

A True Copy

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COMPLAINT FILED
CLERK OF SUPERIOR COURT
SUPERIOR COURT OF N.J.
MERCER COUNTY
RECEIVED AND FILED

JAN 28 2002

J. Del Preore
JUDE DEL PREORE
DEPUTY CLERK OF SUPERIOR COURT

By: Barbara J. Stoop
Deputy Attorney General

Jasmine Leonard, David Chavis,
Davonica Chavis, Tionoa Logan,
Ashley Lewis, individually and on
behalf of all similarly situated
children of unconstitutionally
incarcerated parents;
Jeffery Leonard, Devin Square,
Craig Williams, James Thompson,
Cheyanne Johnson, David Chavis,
Todd Logan, Jeffrey Jones, Gary
J. Davis, Cleo Merritt, Juan
Cruz, Ronald Cohen, individually
and on behalf of all persons
similarly situated,

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

: DOCKET NO. L-3761-01

: Civil Action

: ORDER

Plaintiffs,

v.

Hon. Audrey P. Blackburn, JSC,
Hon. F. Lee Forrester, Hon.
Rosalie B. Cooper, JSC, Hon.
Thomas W. Cavanaugh, Jr., JSC,
Hon. Louis Locascio, JSC,
individually and in their official
capacity as Judges of the Superior
Court, and on behalf of all
Superior Court Judges of the State
of New Jersey,

Defendants.

This matter having been brought before the Court upon an Order
to Show Cause and Complaint seeking class certification and

preliminary injunction along with declaratory judgment, by David Perry Davis, Esq., attorney for Plaintiffs, and David Samson, Attorney General of New Jersey, attorney for Defendant Judges, Barbara J. Stoop, Deputy Attorney General appearing, and the Court having read and considered the submissions and arguments of the parties in support and in opposition thereto, and for the reasons expressed in the Opinion issued herewith, and for good cause having been shown;

IT IS ORDERED on this ^{28th} day of January, 2002, that Plaintiffs' application for class certification for both a Defendant Class and a Plaintiff Class is DENIED; and

IT IS FURTHER ORDERED that Plaintiffs' application for injunctive relief, being moot, is DENIED; and

IT IS FURTHER ORDERED, that Plaintiffs' application for declaratory judgment is PARTIALLY GRANTED in that the court directs the counties named in the Complaint to immediately take steps to ensure that a child support obligor is afforded an appearance before the court no later than 72 hours after being detained on a failure to appear warrant, and is further afforded subsequent reviews every two weeks thereafter while incarcerated.

IT IS FURTHER ORDERED that all other applications and motions are DENIED and this matter is ~~dismissed~~ ^{closed}.


HON. LINDA R. FEINBERG