

Mr. Brian Asarnow
55 Community Place
Long Branch, NJ 07740

April 13, 2023

Hon. Lisa P Thornton, AJSC
Monmouth County Courthouse
71 Monument Park, PO Box 1266, 2nd Floor
Freehold, NJ 07728

Dear Judge Thornton:

Please see attached.

Very Truly Yours

A handwritten signature in blue ink, appearing to read "B. Asarnow", with a long horizontal flourish extending to the right.

Mr. Brian D. Asarnow
Plaintiff

Mr. Brian Asarnow
55 Community Place
Long Branch, NJ 07740

April 13, 2023

Hon. Gregory Acquaviva, JSC.
Monmouth County Courthouse
71 Monument Park, PO Box 1266, 2nd Floor
Freehold, NJ 07728

RE: Mon L 1422-22 ; Request for Recusal

Dear Judge Acquaviva:

I hereby request your recusal from this matter for the following reasons as violating Canons 2A and 2B of the code of judicial conduct:

Canon 2. A Judge Should Avoid Impropriety and the Appearance of Impropriety in All Activities

A. A judge should respect and comply with the law and should act at all times in a manner that promotes public confidence in the integrity and impartiality of the judiciary.

B. A judge should not allow family, social, political, or other relationships to influence judicial conduct or judgment. A judge should not lend the prestige of office to advance the private interests of others; nor should a judge convey or permit others to convey the impression that they are in a special position of influence. A judge shall not testify as a character witness.

A fair reading of my Statement of Misstated and Corrected Facts in my motion for reconsideration shows you ignored the true facts, substituted your own and otherwise resorted to lies and distortion in order to be able to deny each point of relief in furtherance of your agenda to save face for the city attorney, whose son was silent co counsel observer at the hearings, and curry favor with politicians who may assist in your upcoming renomination as judge. Currying favor with politicians is something you did prior as a lobbyist. The city attorney stated upon Plaintiff's participation in 3 zoom council meetings to get the laws enforced that 'its nothing new" and was previously decided by Judge Perri years ago and that nothing further would be done. (See Complaint for Mandamus & Civil Rights and Material Fact 3) If any of the Plaintiff's Points were granted, this might puncture that contention by the city attorney. I note that the Rainone law firm seeks political influence and a partner is speaker of the NJ Assembly. I also observed state senator Gopal who lives in Long Branch visiting Community Place with 2 aides checking out the situation while I have been seeking an injunction. He is involved with your renomination and I didn't call him and don't believe they were there on my behalf. I believe this violates Canon 2B.

In particular, per Point II, you failed to consider that no limitation of resources exist preventing abatement of the notices of violations and that this precludes Long Branch from immunity and summary dismissal. In Point III when it was clear that the use is illegal and the neighbor's are operating without site plan and use variance approval due to rejection of same by the zoning board, instead of granting summary judgment you looked for a way around this and instead found "yard" is not defined by ordinance though it actually appears on the zoning permit and is described in the resolution of rejection as such. Per Point V as to abandonment of the paving company use, per Fact 13, you flat out refused to apply the Brill standard though no documents were provided in dispute. As to Point VIII, regarding the neighbor's solid waste and use of the loading zone and my property, you stated "Asarnow's brief refers to "Solid Waste Recycling Ordinance 293," but does not cite a specific provision within that ordinance" but the very first sentence of the brief cites the ordinance sections being continuously violated and could not possibly be missed. This and the obvious distortion of other facts and Points in order to evade proper application of the standard violates Canon 2A as you are not complying with the law or the oath you took to uphold it.

I don't think judges should have an agenda or lie and distort to achieve it and also will be filing a formal complaint with AOC to disqualify you as a judge.

Enforcement of zoning and other laws is in the high public interest and should occur at the earliest opportunity and summary judgment was to do that. You certainly can't be trusted after this to oversee a fair trial against the neighbors if/when it comes to that.

Very Truly Yours



Mr. Brian D. Asanow
Plaintiff

CC: Hon. Lisa P Thornton, AJSC
Monmouth County Courthouse
71 Monument Park, PO Box 1266, 2nd Floor
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