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January 4, 2023

**Via JEDS and Hand Delivery**

Hon. Michael J. Blee, A.J.S.C.  
Superior Court of New Jersey  
Atlantic County Civil Courts Building  
1201 Bacharach Boulevard, 3<sup>rd</sup> Floor  
Atlantic City, NJ 08401

**Re: New Jersey Department of Environmental Protection v. City of North Wildwood, et al**  
**Docket No. C-000055-22**

Dear Judge Blee:

Our Firm represents Defendant City of North Wildwood (“North Wildwood”) in the above matter. On December 6, 2022, Plaintiff, the New Jersey Department of Environmental Protection (“NJDEP”), filed a Verified Complaint and Order to Show Cause seeking, among other things, temporary and preliminary injunctive relief against North Wildwood. Your Honor denied NJDEP’s request for temporary restraints on December 8, 2022 and set a January 17, 2023, return date for the preliminary injunctive application. In conformance with Your Honor’s Order, today North Wildwood filed its opposition to NJDEP’s application for preliminary injunctive relief and in support of North Wildwood’s request for relief. The NJDEP’s reply papers are due on January 11, 2023.

While North Wildwood’s January 4, 2023, submission make reference to and attach numerous pictures and quantitative data that we believe demonstrates the requested relief sought by NJDEP should be denied, we believe a site visit to the subject 15<sup>th</sup> Avenue location will provide the court with the best understanding of this matter prior to Your Honor’s adjudication of the pending application for preliminary injunctive relief on January 17, 2023.



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If Your Honor is interested in visiting the 15<sup>th</sup> Avenue location, our office is happy to coordinate a mutually convenient date and time that works best for both Your Honor and Mr. Terhune's office. Further, if the court deems it necessary, we will likewise make ourselves available for a case management conference and can coordinate the scheduling of same with Your Honor's staff.

We appreciate Your Honor's consideration of this request.

Respectfully submitted,  
**CULLEN AND DYKMAN LLP**

A handwritten signature in blue ink, appearing to read 'ASB', written over the printed name of the signatory.

ANTHONY S. BOCCHI

ASB/rc

cc: Kevin H. Terhune, D.A.G. (via e-Courts)