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CHARLES KRATOVIL

Plaintiff,

v.

CITY OF NEW BRUNSWICK, and  
ANTHONY A. CAPUTO, in his  
capacity as Director of Police.

**SUPERIOR COURT OF  
NEW JERSEY  
LAW DIVISION  
MIDDLESEX COUNTY**

Docket No.: L-3896-23

~~PROPOSED~~ FINAL ORDER

**DENIED**

THIS MATTER having been opened to the Court on application of Plaintiff for an Order to Show Cause, seeking relief by way of temporary restraints pursuant to *R. 4:52*; and the Court having reviewed the documents submitted by counsel; and the Court having heard oral argument on the 21<sup>st</sup> of ~~July~~<sup>September</sup>, 2023; and for good cause being shown;

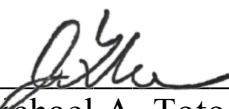
IT IS on this 21<sup>st</sup> day of September, 2023, ORDERED that

- 1) ~~Defendant City of New Brunswick, and its employees, agents and assigns, including Director Caputo, are permanently enjoined from~~

~~seeking to impose any criminal or civil penalties upon Plaintiff for publication of truthful, lawfully obtained information;~~

- 2) ~~N.J.S.A. 2C:20-31.1 and N.J.S.A. 56:8-166.1 are declared unconstitutional under the New Jersey Constitution, as applied to a journalist seeking to publish information on a newsworthy story;~~
- 3) ~~The Cease and Desist Notice letter received on May 15, 2023, and sent pursuant to Daniel's Law is null and void as applied to Plaintiff;~~
- 4) ~~Plaintiff is entitled to attorneys' fees and costs pursuant to the New Jersey Civil Rights Act, N.J.S.A. 10:6-1 et seq.; Plaintiff and Defendants shall negotiate fees prior to submitting a fee application.~~

Dated: September 21, 2023

  
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~~Hon. Michael A. Toto, A.J.S.C.~~  
HON. JOSEPH L. REA, J.S.C.

Pursuant to R. 1:7-4, for the reasons set forth on the record on Septemebr 21, 2023 at oral argument.

**IT IS FURTHER ORDERED**, that a copy of this Order shall be deemed served on all counsel of record upon its posting by the Court to the eCourts case jacket for this matter. Pursuant to R. 1:5-1(a), the Movant shall serve a copy of this Order on all parties not served electronically within seven (7) days of this Order.