

FILED

March 4, 2021

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HON. BRUCE J. KAPLAN, J.S.C.

Attorneys for Defendant, August Arace & Sons, Inc.

GAIL L. PERO, individually and as
Administratrix and Administratrix ad
Prosequendum of the Estate of Charles P.
Pero, Jr

Plaintiff,

v.

AUGUST ARACE & SONS, Inc. et als.

**SUPERIOR COURT OF NEW JERSEY
LAW DIVISION: MIDDLESEX COUNTY
DOCKET NO. L-5647-17 AS**

CIVIL ACTION

**ORDER DISMISSING ANY AND ALL
CROSSCLAIMS WITH PREJUDICE AS TO
DEFENDANT AUGUST ARACE & SONS, INC.**

THIS MATTER having been brought before the Court by Connell Foley LLP, attorneys for the Defendant, August Arace & Sons, Inc., and the Court having considered the papers, and it appearing that Plaintiff has consented to a Stipulation of Dismissal in favor of August Arace & Sons, Inc., and there being no objection raised to the within Order, and for good cause shown;

IT IS on this ~~day of xxxxxxxxxxxx, 2021~~; 4th day of March, 2021;

ORDERED that any and all Crossclaims against Defendant August Arace & Sons, Inc. are hereby dismissed with prejudice;

IT IS FURTHER ORDERED that no party may recover anything further by way of financial compensation from August Arace & Sons, Inc.;

IT IS FURTHER ORDERED that the remaining active Defendants at the time of trial may nevertheless pursue their crossclaims against August Arace & Sons, Inc. by way of

allocation consistent with Tefft v. Tefft, 192 N.J. Super. 561 (1983), and N.J.S.A. § 2A:15-5.1, 5.3;

IT IS FURTHER ORDERED that a copy of this Order shall be served upon all counsel within seven (7) days from the date of its receipt by counsel for Defendant.

/s/ Bruce J. Kaplan
Honorable Bruce J. Kaplan, J.S.C.

OPPOSED _____
UNOPPOSED X

The posting of this Order on eCourts shall constitute service upon all counsel of record. If applicable, pursuant to *Rule 1:5-1(a)*, the movant shall serve a copy of this Order upon all parties not served electronically within seven (7) days of receipt of this Order.

ORDER SUBMITTED UNDER 10 DAY RULE
AND WITH NO OPPOSITION BEING FILED.