

**DESIMONE LAW OFFICES**  
JOHN G. DeSIMONE, LLC – ATTORNEYS AT LAW

66 Euclid Street – Suite B  
P.O. Box 237  
Woodbury, New Jersey 08096-7057

Phone: (856) 848-8800  
Fax: (856) 848-8939

[www.desimonelawyer.com](http://www.desimonelawyer.com)

John G. DeSimone

Samuel G. DeSimone  
Counselor to the Firm

October 25, 2002

James M. Flynn, Clerk  
Superior Court of New Jersey, Appellate Division  
Richard J. Hughes Justice Complex  
25 Market Street  
P.O. Box 006  
Trenton, New Jersey 08625-0006

**Re: In the Matter of G. Philip Lewis**

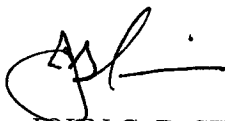
Dear Mr. Flynn:

Enclosed please find the original and five copies of a new Notice of Appeal to be assigned a new Docket Number on behalf of Appellant, G. Philip Lewis and Proof of Mailing, in the above captioned matter. Also enclosed is this firm's check in the amount of \$175.00 for the filing of same.

Would you kindly file the Notice of Appeal and Proof of Mailing and return a conformed copy in the self-addressed stamped envelope provided herein for your convenience.

If you have any questions, please feel free to contact the undersigned.

Respectfully submitted,



JOHN G. DeSIMONE, ESQUIRE

JGD/jld

Enclosures

cc: Patricia Janiszewski, Case Manager  
David Denbe, SDAG  
Kathleen Coates, CEBS, Secretary, Board of Trustees of PERS  
Debra A. Allen, DAG  
G. Philip Lewis, w/enclosure

**NOTICE OF APPEAL  
SUPERIOR COURT OF NEW JERSEY – APPELLATE DIVISION**

JOHN G. DeSIMONE, ESQUIRE  
JOHN G. DeSIMONE, LLC  
Attorneys-at-Law  
66 Euclid Street, Suite B  
Woodbury, NJ 08096

Attorney for G. Philip Lewis, Appellant

ON APPEAL FROM:

PUBLIC EMPLOYEE'S RETIREMENT SYSTEM  
STATE AGENCY

PERS #1065648  
AGENCY NUMBER

NONE  
TRIAL COURT JUDGE

CIVIL [ ] CRIMINAL [ ] JUVENILE [ ]  
ADMINISTRATIVE [X]

NOTICE IS HEREBY GIVEN THAT G. PHILIP LEWIS APPEALS TO THE SUPERIOR COURT OF NEW JERSEY, APPELLATE DIVISION, FROM THE JUDGMENT [ ] ORDER [ ] STATE AGENCY DECISION [X] ENTERED IN THIS ACTION ON AUGUST 23, 2002 AND SEPTEMBER 19, 2002.

IF NOT APPEALING THE ENTIRE JUDGMENT, ORDER OR AGENCY DECISION, SPECIFY WHAT PARTS OF PARAGRAPHS ARE BEING APPEALED:

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HAVE ALL ISSUES AS TO ALL PARTIES BEEN DISPOSED OF IN THIS ACTION IN THE TRIAL COURT OR AGENCY? YES [X] NO [ ]

IF NOT, HAS THE ORDER BEEN CERTIFIED AS FINAL PURSUANT TO R. 4:42-2?  
YES [ ] NO [ ]

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IN CRIMINAL, QUASI-CRIMINAL, AND JUVENILE CASES: N/A  
GIVE A CONCISE STATEMENT OF THE OFFENSE AND OF THE JUDGMENT, DATE ENTERED AND ANY SENTENCE OR DISPOSITION IMPOSED.

---

IS DEFENDANT INCARCERATED? YES [ ] NO [ ] N/A  
WAS BAIL GRANTED OR THE SENTENCE OR DISPOSITION STAYED? YES [ ] NO [ ]  
IF IN CUSTODY, GIVE THE PLAE OF CONFINEMENT \_\_\_\_\_.





NOTICE OF APPEAL AND ANNEXED CASE INFORMATION STATEMENT HAVE BEEN SERVED ON:

TRIAL COURT JUDGE N/A DATE OF SERVICE N/A  
TRIAL COURT CLERK OR STATE AGENCY: Kathleen Coates, CEBS Secretary, Board of Trustees for Public Employee Retirement System  
ATTORNEY GENERAL OF THE STATE OF NEW JERSEY  
PURSUANT TO R. 2:5-1(a), (e) or (h) R. 2:5-1(e)

OTHER PARTIES:

NAME AND DESIGNATION	ATTORNEY NAME, ADDRESS AND TELEPHONE NUMBER	DATE OF SERVICE
<u>N/A</u>	<u></u>	<u></u>
<u></u>	<u></u>	<u></u>
<u></u>	<u></u>	<u></u>

ANNEXED TRANSCRIPT REQUEST FORM HAS BEEN SERVED ON:

NAME	DATE OF SERVICE	AMOUNT OF DEPOSIT
COURT REPORTER'S SUPERVISOR, CLERK OF COURT OR AGENCY <u>N/A</u>	<u></u>	<u></u>
COURT REPORTER <u></u>	<u></u>	<u></u>
<u></u>	<u></u>	<u></u>

EXEMPT FROM ANNEXING THE TRANSCRIPT REQUEST FORM DUE TO THE FOLLOWING:

- NO VERBATIM RECORD, ADMINISTRATIVE AGENCY: PURSUANT TO R.2:5-1(f)(2), AGENCY DECISION ATTACHED HERETO
- TRANSCRIPT IN POSSESSION OF ATTORNEY OR PRO SE LITIGANT. [FOUR COPIES, ALONG WITH THE COMPUTER DISKETTE FROM THE TRANSCRIPT PREPARER, MUST BE SUBMITTED]
- MOTION FOR ABBREVIATION OF TRANSCRIPT FILED WITH THE COURT OR AGENCY BELOW
- MOTION FOR FREE TRANSCRIPT FILED WITH THE COURT BELOW

I CERTIFY THAT THE FOREGOING STATEMENTS ARE TRUE TO THE BEST OF MY KNOWLEDGE, INFORMATION AND BELIEF. I ALSO CERTIFY THAT, UNLESS EXEMPT, THE FILING FEE REQUIRED BY N.J.S. 22A:2 HAS BEEN PAID.

10/28/02  
DATE

[Signature]  
SIGNATURE OF ATTORNEY

JOHN G. DeSIMONE, LLC  
ATTORNEY AT LAW  
66 Euclid Street, Suite B  
P.O. Box 237  
Woodbury, NJ 08096  
Phone: (856) 848-8800  
Fax: (856) 848-8939

TITLE IN FULL:  
IN RE: G. Philip Lewis

SUPERIOR COURT OF NEW JERSEY  
APPELLATE DIVISION

AGENCY NUMBER: 1065648

APPELLANT'S ATTORNEY:  Plaintiff \_\_\_ Defendant \_\_\_ Other (Specify)  
NAME ADDRESS TELEPHONE CLIENT  
JOHN G. DeSIMONE Esquire JOHN G. DeSIMONE, LLC 856-848-8800 G. PHILIP LEWIS  
66 Euclid Street, Suite B  
Woodbury, NJ 08096

RESPONDENT'S ATTORNEY\*:  
NAME ADDRESS TELEPHONE CLIENT  
DAVID DENBE, SDAG OFFICE OF THE ATTORNEY GENERAL 609-292-4925 PUBLIC EMPLOYEES RETIREMENT SYSTEM (PERS BOARD)  
P.O. BOX 080  
TRENTON, NJ 08625-0030  
DEBORAH ALLEN, DAG OFFICE OF THE ATTORNEY GENERAL 609-292-4925 PUBLIC EMPLOYEES RETIREMENT SYSTEM (PERS BOARD)  
P.O. BOX 080  
TRENTON, NJ 08625-0030

[\*Indicate which parties, if any, did not participate below or were no longer parties to the action at the time of entry of the judgment or decision being appealed.]

GIVE DATE AND SUMMARY OF JUDGMENT OR DECISION BEING APPEALED AND ATTACH A COPY:

Are there any claims against any party below, either in this or a consolidated action, which have not been disposed of, including counterclaims, cross-claims, third-party claims and applications for counsel fees?

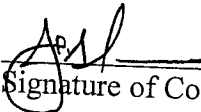
If so, has the order been certified as final pursuant to R. 4:42-2?

Yes \_\_\_ No X  
Yes \_\_\_ No X

G. Philip Lewis v. Board of Trustees  
Public Employees Retirement System

Docket No. AM-63-02T5

6/28/02  
Date

  
Signature of Counsel of Record