

John P. Belardo, Esq.  
**DiFRANCESCO, BATEMAN, COLEY, YOSPIN,**  
**KUNZMAN, DAVIS & LEHRER, P.C.**  
 15 Mountain Boulevard  
 Warren, New Jersey 07059-5686  
 (908) 757-7800 ext. 196  
 Attorneys for Defendants Township of Bernards  
 and the Township Committee of the Township of Bernards

	:	SUPERIOR COURT OF NEW JERSEY
TILCON NEW YORK, INC.,	:	LAW DIVISION: SOMERSET COUNTY
	:	
Plaintiff,	:	DOCKET No. SOM-L-476-08
v.	:	
	:	CIVIL ACTION
TOWNSHIP OF BERNARDS and	:	
TOWNSHIP COMMITTEE OF THE	:	
TOWNSHIP OF BERNARDS,	:	
	:	PROOF OF SERVICE
Defendants.	:	
	:	

JOHN P. BELARDO, of full age, hereby certifies:

I certify that a copy of defendants' brief in opposition to plaintiff's Order to Show Cause seeking a temporary restraining order and preliminary injunction to enjoin defendants from enforcing the provisions of Ordinance #2008, together with a copy of all accompanying documents and pleadings, were sent on April 7, 2008, via hand (messenger) delivery to:

1. Clerk, Superior Court of NJ  
 Attn: Central Fee/Finance Division

Law Division, Civil Part  
Somerset County Courthouse  
20 North Bridge Street  
Somerville, New Jersey 08876;

2. Honorable Yolanda Ciccone, A.J.S.C.  
Superior Court of New Jersey  
Somerset County Courthouse  
20 North Bridge Street  
Somerville, New Jersey 08876-1262
3. Brian Montag, Esq.  
Kirkpatrick & Lockhart Preston Gates Ellis, LLP  
One Newark Center, Tenth Floor  
Newark, New Jersey 07102-5252  
*Counsel for Plaintiff Tilcon New York, Inc.*
4. Anthony Marchetta, Esq.  
Day Pitney, LLP  
200 Campus Drive  
Florham Park, New Jersey 07932  
*Counsel for Millington Quarry, Inc., Plaintiff in a separate, similar action, Docket No. SOM-L-476-08, also challenging the provisions of Ordinance # 2008.*

I certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment.

---

JOHN P. BELARDO, ESQ.

Dated: April 7, 2008