

PRESSLER AND PRESSLER, L.L.P.
COUNSELLORS AT LAW
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Attorney for Defendant

FILED
DEC 16 2011
Joseph L. Rea, J.S.C.

JOANNE BLAINE and JEAN MICHELLE
BURR-D'ALESSANDRO, on behalf of
themselves and those similarly situated,

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION: MIDDLESEX COUNTY

Plaintiffs,

DOCKET NO.: L-00583-11

vs.

PRESSLER & PRESSLER, LLP a/k/a Pressler
and Pressler, LLP; and JOHN DOES 1 TO 10,

Civil Action

ORDER TO STAY PROCEEDINGS AND
COMPEL ARBITRATION

Defendants.

THIS MATTER having been opened to the Court by Defendant, Pressler and Pressler, L.L.P., by Notice of Motion to Stay Proceedings and Compel Arbitration and the Plaintiffs not objecting with the time prescribed by the Court Rules and the Court having considered the papers submitted and for good cause shown and any opposition thereto, and the Court having heard the argument of counsel; if any, and for good cause appearing,

FOR THE REASONS SET FORTH
ON THE RECORD ON 12/16/2011

IT IS ON THIS 16th DAY OF December, 2011

1. ORDERED that this action as to Defendant Pressler & Pressler, LLP a/k/a Pressler and Pressler, LLP be and is hereby stayed; and it is further

2. ORDERED that pursuant to the Cardmember Agreement between Plaintiff Joanne Blaine and Chase Bank USA, the within matter should proceed to arbitration as an individual matter only; and it is further

3. ORDERED that Plaintiff Joanne Blaine has forty-five (45) days from the date of the within Order to file a claim with American Arbitration Association or shall be otherwise barred from doing so. In the event that Plaintiff Joanne Blaine fails to file a claim with the

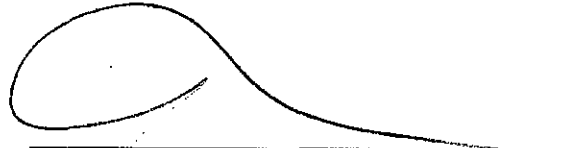
Revised

American Arbitration Association within forty-five (45) days from the date of the within Order, Defendant, upon application by Motion to the Court, shall be entitled to Dismiss the Action with prejudice; and it is further

4. ORDERED that pursuant to the Cardmember Agreement between Plaintiff Jean Michelle Burr-D'Alessandro and Chase Bank, USA, the within matter should proceed to arbitration as an individual matter only; and it is further

5. ORDERED that Plaintiff Jean Michelle Burr-D'Alessandro has forty-five (45) days from the date of the within Order to file a claim with the American Arbitration Association or shall be otherwise barred from doing so. In the event that Plaintiff Jean Michelle Burr-D'Alessandro fails to file a claim with the American Arbitration Association within forty-five (45) days from the date of the within Order, Defendant, upon application by Motion to the Court, shall be entitled to Dismiss the Action with prejudice; and it is further

6. ORDERED that a copy of the within Order shall be served upon all parties within 7 days of receipt hereof.


_____, J.S.C.
JOSEPH L. REA, J.S.C.

opposed
 unopposed

This motion was denied after hearing oral argument on 12/16/2011, the reasons for the denial were set forth orally on the record. Basically, the defendant is NOT a "party covered" under the cardholder agreement such that they can compel binding arbitration.

Denied