



Kevin Wine <kwine@societyhillatpiscataway.org>

Notice to Community re: Conclusion of Wine/Marchitto Action

1 message

FirstService Residential <Communications@mc.fsresidential.com>

Fri, May 15, 2026 at 9:00 AM

Reply-To: Sonia Danquah <sonia.danquah@fsresidential.com>

To: kwine@societyhillatpiscataway.org



Society Hill at Piscataway Condo
550 Chesterfield Dr, Piscataway , NJ 0884
800-870-0010

May 15, 2026

This is a mass communication email being sent to all residents.

Dear Kevin Wine,

LEGAL UPDATE REGARDING THE REMOVAL OF VINCENT MARCHITTO

The Association has been advised by legal counsel of a final ruling issued by the Superior Court of New Jersey regarding the legal challenge **filed by Kevin Wine and Vincent Marchitto concerning the suspension and removal of Vincent Marchitto from the Board of Trustees.**

On May 12, 2026, the Honorable Thomas Daniel McCloskey, J.S.C., of the Superior Court of New Jersey, Middlesex County, Chancery Division, issued an Order and Judgment denying Kevin Wine and Vincent Marchitto's application for injunctive relief and granted the Association's Cross-Motion to Dismiss the Verified Complaint with prejudice.

This final ruling effectively concludes the legal challenge concerning the Board's decision to suspend and ultimately remove Mr. Marchitto from his position on the Board of Trustees.

The Court's decision followed prior proceedings, including the **Court's March 23, 2026 denial of temporary restraints**, during which Judge McCloskey noted that the underlying facts were substantially disputed. Following that hearing, the matter

proceeded to non-binding arbitration on April 20, 2026, before the Honorable Richard C. Camp, J.S.C. (Ret.). During arbitration, live witness testimony was presented, including testimony from Kevin Wine and Vincent Marchitto.

By written Decision **dated April 22, 2026, Arbitrator Judge Camp** determined that the **Board's decision to remove Mr. Marchitto** was fully justified based upon documented **conduct and was legally permitted pursuant to N.J.A.C. §5:26-8.11(b)**, which allows for the removal of a board member for good cause directly impacting the individual's ability to serve.

The Arbitrator further noted that Mr. Marchitto had agreed to abide by the Board's Code of Conduct and determined that the repeated nature of the incidents demonstrated a pattern of behavior impairing his ability to serve effectively and safely. On May 12, 2026, Judge McCloskey reviewed and adopted the Arbitrator's findings in full, specifically noting in the Court's Order that **"the conduct was not in dispute, and the Board's actions were supported by clear evidence and testimony."**

In issuing the final judgment, the Court determined that Kevin Wine and Vincent Marchitto failed to meet the applicable legal standards required for relief. Judge McCloskey further stated that the public interest would not be served by forcing the Association to reinstate "an individual who has demonstrated a consistent disregard for health, community safety, staff welfare and general welfare."

The Court additionally held that requiring reinstatement would undermine the Association's obligations under N.J.S.A. §45:22A-44(b) to protect the health, safety, and welfare of the community.

By dismissing the complaint with prejudice, the Court has upheld the Board's actions and authority in maintaining a safe, respectful, and secure environment for the community.

As a result of the litigation initiated against the Association, the Association incurred approximately \$40,000 in legal and arbitration-related expenses, including arbitration costs associated with proceedings before Judge Camp.

Copies of the April 22, 2026 Arbitration Decision and the May 12, 2026 Order and Judgment are attached for reference.

Sincerely,



FirstService
RESIDENTIAL

Sonia Danquah
Community Manager

Email: sonia.danquah@fsresidential.com
Phone: 732-463-3434

24/7 Customer Care Center: 800.870.0010

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