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Kenneth Vercammen & Associates

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July 3, 2012

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Greetings!

Happy 4th of July!

1. Police Cannot Search Home for Noise Complaint.State v. Kaltner 210 NJ 114 (2012).

The decision of the Appellate Division is affirmed substantially for the reasons expressed in Judge Parillos opinion. Because the police officers warrantless search of the home after they were called to address a noise complaint was not objectively reasonable, the evidence obtained during the search was properly suppressed.

2. Arrest Permitted Where Sign Said No Loitering.State v. Gibson 425 NJ Super. 523(App. Div. 2012) A-1513-10T4. 5-8-12

In this appeal, defendant argued, among other things, that the trial judge erred in denying his motion to suppress evidence seized from him following his arrest for defiant trespass. The court rejected this argument, concluding that the arresting officer possessed probable cause that defendant had engaged in a defiant trespass even though the property owner posted a

Office Phone Number:

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www.njlaws.com

In This Issue:

1. Police Cannot Search Home for Noise Complaint.

2. Arrest Permitted Where Sign Said No

Loitering. no loitering instead of a no trespassing sign.

3. New YouTube Videos

3. New YouTube Videos

We recently posted new videos on YouTube. These videos cover a number of different legal areas such as criminal, traffic, personal injury, wills and estate planning, etc. Visit our YouTube channel to view these videos....

4. Termination of Child Support After

<http://www.youtube.com/user/kvercammen>

High School Graduation and Upon Emancipation.

4. Termination of Child Support After High School Graduation and Upon Emancipation.

5. You are Invited to Kenneth Vercammens Annual Summer Blast Happy Hour.

Child support is usually paid through a wage withholding garnishment at the parents job. Child Support Orders and wage withholding continue forever against you until a Superior Court Judge signs a Formal Court Order terminating or modifying support. It is not sufficient for the payor to simply wait for the child to finish school. Many Divorce decrees and Property Settlement Agreements state that child support will end upon emancipation. For example, the term emancipation is sometimes defined as follows: (i) The completion of the childs formal education on a matriculated basis, whether it be graduation from a four year undergraduate school or high school, it being understood that so long as the child is diligently pursuing his formal education through a four year undergraduate college education and obtaining passing grades the child shall not be considered emancipated. (ii) Upon the completion of any of the aforesaid segments of the childs education, and upon the failure to commence the next segment of his education, or upon leaving school, the child shall be deemed emancipated unless failure to continue on with his education has resulted from injury or illness or some other cause beyond the childs control. (iii) The marriage of the child. (iv) Entry into the military or armed forces by the child.

Your attorney can draft the appropriate Motion to terminate child support if the child is emancipated. You will need to provide your attorney with relevant papers including a copy of the Final Judgment for Divorce, any other Child Support Orders, a copy of the birth certificate if available, proof of graduation from school or working full time, etc. Sometimes the child support recipient, usually the mother, will sign a Consent Order, which your attorney can file without the need for a Formal Motion. However, generally a Formal written Notice of Motion must be filed in the County Superior Court where the Child Support Order was entered. The requirements of the Motion are detailed and must include the correct filing fees. Child support does not end merely if the child reaches 18 and graduates high school. Most Child Support Orders continue child support if the child is in



Kenneth Vercammen was the Middlesex County Bar Municipal Court Attorney of the Year

college full time. However, dont give up. In the unreported Appellate Division decision of Kozak v. Kozak __ NJ Super. __ (App. Div. decided January 9, 2003) the court reduced child support during the period of time the child resided at the college campus. The judge properly determined it was appropriate to calculate child support only for the period of time the child was not residing at college.

5. You are Invited to Kenneth Vercammens Annual Summer Blast Happy Hour.

Friday, July 20, 2012

5:00PM - 7:00PM

atBar Anticipation Where Summer Never Ends

703 16th Avenue

Lake Como/ Belmar, NJ 07719

Free for you and two friends.

5-7PM Hot & Cold Buffet with carving station

The reduced price Happy Hour is 6-7PM with \$1 House Drink, Bud/BudLt draft & House Wine Specials

We will be at the outside Boardwalk bar under the tent.

Email Kens Law Office so we can put your name on the VIP list for wristbands. VercammenLaw@Njlaws.com

Bring a canned food donation for the St. James Food Bank Hands of Hope or drop it off at Kenneth Vercammens Law Office, 2053 Woodbridge Ave., Edison, NJ 08817. Meet the SuperLawyers of NJ and past award winners of Municipal Court Attorney of the Year.

More details at:

<http://www.facebook.com/events/437918506222131>

Editorial Assistance provided by Kylie Cohen. Ms. Cohen will be entering her second year at Seton Hall University School of Law. She is currently participating in Kenneth Vercammens Summer Internship Program.

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Meet with an experienced Attorney to handle your important legal needs.
Please call the office to schedule a confidential "in Office" consultation.
Attorneys are not permitted to provide legal advice by email.

Since 1985, KENNETH VERCAMMEN has worked as a personal injury attorney, working for injury victims and their families. By taking a hard-hitting, aggressive approach toward the insurance companies, KENNETH VERCAMMEN and our co-counsel have consistently obtained outstanding results for many injured clients over the years I am proud to have worked on cases in various capacities, small and large. While obviously prior results cannot guarantee the outcome of future cases, I can guarantee that you case will receive the same degree of dedication and hard work that went into each of these prior cases.

In direct contrast to the hard-hitting approach we take toward the insurance companies is the "soft" approach we take toward our clients. I am proud of my compassionate staff as I am of the outstanding financial results they have achieved. For many years, I have watched them treat our clients with patience, dignity and respect. I would have it no other way.

Many years ago, I attended a seminar sponsored by the American Bar Association on Law Practice Management. This was to help insure that each of our clients is always treated like a person -- not a file! We recognize that you are innocent victims and that you have placed your trust in us. Please understand that we understand what you are going through. Feel comforted that we are here to help you.

If you retain KENNETH VERCAMMEN to represent you, we will give you the same advice we give each of our clients -- concentrate on your life, you family and your health. We will take care of everything else. Leave all of the work and worry about your legal rights to us. Trust us. Believe in us. Have faith in us as your attorneys. Understand that we will always do what we believe is best for you and your case. Helping you is our job. In fact, it is our only job -- guiding injury victims like you through one of the most difficult times of your lives, with care and concern -- while fighting aggressively to the limits of the law to obtain compensation and justice for each of you!

Print our Personal Injury Questionnaire on our Website, Fill it out and Fax back, so we can determine if we can help you obtain an injury settlement. We would welcome an opportunity to prove to you what we have proven to thousands of injured clients -- that you can feel comfortable and secure in the fact that KENNETH VERCAMMEN - Trial Attorney We Fight To Win.

When you have been injured in an accident or collision, you are worried about who is going to pay your medical bills, lost wages, and other damages. The last thing you want is to be taken advantage of by an insurance company. If you don't protect your rights, you may not be able to make a claim.

Insurance companies have attorneys and adjusters whose goal is to pay you as little as they can. You need a New Jersey personal injury lawyer to fight for you. I am dedicated to helping your recover as much money as possible under the law.

You need an attorney who will work hard to protect your rights, maximize your insurance settlement and minimize the hassles of dealing with the insurance companies. You need an experienced and aggressive New Jersey trial lawyer with PROVEN RESULTS who will fight for you. Having an experienced personal injury lawyer can make the difference between getting what you deserve and getting nothing.

Without the threat of a lawyer who is willing to go to trial and seek a big jury verdict, why would an insurance company pay you what your claim is really worth? Lawsuits can be expensive, and many people do not have the money to pursue their claim. In every case, I advance all costs associated with pursuing your case and I do not ask you for a penny until we recover from the other side.

I am an experienced aggressive trial lawyer and a 3rd degree Black Belt. I am not afraid to take your case to trial if that is what it takes to maximize the amount of money your recover for your personal injury. I offer one-on-one service, and I will not hand your case off to an inexperienced lawyer or a paralegal.

Reduce the stress of making a claim.

Personal injury accidents can turn your life upside down. Making a personal injury claim can be difficult and time consuming. Once I take your case, you can stop worrying about dealing with the insurance companies and focus on recovering from your injuries. I take care of all of the paperwork, phone calls, and negotiations, so you can get on with your life.

p.s. For those clients who are afraid or reluctant to go to Court, KENNETH VERCAMMEN also offers a special -- "For Settlement Only" -- program. This means that if we are unable to settle with the insurance company, we will not go any further -- unless you want us to. You have my personal assurance that there will be absolutely no pressure and no obligation.

We handle personal injury cases on a contingency fee basis.

This means:

YOU DON'T OWE ME A LEGAL FEE UNLESS I RECOVER MONEY FOR YOU.

Call our office to schedule a "confidential" appointment 732-572-0500

Kenneth A. Vercammen is the Managing Attorney at Kenneth Vercammen & Associates in Edison, NJ. He is a New Jersey trial attorney has devoted a substantial portion of his professional time to the preparation and trial of litigated matters. He has appears in Courts throughout New Jersey each week on personal injury matters, Criminal /Municipal Court trials, and contested Probate hearings.

Mr. Vercammen has published over 125 legal articles in national and New Jersey publications on criminal, elder law, probate and litigation topics. He is a highly regarded lecturer on litigation issues for the American Bar Association, NJ ICLE, New Jersey State Bar Association and Middlesex County Bar Association. His articles have been published in noted publications included New Jersey Law Journal, ABA Law Practice Management Magazine, and New Jersey Lawyer. He is the Editor in Chief of the American Bar Association Tort and Insurance Committee Newsletter.

Admitted In NJ, US Supreme Court and Federal District Court.

**Contact the Law Office of
Kenneth Vercammen & Associates, P.C.
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for an appointment.**

The Law Office cannot provide legal advice or answer legal questions over the phone or by email. Please call the Law office and schedule a confidential "in office" consultation.

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