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FILED

August 16, 2024

Jeffrey R. Jablonski, A.J.S.C.

LEONARD FILIPOWSKI

Plaintiff,

v.

BRIAN STACK (IN HIS CAPACITY AS
MAYOR), UNION CITY POLICE
DEPARTMENT, UNION CITY BOARD OF
COMMISSIONERS , JOHN DOES 1-99, ABC
CORPS. 1-99

Defendants.

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION
HUDSON COUNTY
DOCKET NO: 2686-24

Civil Action

ORDER

THIS MATTER being brought before the Court by the Law Offices of Mario M. Blanch, Esq., attorney for Plaintiff, seeking relief by way of Order to Show Cause with Temporary Restraints and it appearing Defendants that had notice of this application and for good cause shown:

It is on this 16th day of August, 2024

~~ORDERED that Defendants are hereby permanently enjoined from interrupting the Plaintiff from speaking at public meetings during the five (5) minutes allocated to public discourse;~~

~~IT IS FURTHER ORDERED that the Defendant are permanently enjoined from filing criminal complaints against the Plaintiff seeking to stifle his First Amendment Rights;~~

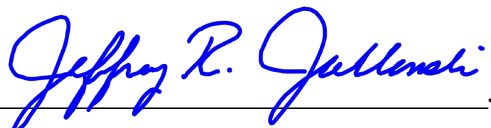
IT IS FURTHER ORDERED that any criminal complaints filed against the Plaintiff shall first be reviewed by the Presiding Judge of the Municipal Courts of Hudson County ~~Superior Court Judge _____, J.S.C.~~ to determine if there is probable cause for the issuance of such a complaint;

~~IT IS FURTHER ORDERED that Plaintiff may present evidence at the probable cause hearings, which shall be scheduled by the Superior Court Judge;~~

~~IT IS FURTHER ORDERED that all pending criminal complaints against Plaintiff are hereby consolidated and the matters shall be transferred to the Superior Court Judge for probable cause hearings;~~

~~IT IS FURTHER ORDERED that Plaintiff's counsel is to submit a Certification of Services within ten (10) days hereof;~~

IT IS FURTHER ORDERED that the Plaintiff's legal fees and costs shall be reimbursed by the Defendants with a separate order to follow setting forth the amount.


 _____ J.S.C.
 Jeffrey R. Jablonski, A.J.S.C.

The application for a preliminary injunction is denied for the reasons set forth on the record on August 16, 2024. The plaintiff's order to show cause, therefore, is denied.

To resolve the open factual and legal issues that are presented as to the constitutional issues presented as to the existence and enforceability of the "Rules of Decorum", this court shall permit limited discovery on this issue and will establish a plenary hearing date:

All written discovery shall be served on or before September 16, 2024.

All written discovery shall be answered on or before November 1, 2024.

Fact and party depositions shall be completed on or before December 10, 2024.

A plenary hearing is scheduled for Tuesday, January 21, 2025, at 9:00 a.m.

This court confirmed that the Plaintiff did request a jury trial on the compensatory claims included in the complaint. The electronic record will be updated to reflect this request.

The compensatory claims remain viable and will be addressed in the Law Division following the resolution of the equitable aspects of the complaint that were addressed today.