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GURBIR S. GREWAL ATTORNEY GENERAL OF NEW JERSEY Attorney for Plaintiff Richard J. Hughes Justice Complex 25 Market Street, P.O. Box 112 Trenton, New Jersey 08625-0112



JUNE 12, 2020



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official capacity as the GOVERNOR of the STATE OF NEW	:
JERSEY,	: DOCKET NO.: C-56-20 :
Plaintiff,	:
	: <u>CIVIL ACTION</u>
V.	:
	:
JOHN MOOR, in his official	
capacity as the MAYOR of the	
CITY OF ASBURY PARK; the CITY	
OF ASBURY PARK; JANE DOES 1-	
10 (in their official capacity	
as agents or officers of the	
City of Asbury Park); and XYZ	
AGENCIES 1-10 (in their	
official capacity as agencies	:
or offices of the City of	:
Asbury Park).	:
	:
Defendants.	:

THIS MATTER being brought before the court by Gurbir S. Grewal, Attorney General of New Jersey (Christopher Weber, Deputy Attorney General appearing), on behalf of plaintiff, Philip D. Murphy, in his official capacity as the Governor of the State of New Jersey, seeking relief by way of temporary restraints pursuant to <u>Rule</u> 4:52-1, based upon the facts set forth in the complaint filed herewith; and upon notice to Frederick C. Raffetto, Esq., attorney for defendants, John Moor (in his official capacity as the Mayor of the City of Asbury Park) and the City of Asbury Park; and the court having read and considered the papers submitted on behalf of plaintiff, as well as any opposition thereto; and for good cause shown;

IT IS on this 12th day of June, 2020,

ORDERED that plaintiff's order to show cause and application for preliminary injunctive relief be and hereby is **GRANTED**; it is

FURTHER ORDERED that during the pendency of this matter, defendants and any and all of their employees, representatives, offices, agents and/or instruments, be and hereby are:

- A. Enjoined and restrained from executing, implementing or otherwise enforcing Paragraph 2 of Asbury Park Resolution 2020-187, adopted June 10, 2020, and certified June 11, 2020, and any and all portions thereof authorizing the operation of indoor food and beverage services for indoor dining purposes;
- B. Such other relief as the court deems equitable and just; and it is

FURTHER ORDERED that a copy of this order shall be served upon all parties within seven (7) days of the entry hereof.

/s/ Robert Lougy ROBERT LOUGY, P.J.Ch.

___x__ Opposed

_____ Unopposed