

# NOTICE TO THE BAR

## CIVIL – ONGOING REVIEW OF DIRECTIVES – ADDITIONAL RESCINDED AND REVISED DIRECTIVES

This is a follow up to the June 26, 2017 and September 25, 2017 Notices to the Bar regarding the Judiciary's ongoing review of its Administrative Directives affecting the Civil Division. These earlier notices set forth lists of rescinded and technically revised Administrative Directives. In the continuous effort to maintain current and relevant policies and procedures. As noted previously, the Civil-related Directives have been categorized as follows:

- (a) Directives Requiring No Revision and remaining in effect as issued;
- (b) Rescinded Directives;
- (c) Directives Updated with Technical Revisions;
- (d) Directives Containing Substantive Changes as proposed by the Conferences of Civil Presiding Judges and Civil Division Managers; and
- (e) Directives Still Pending Revision (these directives require further updates, that are being developed and will be issued at a later time).

This Notice addresses those Civil-related Directives that have been reviewed and addressed by various Conferences since issuance of those prior Notices.

### **Rescinded Directives**

The text of rescinded directives will be removed from the compilation of directives, retaining only the directive number, issuance date, and subject for historical reference purposes. The Directives that are rescinded by this Notice are as follows (including the basis for rescission):

**#10-08 - *Model Order for Scheduling Hearing for Guardianship of Alleged Incapacitated Person***

The substance of this Directive has been superseded by Rule amendments and materials approved by the Supreme Court, as memorialized in the February 6, 2017 Notice to the Bar, which promulgated a revised model Order Fixing Guardianship Hearing Date and Appointing Attorney for Alleged Incapacitated Person, making the Directive no longer necessary.

**#18-68 - Mechanics Liens**

This Directive dates back to 1968 and relates to the Certificate of Commencement of Suit (Certificate) which had to be filed within 10 days of the filing of the complaint under the now repealed N.J.S.A. 2A:44-101. Due to the short time limitation, the Directive permitted these Certificates to be pre-signed and sealed to ensure timely filing. New Jersey's Construction Lien Law, N.J.S.A. 2A:44A-1 *et seq.*, now governs this area and does not require a Certificate of Commencement of Suit, rendering the Directive moot.

**Technically Revised Directive**


Directive #05-90 is being reissued as Superseding Directive #13-18. This Superseding Directive is located at: <https://njcourts.gov/attorneys/directives.html>

**Issuance of Superseding Directive # 13-18 – Court Appointments in Mount Laurel Cases**

**#05-90 - Mt Laurel**

This Superseding Directive promulgates updated procedures with regard to court appointments in *Mount Laurel* cases.

To obtain copies of Rescinded Directives or if there are questions regarding Civil-related Directives, contact the Civil Practice Division of the Administrative Office of the Courts at 609-815-2900, ext. 54900, or by fax: 609-815-2938, or by mail: AOC, Civil Practice Division, Richard J. Hughes Justice Complex, 7th Floor North, PO Box 981, Trenton, New Jersey 08625-0981.

  
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Glenn A. Grant, J.A.D.  
Acting Administrative Director of the Courts

Dated: August 29, 2018