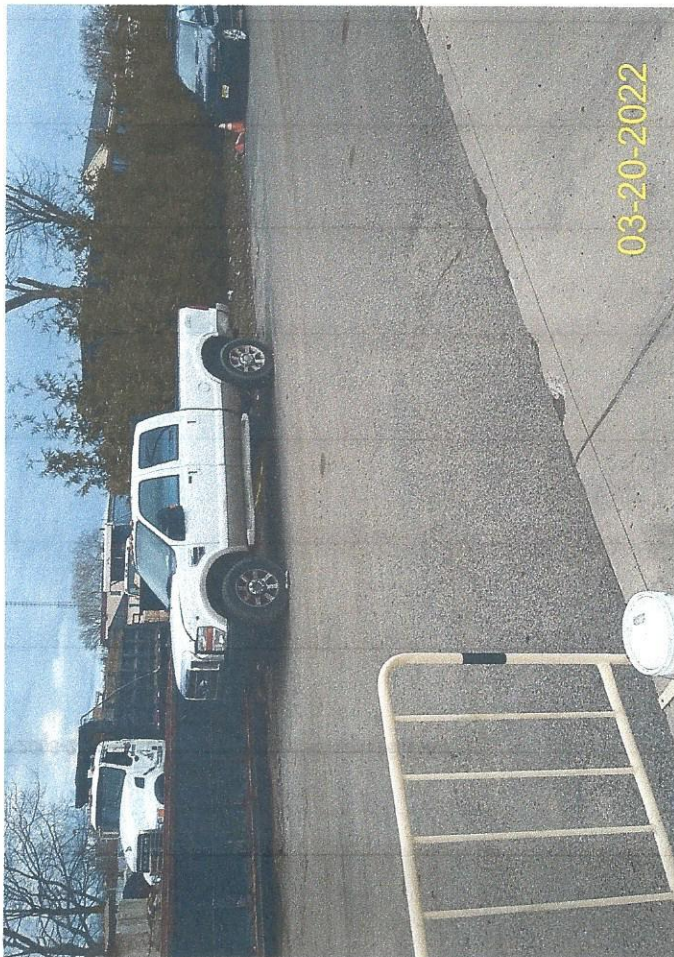
  
Brian D. Asarnow





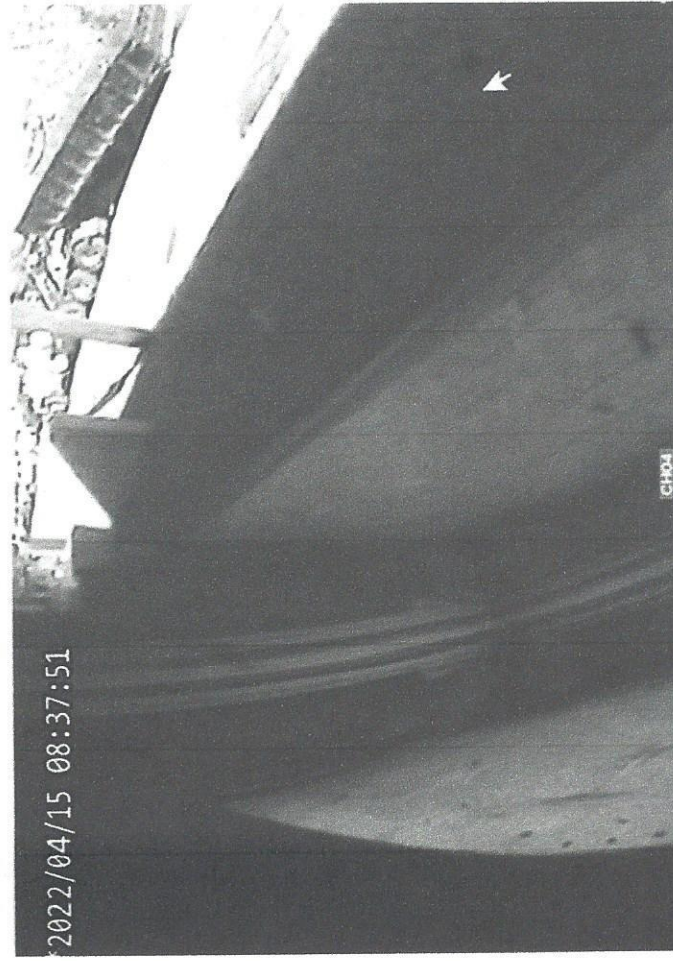
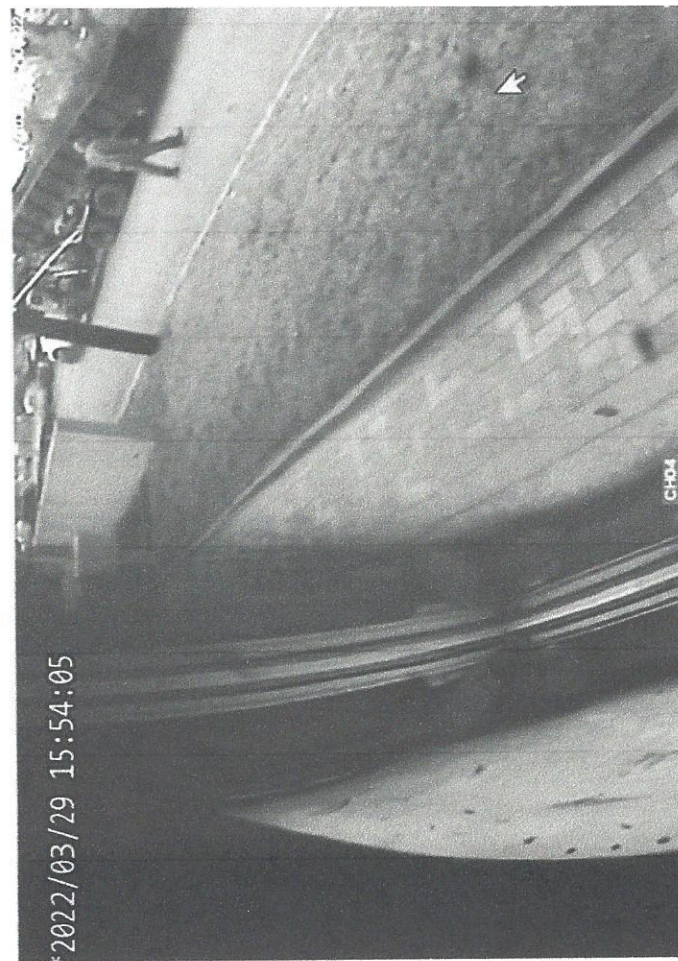
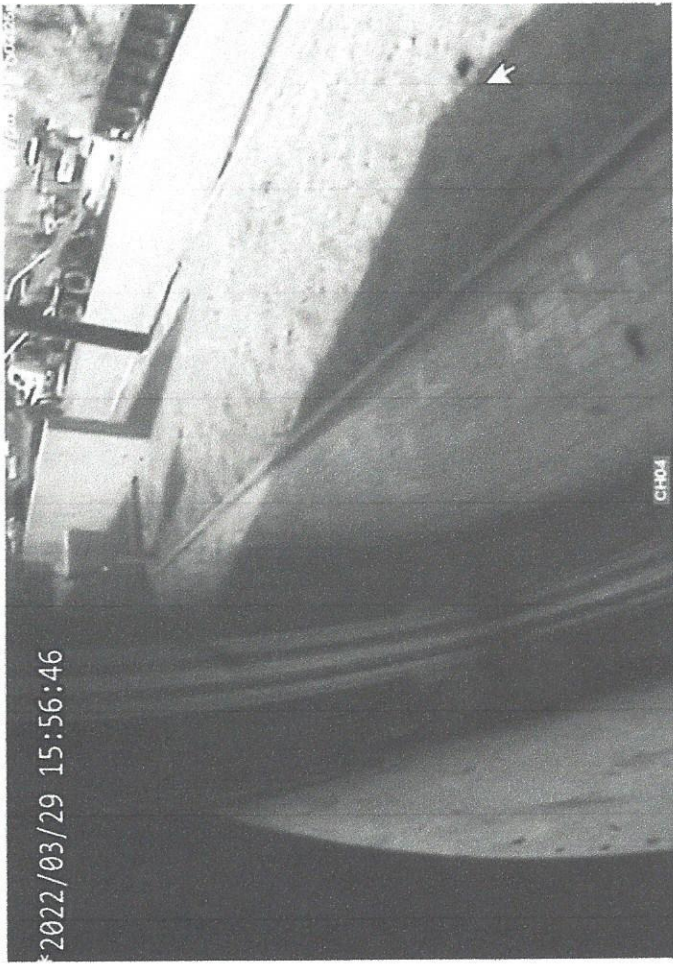
EX. C





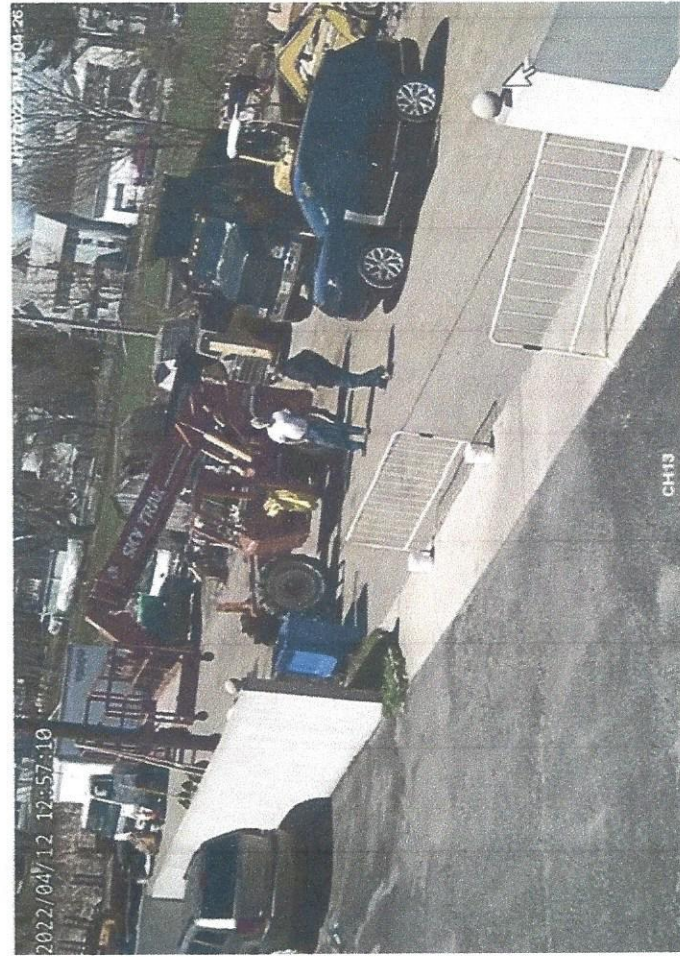
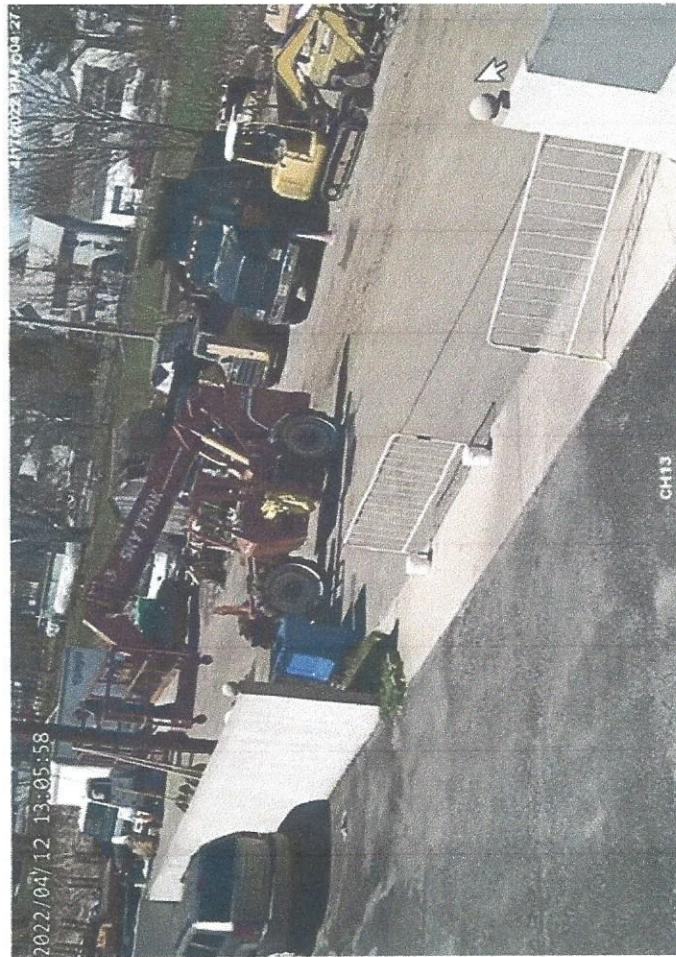
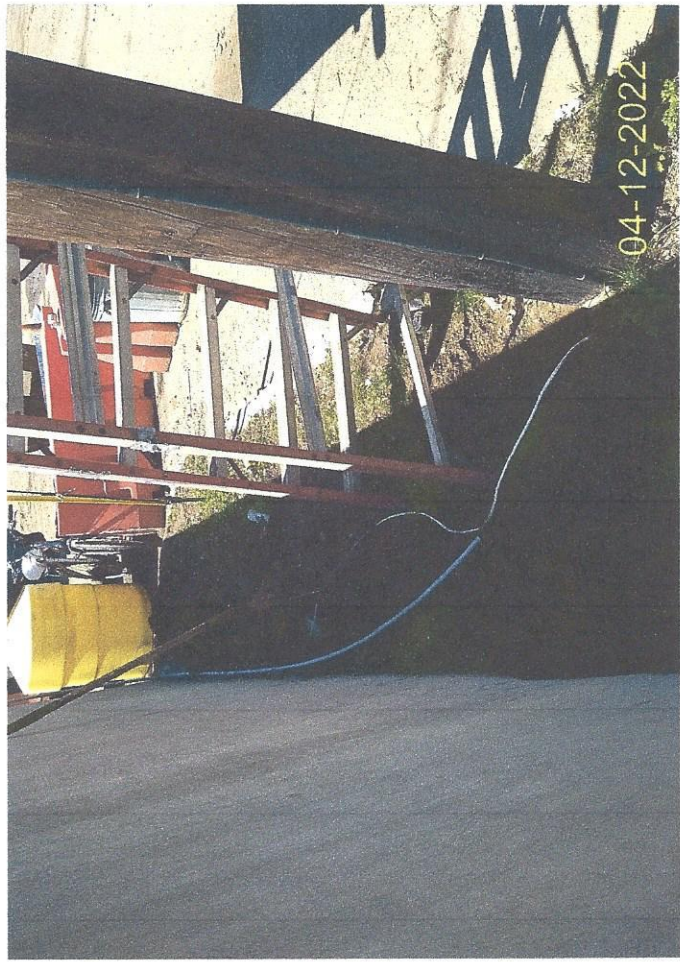
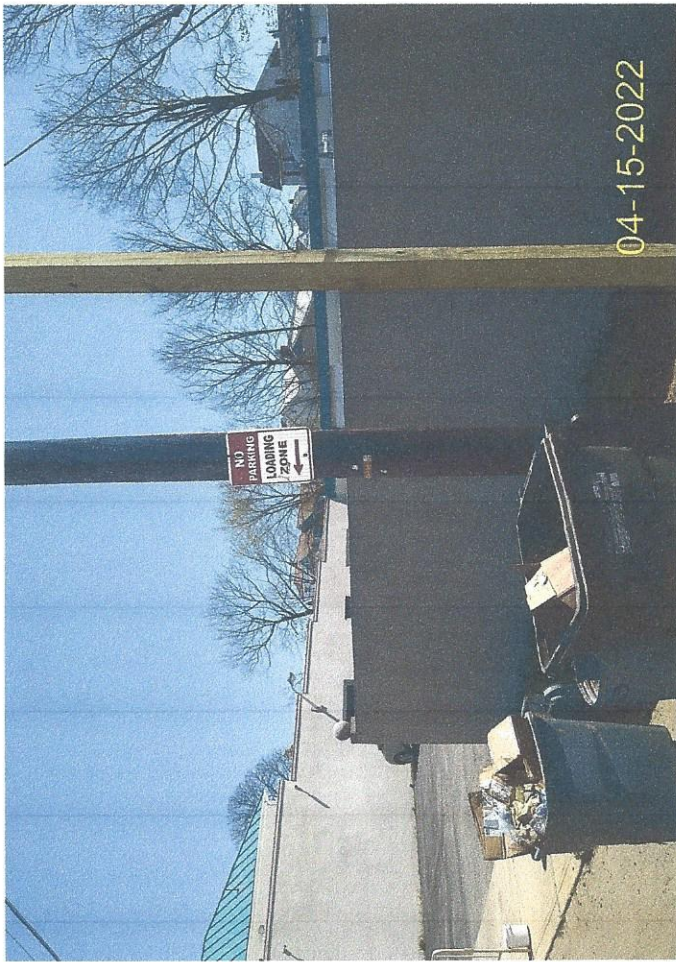
EX D





Ex. 5





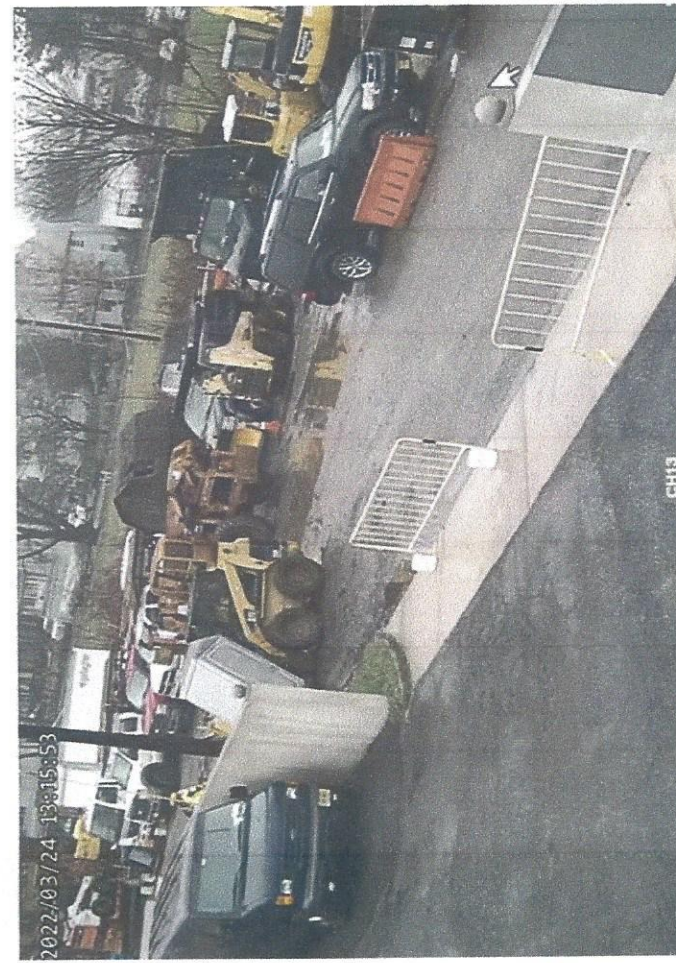
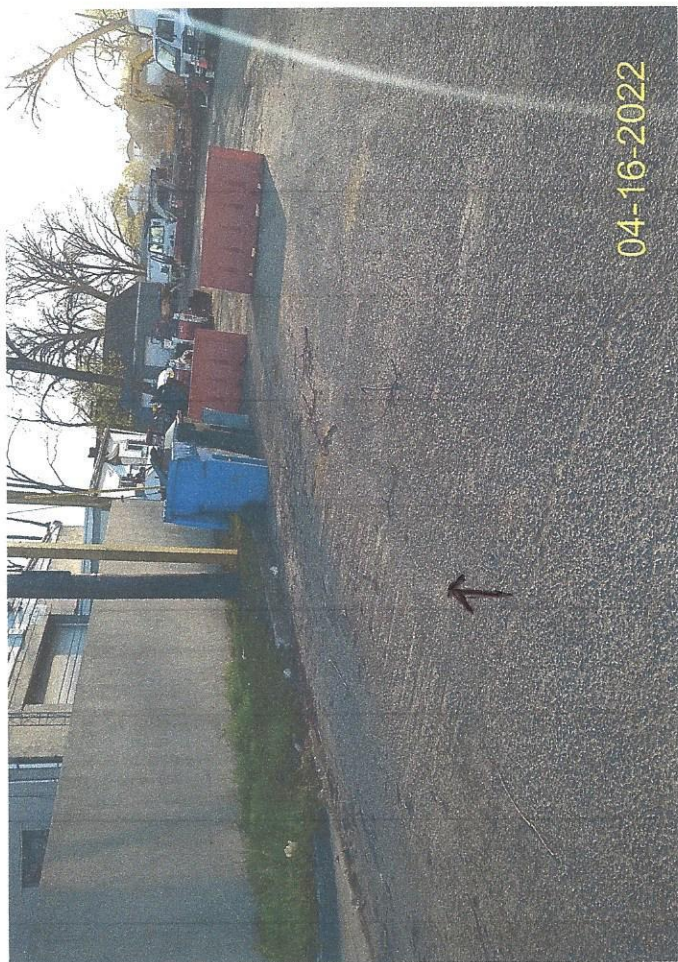
EX. F





Ex.6





Ex, H





04-16-2022



04-16-2022



04-16-2022



04-15-2022

Ex. I



