

GEORGE HARMS CONSTRUCTION CO., INC. et al v. GATEWAY DEVELOPMENT COMMISSION et al

New Jersey District Court

Judge: Susan D Wigenton
Referred: Jose R Almonte
Case #: 2:25-cv-17679
Nature of Suit 790 Labor - Other Labor Litigation
Cause 05:704 Labor Litigation
Case Filed: Nov 18, 2025

Docket

Parties (15)

Last checked: **Friday Nov 21, 2025 2:09 AM EST**

Defendant

GATEWAY DEVELOPMENT COMMISSION

Defendant

UNITED STATES DEPARTMENT OF TRANSPORTATION

Defendant

AMY ROSEN

Defendant

THOMAS F. PRENDERGAST

Defendant

JOHN DOES 1-20

Defendant

VICTOR J. HERLINSKY, JR.

Defendant

DR. BALPREET GREWAL-VIRK

Defendant

ALICIA GLEN

Defendant

FEDERAL TRANSIT ADMINISTRATION

Defendant

MARIE THERESE DOMINGUEZ

Defendant

TONY COSCIA

Defendant

JAMEY BARBAS

Defendant

ABC ENTITIES 1-10

Plaintiff

GEORGE HARMS CONSTRUCTION CO., INC.

Represented By

FRANCIS V. COOK

Fox Rothschild LLP

[contact info](#)

MITCHELL W. TARASCHI

Connell Foley

[contact info](#)

Plaintiff

BRIAN BURNS

Represented By

FRANCIS V. COOK

Fox Rothschild LLP

[contact info](#)

MITCHELL W. TARASCHI

Connell Foley

[contact info](#)

Docket last updated: 9 hours ago

Monday, December 01, 2025

37







motion

Appear Pro Hac Vice





Mon 12/01 6:01 PM

MOTION for Leave to Appear Pro Hac Vice of John Prairie, Esq. by JAMEY BARBAS, TONY COSCIA, MARIE THERESE DOMINGUEZ, GATEWAY DEVELOPMENT COMMISSION, ALICIA GLEN, DR. BALPREET GREWAL-VIRK, VICTOR J. HERLINSKY, JR., THOMAS F. PRENDERGAST, AMY ROSEN.(ALWORTH, FREDERICK)

- Att: 1  Declaration of Frederick W. Alworth, Esq.,
Att: 2  Declaration of John Prairie, Esq.,
Att: 3  Text of Proposed Order,
Att: 4  Certificate of Service
-





36  **motion** **Appear Pro Hac Vice** **Mon 12/01 5:57 PM**


MOTION for Leave to Appear Pro Hac Vice of Paul Salvatore, Esq. by JAMEY BARBAS, TONY COSCIA, MARIE THERESE DOMINGUEZ, GATEWAY DEVELOPMENT COMMISSION, ALICIA GLEN, DR. BALPREET GREWAL-VIRK, VICTOR J. HERLINSKY, JR., THOMAS F. PRENDERGAST, AMY ROSEN.(ALWORTH, FREDERICK)

- Att: 1  Declaration of Frederick W. Alworth, Esq.,
Att: 2  Declaration of Paul Salvatore, Esq.,
Att: 3  Text of Proposed Order,
Att: 4  Certificate of Service
-





35  **motion** **Appear Pro Hac Vice** **Mon 12/01 5:53 PM**


MOTION for Leave to Appear Pro Hac Vice of Michael J. Lebowich, Esq. by JAMEY BARBAS, TONY COSCIA, MARIE THERESE DOMINGUEZ, GATEWAY DEVELOPMENT COMMISSION, ALICIA GLEN, DR. BALPREET GREWAL-VIRK, VICTOR J. HERLINSKY, JR., THOMAS F. PRENDERGAST, AMY ROSEN.(ALWORTH, FREDERICK)

- Att: 1  Declaration of Frederick W. Alworth, Esq.,
Att: 2  Declaration of Michael J. Lebowich, Esq.,
Att: 3  Text of Proposed Order,
Att: 4  Certificate of Service
-

34  **motion** **Appear Pro Hac Vice** **Mon 12/01 5:49 PM**


MOTION for Leave to Appear Pro Hac Vice of John M. Conlon, Esq. by JAMEY BARBAS, TONY COSCIA, MARIE THERESE DOMINGUEZ, GATEWAY DEVELOPMENT COMMISSION, ALICIA GLEN, DR. BALPREET GREWAL-VIRK, VICTOR J. HERLINSKY, JR., THOMAS F. PRENDERGAST, AMY ROSEN.(ALWORTH, FREDERICK)


- Att: 1  Declaration of Frederick W. Alworth, Esq.,
Att: 2  Declaration of John M. Conlon, Esq.,
Att: 3  Text of Proposed Order,
Att: 4  Certificate of Service
-

33  **motion** **Appear Pro Hac Vice** **Mon 12/01 5:44 PM**

MOTION for Leave to Appear Pro Hac Vice of Emily L. Gold, Esq. by JAMEY BARBAS, TONY COSCIA, MARIE THERESE DOMINGUEZ, GATEWAY DEVELOPMENT COMMISSION, ALICIA GLEN, DR. BALPREET GREWAL-VIRK, VICTOR J. HERLINSKY, JR., THOMAS F. PRENDERGAST, AMY ROSEN.(ALWORTH, FREDERICK)

- Att: 1  Declaration of Frederick W. Alworth, Esq.,

Att: 2  Declaration of Emily L. Gold, Esq.,

Att: 3  Text of Proposed Order,

Att: 4  Certificate of Service


32  misc **Statement 7.1.1 Third Party Funding** **Mon 12/01 4:12 PM**

Third Party Litigation Funding disclosure statement pursuant to L.Civ.R 7.1.1(a)(1-3) filed by All Plaintiffs. (ASH, JONATHAN)


qc **QC - Lack of Corporate Disclosure Statement** **Mon 12/01 1:09 PM**

CLERK'S QUALITY CONTROL MESSAGE - Please be advised, pursuant to Fed. R. Civ. P. 7.1, a disclosure statement is required to be filed by a nongovernmental corporate party or intervenor. Please refer to the Court's website at[LINK:www.njd.uscourts.gov] for a form and filing instructions. (adc,)

Wednesday, November 26, 2025


31  respm **Reply Brief to Opposition to Motion** **Wed 11/26 1:49 PM**

REPLY BRIEF to Opposition to Motion filed by BRIAN BURNS, GEORGE HARMS CONSTRUCTION CO., INC. re3 MOTION for Order to Show Cause (ASH, JONATHAN)


Att: 1  Certification of Paul Silber with Exhibit A,

Att: 2  Certification of Dave Wasiura,

Att: 3  Certificate of Service


30  notice **Notice of Appearance** **Wed 11/26 12:53 PM**

NOTICE of Appearance by PATRICK W. MCGOVERN on behalf of JAMEY BARBAS, TONY COSCIA, MARIE THERESE DOMINGUEZ, GATEWAY DEVELOPMENT COMMISSION, ALICIA GLEN, DR. BALPREET GREWAL-VIRK, VICTOR J. HERLINSKY, JR., THOMAS F. PRENDERGAST, AMY ROSEN (MCGOVERN, PATRICK)







29  notice **Notice of Appearance** **Wed 11/26 11:40 AM**


NOTICE of Appearance by ANGELO JOSEPH GENOVA on behalf of JAMEY BARBAS, TONY COSCIA, MARIE THERESE DOMINGUEZ, GATEWAY DEVELOPMENT COMMISSION, ALICIA GLEN, DR. BALPREET GREWAL-VIRK, VICTOR J. HERLINSKY, JR., THOMAS F. PRENDERGAST, AMY ROSEN (GENOVA, ANGELO)


Tuesday, November 25, 2025


28  notice **Notice of Appearance** **Tue 11/25 5:36 PM**



NOTICE of Appearance by CHRISTOPHER MANLEY on behalf of JAMEY BARBAS, TONY COSCIA, MARIE THERESE DOMINGUEZ, GATEWAY DEVELOPMENT COMMISSION, ALICIA GLEN, DR. BALPREET GREWAL-VIRK, VICTOR J. HERLINSKY, JR., THOMAS F. PRENDERGAST, AMY ROSEN (MANLEY, CHRISTOPHER)

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- 27**  **notice** **Notice of Appearance** **Tue 11/25 5:35 PM**
NOTICE of Appearance by ROSANNE FACCHINI on behalf of JAMEY BARBAS, TONY COSCIA, MARIE THERESE DOMINGUEZ, GATEWAY DEVELOPMENT COMMISSION, ALICIA GLEN, DR. BALPREET GREWAL-VIRK, VICTOR J. HERLINSKY, JR., THOMAS F. PRENDERGAST, AMY ROSEN (FACCHINI, ROSANNE)
-
- 26**  **notice** **Notice of Appearance** **Tue 11/25 4:49 PM**
NOTICE of Appearance by JULIA E. BROWNING on behalf of JAMEY BARBAS, TONY COSCIA, MARIE THERESE DOMINGUEZ, GATEWAY DEVELOPMENT COMMISSION, ALICIA GLEN, DR. BALPREET GREWAL-VIRK, VICTOR J. HERLINSKY, JR., THOMAS F. PRENDERGAST, AMY ROSEN (BROWNING, JULIA)
-
- 25**  **misc** **Letter** **Tue 11/25 4:45 PM**
Letter from United States Attorney's Office re: Order to Show Cause re5 Order to Show Cause,, Set Deadlines,, Set Hearings,3 MOTION for Order to Show Cause . (BASIAK, JOHN)
-
- 24**  **notice** **Notice of Appearance** **Tue 11/25 4:42 PM**
NOTICE of Appearance by KEVIN W. WEBER on behalf of JAMEY BARBAS, TONY COSCIA, MARIE THERESE DOMINGUEZ, GATEWAY DEVELOPMENT COMMISSION, ALICIA GLEN, DR. BALPREET GREWAL-VIRK, VICTOR J. HERLINSKY, JR., THOMAS F. PRENDERGAST, AMY ROSEN (WEBER, KEVIN)
-
- 23**  **notice** **Notice of Appearance** **Tue 11/25 4:40 PM**
NOTICE of Appearance by KEVIN REED REICH on behalf of JAMEY BARBAS, TONY COSCIA, MARIE THERESE DOMINGUEZ, GATEWAY DEVELOPMENT COMMISSION, ALICIA GLEN, DR. BALPREET GREWAL-VIRK, VICTOR J. HERLINSKY, JR., THOMAS F. PRENDERGAST, AMY ROSEN (REICH, KEVIN)
-
- 22**  **notice** **Notice of Appearance** **Tue 11/25 4:38 PM**
NOTICE of Appearance by FREDERICK W. ALWORTH on behalf of JAMEY BARBAS, TONY COSCIA, MARIE THERESE DOMINGUEZ, GATEWAY DEVELOPMENT COMMISSION, ALICIA GLEN, DR. BALPREET GREWAL-VIRK, VICTOR J. HERLINSKY, JR., THOMAS F. PRENDERGAST, AMY ROSEN (ALWORTH, FREDERICK)
-
- 21**  **notice** **Notice of Appearance** **Tue 11/25 4:36 PM**
NOTICE of Appearance by NOEL HILLMAN on behalf of JAMEY BARBAS, TONY COSCIA, MARIE THERESE DOMINGUEZ, GATEWAY DEVELOPMENT COMMISSION, ALICIA GLEN, DR. BALPREET GREWAL-VIRK, VICTOR J. HERLINSKY, JR., THOMAS F. PRENDERGAST, AMY ROSEN (HILLMAN, NOEL)
-


20  misc Declaration Tue 11/25 3:51 PM
DECLARATION of Danilo Djuretic with Exhibits A-H re18 Memorandum in Opposition of Motion,, by JAMEY BARBAS, TONY COSCIA, MARIE THERESE DOMINGUEZ, GATEWAY DEVELOPMENT COMMISSION, ALICIA GLEN, DR. BALPREET GREWAL-VIRK, VICTOR J. HERLINSKY, JR., THOMAS F. PRENDERGAST, AMY ROSEN. (HILLMAN, NOEL) NOTICE TO COUNSEL: Counsel is advised that pursuant to Local Civil Rule 5.3(c)(2), a single, consolidated motion to seal shall be filed within 14 days following the completed briefing of the materials sought to be sealed, or within 14 days following the date on which the last of such materials was filed under temporary seal if the motion is resolved, unless otherwise directed by the Court. Counsel are further advised that service of sealed documents must be accomplished outside of ECF as provided by Federal R. Civ. Pro. 5(b)(2)

19  misc Declaration Tue 11/25 3:50 PM
DECLARATION of James Starace re18 Memorandum in Opposition of Motion,, by JAMEY BARBAS, TONY COSCIA, MARIE THERESE DOMINGUEZ, GATEWAY DEVELOPMENT COMMISSION, ALICIA GLEN, DR. BALPREET GREWAL-VIRK, VICTOR J. HERLINSKY, JR., THOMAS F. PRENDERGAST, AMY ROSEN. (HILLMAN, NOEL) NOTICE TO COUNSEL: Counsel is advised that pursuant to Local Civil Rule 5.3(c)(2), a single, consolidated motion to seal shall be filed within 14 days following the completed briefing of the materials sought to be sealed, or within 14 days following the date on which the last of such materials was filed under temporary seal if the motion is resolved, unless otherwise directed by the Court. Counsel are further advised that service of sealed documents must be accomplished outside of ECF as provided by Federal R. Civ. Pro. 5(b)(2)

18  30+ pgs respm Memorandum in Opposition of Motion Tue 11/25 3:47 PM
MEMORANDUM in Opposition filed by JAMEY BARBAS, TONY COSCIA, MARIE THERESE DOMINGUEZ, GATEWAY DEVELOPMENT COMMISSION, ALICIA GLEN, DR. BALPREET GREWAL-VIRK, VICTOR J. HERLINSKY, JR., THOMAS F. PRENDERGAST, AMY ROSEN re3 MOTION for Order to Show Cause (HILLMAN, NOEL)

- Att: 1  Declaration of James Starace (Filed Under Seal),
- Att: 2  Declaration of Catherine Rinaldi with Exhibit A,
- Att: 3  Declaration of Patrick Kelleher with Exhibits A-B,
- Att: 4  Declaration of Danilo Djuretic with Exhibits A-H (Filed Under Seal),
- Att: 5  Declaration of Kevin R. Reich, Esq. with Exhibits 1-3,
- Att: 6  Certificate of Service




Friday, November 21, 2025

17  notice Notice of Appearance Fri 11/21 5:16 PM
NOTICE of Appearance by JOHN FRANCIS BASIAK on behalf of FEDERAL TRANSIT ADMINISTRATION, UNITED STATES DEPARTMENT OF TRANSPORTATION (BASIAK, JOHN)


16 order Text Order Fri 11/21 4:47 PM
TEXT ORDER re9 Letter: Defendant is permitted to submit opposition papers by 4:00 PM on 11/25/2025. So Ordered by Judge Susan D. Wigenton on 11/21/2025. (cds)


-
- 15  **service** **Affidavit of Service** **Fri 11/21 4:16 PM**
AFFIDAVIT of Service for Summons and Complaint served on U.S. Department of Transportation (DC) on 11/21/2025, filed by BRIAN BURNS, GEORGE HARMS CONSTRUCTION CO., INC.. (COOK, FRANCIS)
-
- 14  **service** **Affidavit of Service** **Fri 11/21 12:38 PM**
AFFIDAVIT of Service for Summons and Complaint served on Federal Transit Administration - Regional Administrator on 11/20/2025, filed by BRIAN BURNS, GEORGE HARMS CONSTRUCTION CO., INC.. (COOK, FRANCIS)
-
- 13  **service** **Affidavit of Service** **Fri 11/21 12:36 PM**
AFFIDAVIT of Service for Summons and Complaint served on Federal Transit Administration c/o US Attorney's Office on 11/20/2025, filed by BRIAN BURNS, GEORGE HARMS CONSTRUCTION CO., INC.. (COOK, FRANCIS) Modified on 11/21/2025 (adc)
-
- 12  **service** **Affidavit of Service** **Fri 11/21 12:32 PM**
AFFIDAVIT of Service for Summons and Complaint served on U.S. Department of Transportation on 11/20/2025, filed by BRIAN BURNS, GEORGE HARMS CONSTRUCTION CO., INC.. (COOK, FRANCIS)
-
- 11  **notice** **Notice of Appearance** **Fri 11/21 11:36 AM**
NOTICE of Appearance by RONALD J. RICCIO on behalf of BRIAN BURNS, GEORGE HARMS CONSTRUCTION CO., INC. (RICCIO, RONALD)
-
- 10  **notice** **Notice of Appearance** **Fri 11/21 11:33 AM**
NOTICE of Appearance by JONATHAN DAVID ASH on behalf of BRIAN BURNS, GEORGE HARMS CONSTRUCTION CO., INC. (ASH, JONATHAN)
-
- 9  **misc** **Letter** **Fri 11/21 10:51 AM**
Letter from Frederick W. Alworth, Esq. to Honorable Susan D. Wigenton, U.S.D.J.. (ALWORTH, FREDERICK)
-

Thursday, November 20, 2025

-
- 8  **service** **Waiver of Service Executed** **Thu 11/20 3:31 PM**
WAIVER OF SERVICE Returned Executed by BRIAN BURNS, GEORGE HARMS CONSTRUCTION CO., INC.. JAMEY BARBAS waiver sent on 11/20/2025, answer due 1/19/2026; TONY COSCIA waiver sent on 11/20/2025, answer due 1/19/2026; MARIE THERESE DOMINGUEZ waiver sent on 11/20/2025, answer due 1/19/2026; GATEWAY DEVELOPMENT COMMISSION waiver sent on 11/20/2025, answer due 1/19/2026; ALICIA GLEN waiver sent on 11/20/2025, answer due 1/19/2026; DR. BALPREET GREWAL-VIRK waiver sent on 11/20/2025, answer due 1/19/2026; VICTOR J. HERLINSKY, JR. waiver sent on 11/20/2025, answer due 1/19/2026; THOMAS F. PRENDERGAST waiver sent on 11/20/2025, answer due 1/19/2026; AMY ROSEN waiver sent on 11/20/2025, answer due 1/19/2026. (COOK, FRANCIS)
-
- 7  **notice** **Notice of Appearance** **Thu 11/20 3:16 PM**
NOTICE of Appearance by MITCHELL W. TARASCHI on behalf of All Plaintiffs (TARASCHI, MITCHELL)
-
- 6  **notice** **Notice of Appearance** **Thu 11/20 3:15 PM**
NOTICE of Appearance by MITCHELL W. TARASCHI on behalf of All Plaintiffs (TARASCHI, MITCHELL)
-

Wednesday, November 19, 2025

5  5 pgs order Order to Show Cause ~Util - Set Deadlines ~Util - Set Hearings Wed 11/19 5:25 PM
ORDER TO SHOW CAUSE: Show Cause Hearing set for 12/3/2025 at 2:30 PM in Newark - Courtroom 5C before Judge Susan D. Wigenton. Opposition is due by 11/24/2025. Reply is due by 11/26/2025. Service of the complaint and motion to be completed within 2 days. Signed by Judge Susan D. Wigenton on 11/19/2025. (ps)

4  service Summons Issued Wed 11/19 4:14 PM
SUMMONS ISSUED as to JAMEY BARBAS, TONY COSCIA, MARIE THERESE DOMINGUEZ, FEDERAL TRANSIT ADMINISTRATION, GATEWAY DEVELOPMENT COMMISSION, ALICIA GLEN, DR. BALPREET GREWAL-VIRK, VICTOR J. HERLINSKY, JR., THOMAS F. PRENDERGAST, AMY ROSEN, UNITED STATES DEPARTMENT OF TRANSPORTATION. Attached is the official court Summons, please fill out Defendant and Plaintiffs attorney information and serve. (pm,)


qc QC - Statement 7.1.1 filed as an Attachment Wed 11/19 9:07 AM
CLERK'S QUALITY CONTROL MESSAGE - Please be advised, Pursuant to L.CIV.R.7.1.1 a statement is required to be filed by the parties, intervening parties regarding third party litigation funding. Please file this statement using the event Statement 7.1.1 Third Party Funding found under Other Filings Other documents and not as an attachment to the Corporate Disclosure statement. (jjc)





qc QC - Attorney Case Opening Wed 11/19 9:08 AM
CLERK'S QUALITY CONTROL MESSAGE - The case you electronically filed has been processed, however, the following deficiencies were found: In the future when choosing parties please choose each party individually. Do NOT select the ALL PLAINTIFFS or ALL DEFENDANTS radio button . The Clerk's Office has made the appropriate changes. Please refer to the Attorney Case Opening Guide for processing electronically filed cases. (jjc,)


utility Case Assigned/Reassigned Wed 11/19 12:30 PM
Case Assigned to Judge Susan D. Wigenton and Magistrate Judge Jose R. Almonte. (ps)

utility Set/Reset Motion and R&R Deadlines/Hearings Wed 11/19 2:46 PM
Set Deadlines as to 3 MOTION for Order to Show Cause . Motion set for 12/15/2025 before Judge Susan D. Wigenton. Unless otherwise directed by the Court, this motion will be decided on the papers and no appearances are required. Note that this is an automatically generated message from the Clerk's Office and does not supersede any previous or subsequent orders from the Court. (mj)


Tuesday, November 18, 2025


3  MOTION for Order to Show Cause by BRIAN BURNS, GEORGE HARMS CONSTRUCTION CO., INC.. (COOK, FRANCIS)


- Att: 1  Supplement COVER LETTER,
 - Att: 2  Supplement LTR REQUEST TO FILE OVERLENGTH BRIEF,
 - Att: 3  Brief BRIEF IN SUPPORT OF ORDER TO SHOW CAUSE,
 - Att: 4  Text of Proposed Order PRPOSED ORDER
-


2  Corporate Disclosure Statement by GEORGE HARMS CONSTRUCTION CO., INC. identifying GEORGE HARMS CONSTRUCTION CO., INC. as Corporate Parent..(COOK, FRANCIS)


Att: 1  Statement LOCAL RULE 7.1.1 DISCLOSURE STATEMENT

1  **39 pgs** COMPLAINT against All Defendants (Filing and Admin fee \$ 405 receipt number ANJDC-16835516) with JURY DEMAND, filed by BRIAN BURNS, GEORGE HARMS CONSTRUCTION CO., INC.. (COOK, FRANCIS)


Att: 1  Exhibit Exhibit 1,


Att: 2  Exhibit Exhibit 2,


Att: 3  Exhibit Exhibit 3(a),


Att: 4  Exhibit Exhibit 3(b),

Att: 5  Exhibit Exhibit 3(c),

Att: 6  Exhibit Exhibit 4,

Att: 7  Exhibit Exhibit 5,

Att: 8  Exhibit Exhibit 6,

Att: 9  Exhibit Exhibit 7,

Att: 10  Civil Cover Sheet

[Continue to Create Account](#)