

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY

CELLCO PARTNERSHIP and NEW
YORK SMSA LIMITED PARTNERSHIP,
both D/B/A VERIZON WIRELESS,
Plaintiffs,

vs.

THE COUNTY OF MONMOUTH, NEW
JERSEY THE MONMOUTH COUNTY
BOARD OF COMMISSIONERS,
DIRECTOR THOMAS A. ARNONE, in his
official capacity and not as an individual,
DEPUTY DIRECTOR NICK DIROCCO,
in his official capacity and not as an
individual, COMMISSIONER SUSAN M.
KILEY, in her official capacity and not as
an individual, COMMISSIONER LILLIAN
G. BURRY, in her official capacity and not
as an individual, and, COMMISSIONER
ROSS F. LICITRA, in his official capacity
and not as an individual,

Defendants

Civil Action No.
3:23-cv-18091-MAS-DEA

**NOTICE OF MOTION
TO INTERVENE**

PLEASE TAKE NOTICE that on Monday, October 23, 2023, or as soon thereafter as counsel may be heard, the undersigned, counsel for Belmar Against 5G Towers, Lawrence Reynolds, Rose Daganya, Michael Ushak, Dan Rubinetti, Paul, M. Elia, Michael and Mary McHale, and Children's Health Defense (collectively "Intervenors"), shall move before the Honorable Michael A. Shipp, U.S.D.J., at the

Clarkson S. Fisher Building and U.S. Courthouse, 402 East State Street, Trenton, New Jersey 08608 to intervene as Defendants in this lawsuit pursuant Fed. R. Civ. P. 24.

In support of this motion, Intervenor submit a Memorandum of Law in Support of the Motion to Intervene and a proposed order.

Pursuant to Local Rule 7.1(d)(2) responsive papers, if any, must be filed and served no later than October 9, 2023.

PLEASE TAKE FURTHER NOTICE that Oral Argument is requested in the event opposition is filed pursuant to Local Rule 78.1(b); and

PLEASE TAKE FURTHER NOTICE that pursuant to Local Rule 7.1(e) a proposed form Order is submitted herewith.

WHEREFORE, the moving Intervenor respectfully request that this Court allow the Intervenor to intervene. grant them full party status in the instant litigation, and order such further relief as is just and equitable.

Respectfully Submitted,

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/s/ W. Scott McCollough

W. Scott McCollough (pending *pro hac vice*)

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Dated: September 27, 2023