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**UNITED STATES DISTRICT COURT FOR  
THE DISTRICT OF NEW JERSEY  
TRENTON VICINAGE**

KAREN BOSLEY

Plaintiff,

-v-

JON H. LARSON, in his official and individual capacity, BOARD OF TRUSTEES OF OCEAN COUNTY COLLEGE, OCEAN COUNTY COLLEGE, TARA KELLY, in her official and individual capacity, DONALD DORAN, in his official and individual capacity DANIEL DUFFY, in his official and individual capacity, JOSEPH ADELIZZI, in his official and individual capacity, MARTIN NOVELLI, in his official and individual capacity, FRANK J. WETTA, in his official and individual capacity, JOHN DOES 1-10 and XYZ Companies 1-10,

Defendants.

CIVIL ACTION NO. -

**COMPLAINT**

Plaintiff Karen Bosley, by and through her counsel, by way of Complaint state and allege the following:

**JURISDICTION AND VENUE**

1. This Court has jurisdiction over this action pursuant to 28 U.S.C. §§ 1331 and 1343 and 42 U.S.C. §1983. The Court has jurisdiction over the request for declaratory relief pursuant to 28 U.S.C. §§ 2201

and 2202. The Court has supplemental jurisdiction over the state law claims pursuant to 28 U.S.C. § 1367 in that all other claims of Plaintiff form part of the same case and controversy.

2. Venue is proper because a substantial part of the events or omissions giving rise to the Plaintiff's claims occurred in this district.

### **PARTIES**

1. Plaintiff Karen Bosley [hereafter "Bosley"] is a citizen of the United States who resides at 9 East Old Whaling Lane, Long Beach Township, New Jersey 08008-2930.

#### ***Defendants***

2. Defendant Jon H. Larson [hereafter "Larson"] is a citizen of the United States and a resident of New Jersey employed by Ocean County College, a New Jersey state educational institution. Larson holds the position of President of Ocean County College. Larson resides at 1704 Waterbury Court, Toms River, New Jersey 08755.

3. Defendant Board of Trustees of Ocean County College [hereafter "The Board"] is the duly-authorized governing body of Ocean County College [sometimes hereafter "OCC"]. Members of the Board of OCC are appointed by the Board of Ocean County Chosen Freeholders. The Board can be served at OCC.

4. Defendant Ocean County College is a publicly funded two-year academic institution located at P.O. Box 2001, College Drive, Toms River, New Jersey 08754-2001.

5. Defendant Tara Kelly [hereafter "Kelly"] is a citizen of the United States and a resident of New Jersey employed by OCC. Kelly holds the position of Vice-President/Executive Director of College Relations at OCC. Kelly resides at 59 Wood Avenue, Brick, New Jersey 08724.

6. Defendant Donald Doran [hereafter "Doran"] is a citizen of the United States and a resident of New Jersey employed by OCC. Doran holds the position of Acting Vice President of Student Affairs at OCC. Doran resides at P.O. Box 594, 145 Ocean Avenue, Island Heights, New Jersey 08732.

7. Defendant Daniel Duffy [hereafter “Duffy”] is a citizen of the United States and a resident of New Jersey employed by OCC. Duffy holds the position of Provost for Academic Operations and Outreach Services (formerly Vice President of Student Affairs) at OCC. Duffy resides at 432 Prospect Avenue, Pine Beach, New Jersey 08741.

8. Defendant Joseph Adelizzi [hereafter “Adelizzi”] is a citizen of the United States and a resident of New Jersey employed by OCC. Adelizzi holds the position of Director of Student Media at OCC. Adelizzi resides at 424 Compass Avenue, Beachwood, New Jersey 08722.

9. Defendant Martin Novelli [hereafter “Novelli”] is a citizen of the United States and a resident of New Jersey employed by OCC. Novelli holds the position of Dean of Humanities, Fine Arts and Media Studies. Novelli resides at 117 Rhoads Avenue, Haddonfield, New Jersey 08033-1414.

10. Defendant Frank J. Wetta [hereafter “Wetta”] is a citizen of the United States and a resident of New Jersey employed by OCC. Wetta holds the position of Vice President of Academic Affairs. Wetta resides at 18 Central Avenue, Toms River, New Jersey 08753-7516.

11. John Does 1-10 and XYZ Company 1-10 are persons and entities not yet identified that aided, abetted, incited or compelled the discrimination.

### **STATEMENT OF FACTS**

12. Bosley created the Print and Broadcast Journalism Degree Program at OCC in 1977, New Jersey’s first two-year college journalism program, and taught the great majority of journalism classes for the past twenty-eight years. She has been a tenured professor at OCC since 1983.

13. During Bosley’s thirty-five year tenure as Student Newspaper Advisor, the *Viking News* became New Jersey’s first two-year-college weekly student newspaper.

14. For the past thirty-five years, Bosley has been a professor at OCC and Student Newspaper Advisor to the *Viking News*. The position of Student Newspaper Advisor is in addition to her employment as an OCC tenured professor.

15. The *Viking News* is a biweekly newspaper providing coverage of campus news and pop culture to the Township of Toms River, New Jersey, and the surrounding community, including Ocean County College. *Viking News'* offices are located on the OCC campus, and the newspaper is staffed by OCC students.

16. The *Viking News* has been written, produced, and published by OCC students since 1967. The newspaper was established in 1967 because the students wanted a newspaper free of administrative control.

17. Bosley's position as Student Newspaper Advisor is funded by mandatory student activities fees paid by the enrolled students at OCC.

18. The *Viking News* is a student-run newspaper that is not associated with the academic curriculum at OCC in any fashion. The *Viking News* is funded by student activity fees and advertising.

19. As Student Newspaper Advisor, Bosley advises the student editors and reporters of the *Viking News*. This role as advisor is intended and designed to allow the student editors to exercise and maintain editorial control over the content of the newspaper. Consistent with long-standing precedent, the Editor-in-Chief of the *Viking News* has final authority for publication content, and content decisions rest in the hands of the student editors.

20. As Student Newspaper Advisor, Bosley advises the student editors and the reporters of the *Viking News* that the First Amendment offers them certain protections and that they should exercise those rights responsibly and without fear of retribution.

21. As Student Newspaper Advisor, Bosley advises the student editors and the reporters of the *Viking News* that the newspaper is theirs, that the Editor-in-Chief is the publisher, and that the staff has total control over the look, content, and schedule of the *Viking News*.

22. During Bosley's thirty-five year tenure as Student Newspaper Advisor, the *Viking News* has been nationally and locally recognized for its overall excellence in reporting, writing, and photography dozens of times. For example, the Society of Collegiate Journalists, a national organization that judges two-year and four-year colleges alike, awarded approximately twenty-six awards to the *Viking News* over the last six years. Similarly, the New Jersey Press Association's New Jersey Better College Newspaper Contest has awarded fifty state-contest awards to the *Viking News* over the last seven years.

23. During Bosley's thirty-five year tenure as Student Newspaper Advisor, the *Viking News* was one of the first two-year college newspaper staffs in New Jersey to develop an online version of its newspaper.

24. Bosley has been nationally recognized as a pioneer in the field of student journalism, both as a professor and as a student advisor. For example, Bosley was named Distinguished Newspaper Advisor for the Nations's Two-Year Colleges in 1978, and has been recently nominated for induction into the College Media Advisors' Hall of Fame and **to receive** the Louis Ingelhart National First Amendment Award.

25. Bosley also has been recognized numerous times in *Who's Who* publications and she was the first part-time professor at OCC to be promoted as a part-time professor.

26. Up until her termination as Student Newspaper Advisor, Bosley's job performance reviews as both a tenured senior professor and Student Newspaper Advisor have been excellent. Bosley's most recent Student Newspaper Advisor evaluations in the early 1990s were glowing with positive remarks. Similarly, all of her academic evaluations over the years have been exemplary.

#### ***President Larson's Initial Contact with the Viking News***

27. Defendant Larson began his tenure as President of OCC in the fall semester of 2000.

28. In September 2000, Defendant Larson asked the entire *Viking News* editorial board to dinner at his residence to discuss the future of the *Viking News*.

29. The *Viking News* editors felt such an event could result in a conflict of interest because the *Viking News* was the independent voice of the students of OCC, not the administration. The *Viking News* editors felt

that attendance at such a dinner could deter students from writing unbiased articles about Larson's administration and OCC.

30. Later in September 2000, the *Viking News* editors responded to Larson's request by offering to make dinner for Larson in the OCC Student Center.

31. Larson never responded to the *Viking News* editors' invitation.

32. Additionally, in August of 2000, Larson contacted the *Viking News* editors to request that his personally written articles be published in every edition of the *Viking News*.

33. The *Viking News* editors felt intimidated and threatened by Larson's demands to carry his articles.

34. The *Viking News* Editor-in-Chief complied with Larson's demands to publish his articles on a trial basis. Larson was told his articles would be held to the same standard as any other *Viking News* articles contributor.

35. After publishing Larson's articles for seven months, the *Viking News* Editor-in-Chief refused to publish anymore of Larson's articles because he missed deadlines and wrote on topics that were remote to the interests of the OCC community.

#### ***President Larson's Inauguration Gala***

36. In October 2000, the *Viking News* published an article reporting that OCC was having an Inauguration Gala for Larson. The *Viking News* was originally told by the Larson administration that the Gala would cost \$50,000, with \$26,500 already raised by the OCC Foundation and private donors, and the remaining \$23,500 to be paid out of the college budget and student tuition.

37. Upon information and belief, Larson's Inauguration Gala was the first for a President of OCC.

38. In the same issue, the *Viking News* published an editorial admonishing the Larson administration for not inviting students to Larson's Inauguration Gala, but asking them to volunteer as marshals for the event.

39. Larson's Inauguration Gala ended up costing \$78,000.

40. When a reporter for the *Viking News* inquired where the funds would come from to pay for the remaining cost of the Inauguration Gala, the Larson administration responded that the remaining \$51,500 would be paid from fundraising.

41. However, the *Viking News* reported months later that the remaining cost of the Gala was paid out of the Coca Cola contract fund, money originally earmarked for student and faculty needs at OCC.

42. In December of 2000, The *Viking News* published an editorial criticizing the Larson administration for poor planning and foolish spending related to the Inauguration Gala.

43. In January 2001, two *Viking News* staff members received the 2000 Journalism Award for Distinguished Business and Financial Reporting of New Jersey for their articles related to the investigation into Larson's Inauguration Gala.

#### ***President's Larson's Decision to Create a College Logo***

44. In the fall of 2000, Larson and his administration decided to replace OCC's official seal with a new logo as the most visible symbol of the college.

45. The *Viking News* ran two editorials criticizing Larson's plan to institute a new logo and the new logo's selection process.

46. In the spring of 2001, Larson administration settled on a logo involving blue waves, rather than utilizing the official OCC colors, green and white.

47. At the same time, the *Viking News* published another editorial satirizing Larson's new logo. This editorial also reported that the logo was chosen by an outside consulting firm in the end, not OCC's faculty or students.

48. In response to the publication of the *Viking News* editorial, Roseann D' Urso, Coordinator of Publicity of OCC, submitted a letter that was published in the *Viking News*, criticizing the newspaper for its characterizations of the college's seal and the new logo.

***The Viking News Reports on Discrimination Suit at Larson's Former College***

49. On October 30, 2003, the *Viking News* reported that the Board of Trustees at Luzerne Community College ["LCC"], where Larson was president from 1997 through 2000, had settled a discrimination lawsuit with Susan Merkel ["Merkel"], former Associate Dean of Human Resources at LCC.

50. The *Viking News* also reported that Merkel claimed she was harassed and discriminated against based on her ethnicity and age, and that Larson fired her because she opposed his attempts to get her to persuade older faculty members at LCC to accept early retirement.

51. The article also noted that the total settlement had not been announced, but LCC's Board of Trustees approved a payment to Merkel for \$87,500.

***OCC Administration Restricts Viking News' Access to School Officials***

52. In the fall of 2003, Defendant Kelly, Vice-President/Executive Director of College Relations at OCC, informed the newspaper that the *Viking News* staff would no longer be allowed to solicit quotes or comments directly from OCC faculty, staff, or administrative officials, but rather they would have to go through the college's public relations department before being granted an interview.

53. Soon thereafter, the *Viking News* published an editorial publicly criticizing the administration's new policy as being evasive and standoffish.

54. Kelly responded to the *Viking News*' editorial by writing a letter on behalf of the Larson administration. Kelly's editorial admonished the *Viking News*' Editors for their unprofessional and biased opinion and defended the administration's policy.

55. Kelly demanded that the *Viking News* publish her entire 732-word submission in the next issue of the *Viking News*, despite the *Viking News*' longstanding policy of limiting submissions to 250 words.

56. The Editor in Chief of the *Viking News* refused to break the policy to appease Kelly and printed the approximate first half of the letter.

57. Kelly again demanded that the *Viking News* publish the rest of her letter.

58. The Editor in Chief of the *Viking News* refused to give in to Kelly's demands.

59. Kelly's actions, on behalf of the Larson administration, amount to censorship by intimidation by demanding that the *Viking News* follow a certain course of action related to the content of the newspaper.

### ***OCC Activity Time Change Controversy***

60. On November 4, 2004, the *Viking News* reported that Larson planned to change the long standing Activity Time for extracurricular activities at OCC from 1:40 p.m. to 3:10 p.m.

61. The article stated that Larson sent out an email about the Activity Time Change to several OCC administrators and faculty, but no students or faculty members were surveyed on the matter.

62. In the same issue of the newspaper, a *Viking News* editor wrote an editorial criticizing the Activity Time Change because it would cause student participation in clubs and other programs to drop sharply because most OCC students worked after school and would not wait around after their classes were over for the later activity time.

63. The editorial also criticized Larson for not surveying any students or student groups before instituting the Activity Time Change.

64. That same issue of the *Viking News* also included a survey for readers to express their views regarding the Activity Time Change.

### ***Larson's Closed Door Meeting with Viking News Editors***

65. Soon thereafter, Chelsea Michaels ["Michaels"], one of the editors of the *Viking News*, was summoned to a November 16, 2004 meeting in Larson's office by an email from Kelly regarding alleged inaccuracies in the November 4th edition of the *Viking News*.

66. On November 16, 2004, Scott Coppola, Co-Editor in Chief of the *Viking News* accompanied Michaels to the meeting in Larson's office.

67. Larson refused to allow Coppola to tape record the meeting.

68. At the meeting, Larson criticized the Activity Time Change article for being biased and instructed the editors to show restraint with what gets written in future issues of the *Viking News*, even on opinion pages.

69. Larson accused the Editors of having their editorials manipulated by “some little devil” working behind the scenes at the *Viking News*. He instructed the Editors not to listen to any outside influence.

70. At the same meeting, Larson threatened to take action against the *Viking News* and its staff if the Editors did not retract what he said were inaccuracies in the November 4, 2004, article on the Activity Time Change.

71. At the meeting, Kelly added that the Editors needed to be professional and unbiased in their writings. She concluded the meeting by asking the Editors if they had learned their lesson and would take the meeting as a good learning experience as what journalists should and should not do.

72. Larson’s and Kelly’s actions were direct attempts to force Coppola and Michaels into printing a retraction and rethinking the next time the *Viking News* published an article critical of Larson or his administration.

73. As a result of Larson’s threats, the *Viking News* staff no longer felt secure in publishing articles critical of Larson’s administration without fear of retribution from him and his administration.

74. Larson’s and Kelly’s actions amounted to censorship by intimidation by attempting to control the future content of the *Viking News*.

#### ***Viking News’ Response to Larson’s Threats***

75. In the December 16, 2004 edition of the *Viking News*, Coppola published a column detailing a first-hand account of the meeting with Larson and Kelly.

76. Coppola wrote that the *Viking News* staff stood by what it originally reported in the November 4, 2004, edition of the *Viking News*.

77. Coppola concluded the editorial by stating that Larson’s comments were “intimidating” and a “clear threat to our First Amendment rights.”

78. In this edition, the *Viking News* also published the results of its survey relating to the decision to change the activity time at OCC.

79. Sixty-nine percent of the one hundred and fifty-three respondents said they felt the Activity Time Change would be detrimental to OCC and its students. Only twenty-six percent of the respondents supported the time change.

80. The *Viking News* was awarded the Enterprise/Investigative Reporting Award by the New Jersey Press Association in the New Jersey Collegiate Press Association Journalism Contest for its articles related to the Activity Time Change.

***President Larson's Attempt to Silence the Viking News by Removing Karen Bosley***

81. In a meeting on May 21, 2004, Fred Simmonds ["Simmonds"], a part-time professor at OCC, was asked to meet with Larson; Kelly; Duffy, then Vice President of Student Affairs; Defendant Novelli, Dean of Humanities, Fine Arts and Media Studies, and two other administrators in Larson's office to discuss replacing Bosley as Student Newspaper Advisor at the *Viking News*.

82. During the meeting, Larson complained that the *Viking News* was biased against his administration and did not fairly cover his administration's viewpoint in its articles.

83. Larson complained about the content of the *Viking News* because the student writers poked fun at him and declined to publish any more of his columns.

84. Kelly complained about the content of the *Viking News* because the student writers did not publish enough of her press releases.

85. Larson offered Simmonds the Student Newspaper Advisor position for the *Viking News* at that meeting. Simmonds did not accept the position.

86. Only weeks after the *Viking News* published the various Activity Time Change articles and editorials, Duffy and Defendant Doran, Acting Vice President of Student Affairs, by letter dated January 26, 2005,

first notified Bosley that the Larson administration was seeking a recommendation to terminate her as Student Newspaper Advisor for cause.

87. On March 14, 2005, Doran, Duffy, and an OCC attorney met with Bosley to discuss her termination as Student Newspaper Advisor of the *Viking News*.

88. During that meeting, Bosley told Doran and Duffy that any attempt to fire her for cause was a violation of her Constitutional rights.

89. The Larson Administration retreated after that meeting, notifying Bosley on March 23, 2005, that the recommendation to terminate her as Student Newspaper Advisor would not be put before the Board of Trustees of OCC for a vote.

90. After realizing that it could not fire Bosley for cause, the Larson administration changed tactics. In a letter dated October 24, 2005, Doran notified Bosley that he was not recommending to Larson that her contract as Student Newspaper Adviser to the *Viking News* be renewed for the 2006-2007 academic year.

91. Doran cited only two reasons for Bosley's removal. The first was because Bosley's five-year plan for the *Viking News* requested \$10,000 in MacIntosh related equipment, rather than a PC-based system.

92. The second reason cited by Doran was editing mistakes in the *Viking News*. No other reasons were given in the one-page letter recommending removal of Bosley from her thirty-five year old position.

93. The fact that at least eighty percent of college newspaper departments use MacIntosh computers for publishing and designing their papers undermines Doran's first reason for the non-renewal of Bosley as Student Newspaper Advisor to the *Viking News*.

94. The *Viking News*' national and state recognition and awards for excellence in student journalism undermine Doran's second reason for the non-renewal of Bosley as Student Newspaper Advisor to the *Viking News*.

95. On December 12, 2005, the Board of Trustees of OCC voted not to reappoint Bosley as Student Newspaper Advisor for the *Viking News*, despite strong student, faculty, and alumni support to the contrary.

96. The attempted firing and non-reappointment of Bosley as Student Newspaper Advisor amounts to an adverse content-based action by the defendants based substantially, if not solely, on the content of *Viking News* articles critical of Larson and the Larson administration.

97. The non-reappointment of Bosley as Student Newspaper Advisor will result in the OCC students' loss of valuable support and advice that she, as a veteran journalism adviser, has provided them as student journalists.

98. The non-reappointment of Bosley as Student Newspaper Advisor will result in the OCC students' loss of the one authority figure at OCC who has encouraged them to exercise their First Amendment rights responsibly and question authority without fear of retribution.

99. The non-reappointment of Bosley as Student Newspaper Advisor will chill OCC students' First Amendment Rights and will deter the *Viking News* staff from writing articles critical of the Larson administration or OCC.

100. The non-reappointment of Bosley as Student Newspaper Advisor will chill Bosley's freedom of speech and will result in a loss of her freedom to associate with the *Viking News* staff individually, and collectively, as part of the academic community at OCC.

101. In the fall of 2005, Larson's administration removed Bosley from teaching any journalism classes at OCC, as she had done since she created the Journalism Degree Program more than thirty years ago.

102. Bosley was relegated to teaching three basic freshman English classes in the fall of 2005 and to teaching three freshman English classes and two remedial English classes in the spring of 2006.

103. Bosley and her thirty-five years of experience were replaced in the Journalism Degree Program with a person whose background is in speech and drama, not digital media or journalism.

***Larson Makes Good on His Threats to Take Action against the Viking News***

104. In the Fall of 2005, as continued retaliation for the articles written about him and his administration, Larson eliminated all Internships and Student Media Workshops related to the *Viking News*.

105. In the Fall of 2005, Larson's administration also hired Joseph Adelizzi ["Adelizzi"] for the newly created position of Director of Student Media at OCC. As Director of Student Media, Adelizzi was responsible for overseeing the three Student Media Advisors at OCC, including Bosley.

106. As Director of Student Media, Adelizzi sat in on production meetings at the *Viking News* and looked over the shoulders of the *Viking News* staff while they were writing articles, processing photos, and laying out pages.

107. Adelizzi also questioned the Editors about the editorial process, demanded to review content prior to publication, requested edits to the final versions of articles that were to be printed in the *Viking News*, and intimidated staff members by chastising them for what he called "errors" after critiquing issues.

108. At no time did the *Viking News* staff ask Adelizzi for assistance in writing articles for the *Viking News*.

109. Accordingly, there was no legitimate reason for Adelizzi to demand to review the newspaper before publication or after.

110. As a result of his presence in the *Viking News* office, one reporter felt threatened and quit the paper. The *Viking News* student staff felt they were being spied on by the Larson administration, and as a result, turned off their computers, remained silent, and refused to work in front of Adelizzi.

111. The *Viking News* student staff were intimidated by the cumulative effects of the conduct and continued presence of Adelizzi, and during the time he was in the newsroom, they refrained from writing articles that were critical of the Larson administration.

112. Adelizzi's uninvited prior review of the newspaper and prior restraint of its content violated the First Amendment rights of the *Viking News* student staff.

113. Adelizzi's presence in the *Viking News*' office amounts to an adverse content-based action by the defendants based substantially, if not solely, on the content of *Viking News* articles critical of Larson and the Larson administration.

114. As evidenced by the prior actions and future proposals of the defendants, the *Viking News* student staff fear that the Larson administration will continue this course of action in the upcoming academic year.

***The Larson Administration's Refusal to Purchase New Equipment for the Viking News***

115. In an effort to control the content of the *Viking News*, the Larson administration has repeatedly suggested that the *Viking News* be put on the PC-based, OCC-controlled server, as opposed to the local MacIntosh server utilized by the *Viking News* staff.

116. These MacIntosh computers operate on an independent, secure server, free from unwanted access by third parties.

117. Larson's proposed PC-based system would operate on OCC's servers, allowing prior review and examination of newspaper content by OCC administrators.

118. The *Viking News* student staff fear that if their computer system were integrated onto the OCC's servers, it would not be secure from those who might seek to prior review articles currently in production.

119. In or around October 2005, Adelizzi continued the administration's campaign to control content when he said that the *Viking News* would be converted to the PC-based system.

120. Up until the 2005 academic year, Bosley, as Student Newspaper Advisor, and the *Viking News* staff had autonomy to select the computers the *Viking News* operated, subject only to pro forma approvals of the Student Life Office and Information Technology staff.

121. In 2005-2006, the selection of computers for the *Viking News* had to be approved by Adelizzi.

122. Adelizzi refused to approve the purchase of any hardware other than PCs that connect to the OCC-controlled server.

123. Adelizzi refused to approve the purchase of any MacIntosh software for the *Viking News*.

124. The administration's conduct in refusing to purchase MacIntosh equipment or software jeopardized the *Viking News*' continuing ability to operate on a daily basis.

125. In fact, it is only a matter of time before the *Viking News* will need to agree to the Larson administration's demands and work off of computers that can be monitored by the administration.

126. The Larson Administration's actions, through Adelizzi, amount to an indirect form of censorship by disallowing financial support to the *Viking News*, by disallowing the newspaper to remain on its independent server, and by disallowing the Viking News' technology to be current.

### ***First Amendment Experts Weigh in on the Controversy***

127. On February 2, 2006, College Media Advisers ["the CMA"], a national organization supporting college media and student advisers, conducted an all-day fact-finding mission regarding the alleged First Amendment violations at OCC.

128. On February 20, 2006, the CMA issued an eleven page report of its findings, conclusions, and recommendations.

129. The CMA Report concluded that Bosley "has experienced punitive action because of the administrative displeasure with both her and with the content of the student newspaper she has advised for more than three decades."

130. The CMA Report concluded that the reasons given by the Larson administration for its actions against the *Viking News* and Bosley "lacked educational merit and were based upon displeasure with editorial content [of the Viking News] or even how and what [Bosley] taught students in her classes."

131. The CMA Report recommended that Bosley "be reinstated to both her traditional combination of journalism and English classes and to her position as newspaper adviser." Additionally, the Report recommended that OCC "adopt and publish a clear statement protecting student press freedom of expression and continued editorial control of student media by duly appointed student editors and leaders."

132. The Larson administration has repeatedly refused to accept CMA's recommendations.

133. The Board of Directors of CMA censured Ocean County College and has called for Bosley's reinstatement on May 16, 2006.

134. The censure asked Ocean County College to –

a. Adopt language in the college operating documents that clearly protects student First Amendment rights and that designates the Viking News as a public forum for the Ocean campus.

b. Adopt additional language in the operating documents that state Ocean's intent to fully protect advisers who vigorously defend student First Amendment rights.

c. Reinstatement Professor Bosley as newspaper adviser, restore her journalism course load and attempt to resolve past differences so that the program can continue to move forward.

***Larson's Future Plans to Control the Voice of the Viking News***

135. In March of 2005, the *Viking News* learned that Larson's administration now plans to further control the content of the *Viking News* by overhauling the newspaper's operations.

136. Specifically, the Larson administration plans to:

a. Create a high-level administrative position with an oversight role over the *Viking News*' implementation and development of the new PC-based network;

b. Create a Student Media Advisory Board to oversee policy development, manage publications, and govern editorial policy for the *Viking News*; and

c. Integrate the *Viking News* operations on an administration-controlled PC based server.

137. These actions are parts of a continuing scheme by the Larson administration to squelch the independent voice of the *Viking News* by putting in place mechanisms to control the editorial policy.

138. In April of 2006, Kelly announced to the Asbury Park Press that OCC would not be hiring a Student Newspaper Advisor for the *Viking News* in the fall of 2006 because of state budget cuts.

139. Bosley received under five thousand dollars for her role as Student Newspaper Advisor.

140. The defendants' stated reason for not funding a Student Newspaper Advisor position for the 2006 academic year is mere pretext to mask their improper motive of retaliating against the *Viking News* student staff for their criticism of the Larson administration and controlling the future content of the *Viking News* by removing the lone authority figure who counseled the students on how to handle critics and criticism among various constituencies and pressure groups.

141. Unlike most positions at OCC, the *Viking News*' Student Newspaper Advisor position is funded by student activity fees, not state-allocated academic aid. Nor is any state aid allocated for the *Viking News*.

142. The fact that the defendants have chosen to withhold funding only directed at supporting a Student Advisor position for the *Viking News*, rather than the other three Student Media Advisor positions at OCC, demonstrates that defendants' underlying reason for withholding these funds is to silence the voice of the *Viking News* and gain control over the its content.

**COUNT I – 42 U.S.C. 1983**

***(Freedom of Speech/Freedom of Press)***

143. Plaintiff incorporates by reference the prior allegations of this Complaint as if fully set forth herein.

144. Plaintiff has constitutional rights under the First and Fourteenth Amendments to the United States Constitution to the exercise of the freedom of speech and press, free from interference by state actors.

145. The Defendants are state actors acting under color of law.

146. In contravention of these constitutionally protected rights, the defendants have removed plaintiff Bosley from her position as Student Newspaper Advisor to student editors and reporters for the *Viking News* and from her position as Journalism Professor.

147. In contravention of these constitutionally protected rights, the defendants hired the Director of Student Media to question and criticize the *Viking News*' editorial process, prior review the publication, and prior restrain the content of the *Viking News*.

148. In contravention of these constitutionally protected rights, the defendants have attempted to censor the *Viking News* by intimidation and retaliatory action aimed at promoting the defendants' viewpoint and silencing the *Viking News* dissent.

149. In contravention of these constitutionally protected rights, the defendants have attempted to censor the *Viking News* by withholding funds for much needed computer equipment and eliminating the print media internships and workshops.

150. In contravention of these constitutionally protected rights, the defendants have attempted to censor the *Viking News* by planning to create a high-level administrative position and a student advisory board to oversee the *Viking News* staff, control the *Viking News*' editorial policy, and prior review all publications of the *Viking News*.

151. The defendants' adverse actions were under color of law and were impermissibly based, in significant part, on the content of the newspaper and resulted in a chilling of the First Amendment rights of the plaintiff.

152. There was no legitimate reason for the defendants' actions, and any attempt by the defendants to label their actions as such is mere pretext to mask the adverse-content based reasons for their actions.

153. As a direct and proximate cause of Defendants' actions, Plaintiff has and continues to be injured in her right to free speech and free press guaranteed by the First and Fourteenth Amendments to the United States Constitution.

154. Plaintiff Bosley's rights, status and legal relations, including her property and liberty rights, are affected by the actions of the defendants under color of state law, and Bosley hereby seeks judicial determination and declaration of the First Amendment rights of the *Viking News* and its student editors to exercise editorial decisions, even if these are contrary to the wishes of members of the administration and Board of Trustees of Ocean County College.

155. Plaintiff has no adequate remedy at law.

**COUNT II – 42 U.S.C. 1983**

***(Retaliation)***

156. Plaintiff incorporates by reference the prior allegations of this Complaint as if fully set forth herein.

157. The *Viking News*' publication of articles critical of the defendants is a constitutionally protected activity.

158. Defendants retaliated against Bosley by the attempting to fire her, subsequently deciding not to reappointment her as Student Newspaper Advisor to the *Viking News*, and removing her as professor for journalism classes.

159. Defendants retaliated by hiring and placing Adelizzi in the position to restrain and review the publication of any future *Viking News* articles that were critical of the defendants.

160. Defendants retaliated by abolishing all internships and Student Media Workshops related to the *Viking News*.

161. Defendants retaliated by refusing to purchase MacIntosh computer equipment and software for the *Viking News*.

162. Defendants retaliated by threatening the Editors that adverse action would be taken against them.

163. The *Viking News*' recent outspoken and award winning articles criticizing the defendants were the cause of the retaliation brought on by the defendants.

**COUNT III – 42 U.S.C. 1983**

***(Freedom of Association)***

164. Plaintiff incorporates by reference the prior allegations of this Complaint as if fully set forth herein.

165. Bosley has constitutional rights under the First and Fourteenth Amendments to the United States Constitution to the exercise of the freedom of association, free from interference by state actors.

166. In contravention of these constitutionally protected rights, the defendants have removed Bosley from her position as Student Newspaper Advisor to student editors and reporters for the *Viking News* for the upcoming school year.

167. In contravention of these constitutionally protected rights, the defendants have removed plaintiff Bosley from her position as Senior Journalism Professor and disallowed her to teach any of the journalism classes she has taught over the last thirty years.

168. The defendants' adverse actions were under color of law and were impermissibly based, in significant part, on the content of the newspaper and resulted in a chilling of the First Amendment rights of Plaintiff.

169. As a direct and proximate cause of Defendants' actions, Bosley was injured in her right to free association guaranteed by the First and Fourteenth Amendments to the United States Constitution.

170. Bosley's rights, status and legal relations, including her property and liberty rights, are affected by the actions of the defendants under color of state law, and plaintiff Bosley hereby seeks judicial determination and declaration of her First Amendment rights to freely and collectively associate with the *Viking News* staff as members of the academic community at Ocean County College.

**COUNT III – N.J. CONSTITUTION ART. I § 6**

***(Freedom of Speech/Freedom of Press/Freedom of Association)***

171. Plaintiff incorporates by reference the prior allegations of this Complaint as if fully set forth herein.

172. Plaintiff has constitutional rights under Article I § 6 of the New Jersey Constitution to the exercise of the freedom of speech, freedom of press, and freedom of association, free from interference by state actors.

173. The adverse actions of defendants, as described herein, were under color of law and were impermissibly based, in significant part, on the content of the newspaper and resulted in a chilling of the Art. I § 6 rights of the plaintiff.

174. As a direct and proximate cause of Defendants' actions, Plaintiff was injured in her rights to free speech, free press, and free association guaranteed by the Article I § 6 of the New Jersey Constitution.

175. Plaintiff Bosley's rights, status and legal relations, including her property and liberty rights, are affected by the actions of the defendants under color of state law, and plaintiff Bosley hereby seeks judicial determination and declaration of her Art. I § 6 rights to freely and collectively associate with the *Viking News* staff as members of the academic community at Ocean County College.

176. Plaintiff Bosley's rights, status and legal relations, including her property and liberty rights, are affected by the actions of the defendants under color of state law, and plaintiff Bosley hereby seeks judicial determination and declaration of the Art. I § 6 rights of the *Viking News* and its student editors to exercise editorial decisions, even if these are contrary to the wishes of members of the administration and Board of Trustees of Ocean County College.

177. As a direct and proximate cause of Defendants' actions, Plaintiff's rights to free speech, free press, and free association guaranteed by the Article I § 6 of the New Jersey Constitution have been violated.

**COUNT IV – N.J.S.A. 34:19-3, et seq.**

***(Conscientious Employee Protection Act (CEPA))***

178. Plaintiff incorporates by reference the prior allegations of this Complaint as if fully set forth herein.

179. Bosley objected to and refused to participate in the activities, policies and/or practices which she reasonably believed were in violation of the law, including assisting in violating the First Amendment rights of the

students of OCC and particularly those charged with disseminating information to the community without fear of intimidation or reprisals.

180. Bosley objected to and refused to participate in the activities, policies and practices which she reasonably believed are incompatible with a clear mandate of public policy concerning the public health, safety and welfare.

181. As a direct and proximate cause of Defendants' actions, Bosley was the victim of retaliatory action.

**COUNT V – N.J.S.A. 10:5-1, et seq.**

***(Age Discrimination under New Jersey Law Against Discrimination)***

182. Plaintiff incorporates by reference the prior allegations of this Complaint as if fully set forth herein.

183. Bosley belongs to a protected class.

184. Bosley was performing her job at a level that met her employer's legitimate expectations.

185. Bosley was subjected to adverse employment actions, including, but not limited to, a demotion.

186. Defendants have filled the teaching position formerly held by Bosley with a younger, less qualified individual.

187. Defendants caused Bosley to suffer the above-described adverse employment consequences because she belongs to a protected class.

188. The above-described conduct of Defendants at all relevant times was deliberate and made with the knowledge of a high degree of probability of harm and reckless indifference of the consequences to Plaintiff.

189. The above acts and practices of Defendants constitute unlawful discrimination within the meaning of NJLAD.

190. As a proximate result of the above conduct, Bosley has suffered substantial loss of income and other pecuniary harm; diminishment of career opportunity; harm to reputation; loss of esteem; disruption to family life; emotional trauma; and other irreparable harm, pain and suffering.

**COUNT VI – N.J.S.A. 10:5-1, et seq.**

***(Age Discrimination under New Jersey Law Against Discrimination)***

191. Plaintiff incorporates by reference the prior allegations of this Complaint as if fully set forth herein.

192. Defendants Larson, Board Of Trustees Of Ocean County College, Tara Kelly, Donald Doran, Daniel Duffy, Joseph Adelizzi, Martin Novelli, Frank Wetta, John Does, and XYZ Companies, all and each of them, engaged in the above described unlawful discriminatory practices and reprisals while acting within the scope of their employment as one of Plaintiff’s supervisors or decision makers regarding the institution of the discriminatory actions.

193. Defendants Larson, Board Of Trustees Of Ocean County College, Tara Kelly, Donald Doran, Daniel Duffy, Joseph Adelizzi, Martin Novelli, Frank Wetta, John Does, and XYZ Companies, all and each of them, aided, abetted, incited, compelled, and/or coerced the performance of the above unlawful discriminatory employment practices within the meaning of NJLAD §10:5-12(e).

194. The above acts and practices of Defendants Larson, Board Of Trustees Of Ocean County College, Tara Kelly, Donald Doran, Daniel Duffy, Joseph Adelizzi, Martin Novelli, Frank Wetta, John Does, and XYZ Companies, all and each of them, constitute unlawful discriminatory employment practices and reprisals within the meaning of NJLAD.

195. As a proximate result of the above conduct, Plaintiff has suffered substantial loss of income and other pecuniary harm; diminishment of career opportunity; harm to reputation; loss of esteem; disruption to family life; emotional trauma; and other irreparable harm, pain and suffering.

**COUNT VII**

***(Breach Of Good Faith And Fair Dealing)***

196. Plaintiff incorporates by reference the prior allegations of this Complaint as if fully set forth herein.

197. There is an implied covenant of good faith and fair dealing in every contract.

198. OCC failed to act in good faith and deal fairly with Bosley with regard to express and implied contracts.

199. As a proximate result of the above conduct, Bosley has suffered substantial loss of income and other pecuniary harm; diminishment of career opportunity; harm to her reputation; loss of esteem; disruption to family life; emotional trauma; and other irreparable harm, pain and suffering.

200. OCC's breach of the covenant of good faith and fair dealing was intentional.

**COUNT VIII – CEPA AND LAD**

***(Punitive Damages)***

201. Plaintiff incorporates by reference the prior allegations of this Complaint as if fully set forth herein.

202. The acts and/or omissions of all Defendants as aforesaid involve a wanton and willful disregard of its obligations to the Plaintiff.

203. OCC is vicariously liable for the acts and/or omissions of its employees.

204. The acts and/or omissions of the OCC, its employees, agents, servants, directors, and officers were the responsibility of, or ratified by, employees so high in authority as to be fairly considered executives in character.

205. The acts and/or omissions of the OCC, its employees, agents, servants, directors, and officers at all relevant times were deliberate and were made with the knowledge of a high degree of probability of harm and reckless indifference of the consequences to the Plaintiff.

206. The Plaintiff has been and continues to be damaged by the acts and/or omissions of OCC, its employees, agents, servants, directors, and officers.

WHEREFORE, plaintiffs seek judgment against defendants for the following relief:

(a) Entry of an Order granting temporary relief to plaintiff in the form of a Preliminary Injunction,

(b) Entry of an Order declaring that the *Viking News*, its student reporters, and student advisor have the right under the United States Constitution and amendments thereto to the exercise of the freedom of speech and freedom of the press, free from interference by OCC administrators and board of trustees,

(c) Entry of an Order declaring that the *Viking News*, its student reporters, and student advisor have the right under the New Jersey Constitution and amendments thereto to the exercise of the freedom of speech and freedom of the press, free from interference by OCC administrators and board of trustees,

(e) Entry of an Order enjoining the defendants, and those acting at the direction of or on behalf of the defendants, from removing plaintiff Bosley from her position as Student Newspaper Advisor of the *Viking News*,

(f) Entry of an Order enjoining the defendants, and those acting at the direction of or on behalf of the defendants, from installing another person other than plaintiff Bosley into the position of Student Newspaper Advisor of the *Viking News*.

(g) Entry of an Order enjoining the defendants, and those acting at the direction of or on behalf of the defendants, from taking actions regarding the governance, operation, and existence of the *Viking News*, and specifically regarding the purchase of equipment, plans to overhaul the operations of the *Viking News*, and withholding of funding for a Student Newspaper Advisor.

(j) Award Plaintiff her costs of litigation, including reasonable attorneys' fees and expenses pursuant to 42 U.S.C. § 1988, CEPA and/or LAD;

(k) Reinstatement of full fringe benefits and seniority rights;

(l) Compensation for all lost wages, benefits and other remuneration;

(m) An Order assessing OCC with a civil fine of maximum amount;

(n) Punitive damages; and

(o) Such other and further relief as this Court deems just and equitable.

#### **DESIGNATION OF TRIAL COUNSEL**

Raymond C. Staub is hereby designated as trial counsel on behalf of Plaintiff.

**CERTIFICATION OF OTHER PROCEEDING PURSUANT TO L. CIV. R. 11.2**

The facts and circumstances giving rise to the causes of action in this complaint also give rise to causes of action for other Plaintiff who have filed a separate action in the United States District Court for the District of New Jersey, Trenton Vicinage, entitled Scott Coppola, et al. v. Jon H. Larson, et al., Docket No. 3:06-CV02138 SRC-JJH. Other than that which is listed there is no other related case or arbitration pending or contemplated.

**JURY DEMAND**

The Plaintiff demands a trial by jury of any issue triable by right of a jury.

Respectfully Submitted,

By: s/ *Raymond C. Staub*

Raymond C. Staub (ID #0599 RS)

Dated: June 19, 2006

# United States District Court

-----DISTRICT OF-----  
NEW JERSEY

## SUMMONS IN A CIVIL ACTION

KAREN BOSLEY

CASE NUMBER: CIVIL ( )

Plaintiffs,

v.

COMPLAINT

JON. H. LARSON, in his official and individual capacity, BOARD OF TRUSTEES OF OCEAN COUNTY COLLEGE, OCEAN COUNTY COLLEGE, TARA KELLY, in her official and individual capacity, DONALD DORAN, in his official and individual capacity, DANIEL DUFFY, in his official and individual capacity, and JOSEPH ADELIZZI, in his official and individual capacity, MARTIN NOVELLI, in his official and individual capacity, FRANK J. WETTA, in his official and individual capacity, JOHN DOES 1-10 AND XYZ Companies 1-10,

Defendants.

**TO:** Jon H. Larson  
1704 Waterbury Court  
Toms River, N.J. 08755

**YOU ARE HEREBY SUMMONED** and required to file with the Clerk of this Court and serve upon Raymond C. Staub, Esquire of the Law Firm of Destribats, Campbell, DeSantis, Magee and Staub, 247 White Horse Avenue, Trenton, New Jersey 08610

an answer to the complaint which is herewith served upon you, within **20 days** after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any Answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

\_\_\_\_\_  
CLERK

\_\_\_\_\_  
DATE

\_\_\_\_\_  
BY DEPUTY CLERK

**RETURN OF SERVICE**

Service of the Summons and Complaint was made by me <sup>1</sup>	DATE
NAME OF SERVER	TITLE

*Check one box below to indicate appropriate method of service*

- Served personally upon the defendant. Place where served: \_\_\_\_\_  
\_\_\_\_\_
  
- Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.  
Name of person with whom the summons and complaint were left: \_\_\_\_\_  
\_\_\_\_\_
  
- Return unexecuted: \_\_\_\_\_  
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- Other (specify): \_\_\_\_\_  
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**STATEMENT OF SERVICE FEES**

TRAVEL	SERVICES	TOTAL
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**DECLARATION OF SERVER**

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on \_\_\_\_\_  
*Date*                      *Signature of Server*

\_\_\_\_\_  
*Address of Server*

\_\_\_\_\_

# United States District Court

-----DISTRICT OF-----  
NEW JERSEY

## SUMMONS IN A CIVIL ACTION

KAREN BOSLEY

CASE NUMBER: CIVIL ( )

Plaintiffs,

v.

COMPLAINT

JON. H. LARSON, in his official and individual capacity, BOARD OF TRUSTEES OF OCEAN COUNTY COLLEGE, OCEAN COUNTY COLLEGE, TARA KELLY, in her official and individual capacity, DONALD DORAN, in his official and individual capacity, DANIEL DUFFY, in his official and individual capacity, and JOSEPH ADELIZZI, in his official and individual capacity, MARTIN NOVELLI, in his official and individual capacity, FRANK J. WETTA, in his official and individual capacity, JOHN DOES 1-10 AND XYZ Companies 1-10,

Defendants.

**TO:** Board of Trustees of Ocean County College  
P. O. Box 2001, College Drive  
Toms River, N.J. 08754-2001

**YOU ARE HEREBY SUMMONED** and required to file with the Clerk of this Court and serve upon Raymond C. Staub, Esquire of the Law Firm of Destribats, Campbell, DeSantis, Magee and Staub, 247 White Horse Avenue, Trenton, New Jersey 08610.

an answer to the complaint which is herewith served upon you, within **20 days** after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any Answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

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# United States District Court

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NEW JERSEY

## SUMMONS IN A CIVIL ACTION

KAREN BOSLEY

CASE NUMBER: CIVIL ( )

Plaintiffs,

v.

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JON. H. LARSON, in his official and individual capacity, BOARD OF TRUSTEES OF OCEAN COUNTY COLLEGE, OCEAN COUNTY COLLEGE, TARA KELLY, in her official and individual capacity, DONALD DORAN, in his official and individual capacity, DANIEL DUFFY, in his official and individual capacity, and JOSEPH ADELIZZI, in his official and individual capacity, MARTIN NOVELLI, in his official and individual capacity, FRANK J. WETTA, in his official and individual capacity, JOHN DOES 1-10 AND XYZ Companies 1-10,

Defendants.

**TO:** Ocean County College  
P. O. Box 2001, College Drive  
Toms River, N.J. 08754-2001

**YOU ARE HEREBY SUMMONED** and required to file with the Clerk of this Court and serve upon Raymond C. Staub, Esquire of the Law Firm of Destribats, Campbell, DeSantis, Magee and Staub, 247 White Horse Avenue, Trenton, New Jersey 08610.

an answer to the complaint which is herewith served upon you, within **20 days** after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any Answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

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# United States District Court

-----DISTRICT OF-----  
NEW JERSEY

## SUMMONS IN A CIVIL ACTION

KAREN BOSLEY

CASE NUMBER: CIVIL ( )

Plaintiffs,

v.

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JON. H. LARSON, in his official and individual capacity, BOARD OF TRUSTEES OF OCEAN COUNTY COLLEGE, OCEAN COUNTY COLLEGE, TARA KELLY, in her official and individual capacity, DONALD DORAN, in his official and individual capacity, DANIEL DUFFY, in his official and individual capacity, and JOSEPH ADELIZZI, in his official and individual capacity, MARTIN NOVELLI, in his official and individual capacity, FRANK J. WETTA, in his official and individual capacity, JOHN DOES 1-10 AND XYZ Companies 1-10,

Defendants.

**TO:** Tara Kelly  
59 Wood Avenue  
Brick, N.J. 08724

**YOU ARE HEREBY SUMMONED** and required to file with the Clerk of this Court and serve upon Raymond C. Staub, Esquire of the Law Firm of Destribats, Campbell, DeSantis, Magee and Staub, 247 White Horse Avenue, Trenton, New Jersey 08610.

an answer to the complaint which is herewith served upon you, within **20 days** after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any Answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

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# United States District Court

-----DISTRICT OF-----

NEW JERSEY

## SUMMONS IN A CIVIL ACTION

KAREN BOSLEY

CASE NUMBER: CIVIL ( )

Plaintiffs,

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JON. H. LARSON, in his official and individual capacity, BOARD OF TRUSTEES OF OCEAN COUNTY COLLEGE, OCEAN COUNTY COLLEGE, TARA KELLY, in her official and individual capacity, DONALD DORAN, in his official and individual capacity, DANIEL DUFFY, in his official and individual capacity, and JOSEPH ADELIZZI, in his official and individual capacity, MARTIN NOVELLI, in his official and individual capacity, FRANK J. WETTA, in his official and individual capacity, JOHN DOES 1-10 AND XYZ Companies 1-10,

Defendants.

**TO:** Donald Doran  
P. O. Box 594  
145 Ocean Avenue  
Island Heights, N.J. 08732

**YOU ARE HEREBY SUMMONED** and required to file with the Clerk of this Court and serve upon Raymond C. Staub, Esquire of the Law Firm of Destribats, Campbell, DeSantis, Magee and Staub, 247 White Horse Avenue, Trenton, New Jersey 08610.

an answer to the complaint which is herewith served upon you, within **20 days** after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any Answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

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# United States District Court

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## SUMMONS IN A CIVIL ACTION

KAREN BOSLEY

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JON. H. LARSON, in his official and individual capacity, BOARD OF TRUSTEES OF OCEAN COUNTY COLLEGE, OCEAN COUNTY COLLEGE, TARA KELLY, in her official and individual capacity, DONALD DORAN, in his official and individual capacity, DANIEL DUFFY, in his official and individual capacity, and JOSEPH ADELIZZI, in his official and individual capacity, MARTIN NOVELLI, in his official and individual capacity FRANK J. WETTA, in his official and individual capacity , JOHN DOES 1-10 AND XYZ Companies 1-10,

Defendants.

**TO:** Daniel Duffy  
432 Prospect Avenue  
Pine Beach, N.J. 08741

**YOU ARE HEREBY SUMMONED** and required to file with the Clerk of this Court and serve upon Raymond C. Staub, Esquire of the Law Firm of Destribats, Campbell, DeSantis, Magee and Staub, 247 White Horse Avenue, Trenton, New Jersey 08610.

an answer to the complaint which is herewith served upon you, within **20 days** after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any Answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

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# United States District Court

-----DISTRICT OF-----  
NEW JERSEY

## SUMMONS IN A CIVIL ACTION

KAREN BOSLEY

CASE NUMBER: CIVIL ( )

Plaintiffs,

v.

COMPLAINT

JON. H. LARSON, in his official and individual capacity, BOARD OF TRUSTEES OF OCEAN COUNTY COLLEGE, OCEAN COUNTY COLLEGE, TARA KELLY, in her official and individual capacity, DONALD DORAN, in his official and individual capacity, DANIEL DUFFY, in his official and individual capacity, and JOSEPH ADELIZZI, in his official and individual capacity, MARTIN NOVELLI, in his official and individual capacity, FRANK J. WETTA, in his official and individual capacity, JOHN DOES 1-10 AND XYZ Companies 1-10,

Defendants.

**TO:** Joseph Adelizzi  
424 Compass Avenue  
Beachwood, N.J. 08722

**YOU ARE HEREBY SUMMONED** and required to file with the Clerk of this Court and serve upon Raymond C. Staub, Esquire of the Law Firm of Destribats, Campbell, DeSantis, Magee and Staub, 247 White Horse Avenue, Trenton, New Jersey 08610.

an answer to the complaint which is herewith served upon you, within **20 days** after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any Answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

\_\_\_\_\_  
CLERK

\_\_\_\_\_  
DATE

\_\_\_\_\_  
BY DEPUTY CLERK

**RETURN OF SERVICE**

Service of the Summons and Complaint was made by me <sup>6</sup>	DATE
NAME OF SERVER	TITLE

*Check one box below to indicate appropriate method of service*

- Served personally upon the defendant. Place where served: \_\_\_\_\_  
\_\_\_\_\_
  
- Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.  
Name of person with whom the summons and complaint were left: \_\_\_\_\_  
\_\_\_\_\_
  
- Return unexecuted: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
  
- Other (specify): \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**STATEMENT OF SERVICE FEES**

TRAVEL	SERVICES	TOTAL
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**DECLARATION OF SERVER**

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on \_\_\_\_\_  
*Date*                      *Signature of Server*

\_\_\_\_\_  
*Address of Server*

\_\_\_\_\_

# United States District Court

-----DISTRICT OF-----  
NEW JERSEY

## SUMMONS IN A CIVIL ACTION

KAREN BOSLEY

CASE NUMBER: CIVIL ( )

Plaintiffs,

v.

COMPLAINT

JON. H. LARSON, in his official and individual capacity, BOARD OF TRUSTEES OF OCEAN COUNTY COLLEGE, OCEAN COUNTY COLLEGE, TARA KELLY, in her official and individual capacity, DONALD DORAN, in his official and individual capacity, DANIEL DUFFY, in his official and individual capacity, and JOSEPH ADELIZZI, in his official and individual capacity, MARTIN NOVELLI, in his official and individual capacity, FRANK J.WETTA, in his official and individual capacity, JOHN DOES 1-10 AND XYZ Companies 1-10,

Defendants.

**TO:** Martin Novelli  
117 Rhoades Avenue  
Haddonfield, N.J. 08033-1414

**YOU ARE HEREBY SUMMONED** and required to file with the Clerk of this Court and serve upon Raymond C. Staub, Esquire of the Law Firm of Destribats, Campbell, DeSantis, Magee and Staub, 247 White Horse Avenue, Trenton, New Jersey 08610 an answer to the complaint which is herewith served upon you, within **20 days** after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any Answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

\_\_\_\_\_  
CLERK

\_\_\_\_\_  
DATE

\_\_\_\_\_  
BY DEPUTY CLERK

**RETURN OF SERVICE**

Service of the Summons and Complaint was made by me <sup>7</sup>	DATE
NAME OF SERVER	TITLE

*Check one box below to indicate appropriate method of service*

- Served personally upon the defendant. Place where served: \_\_\_\_\_  
\_\_\_\_\_
  
- Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.  
Name of person with whom the summons and complaint were left: \_\_\_\_\_  
\_\_\_\_\_
  
- Return unexecuted: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
  
- Other (specify): \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**STATEMENT OF SERVICE FEES**

TRAVEL	SERVICES	TOTAL
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**DECLARATION OF SERVER**

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on \_\_\_\_\_  
*Date*                      *Signature of Server*

\_\_\_\_\_  
*Address of Server*

\_\_\_\_\_

# United States District Court

-----DISTRICT OF-----  
NEW JERSEY

## SUMMONS IN A CIVIL ACTION

KAREN BOSLEY

CASE NUMBER: CIVIL ( )

Plaintiffs,

v.

COMPLAINT

JON. H. LARSON, in his official and individual capacity, BOARD OF TRUSTEES OF OCEAN COUNTY COLLEGE, OCEAN COUNTY COLLEGE, TARA KELLY, in her official and individual capacity, DONALD DORAN, in his official and individual capacity, DANIEL DUFFY, in his official and individual capacity, and JOSEPH ADELIZZI, in his official and individual capacity, MARTIN NOVELLI, in his official and individual capacity, FRANK J. WETTA, in his official and individual capacity, JOHN DOES 1-10 AND XYZ Companies 1-10,

Defendants.

**TO:** Frank J. Wetta  
18 Central Avenue  
Toms River, N.J. 08753-7516

**YOU ARE HEREBY SUMMONED** and required to file with the Clerk of this Court and serve upon Raymond C. Staub, Esquire of the Law Firm of Destribats, Campbell, DeSantis, Magee and Staub, 247 White Horse Avenue, Trenton, New Jersey 08610 an answer to the complaint which is herewith served upon you, within **20 days** after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any Answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

\_\_\_\_\_  
CLERK

\_\_\_\_\_  
DATE

\_\_\_\_\_  
BY DEPUTY CLERK

**RETURN OF SERVICE**

Service of the Summons and Complaint was made by me <sup>8</sup>	DATE
NAME OF SERVER	TITLE

*Check one box below to indicate appropriate method of service*

- Served personally upon the defendant. Place where served: \_\_\_\_\_  
\_\_\_\_\_
  
- Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.  
Name of person with whom the summons and complaint were left: \_\_\_\_\_  
\_\_\_\_\_
  
- Return unexecuted: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
  
- Other (specify): \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**STATEMENT OF SERVICE FEES**

TRAVEL	SERVICES	TOTAL
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**DECLARATION OF SERVER**

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on \_\_\_\_\_  
*Date*                      *Signature of Server*

\_\_\_\_\_  
*Address of Server*

\_\_\_\_\_