



1997 Decisions

Opinions of the United
States Court of Appeals
for the Third Circuit

9-4-1997

E.B. v. Verniero (Part I)

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Filed September 4, 1997

UNITED STATES COURT OF APPEALS
FOR THE THIRD CIRCUIT

NOS. 96-5132 and 96-5416

E. B., (A Fictitious Name)

v.

PETER VERNIERO*, ATTORNEY GENERAL OF THE
STATE OF NEW JERSEY; CHARLES R. BUCKLEY,
ACTING BERGEN COUNTY PROSECUTOR; JAMES
MOSLEY, CHIEF OF POLICE OF THE CITY OF
ENGLEWOOD, NEW JERSEY

Peter Verniero*, Attorney General
Of The State Of New Jersey

Appellant in No. 96-5132

(*Amended per Clerk's Order of 7/16/96)

W. P., et al., Individually and as Representatives of a
Class pursuant to Fed. R. Civ. P. 23 (a) and 23 (b) (2)

v.

PETER VERNIERO*, Attorney General of New Jersey;
JEFFREY S. BLITZ, Atlantic County Prosecutor;
CHARLES R. BUCKLEY, Acting Bergen County Prosecutor;
STEPHEN G. RAYMOND, Burlington County Prosecutor;
JOSEPH F. AUDINO, Acting Camden County Prosecutor;
STEPHEN D. MOORE, Cape May County Prosecutor;
NEIL S. COOPER, Acting Cumberland County Prosecutor;
CLIFFORD J. MINOR, Essex County Prosecutor;
HARRIS Y. COTTON, Gloucester County Prosecutor;
CARMEN MESSANO, Hudson County Prosecutor;

SHARON B. RANSVAGE, Hunterdon County Prosecutor;
MARYANN K. BIELAMOWICZ, Mercer County Prosecutor;
ROBERT W. GLUCK, Middlesex County Prosecutor;
JOHN KAYE, Monmouth County Prosecutor;
W. MICHAEL MURPHY, JR., Morris County Prosecutor;
DANIEL J. CARLUCCIO, Ocean County Prosecutor;
RONALD S. FAVA, Passaic County Prosecutor;
RONALD A. EPSTEIN, Salem County Prosecutor;
MELAINE B. CAMPBELL, Acting Somerset County
Prosecutor;

DENNIS O'LEARY, Sussex County Prosecutor;
EDWARD NEAFSEY, Acting Union County Prosecutor;
JOHN J. O'REILLY, Warren County Prosecutor

W.P., et al., Individually and as
Representatives of a Class pursuant
to Fed. R. Civ. P. 23(a) and 23(b)(2),

Appellants in No. 96-5416

(*Amended per Clerk's order of 7/15/96)

On Appeal From the United States District Court
For the District of New Jersey
(D.C. Civil Action Nos. 96-cv-00130; 95-cv-00098 and
96-cv-00097)

Argued October 21, 1996

BEFORE: BECKER, STAPLETON and NYGAARD,
Circuit Judges

ORDER AMENDING OPINION

IT IS ORDERED that the slip opinion in the above case,
filed August 20, 1997, be amended as follows:

VOLUME 1:

Page 7, line 5: the third sentence of the paragraph,
beginning on line 5, should read in its entirety as follows:

We are not called upon to decide whether Megan's Law
can constitutionally be applied to one who has

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committed one of the designated sex crimes after its
enactment.

VOLUME 2:

1. Page 89, line 6 of the second full paragraph:

Delete the word "because" and capitalize the "T" in
"The."

2. Page 98, line 4 of Part III:

Change the word "congressional" to "legislative."

By the Court

/s/ Walter K. Stapleton

Circuit Judge

DATED: September 4, 1997

A True Copy:

Teste:

Clerk of the United States Court of Appeals
for the Third Circuit