

PREPARED BY THE COURT

NEW JERSEY DIVISION OF CHILD
PROTECTION AND PERMANENCY,

Plaintiff,

vs.

T.F.,M.L., and E.W.,

vs.

Defendants,

THE TRENTONIAN, and
ISAAC AVILUCEA,

Defendants.

IN THE MATTER OF:

N.L.,

Minor.

SUPERIOR COURT OF NEW JERSEY
CHANCERY DIVISION – FAMILY PART
MERCER COUNTY

DOCKET NO. FN-11-51-17
NJS#1066981

CIVIL ACTION

ORDER

FILED

MAR 27 2017

SUPERIOR COURT OF NJ
MERCER VICINAGE
FAMILY DIVISION

THIS MATTER was initially brought before the Court by the New Jersey Division of Child Protection and Permanency (“DCP&P”) on Wednesday, October 26, 2016, wherein the agency sought and received *ex parte* emergent relief to enjoin the Trentonian, its reporter Isaac Avilucea, and anyone else (hereafter “Trentonian Parties”), “from printing in newsprint or in any media form, electronic or otherwise [the Verified Complaint filed in Case No. FN-11-51-17]; and is ordered to remove from any publication source any documents if already printed or distributed. It is further ordered that the Trentonian is enjoined from disseminating any information obtained from the filed verified complaint in any form.”

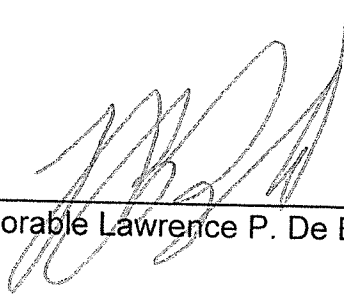
That Order was extended on October 28, 2016, and extended again until such time as the Trentonian Parties could file responsive motions to dismiss, memoranda, and a hearing could be held on the issue of whether a permanent restraint is justified under N.J.S.A. 9:6-8.10a and N.J.S.A. 9:6-8.10b or whether such a restraint violates the First Amendment of the United States Constitution as an unlawful prior restraint.

After a hearing on January 20, 2017, and reviewing all the pleadings, motions, and memoranda filed in this matter, this Court is now fully advised by the Parties. It has taken the issue of the permanent injunction under consideration. And the Court having placed on the record the reasons for its decision on Thursday, January 26, 2017, provided to the parties herein by CD, with a copy of this Order; and having ordered on January 27, 2017 a limited plenary hearing which took place on February 15, 2017; and for reasons placed on the record on March 27, 2017; and for good cause shown;

IT IS on this 27th day of March 2017

ORDERED that:

- 1) For reasons set forth in this Court's Statement of Reasons spread on the record on March 27, 2017 (copy of CD of said record provided herewith), the Amended Complaint filed in the within matter is dismissed as to all defendants. The order of January 27, 2017 continuing the temporary constraints entered against the Trentonian and Isaac Avilucea are vacated. All future proceedings shall be conducted before Judge Thompson in the underlying action.



Honorable Lawrence P. De Bello J.S.C