

BELOW IS A SUMMARY OF THE CASE YOU ARE FILING WITH THE **APPELLATE DIVISION**.
 REVIEW ALL INFORMATION AND DOCUMENTS FOR ACCURACY PRIOR TO HITTING THE **SUBMIT** BUTTON
 ON THE NEXT PAGE.

FILING ID # 1136968 **TRIAL COURT DOCKET #** FM-15-990-00
APPELLATE # A-000909-17 **TRIAL COURT COUNTY** OCEAN
CASE TITLE AMELIA MANYA EMILY ORT, V. ABRAHAM ORT
CASE TYPE FAMILY **DISPOSITION DATE** 09/15/2017
CATEGORY DISSOLUTION
TRIAL COURT JUDGE VALTER H. MUST, JSC

PARTY/ATTORNEY

PARTY NAME	PARTY ROLE	PARTY DESIGNATION	FIRM NAME - ATTORNEY NAME / ATTORNEY ROLE	ADDRESS
ABRAHAM ORT	DEFENDANT	APPELLANT	DAVID PERRY DAVIS PC - DAVID PERRY DAVIS (ATTORNEY OF RECORD)	57 HAMILTON AVE STE 301 HOPEWELL, NJ 08525 609-466-1222 APPDIV@DPDLAW.COM,DPD@FAMILYLAWNJ.PRO,ROBIN@DPDLAW.COM (26782678q@gmail.com,jacobrudich12@gmail.com)
AMELIA MANYA EMILIA ORT	PLAINTIFF	RESPONDENT	PAONE ZALESKI & MURRAY - JOHN P PAONE (ATTORNEY OF RECORD)	146 GREEN STREET, P.O. BOX 249 WOODBRIDGE, NJ 07095 732-750-9797 (JohnP@paonezaleski.com)

DOCUMENTS

DOCUMENT / FILE NAME	FILING PARTY	FIRM NAME / ATTORNEY ATTENTION	CATEGORY / DOCUMENT TYPE	SOURCE	DATE POSTED	STATUS
NOTICE OF APPEAL	ABRAHAM ORT	DAVID PERRY DAVIS PC - DAVID PERRY DAVIS	APPELLATE DOCUMENTS - NOTICE OF APPEAL	SYSTEM GENERATED	10/26/2017	SUBMITTED
CASE INFORMATION STATEMENT	ABRAHAM ORT	DAVID PERRY DAVIS PC - DAVID PERRY DAVIS	APPELLATE DOCUMENTS - CASE INFO STATEMENT	SYSTEM GENERATED	10/26/2017	SUBMITTED
TRIAL COURT ORDER	ABRAHAM ORT	DAVID PERRY DAVIS PC - DAVID PERRY DAVIS	APPELLATE DOCUMENTS - TRIAL COURT ORDER/JUDGMENT/DECISION	UPLOAD	10/26/2017	SUBMITTED
PROOF OF SERVICE	ABRAHAM ORT	DAVID PERRY DAVIS PC - DAVID PERRY DAVIS	APPELLATE DOCUMENTS - PROOF OF SERVICE	SYSTEM GENERATED	10/26/2017	SUBMITTED

FEES AND PAYMENTS

Fee Type	Fee Amount	Fee Status	Fee Paid	Payment Date	Payment Type	Amount Due
FILING FEE	\$250.00	PAID	\$250.00	10/26/2017 05:05 PM	Credit Card	\$0.00
SERVICE FEE	\$6.00	PAID	\$6.00	10/26/2017 05:05 PM	Credit Card	\$0.00
	\$256.00		\$256.00			\$0.00

RELATED APPEALS

CASE TYPE	APPELLATE #	TRIAL COURT/ AGENCY DOCKET #	Case Title	Disposition Date	Status
No record found.					



New Jersey Judiciary
 Superior Court - Appellate Division
Notice of Appeal

TITLE IN FULL (AS CAPTIONED BELOW) AMELIA MANYA EMILY ORT, V. ABRAHAM ORT	ATTORNEY / LAW FIRM / PRO SE LITIGANT			
	NAME DAVID PERRY DAVIS, Esq.			
	STREET ADDRESS 57 HAMILTON AVE STE 301			
	CITY HOPEWELL	STATE NJ	ZIP 08525	PHONE NUMBER 609-466-1222
	EMAIL ADDRESS APPDIV@DPDLAW.COM DPD@FAMILYLAWNJ.PRO (*)			

ON APPEAL FROM		
TRIAL COURT JUDGE VALTER H. MUST, JSC	TRIAL COURT OR STATE AGENCY OCEAN	TRIAL COURT OR AGENCY NUMBER FM-15-990-00

Notice is hereby given that **ABRAHAM ORT** appeals to the Appellate Division from a Judgment or Order entered on **09/15/2017** in the Civil Criminal or Family Part of the Superior Court Tax Court or from a State Agency decision entered on _____

If not appealing the entire judgment, order or agency decision, specify what parts or paragraphs are being appealed.

For criminal, quasi-criminal and juvenile actions only:

Give a concise statement of the offense and the judgment including date entered and any sentence or disposition imposed:

This appeal is from a conviction post judgment motion post-conviction relief pre-trial detention
 If post-conviction relief, is it the 1st 2nd other _____ specify

Is defendant incarcerated? Yes No

Was bail granted or the sentence or disposition stayed? Yes No

If in custody, name the place of confinement:

Defendant was represented below by:

Public Defender self private counsel _____ specify

Notice of appeal and attached case information statement have been served where applicable on the following:

	Name	Date of Service
Trial Court Judge	VALTER H. MUST, JSC	10/26/2017
Trial Court Division Manager	OCEAN	10/26/2017
Tax Court Administrator		
State Agency		
Attorney General or Attorney for other Governmental body pursuant to R. 2:5-1(a), (e) or (h)		

Other parties in this action:

Name and Designation	Attorney Name, Address and Telephone No.	Date of Service
AMELIA MANYA EMILIA ORT	JOHN P PAONE, Esq. PAONE ZALESKI & MURRAY 146 GREEN STREET P.O. BOX 249 WOODBIDGE NJ 07095 732-750-9797 (JohnP@paonezaleski.com)	10/27/2017

Attached transcript request form has been served where applicable on the following:

Name	Date of Service
Trial Court Transcript Office	
Clerk of the Tax Court	
State Agency	

Exempt from submitting the transcript request form due to the following:

- There is no verbatim record for the transcript.
- Transcript in possession of attorney or pro se litigant (four copies of the transcript must be submitted along with an electronic copy).

List the date(s) of the trial or hearing:

- Motion for abbreviation of transcript filed with the court or agency below. Attach copy.
- Motion for free transcript filed with the court below. Attach copy.

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.A. 22A:2 has been paid.

10/26/2017

Date

s/ DAVID PERRY DAVIS, Esq.

Signature of Attorney or Pro Se Litigant

BAR ID #

047451996

EMAIL ADDRESS **O**

APPDIV@DPDLAW.COM,DPD@FAMILYLAWNJ.PR



New Jersey Judiciary
Superior Court - Appellate Division
Notice of Appeal

Additional appellants continued below

Additional respondents continued below

Appellant's attorney email address continued below

PARTY NAME: ABRAHAM ORT ATTORNEY NAME: DAVID PERRY DAVIS, Esq.
APPDIV@DPDLAW.COM
DPD@FAMILYLAWNJ.PRO
ROBIN@DPDLAW.COM(26782678q@gmail.com
jacobrudich12@gmail.com)

Respondent's attorney email address continued below

DAVID PERRY DAVIS, Esq.
DAVID PERRY DAVIS PC
57 HAMILTON AVE STE 301
HOPEWELL, NJ 08525
609-466-1222
APPDIV@DPDLAW.COM
DPD@FAMILYLAWNJ.PRO
ROBIN@DPDLAW.COM(26782678q@gmail.com
jacobrudich12@gmail.com)

Before Appellate Division,
Superior Court of New Jersey
DOCKET NO.

FAMILY

**AMELIA MANYA EMILY ORT,
V.
ABRAHAM ORT**

PROOF OF SERVICE

I hereby certify that an original of the following documents, **NOTICE OF APPEAL, PROOF OF SERVICE, TRIAL COURT ORDER, CASE INFORMATION STATEMENT** were submitted and transmitted to the parties listed below in the following format:

ELECTRONICALLY TO:

**TRIAL COURT JUDGE: VALTER H. MUST, JSC
TRIAL COURT DIVISION MANAGER: JILL VITO**

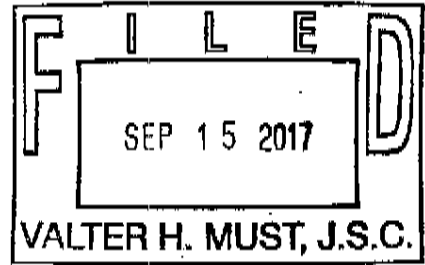
BY MAIL:
**JOHN P PAONE
PAONE ZALESKI & MURRAY
146 GREEN STREET
P.O. BOX 249
WOODBIDGE NJ 07095
732-750-9797
(JohnP@paonezaleski.com)
10/27/2017**

I certify that the forgoing 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.

**Attorney for APPELLANT
ABRAHAM ORT**

Dated: **10/26/2017**

By: **S/ DAVID PERRY DAVIS, Esq.**



PREPARED BY THE COURT

Amelia Manya Emily Ort,
Plaintiff

vs.

Abraham Ort,
Defendant

SUPERIOR COURT OF NEW JERSEY
CHANCERY DIVISION/FAMILY
PART OCEAN COUNTY

DOCKET NO. FM-15-990-00

CIVIL ACTION

Post Judgment MOTION

RETURNABLE September 15, 2017

Plaintiff Attorney: John P. Paone, Jr.
Phone: 732-750-9797
Fax: 732-750-4398

Defendant Attorney: David Perry Davis
Phone: 609-737-2222
Fax: 609-737-3222

Date of Marriage: February 22, 1977
Date of Divorce: December 12, 2002
Date Motion Filed: March 22, 2017

THIS MATTER comes before the Court on Defendant's motion and Plaintiff's cross-motion for post-judgment relief.

The Court has considered the moving papers and the positions of the parties and for other good cause having been shown,

IT IS on this 15th day of September, 2017 **ORDERED:**

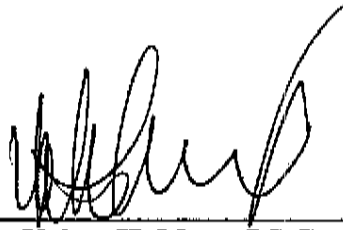
Defendant's Motion / Court's Findings and Decision:

1. Defendant's Motion is **DENIED** in its entirety. The Defendant comes to the Court with unclean hands. He is also subject to a Bench Warrant with a purge amount of \$100,000.00 since June 13, 2013. Much of Defendant's application is an attempt to re-litigate issues which have been long decided. The Court will not entertain any further application by the Defendant until such time as the Defendant posts with the Court the \$100,000.00 purge amount.

Plaintiff's Motion / Court's Findings and Decision:

1. Plaintiff is hereby **GRANTED** judgment against the Defendant in the amount of \$102,767.17 representing additional and final unpaid child support. All of the remaining children of the marriage are hereby emancipated and the Defendant shall have no further child support obligation.

2. The Defendant shall pay the Plaintiff \$10,000.00 as counsel fees on this application within 10 days hereof.



Valter H. Must, J.S.C.



New Jersey Judiciary
Superior Court - Appellate Division
Civil Case Information Statement

Please type or clearly print all information.

Title in Full AMELIA MANYA EMILY ORT, V. ABRAHAM ORT	Trial Court or Agency Docket Number FM-15-990-00
--	--

• Attach additional sheets as necessary for any information below.

Appellant's Attorney Email Address: **APPDIV@DPDLAW.COM**
DPD@FAMILYLAWNJ.PRO (*)

Plaintiff Defendant Other (Specify)

Name DAVID PERRY DAVIS, Esq.		Client ABRAHAM ORT		
Street Address 57 HAMILTON AVE STE 301	City HOPEWELL	State NJ	Zip 08525	Telephone Number 609-466-1222

Respondent's Attorney Email Address: **JohnP@paonezaleski.com**

Plaintiff Defendant Other (Specify)

Name JOHN P PAONE, Esq.		Client AMELIA MANYA EMILIA ORT		
Street Address 146 GREEN STREET P.O. BOX 249	City WOODBRIIDGE	State NJ	Zip 07095	Telephone Number 732-750-9797

Give Date and Summary of Judgment, Order, or Decision Being Appealed and Attach a Copy:
On September 15, 2017, the trial court declined to consider defendant's motion seeking various forms of relief including emancipating the parties' children, vacating a warrant for his arrest, affirming that all support arrears had been satisfied, and entering a judgment in his favor.

Have all issues as to all parties in this action, before the trial court or agency, been disposed? Yes No
 That is, are there any claims against any party in the trial court or agency, either in this or a consolidated action, which have not been disposed? These claims may include counterclaims, cross-claims, third-party claims and applications for counsel fees.

If outstanding claims remain open, has the order been properly certified as final pursuant to R. 4:42-2? Yes No N/A

A) If the order has been properly certified, attach copies of the order and the complaint and any other relevant pleadings to the order being appealed. Attach a brief explanation as to why the order qualified for certification pursuant to R. 4:42-2.

B) If the order has not been certified or has been improperly certified, leave to appeal must be sought. (See R. 2:2-4; 2:5-6.) Please note that an improperly certified order is not binding on the Appellate Division.

If claims remain open and/or the order has not been properly certified, you may want to consider filing a motion for leave to appeal or submitting an explanation as to why you believe the matter is final and appealable as of right.

Were any claims dismissed without prejudice? Yes No

(*) truncated due to space limit. Please find full information in the additional pages of the form.

If so, explain and indicate any agreement between the parties concerning future disposition of those claims.

Is the validity of a statute, regulation, executive order, franchise or constitutional provision of this State being questioned? (R. 2:5-1(h)) Yes No

Give a Brief Statement of the Facts and Procedural History:

A motion was filed in this post-judgment matrimonial case in February 2017 seeking various forms of relief including the emancipation of children, vacating a warrant, and entering judgment in defendant's favor. A cross motion was filed in May seeking to apply the fugitive disentitlement doctrine and for other relief. A reply certification was filed in June, 2017.

To the extent possible, list the proposed issues to be raised on the appeal as they will be described in appropriate point headings pursuant to R. 2:6-2(a)(5). (Appellant or cross-appellant only.):

I. The trial court erred in declining to consider defendant's motion and grant the relief sought therein

II. The trial court abused its discretion in entering a counsel fee award in plaintiff's favor.

III. Such other points as research of the record and preparation of the appellant's brief may reveal.

If you are appealing from a judgment entered by a trial judge sitting without a jury or from an order of the trial court, complete the following:

1. Did the trial judge issue oral findings or an opinion? If so, on what date? 09/15/2017 Yes No

2. Did the trial judge issue written findings or an opinion? If so, on what date? 09/15/2017 Yes No

3. Will the trial judge be filing a statement or an opinion pursuant to R. 2:5-1(b)? Yes No Unknown

Caution: Before you indicate that there was neither findings nor an opinion, you should inquire of the trial judge to determine whether findings or an opinion was placed on the record out of counsel's presence or whether the judge will be filing a statement or opinion pursuant to R. 2:5-1(b).

Date of Your Inquiry:

Is the validity of a statute, regulation, executive order, franchise or constitutional provision of this State being questioned? (R.2:5-1(h)) Yes No
If yes, you will need to serve the appropriate government attorney.

1. Is there any appeal now pending or about to be brought before this court which:

(A) Arises from substantially the same case or controversy as this appeal? Yes No

(B) Involves an issue that is substantially the same, similar or related to an issue in this appeal? Yes No

If the answer to the question above is Yes, state:

Case Title

Trial Court Docket#

Party Name

2. Was there any prior appeal involving this case or controversy? Yes No

If the answer to question above is Yes, state:

Case Name and Type (direct, 1st PCR, other, etc.)

Appellate Division Docket Number

Civil appeals are screened for submission to the Civil Appeals Settlement Program (CASP) to determine their potential for settlement or, in the alternative, a simplification of the issues and any other matters that may aid in the disposition or handling of the appeal. Please consider these when responding to the following question. A negative response will not necessarily rule out the scheduling of a preargument conference.

State whether you think this case may benefit from a CASP conference. Yes No

Explain your answer:

(*) truncated due to space limit. Please find full information in the additional pages of the form.

This is an extremely contentious post-judgment Family Part case with a myriad of complex issues related to allegations of fraud committed by plaintiff.

Whether or not an opinion is approved for publication in the official court report books, the Judiciary posts all Appellate Division opinions on the Internet.

I certify that confidential personal identifiers have been redacted from documents now submitted to the court, and will be redacted from all documents submitted in the future in accordance with Rule 1:38-7(b).

ABRAHAM ORT

Name of Appellant or Respondent

10/26/2017

Date

047451996

Bar #

DAVID PERRY DAVIS, Esq.

Name of Counsel of Record
(or your name if not represented by counsel)

s/ DAVID PERRY DAVIS, Esq.

Signature of Counsel of Record
(or your signature if not represented by counsel)

APPDIV@DPDLAW.COM,DPD@FAMILYLAWNJ.PRO

Email Address



New Jersey Judiciary
Superior Court - Appellate Division
CIVIL Case Information Statement

Additional appellants continued below

Additional respondents continued below

Appellant's attorney email address continued below

PARTY NAME: ABRAHAM ORT ATTORNEY NAME: DAVID PERRY DAVIS, Esq.
APPDIV@DPDLAW.COM
DPD@FAMILYLAWNJ.PRO
ROBIN@DPDLAW.COM(26782678q@gmail.com
jacobrudich12@gmail.com)

Respondent's attorney email address continued below