

NJ LAWS EMAIL NEWSLETTER E512

Kenneth Vercammen, Attorney at Law

February 22, 2017

Greetings!

In this issue:

1. Recent Cases: 1. Driver with prior school zone DWI sentenced as 2nd Offender.
2. Town outside surveillance camera not subject to OPRA but maybe subject to common law.
3. Next community & charity events. We are always support our community.

E512

Recent cases:

- 1. Driver with prior school zone DWI sentenced as 2nd Offender. State v. Wheatley (App. Div. 2016)**

Distinguishing State v. Reiner, **180 N.J. 307 (2004)**, the court held that a defendant who was previously convicted of driving while intoxicated (DWI) in a school zone in violation of N.J.S.A. 39:4-50(g) is subject to the increased penalties applicable to second offenders under N.J.S.A. 39:4-50(a)(2) when he was subsequently convicted of a conventional DWI in violation of N.J.S.A. 39:4-50(a). A-5026-14T1

- 2. Town outside surveillance camera not subject to OPRA but maybe subject to common law. Gilleran v. Township of Bloomfield (2016)**

Compelling release on demand of security surveillance video would be contrary to the legislative intent motivating OPRA's exemptions based on security concerns. The Township's explanation for denying the request for the footage was adequate. Requests for video from surveillance cameras protecting public facilities are better analyzed under the common law right of access. The Court therefore reverses the judgment of the Appellate Division and remands the matter for further proceedings based on the unresolved common law claim. A-15-15

- 3. Next community & charity events. We are always support our community.**

February 22 Anniversary of the Miracle on Ice, the greatest moment of 1980 Watch Final Minute of the "Miracle on Ice"

<https://www.youtube.com/watch?v=qYscemhnf88>

[Feb 28 Edison Wills seminar changed to South Brunswick Library March 6]

March is St. Patrick's month!

Ken V is King of the Irish

March 1 Ash Wednesday

March 5, 2017 join JSRC at Belmar St Patrick's Day Parade [not a race] starts at 12:30

The king of the New Jersey St. Patrick's Day parades ramps up for its annual edition. The parade starts in Lake Como, then heads north up Main Street through Belmar and it's a biggie with more than 5,500 marchers and 40 bands. Many of the Legends of Belmar will attend

INFO: www.belmarparade.com

March 6, 2017 South Brunswick Library Wills & Power of Attorney Seminar free open to the public

March 11 Chicago St. Patrick parade The Chicago River is dyed green and Brendan Vercammen will attend with his Dental School friends

March 8, 2017 Old Bridge AARP Chapter 4854 NJ Estate Tax law program -AARP members only

March 16, 2017 Sayreville Senior Center Wills, Estate Planning & Probate Seminar free open to the public

March 19, 2017 St. Paddy's 8k now [approx 5 miles] 9:30 Freehold beer and hot dogs great FARC event keg is outside. Dress warm FARC is a 501(c) 3 not for profit organization. which typically donate over \$25,000 each year to local charities. FB

March 19 Elks Citizen of the Year Awards Dinner

Elks Citizen of the Year Awards dinner will be held at East Brunswick Elks Lodge on March 19 from 1 to 5, the cost is \$20 per person

Kenneth Vercammen is the Edison Citizen of the Year. You do not need to be an Elk member to attend.

Madelyn Lenox PVP wrote: I would like to congratulate Ken Vercammen our Justice who has been chosen as our lodge's Citizen of the Year. Ken runs races for different

charities. He donates to our local food banks. He shares his knowledge of the Law at seminars for free. He will be given the award at the District Dinner, which will be held on Sunday, March 19 at the East Brunswick Lodge. The cost of the ticket is \$20.00. If you are interested in attending please contact Madelyn Lenox PVP at 732-572-2251.

Location: East Brunswick Elks 21 Oakmont Ave, East Brunswick, NJ 08816
<https://www.facebook.com/events/1866310976989485/>

Each Elks Lodge is encouraged to select a citizen, not necessarily an Elk, who has contributed in a special way to improving the local community. This individual should be someone who has shown leadership in the community; has contributed voluntary service and is recognized as being an all-around good citizen. Recognizing such a person show that the Elks are concerned with building a good community, and demonstrates "Elks Care - Elks Share." After the selection, the Elks honor him or her by presenting the award at a dinner sponsored by the Lodge.

Reasons to join the local Elks clubs

The Elks have been synonymous with charity and community for over 100 years. They have distributed more than 3 billion dollars in cash, goods, and services to our country's youth, veterans and disadvantaged. In Edison and other towns, they sponsor Hoop Shoot, Soccer Shoot, and college scholarship and drug education and prevention programs.

I have enjoyed my Community Elks membership in the Edison Elks for 25 years.

ELKS - MY TOP 15 FUN EVENTS

BY Kenneth Vercammen

1. Wildwood Convention
2. Lobster Night
3. St. Patty's Corned Beef Dinner
4. Good Friday Fish Dinner
5. Officers Installation & Dinner
6. Easter Egg Hunt for Children
7. Friendship at hundreds of clubs on the USA
8. Swim Club opening for Elks Edison Pool
9. Family Pool Day
10. Beef & Brew
11. Family Pool Night
12. Nascar Night
13. Soccer Shoot out for Children
14. Halloween Party for Children
15. Ladies Auxiliary Christmas Party
16. Christmas Party for Children

The Elks are a nationwide fraternal organization of well over a million American citizens. We love our country and desire to preserve its cherished institutions, traditions and values.

We respect our neighbors and constantly seek to promote their well being. We love and enjoy life and believe this enjoyment is increased by sharing it with family, friends and all with whom we come in contact.

The Elks expend over two million dollars yearly to bring encouragement, cheer and comfort to hospitalized veterans throughout the United States in fulfillment of our solemn pledge: "So long as there are veterans in our hospitals, the Benevolent and Protective Order of Elks will never forget them."

Through our local Lodge, district, state and national programs, we provide healthful activities, guidance and assistance to over eight million boys and girls every year. We fund scholarships, athletic teams, summer camps, scouting, and drug education programs. We encourage civic, environmental, and patriotic involvement through essay contests, seminars and distribution of materials; as well as family-oriented activities in our Lodges.

Elks operate numerous camps, hospitals, clinics, training centers and in-home services for the care and treatment of children and adults with physical disabilities including vision and speech problems, all across the county.

In our many benevolence Elks and Lodges throughout the United States spend over forty-five million dollars annually in our various works of community betterment and charitable programs. This does not take into consideration donated hours equivalent to over thirty-five million dollars.

In approximately 2,300 Elks Lodges throughout the United States, persons prominent in public, business and professional life can be found. In these Lodges, located in the principal cities and towns throughout America, the hand-clasp of fraternity and a warm welcome as a visiting Brother await you.

The Edison Hall is available for rentals. Call (732) 985-2487

KENNETH VERCAMMEN

To be eligible for membership in the Benevolent and Protective Order of Elks, you must be a citizen of the United States over the age of 21 who believes in God. You must be sponsored by a member of the Elks Lodge and reside in the jurisdiction of the Lodge you wish to join.

<https://www.elks.org/who/join.cfm>

You can be sponsored by any member in good standing from any lodge in the country. You'll also need two other Elks who will be your references. The Elk who proposes you for membership will provide you with a copy of the Membership Application, or will email you a link to the online version of the form. Please follow all instructions and answer all questions. If applying via hard copy, please return your completed application to the Lodge Secretary.

Your application will be read at a regular Lodge meeting. It will then be forwarded to the Investigating Committee, who will call you and set up a time for you and your sponsor

to meet with the committee so that they can interview you.

After the interview is concluded, the committee will report to the Lodge concerning your membership. The members will be given a notice not less than 10 days nor more than two months before the vote will be taken.

When the vote is concluded, you will be notified and asked to present yourself and your spouse for indoctrination. During indoctrination, you will learn more about the Order's programs and charities. You will also be told during the program the date you will be initiated.

After initiation as an Elk, you can take part in all meetings and social functions of the Lodge.

Local lodges are everywhere and can be found using our online directory to locate a Lodge near you. <https://www.elks.org>

Great event by JerseyRunner.com & Gio Dr. T-shirt

Editor's Note and Disclaimer:

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