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FAX & EMAIL TRANSMISSION FORM

NOTICE OF CONFIDENTIALITY

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June 14th, 2024

Via: Email & Fax Transmission

North Brunswick Township Mayor, Council & Township Clerk

710 Hermann Road

North Brunswick New Jersey 08902

Tel: (Mayor) : (732) 247-0922 Ext: 430

Email (Mayor) : mayorwomack@northbrunswicknj.gov

Fax: (732) 247-1796

Hon. Linda Russo, RMC, CMR

North Brunswick Municipal Clerk

710 Hermann Road

North Brunswick New Jersey 08902

Tel: (732) 247-0922 Ext 470

Fax: (732) 247-1796

Email: TWPNBclerk@northbrunswicknj.gov

Ron Gordon, Esq.

New Brunswick Municipal Town Attorney

C/O North Brunswick Municipal Court

North Brunswick New Jersey 08902

Email: rgordon@njrcmlaw.com

Tel: (732) 247-0922

Tel: (732) 247-1147

RE: EMAIL & FAX TRANSMISSION: PETITION TO VACATE RESOLUTION 167-5.27
FORFEITING THE TAXICAB LICENSES OF MELVIS TAXI, LLC DATED 05/28/2924

COMMENT: Enclosed and attached is the Letter and Petition Requesting that a hearing before the

Council to Vacate Resolution 167-5.27 forfeiting the taxicab licenses held by Melvis Taxi LLC.

Electronically Signed [-S-] Gerald M. Goll

Gerald M. Goll, Esq.

The Law Office of Gerald M. Goll

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June 14th, 2024

Via: Email & Fax Transmission

North Brunswick Township Mayor, Council & Township Clerk
710 Hermann Road
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Tel: (Mayor) : (732) 247-0922 Ext: 430
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Ron Gordon, Esq.
New Brunswick Municipal Town Attorney
C/O) North Brunswick Municipal Court
North Brunswick New Jersey 08902
Email: rgordon@njrcmlaw.com
Tel: (732) 247-0922
Tel: (732) 247-1147

**RE: PETITION TO VACATE RESOLUTION 167-5.27 FORFEITING THE TAXICAB
LICENSES OF MELVIS TAXI, LLC DATED 05/28/2924**

Dear Sirs: Enclosed and attached is the Letter and Petition Requesting a hearing before the Council to Vacate Resolution 167-5.27 forfeiting the taxicab medallions 1, 3, 8, 13, 17, 22 and 23 licenses held by Melvis Taxi LLC and restoring them to the company.

Sincerely yours,

Electronically Signed [-S-] Gerald M. Goll

Gerald M. Goll, Esq.

The Law Office of Gerald M. Goll

Tel:(732) 710-8534

Fax: (732) 254-4862

Email: Tufmone@yahoo.com

ATTORNEY: LAW OFFICE OF GERALD M. GOLL,

GERALD M. GOLL, ESQ.
12 MAXWELL ROAD
EAST BRUNSWICK NEW JERSEY 0886
TEL: (732) 710-8534
FAX: (732) 254-4862

ATTORNEY FOR: PETITIONER MELVIS TAXI, LLC

**In The Matter of MELVIS TAXI, LLC, Petitioning
To Vacate Council Resolution 167-5.27 dated
05/28/2024 Forfeiting the Taxicab Licenses Of
Melvis Taxi, LLC.**

MELVIS TAXI, LLC.,

PETITIONER,

**THE TOWNSHIP BOARD AND
COUNCIL OF THE TOWNSHIP
OF NORTH BRUNSWICK**

**NOTICE OF PETITION TO VACATE
THE FORFEITURE AND
CANCELLATION OF TAXICAB
LICENSES PURSUANT TO RULE 7:8-5**

To:

**Hon. Mayor Francis M. Womack III
Town Council President Mary Hutchinson
Town Council Members, Bob Davis, Carlo Socio,
Ralph Andrew's, Amanda Guadanino, and Rajesh Mehta
North Brunswick Township Mayor, Council
Tel: (Mayor) : (732) 247-0922 Ext: 430
Email (Mayor) : mayorwomack@northbrunswicknj.gov**

**Hon. Linda Russo, RMC, CMR
North Brunswick Municipal Clerk
710 Hermann Road
North Brunswick New Jersey 08902
Tel: (732) 247-0922 Ext 470
Tel: (732) 247-0922 Ext. 2
Fax: (732) 247-1796
Email: TWPNBclerk@northbrunswicknj.gov**

**Ron Gordon, Esq.
New Brunswick Municipal Town Attorney
Rainone Coughlin Minchello Attorneys at Law
Tel: (732) 709-4182
Email: rgordon@njrcmlaw.com
& C/O North Brunswick Municipal Court
North Brunswick New Jersey 08902
Tel: (732) 247-0922
Tel: (732) 247-1147**

PLEASE TAKE NOTICE that on a date to be set by the Council of the Township of

North Brunswick undersigned counsel will move for a hearing on the Resolution and Order

proposed and submitted by Melvis Taxi, LLC., vacating North Brunswick Township Resolution 167-5.27 issued on or about 05/28/2024 Cancelling and Forfeiting the taxicab medallions 1, 3, 8, 13, 17, 22 and 23 and licenses of Petitioner Melvis Taxi, LLC, and thereby restoring taxicab medallions 1, 3, 8, 13, 17, 22 and 23 and and issuing taxicab licenses to the its drivers pursuant to North Brunswick Town Code.

In support of the within application, the undersigned counsel shall rely upon the annexed Certifications annexed hereto.

Dated: June 14th, 2022

X Electronically Signed [-S-] Gerald M. Goll
Gerald M. Goll, Esq.
Attorney for Petitioner, MELVIS TAXI, LLC.
Tel: (732) 710-8534
Email: Tufrmone@yahoo.com

**ATTORNEY: LAW OFFICE OF GERALD M. GOLL,
GERALD M. GOLL, ESQ.
12 MAXWELL ROAD
EAST BRUNSWICK NEW JERSEY 0886
TEL: (732) 710-8534
FAX: (732) 254-4862**

**ATTORNEY FOR PETITIONER
MELVIS TAXI, LLC**

**In The Matter of MELVIS TAXI, LLC, Petitioning
To Vacate Council Resolution 167-5.27 dated
05/28/2024 Forfeiting The Taxicab Licenses Of
Melvis Taxi, LLC.**

MELVIS TAXI, LLC.,

PETITIONER,

**THE TOWNSHIP BOARD AND
COUNCIL OF THE TOWNSHIP
OF NORTH BRUNSWICK**

**Petition and
ATTORNEY AFFIRMATION /
CERTIFICATION IN SUPPORT OF
PETITION TO VACATE THE
FORFEITURE AND
CANCELLATION OF TAXICAB
LICENSES PURSUANT TO RULE 7:8-5**

Gerald M. Goll, Esq. an attorney duly admitted to the practice of law before all of the Courts of the State of New Jersey hereby affirms and certifies the following to be true under the penalties of perjury, except as to those matters stated to be based upon information and belief, and as to those matters, the undersigned believes them to be true:

- 1. The undersigned represents Melvis Taxi, LLC., in the above matter.**
- 2. Melvis Taxi, LLC., is a family-owned taxicab livery for hire Limited Liability corporation duly registered in the State of New Jersey.**
- 3. Enimia Perez, (DOB 06/08/1957) is the owner and President of Melvis Taxi, LLC.**
- 4. This petition and application is submitted without a copy of Town of North Brunswick Resolution 167-5.27 as an exhibit because the resolution is not in the possession of Melvis Taxi, LLC and has not as yet been received from the Town of North Brunswick.**
- 5. Attached is a supporting affirmation / certification from Felix Perez the managing supervisor of the company. He is responsible for day to day operations of the company.**
- 6. Enimia Perez is the mother of Managing Supervisor Felix Perez.**

- 7. Melvis Taxi LLC is a business in good standing and an asset to the community of North Brunswick.**
- 8. In or about 2017, Melvis Taxicabs duly purchased at auction a total of seven (7) taxicab licenses and medallions (1, 3, 8, 13, 17, 22 and 23) from the Township of North Brunswick at the approximate amounts, \$14,000, \$14,000, \$15,000, \$15,000, \$12,099, \$11,000, and \$7,500 comprising an investment of approximately Eighty Eight Thousand Five Hundred Ninety Nine Dollars (\$88,599).**
- 9. On or about May 28th, 2024 the North Brunswick Town Council passed resolution 167-5.27 forfeiting the taxicab medallions 1, 3, 8, 13, 17, 22 and 23 and licenses of Melvis Taxi, LLC for failure to pay the annual license fees.**
- 10. Melvis Taxi, LLC., is obligated to pay a total of \$1,750 annually to maintain its licenses representing a fee of \$250 per year per taxicab medallion and license.**
- 11. Several reasons comprising both medical, physical and financial hardship led to the failure to pay the annual fees.**
- 12. Melvis Taxi, LLC., was substantially damaged in clientele, revenue and resources during the covid 19 pandemic which began in 2019, created a mandatory shutdown in 2020 and the effects of which and the loss of revenue lasted through 2021, 2022 and 2023.**
- 13. In addition to the overall impact of the pandemic on the business of the company, Felix Perez the managing supervisor was personally and substantially impacted by serious health issues and conditions which led to inability to maintain the business its business revenue and impaired its operations.**
- 14. On or about June 2019 Felix Perez was physically assaulted in his home. He sustained a severe beating which included head injuries involving a long lasting concussion that left him with residual headaches, vision problems, concentration and memory issues and depression leaving him with residual impairments that created difficulties in performing the tasks, responsibilities and obligations of his employment with Melvis Taxi LLC.**
- 15. The individual who injured him, one Andres Rodante pled guilty and was convicted of assault in Middlesex County Superior Court.**

- 16. Mr. Perez's remained the Managing Supervisor of Melvis Taxis but his recovery which continued through 2020, to the present was slowed and exacerbated as a result of contracting Covid 19 twice during the pandemic.**
- 17. Mr. Perez was left with long term residual symptoms following my initial recovery involving the residual effects of fatigue, confusion, memory loss and other effects common to post covid 19 victims which worsened the residual effects of the injuries I received during the assault.**
- 18. Unfortunately, the economic situation created by Covid 19 pandemic so reduced the revenue stream and income of Melvis Taxi, LLC, the company entirely lacked the resources necessary to employ more help to take over or supplement the work of the Supervising Manager Felix Perez and Mr. Perez was forced to continue in spite of his impairments.**
- 19. All of this led to the circumstances in which the annual fees for the Melvis Taxi LLC taxicab licenses were unpaid.**
- 20. Please be aware that these taxicab medallions and licenses represent a very substantial portion of the assets of Melvis Taxi, LLC., and an equally substantial portion of the assets of the owner of the company, Enimia Perez 67 Years old.**
- 21. The loss of these taxicab licenses and medallions would not simply place an insurmountable burden on Melvis Taxicab, LLC., but as importantly create a tremendous undue financial hardship on the owner and represent the complete loss of a substantial portion of her assets.**
- 22. The Petitioner is respectfully requesting that upon payment of all outstanding licensing and use fees, late charges, fines, penalties and town costs (if any), North Brunswick Resolution 167-5.27 be vacated, together with the cancelation and forfeiture of the aforesaid taxicab licenses and the medallions and licenses be formally restored to Melvis Taxi, LLC.**
- 23. These licenses represent substantial portion and bulk of the assets of Melvis Taxi, LLC., and an equally substantial (or greater) portion of the assets and resources of the owner of the company, Enimia Perez 67 Years old.**

24. The loss of these taxicab licenses and medallions would not simply place an insurmountable burden on Melvis Taxicab, LLC., but as importantly, create an unsupportably heavy and undue financial hardship on the owner, representing the complete loss of a substantial portion of her assets.

25. The undersigned respectfully requests the following:

- 1. That the North Brunswick Board and Town Council, accept the (late) payment of all outstanding licensing and use fees, late charges, fines, penalties and town costs (if any), on the aforesaid taxicab licenses,**
- 2. That North Brunswick Resolution 167-5.27 be vacated,**
- 3. That the cancelation and forfeiture of the aforesaid taxicab medallions 1, 3, 8, 13, 17, 22 and 23 and licenses be formally rescinded and**
- 4. Taxicab medallions 1, 3, 8, 13, 17, 22 and 23 and licenses be restored to Melvis Taxi, LLC.**

Wherefore, the Petitioner respectfully requests that the Board and Town Council of North Brunswick adopt a Resolution consistent with the foregoing.

Dated: June 14th, 2022 So Affirmed / Certified: Electronically Signed [-S-] Gerald M. Goll

**Gerald M. Goll, Esq.
Attorney for Petitioner, MELVIS TAXI, LLC.
Tel: (732) 710-8534
Email: Tufrmone@yahoo.com**

**ATTORNEY: LAW OFFICE OF GERALD M. GOLL,
GERALD M. GOLL, ESQ.
12 MAXWELL ROAD
EAST BRUNSWICK NEW JERSEY 0886
TEL: (732) 710-8534
FAX: (732) 254-4862**

ATTORNEY FOR PETITIONER: MELVIS TAXI, LLC

**In The Matter of MELVIS TAXI, LLC, Petitioning
To Vacate Council Resolution 167-5.27 dated
05/28/2024 Forfeiting The Taxicab Licenses Of
Melvis Taxi, LLC.**

**THE TOWNSHIP BOARD AND
COUNCIL OF THE TOWNSHIP
OF NORTH BRUNSWICK**

**AFFIRMATION / CERTIFICATION IN
OF MELVIS TAXI, LLC, IN SUPPORT
OF PETITION TO VACATE THE
FORFEITURE AND
CANCELLATION OF TAXICAB
LICENSES PURSUANT TO RULE 7:8-5**

MELVIS TAXI, LLC.,

PETITIONER,

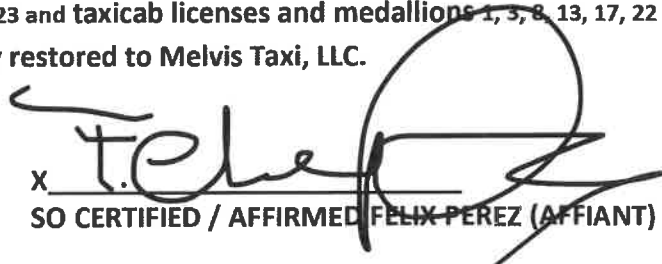
**CERTIFICATION / AFFIRMATION OF FELIX PEREZ,
MANAGING SUPERVISOR OF MELVIS TAXI, LLC.**

- 5. My name is FELIX PEREZ and I hereby affirm, certify and swear that the following statements are true under the penalty of perjury. I am aware that any false statement I have made hereunder may be punishable by law.**
- 6. I am a resident of North Brunswick Township.**
- 7. My New Jersey residence and mailing address address is 420 Church Lane North Brunswick New Jersey which is my home.**
- 8. I am the managing supervisor of Melvis Taxi, LLC. As the managing supervisor of the company, I am responsible for day to operations of the company.**
- 9. I have been its managing supervisor since 2015 when it was incorporated as a limited liability company in the State of New Jersey.**
- 10. Melvis Taxi, LLC., is a family-owned taxicab livery for hire Limited Liability corporation duly registered in the State of New Jersey.**

- 11. Enimia Perez, my mother (DOB 06/08/1957) is the owner and President of Melvis Taxi, LLC.**
- 12. Melvis Taxi, LLC originally began its operation in the City of Edison in 2015 and moved to the Town of North Brunswick New Jersey with the purchase of seven (7) taxicab licenses and corresponding medallions in or about 2017.**
- 13. Melvis Taxi LLC is a business in good standing and an asset to the community of North Brunswick.**
- 14. In or about 2017, Melvis Taxicabs duly purchased at auction a total of seven (7) taxicab medallions 1, 3, 8, 13, 17, 22 and 23 from the Township of North Brunswick at the approximate amounts, \$14,000, \$14,000, \$15,000, \$15,000, \$12,099, \$11,000, and \$7,500 comprising an investment of approximately Eighty Eight Thousand Five Hundred Ninety Nine Dollars (\$88,599).**
- 15. Melvis Taxi, LLC., is obligated to pay a total of \$1,750 annually to maintain its medallions and licenses representing a fee of \$250 per year per taxicab medallion and license.**
- 16. On or about May 28th, 2024 the North Brunswick Town Council passed resolution 167-5.27 forfeiting the taxicab medallions 1, 3, 8, 13, 17, 22 and 23 and licenses of Melvis Taxi, LLC for failure to pay the annual license fees.**
- 17. The failure to pay the annual fees was the result of physical, medical and financial hardship to both me and to Melvis Taxi, LLC., as a whole.**
- 18. Melvis Taxi, LLC., was substantially damaged in clientele, revenue and resources during the covid 19 pandemic which began in 2019, created a mandatory shutdown in 2020 and the effects of which lasted through 2021, 2022 and 2023.**
- 19. In addition to the overall impact of the pandemic on the business of the company, the undersigned was personally and substantially impacted by serious health issues and conditions which led to the undersigned's ability to maintain the business.**
- 20. On or about June 2019 the undersigned was assaulted in my home and sustained serious and long term injuries.**

21. I sustained a severe beating which included head injuries involving a concussion that left me with residual headaches, vision problems, and concentration and memory issues that left me with residual impairments that created difficulties in performing the tasks, responsibilities and obligations of my employment with Melvis Taxi LLC.
22. The individual who injured me, one Andres Rodante pled guilty and was convicted of assault in Middlesex County Superior Court.
23. My recovery which continues to the present was slowed and exacerbated as a result of contracting Covid 19 twice during the pandemic. The undersigned was left with long term residual symptoms following my initial recovery.
24. I was left with the residual effects of fatigue, confusion, memory loss, headache and other effects common to post covid 19 victims which worsened the residual effects of the injuries I received during the assault.
25. All of this led to the circumstances in which the annual fees for the Melvis Taxi LLC taxicab licenses were unpaid.
26. Please be aware that these taxicab licenses represent a very substantial portion of the assets of Melvis Taxi, LLC., and an equally substantial portion of the assets of the owner of the company, Enimia Perez 67 Years old.
27. The loss of these taxicab licenses and medallions would not simply place an insurmountable burden on Melvis Taxicab, LLC., but as importantly create a tremendous undue financial hardship on the owner and represent the complete loss of a substantial portion of her assets.
28. I am requesting that upon payment of all outstanding licensing and use fees, late charges, fines, penalties and town costs (if any), North Brunswick Resolution 167-5.27 be vacated, together with the cancellation and forfeiture of the aforesaid medallions 1, 3, 8, 13, 17, 22 and 23 and taxicab licenses and medallions 1, 3, 8, 13, 17, 22 and 23 and licenses be formally restored to Melvis Taxi, LLC.

Dated: East Brunswick New Jersey
June 14th, 2022

X 
SO CERTIFIED / AFFIRMED FELIX PEREZ (AFFIANT)

**ATTORNEY: LAW OFFICE OF GERALD M. GOLL,
GERALD M. GOLL, ESQ.
12 MAXWELL ROAD
EAST BRUNSWICK NEW JERSEY 0886
TEL: (732) 710-8534
FAX: (732) 254-4862**

ATTORNEY FOR PETITIONER: MELVIS TAXI, LLC

**In The Matter of MELVIS TAXI, LLC, Petitioning
To Vacate Council Resolution 167-5.27 dated
05/28/2024 Forfeiting The Taxicab Licenses Of
Melvis Taxi, LLC.**

MELVIS TAXI, LLC.,

PETITIONER,

**THE TOWNSHIP BOARD AND
COUNCIL OF THE TOWNSHIP
OF NORTH BRUNSWICK**

**RESOLUTION:
VACATING RESOLUTION 167-5.27
FORFEITING AND
CANCELLING THE TAXICAB
LICENSES OF MELVIS TAXI LLC AND
RESTORING THEM.**

**RESOLUTION VACATING RESOLUTION 167-5.27 CANCELLING AND FORFEITING THE 7 TAXI CAB LICENSES OF
MELVIS TAXI, LLC AND RESTORING THEM**

**WHEREAS, the Township of North Brunswick's Taxi Ordinance provides that the Township Council shall have the
authority to approve, and to cancel taxi owner's licenses and**

**WHEREAS, the Township of North Brunswick having passed Township Ordinance 167-5.27 cancelling and forfeiting
the taxicab licenses and medallions 1, 3, 8, 13, 17 22 and 23 issued by the Town of North Brunswick to Melvis Taxi,
LLC., and**

**WHEREAS, the petition having been submitted to revoke Resolution 167-5.27 and restore the cancelled and
forfeited taxicab medallions 1, 3, 8, 13, 17 22 and 23 and licenses to Melvis Taxi, LLC and**

**WHEREAS, Melvis Taxi, LLC through its Managing Supervisor, Felix Perez having submitted a certification /
affirmation of hardship as part of its petition for restoration of its North Brunswick Taxi Cab medallions 1, 3, 8, 13,
17 22 and 23 and licenses and**

**WHEREAS, Melvis Taxi, LLC have paid all applicable annual costs, fines and penalties and annual applications for
licenses have been submitted and and satisfactory reports have been received by the Police Director and Zoning
Officer for the issuance of taxi owner's license for the following individual:**

OWNERS NAME

Enimia Perez

Under the Company Name of Melvis Taxi, LLC.

Taxicab Medallions North Brunswick Taxis # 1, 3, 8, 13, 17, 22 and 23

NOW, THEREFORE, BE IT RESOLVED on this day of , that the Township Council of the Township of North Brunswick does hereby approve and authorize the restoration of the medallions 1, 3, 8, 13, 17 22 and 23 and the taxi owner’s licenses to Melvis Taxi, LLC for calendar year 2024.

SO RESOLVED:

JUSTINE PROGEBIN BUSINESS ADMINISTRATOR

RONALD H. GORDON, ESQ. TOWNSHIP ATTORNEY CERTIFIED AS TO FORM RECORDED VOTE:

**COUNCIL MEMBERS: MS. HUTCHINSON MS. GUADAGNINO MR. ANDREWS MR. DAVIS
MR. SOCIO MR. MEHTA
MAYOR FRANCIS WOMACK III**

JOSEPH BATTAGLIA CHIEF OF POLICE

YES - NO – ABSTAIN –

NOTES

**LISA RUSSO
MUNICIPAL CLERK RECORDED VOTE:**

**COUNCIL MEMBERS VOTE:
YES - NO - ABSTAIN**

RAJESH MEHTA	YES [] NO [] ABSTAIN []
AMANDA GUADAGNINO	YES [] NO [] ABSTAIN []
RALPH ANDREWS	YES [] NO [] ABSTAIN []
BOB DAVIS	YES [] NO [] ABSTAIN []
CARLO SOCIO	YES [] NO [] ABSTAIN []
COUNCIL PRESIDENT: MARY HUTCHINSON	YES [] NO [] ABSTAIN []
MAYOR WOMACK	YES [] NO [] ABSTAIN []

I do hereby certify that the foregoing is a true copy of a Resolution passed by the Township Council of North Brunswick at a meeting duly held on the 18th day of December, 2023.

Lisa Russo Municipal Clerk

Dated: 2024

North Brunswick New Jersey 08816

Ronald Gordon Township Attorney certified as to form:

I do hereby certify that the foregoing is a true copy of a Resolution passed by the Township Council of the Township of North Brunswick at a meeting duly held on the day of , 2024.

DATED:

RONALD GORDON ESQ.
TOWN ATTORNEY

ATTORNEY: GERALD M. GOLL
12 MAXWELL ROAD
EAST BRUNSWICK NJ 08816
TEL: (732) 710-8534
FAX: (732) 254-4862

ATTORNEY FOR DEFENDANT

SUPERIOR COURT OF NEW JERSEY

**CERTIFICATION OF SERVICE BY MAIL
OF PetDEFENDANT'S MOTION TO**

DISMISS

Defendant

CERTIFICATION OF SERVICE

The undersigned hereby certifies that I served a copy of this MOTION TO DISMISS and any accompanying pages (check one).

Personally on the Person(s) or Attorney(s) listed below.

By mailing it to the Person(s) or Attorney(s) listed below by Unites States Post Office Priority Mail via regular and certified mail.

I hereby 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.

To:

SENT VIA: Certified Mail:

Tracking No:

Dated: _____

SENT VIA: Regular Mail

So: Certified: _____

Defendant Pro Se

1439 Carol Drive

Pomona New Jersey

Tel: (442) 666-5828

Check One Plaintiff Defendant