

PAULA T. DOW
ATTORNEY GENERAL OF NEW JERSEY
Attorney for Defendants
R.J. Hughes Justice Complex
25 Market Street, P.O. Box 112
Trenton, New Jersey 08625-0112

By: Robert Lougy
Assistant Attorney General
609-599-6868

OCCUPY NEW JERSEY, et al.,

Plaintiffs,

v.

RAYMOND L. ZAWACKI, et al.,

Defendants.

SUPERIOR COURT OF NEW JERSEY
CHANCERY DIVISION
Docket No. MER-

Civil Action

CERTIFICATION OF ROBERT LOUGY

I, ROBERT LOUGY, of full age, hereby certify that:

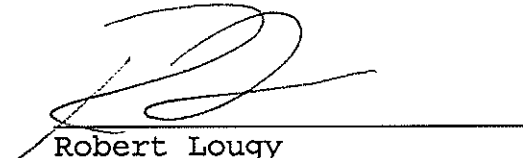
1. Attached hereto as Exhibit A is a true and accurate copy of the October 7, 2011, letter from Brigadier General James J. Grant to Lieutenant Richard Finneran of the New Jersey State Police concerning the World War II Memorial.

2. Attached hereto as Exhibit B is a true and accurate copy of the October 13, 2011 letter from Raymond L. Zawacki, Deputy Commissioner for Veterans Affairs, Department of Military and Veterans Affairs.

3. Attached hereto as Exhibit C is an email, dated October 20, 2011, from me to Edward Barocas, Esq., counsel for

Plaintiffs, concerning the unattended items removed from the World War II Memorial.

I certify that the foregoing statements by me are true. I am aware that if the foregoing statements made by me are willfully false, I am subject to punishment.



Robert Lougy

Dated: October 26, 2011

Exhibit A



State of New Jersey
DEPARTMENT OF MILITARY AND VETERANS AFFAIRS
POST OFFICE BOX 340
TRENTON, NEW JERSEY 08625-0340

CHRIS CHRISTIE
Governor
Commander-in-Chief

☆☆
GLENN K. RIETH
Major General
The Adjutant General

7 October 2011

TO: Lt. RICHARD FINNERAN
New Jersey State Police
Office of State Governmental Security

FROM: BG JAMES J. GRANT *Grant*
Chief of the Joint Staff
NJ Army National Guard

SUBJECT: World War II Memorial

The New Jersey Department of Military and Veterans Affairs has responsibility for the care and maintenance of the World War II Memorial at Veterans Park, West State Street in Trenton.

This Department has not authorized the use of electricity, camping or group assembly on the facility.

If you have further questions or need assistance with this matter, please contact me at (609) 847-6541.

Exhibit B



State of New Jersey
DEPARTMENT OF MILITARY AND VETERANS AFFAIRS
POST OFFICE BOX 340
TRENTON, NEW JERSEY 08625-0340

CHRIS CHRISTIE
Governor
Commander-in-Chief

☆☆
GLENN K. RIETH
Major General
The Adjutant General

13 October 2011

To Whom It May Concern:

The property that you are on is State property under the management of the Department of Military and Veterans Affairs, known as DMAVA.

You are more than welcomed to stay on this site and exercise your First Amendment rights of expression. However, in order to protect you, the public, the accessibility of this memorial to all members of the general public, and to maintain the safety, condition, and esthetic value of this site, DMVA requires that you comply with the following rules:

1. You may bring your personal property with you so long as you attend to that property. All unattended items will be considered trash and must be removed.
2. You are not permitted to use this site as a campground. You therefore must remove all tables, furnishings, coolers, and boxes. Other camping or picnicking items are also prohibited.
3. You may not affix or attach anything to the walls of the Monument.
4. You may not erect structures of any type.
5. You may use signs, flags and other symbols in the exercise of your First Amendment rights. However, all such items must be attended. All unattended items will be considered trash and must be removed.
6. You may not use the electricity available on this site. We have previously advised you not to use the electricity on the site and we advise you again not to use the electricity.
7. You may not operate a generator on this site.

Sincerely,

Raymond L. Zawacki

Deputy Commissioner for Veterans Affairs

New Jersey Department of Military and Veterans Affairs

Exhibit C

From: Robert Lougy
To: ebarocas@aclu-nj.org
Date: 10/20/2011 11:15 AM
Subject: Unattended items removed from the DMAVA site.

Good morning:

Please accept this email as a reminder that any unattended items cleaned up from the DMAVA site on West State Street that have not already been claimed remain available for pick-up by the owner(s). As we discussed on Friday, October 14, and on Saturday, October 15, 2011, the unattended items are in storage awaiting pick-up by the owner(s), if any. The State is merely holding the unattended items on behalf of unknown owners and has no interest in retaining the items. Any person seeking to pick up one or more of those items should contact the Operations Center of the State Police, located in the State House, during business hours (M-F, 9-5). State Police will then escort the individual to the facility and allow them access to where the unattended items are being stored. As we discussed, State Police cannot transport individuals to the facility.

Thank you.

Yours,

Robert.