

DEFENDANTS' REQUEST
for SUR-REPLY

Kenneth Frank Irek, *Plaintiff*

v.

New Jersey Lawyers' Fund
For Client Protection, *Defendant*

and

The Supreme Court of New Jersey, *Defendant*

Superior Court of New Jersey
Mercer County
Law Division
Docket No. MER-L-002022-20
File Date: 12/15/2020

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State of New Jersey
OFFICE OF THE ATTORNEY GENERAL
DEPARTMENT OF LAW AND PUBLIC SAFETY
DIVISION OF LAW
25 MARKET STREET
P.O. Box 116
TRENTON, NJ 08625-0116

PHILIP D. MURPHY
Governor

SHEILA Y. OLIVER
Lt. Governor

GURBIR S. GREWAL
Attorney General

MICHELLE L. MILLER
Director

December 15, 2020

VIA eCOURTS

The Honorable Douglas H. Hurd, P.J.Cv.
Mercer County Superior Court
175 South Broad Street, 3rd Floor
Trenton, New Jersey 08625

Re: Irek v. N.J. Lawyers' Fund for Client Prot., et al.
Docket No. MER-L-2022-20
DOL# 20-02764

Dear Judge Hurd:

As Your Honor is aware, this office represents Defendants New Jersey Lawyers' Fund for Client Protection and Supreme Court of New Jersey ("Judiciary Defendants") in the above-captioned matter. Pending before the Court is Plaintiff Kenneth Frank Irek's ("Irek") motion for injunctive relief and the Judiciary Defendants' cross-motion to dismiss the verified complaint. Both motions are returnable December 18, 2020.

On December 14, 2020, Irek filed opposition papers to the Judiciary Defendants' cross-motion to dismiss. At numerous points in his response, Irek misconstrues New Jersey law and procedure, which warrants correction. However, under the Court Rules, the Judiciary Defendants are precluded from filing reply papers to its cross-motion absent leave of court. See R. 1:6-3(b).

In light of the foregoing, pursuant to Rules 1:6-3(a)-(b), the Judiciary Defendants respectfully request leave of court to file a sur-reply and clarify the issues addressed in Irek's reply. Alternatively, the Judiciary Defendants respectfully request oral argument on the pending motions. In the event Your Honor grants oral argument, I currently have depositions scheduled in the



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morning this Friday, but my schedule remains open in the afternoon hours.

I thank Your Honor for your time and attention to this matter.

Respectfully submitted,

GURBIR S. GREWAL
ATTORNEY GENERAL OF NEW JERSEY

/s/ Michael T. Moran

Michael T. Moran
Deputy Attorney General
Attorney ID: 251732019

MM/

cc: Kenneth Frank Irek, pro se (via email, certified mail, & regular mail)