

cc: Admin
J. Dorsey

©
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NJ & NY BAR*



May 8, 2008

Clerk of The Township of Mount Olive
Municipal Building
P.O. Box 450
Budd Lake, New Jersey 07828

RE: Claimant & My Client: Narciso Montero & Haydee Montero
Date of Loss: 2/3/08
My File No.: 5032-08

Dear Sir/Madam:

Enclosed, please find original Notice Under New Jersey Tort Claims Act on behalf of my above clients.

Thank you for your attention to this matter.

Very truly yours,

THOMAS A. McCARTER

TAM/djl/enc.

VIA C.M.R.R.R #: 7007 0710 0001 0946 6365

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NOTICE UNDER NEW JERSEY TORT CLAIMS ACT

Clerk of The Township of Mount Olive
Municipal Building
P.O. Box 450
Budd Lake, New Jersey 07828

RE: Claimant(s) & My Client(s): Narciso Montero &
Haydee Montero
Date of Loss: 4/2/08
My File No.: 5132-08

PLEASE TAKE NOTICE that the following claims are hereby presented under the New Jersey Tort Claims Act:

A. The claimants are Narciso Montero and his wife, Haydee, who reside at 131 U.S. Highway 46, Budd Lake, New Jersey 07828.

B. Notices in regard to this claim should be directed to Thomas A. McCarter, Attorney at Law, 299 Main Street, Hackensack, New Jersey 07601, telephone number (201)487-9017.

C. This claim arises out of a fall-down incident, which occurred on April 2, 2008 at approximately 3:45 p.m. The incident occurred at the Chester M. Stephens Elementary School, located at 99 Sunset Drive, Budd Lake, New Jersey. At that time, Mr. Montero was working as a volunteer for the fifth grade school play, when he was caused to trip and fall off of the stage in the auditorium, due to the negligent placement of the stage curtain. report of this incident.

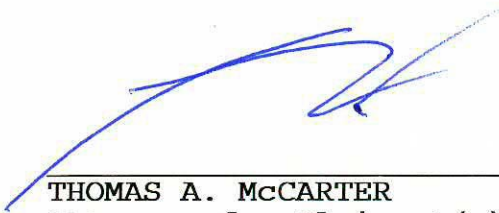
D. Damages claimed are a fracture to Mr. Montero's left arm, as well as other injuries including, but not limited to, his right knee, left side of his body and the ribs on the left side. rib to the

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E. The damages were caused by the Mount Olive Board of Education and its agents, servants and/or employees, who were negligent and careless in the ownership, operation, control, maintenance, construction, or inspection of the Chester M. Stephens Elementary School stage curtain. Specifically, the curtain closed at the outer edge to the stage, and there was no warning to people walking on the stage that they were dangerously close to the edge of the stage. This condition constitutes a dangerous condition of public property under The New Jersey Tort Claims Act.

F. Claimant, Narciso Montero, is still under medical treatment, so detailed amounts of damages claimed are not known at this time. Mr. Montero's wife, Haydee Montero, has a claim for loss of consortium damages.



THOMAS A. McCARTER
Attorney for Claimant(s)
Narciso & Haydee Montero

Dated: May 8, 2008