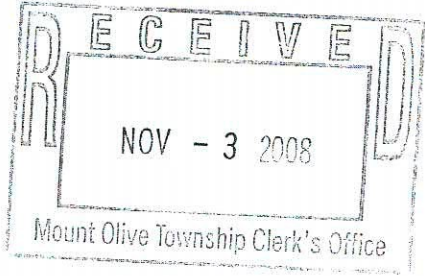


©

cc: J. Dorsey

**DATTOLO PROPERTIES INC.
14 Castle Court
Randolph, NJ 07869**

VIA HAND DELIVERY
Mount Olive Township
Mount Olive Township Council
204 Flanders-Drakestown Road
Budd Lake, N.J. 07828



**Re: Dattolo Properties v. Township of Mt. Olive, et al.
Docket No. L-652-05**

Dear Mayor and Council Members:

As you are aware, Dattolo Properties is the Plaintiff in the above-referenced action. We initiated this action to challenge, among other things, the legality of Ordinance No. 37-2003 and its various amendments which Mt. Olive relied upon to attempt to justify an increase of 74.8 EDUs for the Laundromat located at 141 Route 46, Budd Lake, even though the Laundromat generates nowhere near that amount of effluent.

As you also know, the Assignment Judge of Morris County ruled in favor of Dattolo Properties and struck down Ordinance No. 37-2003 and all its various amendments. Incredibly, Mount Olive's first order of business, on the same day the Court struck the ordinance, was to notify Dattolo Properties that it was going forward with a tax sale of its property – yet another malicious and retaliatory act. The Assignment Judge stopped that too.

Relative to the Ordinance being struck, the purpose of this letter is to address and provide the Council the opportunity to address other wrongful and malicious actions taken by Mount Olive. The Council may recall a recent Council Meeting (just prior to the Assignment Judge's decision to strike your ordinance) where your Township Attorney quipped that Mount Olive should thank Dattolo Properties for its collection of recent sewer charges against other business owners in Mount Olive. The comment derived from Mt. Olive's action to increase sewerage usage fees for several businesses in town that were referenced in an expert report within the confines of Dattolo Properties' litigation. Our understanding of our expert's report was, among other things, to show a violation of equal protection in that Mount Olive applied Ordinance 37-2003 to only one property owner –Dattolo Properties. Yet, Mount Olive used the report as the basis to assess additional sewer fees (under the now void ordinance), mischaracterized its scope, and wrote to these business owners to reference and maliciously blame Dattolo Properties where it was the Township, not Dattolo Properties, who chose not to previously bill such properties. Attached are copies of the letters, to the extent they have been provided to us.

Further, as you know, Dattolo Properties is also named in recent resolutions designed to affect other property owner's rates and or past charges. The reference to a specific property

owner (particularly one that was right and apparently “did the township a favor”) is unheard of and, again, malicious.

In short, this letter serves as a simple and reasonable demand that the Township Council send a formal apology retracting the “blame” placed on Dattolo Properties, together with a copy of the Assignment Judge of Morris County’s Opinion (including the Court’s September 30, 2008 Clarification) striking the Ordinance. Copies of those transcripts are attached hereto.

We trust that you will undertake this action immediately and correct and mitigate this egregious wrong on your part.

Very truly yours,

A handwritten signature in cursive script that reads "Paul Dattolo".

Paul Dattolo
Dattolo Properties Inc.

Enclosures

cc: Lisa Lashway, Clerk