

**Superior Court of New Jersey  
Appellate Division  
Disposition on Application for Permission to File Emergent Motion**

Case Name: State v. Wildemar A. Dangcil

Appellate Division Docket Number: (if available): AM-0053-20

Trial Court or Agency Below: Bergen

Trial Court or Agency Docket Number: 19-08-1020-I

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**DO NOT FILL IN THIS SECTION – FOR COURT USE ONLY**

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**II.** The application for leave to file an emergent motion on short notice is **Granted** on the following terms:

A. By no later than 3:00 p.m. Friday, October 2, 2020, one copy of the motion for emergent relief must be delivered to the chambers of Judges Douglas Fasciale, Jessica Mayer and Ronald Susswein, and to all counsel/self-represented litigants. Copies must also be sent to the trial judge or agency whose decision is being appealed. If this is a newly-filed appeal, one copy each of the notice of appeal or motion for leave to appeal, and any indigency motion, must also be delivered to the judges and all counsel/self-represented parties. All papers shall be e-filed with the Appellate Division Clerk's Office. A copy must also be emailed to AppellateJudge.Mailbox@njcourts.gov That email will suffice as service on the Judges' Chambers.

B. Opposition must be served and e-filed by no later than 3:00 p.m. Tuesday, October 6, 2020.

All papers must be e-filed with the Appellate Division Clerk's Office. A copy must also be emailed to AppellateJudge.Mailbox@njcourts.gov That email will suffice as service on the Judges' Chambers.

C. Other terms:

We grant defendant's emergent application seeking permission to file a motion for leave to appeal from a September 28, 2020 order denying his request to stay the trial and permit a challenge to the jury array in the above captioned matter. Defendant shall order the transcript on a daily basis and include the transcript with his papers by no later than 3:00 p.m. on October 2, 2020.

Until further order of this court, the trial is temporarily stayed.

The Association of Criminal Defense Lawyers of New Jersey, which has been granted leave to appear as amicus by the trial court, shall file and serve its amicus brief (not exceeding twenty pages) no later than 3:00 p.m. Wednesday, October 7, 2020.

The Office of the Attorney General, in its capacity as counsel for the Administrative Office of the Courts and Bergen County Jury Management, shall file and serve its brief (not exceeding twenty pages) no later than 3:00 p.m. Wednesday, October 7, 2020.

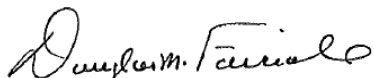
We invite the Office of the Public Defender to appear as amicus. If it accepts the invitation, it shall file its amicus brief (not exceeding twenty pages), together with its motion to appear as amicus, no later than 3:00 p.m. on October 7, 2020. The Office of the Public Defender shall notify the Appellate Division Clerk's Office of its intention to participate.

By 3:00 p.m. Thursday, October 1, 2020, the judge may submit an amplification of reasons if he chooses to do so.

If oral argument is ordered, this court will do so by issuing the appropriate notice.

All referenced filings may be emailed to: [appellatejudge.mailbox@njcourts.gov](mailto:appellatejudge.mailbox@njcourts.gov)

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DOUGLAS M. FASCIALE, P.J.A.D.

September 30, 2020

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Date