

**GUIDEBOOK TO
CHANCERY PRACTICE
IN NEW JERSEY**

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FOREWORD

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ABOUT THE AUTHORS

HON. WILLIAM A. DREIER is Of Counsel at Norris, McLaughlin & Marcus. In 1998, he retired as a Presiding Judge, Appellate Division, Superior Court of New Jersey. Appointed in 1973, he formerly sat as Chancery Judge for Mercer, Somerset, and Hunterdon Counties and in the Law Division in Union County.

In his 25 years on the Law Division, Chancery Division, and Appellate Division bench, Judge Dreier has had approximately 380 judicial opinions officially reported. Since 1983 he has co-authored *Guidebook to Chancery Practice in New Jersey*. He is also an author of *New Jersey Products Liability and Toxic Tort Law*, annual editions 1977 to date, *New Jersey Arbitration Handbook*, annual editions 2013 to date, and books on Secured Transitions, as well as numerous articles published in various law reviews and journals. Judge Dreier has lectured extensively for NJICLE, the ALI-ABA Committee for Continuing Professional Education, the National Judicial College, and the New Jersey Judicial College, as well as numerous bar and judicial organizations nationwide.

In 2015, Judge Dreier was the recipient of the Lifetime Achievement Award from the *New Jersey Law Journal*. For his educational endeavors, NJICLE awarded him the 1993 Alfred C. Clapp Award for Excellence in Continuing Legal Education. He also received the New Jersey Bar Foundation's Medal of Honor in 2008, and the ADR Practitioner of the Year Award from the NJSBA's Dispute Resolution Section in 2010. He was the first recipient of the William A. Dreier Award for Excellence in Product Liability Law in 2009 from the NJSBA Product Liability Section.

Judge Dreier is a member (Emeritus) of the Columbia Law School Board of Visitors, the American Bar Association's Judicial Administration Division, the *New Jersey Law Journal* Editorial Board, the NJSBA's Dispute Resolution Section, the Marie L. Garibaldi ADR American Inns of Court, the American Bar Foundation, and the American Law Institute. He is also a Fellow of the College of Commercial Arbitrators and is a member of the New Jersey Panel of Distinguished Neutrals, International Institute for Conflict Prevention and Resolution, the National Academy of Distinguished Neutrals, and the AAA National Panels of Mediators and Commercial, Complex Cases, Class Actions, and Wireless Telecommunications Arbitrators.

Judge Dreier has been regularly included in the Alternative Dispute Resolution section of *The Best Lawyers in America*© and *New Jersey Super Lawyers*. He was named the *Best Lawyers' Arbitration "Lawyer of the Year"* in the Woodbridge, New Jersey Metro Area in 2018 and 2016 and is also listed in *Who's Who in America*.

Judge Dreier earned his B.S. from the Massachusetts Institute of Technology in 1958 and his J.D. from Columbia Law School in 1961. He is also a member of the New York Bar. He practices in the areas of products liability, arbitration, mediation, and civil litigation.

PAUL A. ROWE, ESQ., is Chairman of Greenbaum, Rowe, Smith & Davis LLP, with offices in Woodbridge and Roseland, New Jersey.

Listed in *The Best Lawyers in America*® in the Bet-the-Company Litigation, Appellate Law, Commercial Litigation, Family Law, Litigation–Construction, Litigation–Intellectual Property and Litigation–Real Estate categories, Mr. Rowe was also selected as *Best Lawyers'* "Lawyer of the Year" in Litigation – Real Estate (2014), Appellate Practice (2013), and as "Bet-the-Company Litigator of the Year" (2011). He received the number one ranking in *Super Lawyers New Jersey* for four consecutive years (2012, 2013, 2014, 2105).

Mr. Rowe's practice has been limited exclusively to litigation for nearly five decades. The practice has involved all forms of business litigation. He has tried to conclusion numerous cases involving trade secrets, antitrust, stock fraud, real estate brokerage, corporate and partnership disputes, and numerous Chancery matters of the type described in this book. His trial practice has been in both state and federal courts in New Jersey and other states throughout the country.

In addition to being a co-author of the *Guidebook to Chancery Practice in New Jersey*, Mr. Rowe is the original author of *New Jersey Business Litigation* and is the co-author with Andrea J. Sullivan of the 2014 edition and all subsequent editions.

Mr. Rowe is a Fellow of the International Academy of Trial Lawyers and a Fellow of the American College of Trial Lawyers. He is a Past President of the Essex County Bar Association and a member of the New Jersey State and American Bar Associations and a Fellow of the American Bar Foundation. He is also a Trustee and Past President of the Legal Services Foundation of Essex County.

In 2014, Mr. Rowe was the recipient of the Lifetime Achievement in Litigation Award from the *New Jersey Law Journal*, and received the Robert J. Cirafesi Chancery Practice Award from the Middlesex County Bar Association. He was the recipient of the National Judge Learned Hand Award from the Metro New Jersey Region of AJC in 2013, and received the Trial Attorneys of New Jersey Lifetime Achievement Award in 1993.

Mr. Rowe is a 1958 graduate of Tufts College and a 1961 graduate of Columbia Law School. He was admitted to the New York Bar in 1961 and the New Jersey Bar in 1962. Mr. Rowe is a frequent lecturer for ICLE on various subjects in connection with business and commercial litigation and has authored numerous articles regarding trial practice and related topics.

ANDREA J. SULLIVAN, ESQ., is a Partner in Greenbaum, Rowe, Smith & Davis LLP, with offices in Woodbridge and Roseland, New Jersey.

Ms. Sullivan's litigation practice encompasses the representation of individuals and business entities in commercial, estate, matrimonial, and chancery litigation, and alternative dispute resolution. She has significant experience in handling contract and partnership disputes, actions involving closely held companies, oppressed minority shareholder litigation, hiring and termination of senior employees, non-compete issues, and other "business divorce" matters. Ms. Sullivan has represented professionals including attorneys, accountants, and dentists in various actions, ranging from professional malfeasance to claims of fraud and alleged professional malpractice. She has appeared before professional boards, including those in the fields of accountancy, dentistry, and mortuary science. In the areas of estate litigation and matrimonial law, Ms. Sullivan's practice concentrates primarily on the representation of high net-worth individuals, including the resolution of matters requiring sophisticated business valuations.

Ms. Sullivan serves on the Board of Trustees of the New Jersey State Bar Association, and is a Member of the Family Law and Business Sections and Co-Chair of the Equity Jurisprudence Committee. She is the Immediate Past President of the Middlesex County Bar Association and the Chair of its Chancery Practice Committee. She also serves as the Chair of the NJSBA Middlesex County Judicial & Prosecutorial Appointments Committee. She is also a Board Member and Past President of the Middlesex County Bar Foundation. She serves as a member of the New Jersey Supreme Court Committee on Mandatory Continuing Legal Education and is the Treasurer and Past President of the Board of Trustees of Central Jersey Legal Services.

Ms. Sullivan is the recipient of the Middlesex County Bar Association Chancery Practice Award and was recognized as one of the Top 50 Women in Business by *NJBIZ*. Ms. Sullivan has been listed in *The Best Lawyers in America*® in the Commercial Litigation practice area and in *New Jersey Super Lawyers* in the Business Litigation practice area. She is Peer Review Rated AV® Preeminent by Martindale-Hubbell®.

Ms. Sullivan received her A.B., cum laude, from Mount Holyoke College and her J.D. with High Honors from Rutgers University School of Law (Newark), where she was elected to the Order of the Coif. She served as Law Secretary to the Hon. Erminie L. Conley, Superior Court of New Jersey, Chancery Division, General Equity Part.

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