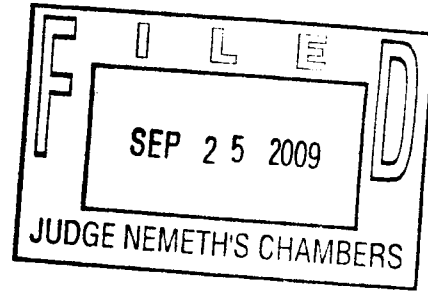


JOSEPH A. MANZO, ESQ.
37 Rose Lane
P.O. Box 72
Rockaway, New Jersey 07866
Telephone (973) 794-1179
Facsimile (973) 794-0090
Attorney for Defendants
Kevin A. Cannon and Carl R. Osterwald



Charles Novins, ESQ., P.C.
and Charles Novins, Personally

Plaintiffs,

v.

Kevin A. Cannon, et. al.

Defendants.

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION, OCEAN COUNTY

DOCKET NO. L-705-09

CIVIL ACTION

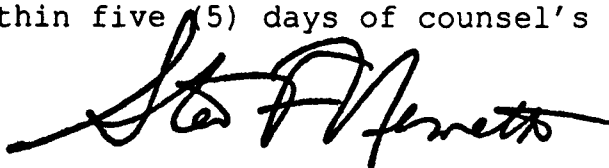
ORDER

THIS MATTER having been opened to the Court by **Joseph A. Manzo, Esquire**, attorney for Defendants Kevin A. Cannon and Carl R. Osterwald, seeking an order under R. 4:23-5(a) dismissing Plaintiffs' complaints without prejudice for failing to provide answers to Interrogatories, and barring Plaintiffs from deposing these Defendants while the Plaintiffs are deficient in their responses to the Defendants' preliminary interrogatories, and the Court having considered the papers submitted by the parties, and good cause appearing,

IT IS on this 25th day of September, 2009

ORDERED as follows:

1. Plaintiffs' complaints against Kevin A. Cannon and Carl R. Osterwald are hereby dismissed without prejudice, under R. 4:23-5(a) for failing to answer interrogatories.
2. Plaintiffs are barred from deposing Kevin A. Cannon until such time that Plaintiffs fully answer the first set of interrogatories propounded by Mr. Cannon.
3. Plaintiffs are barred from deposing Carl R. Osterwald until such time that Plaintiffs fully answer the first set of interrogatories propounded by Mr. Osterwald.
4. Prevailing party shall serve a copy of this Order upon non-prevailing party within five (5) days of counsel's receipt of same.



, J.S.C

Steven F. Nemeth, J.S.C.

Motion Opposed
 Motion Unopposed

**FOR THE REASONS EXPRESSED
ON THE RECORD 9/25/09**