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MEMORANDUM

FROM: Riker, Danzig, Scherer, Hyland & Perretti LLP
DATE: November 5, 2008
SUBJECT: November 2008 Election Results

On Tuesday, November 4, 2008, New Jersey voters selected, by a 57% to 42% margin, **Barack Obama** over **John McCain** for the President of the United States.

The only State legislative race this year was a special election for the 20th legislative district (Union) for the State Assembly seat vacated by the resignation of Assemblyman Neil Cohen. Former Assistant Governor's Counsel **Annette Quijano** has held the seat since September and was elected yesterday, winning by a 79% to 29% margin over Linda Gaglione.

State elections for the Governor and all 80 seats in the Assembly will be held in November of 2009.

Democratic incumbent Senator **Frank Lautenberg** handily defeated Republican challenger and former Congressman Dick Zimmer by a 55% to 43% margin to serve his fifth term in the U.S. Senate.

All of the incumbent Congressmen who ran defeated their respective challengers. Two incumbents vacated their seats. Democrats remain in control of the State's Congressional delegation, holding 8 of the 13 seats. Some of the key races included:

The Third Congressional District, representing parts of Burlington, Camden and Ocean Counties, where Democrat N.J. Senator **John Adler** defeated Republican Medford Mayor Chris Meyers for the open seat held by Congressman Jim Saxton. Adler defeated Meyers by 52% to 48% vote. Adler is a lawyer in Cherry Hill who currently serves as chairman of the State Senate

Judiciary Committee. See biography attached.

In the Seventh Congressional District, including parts of Hunterdon, Middlesex, Somerset and Union Counties, Republican New Jersey Senator **Leonard Lance** defeated Democrat Assemblywoman Linda Stender for the open seat held by Congressman Mike Ferguson. Lance defeated Stender by 51% to 42%. See biography attached.

In the Fifth Congressional District, representing parts of Bergen, Passaic, Sussex and Warren Counties, three-term Congressman **Scott Garrett**, Republican, defeated Democrat Dennis Shulman in a 56% to 42% race. Garrett serves as a member of the Committee on Financial Services and the Budget Committee.

Other Congressional races included:

- First Congressional District, representing parts of Burlington, Camden and Gloucester Counties, nine-time Democratic incumbent **Rob Andrews** defeated Republican Dale Glading by a 72% to 26% vote margin. Andrews is a member of the Committee on Education and Labor, as well as the Budget and Armed Services Committees.
- Second Congressional District, serving Atlantic, Cape May, Cumberland, Salem and parts of Burlington, Camden and Gloucester Counties, seven-term incumbent **Frank LoBiondo**, a Republican who previously served three terms in the State Assembly, defeated the Democratic candidate David Kurkowski by 59% to 39%. LoBiondo serves on the Committee on Armed Services and Committee on Transportation and Infrastructure.
- Fourth Congressional District, serving parts of Burlington, Mercer, Monmouth and Ocean Counties, fourteenth-term incumbent **Chris Smith**, Republican, defeated Josh Zeitz, a Democrat. Smith secured 66% of the vote to 32% for Zeitz. Smith serves as a member of the Foreign Affairs Committee and Commission on Security and Cooperation in Europe (more commonly known as the Helsinki Commission).
- Sixth Congressional District, serving parts of Middlesex, Monmouth, Somerset and Union Counties, eight-term Democratic incumbent **Frank Pallone, Jr.** defeated his Republican challenger, Robert McLeod who received 32% of the vote to Pallone's 67%. Pallone chairs the Subcommittee on Health of the Committee on Energy and Commerce.
- Eighth Congressional District, representing parts of Essex and Passaic Counties, six-term incumbent **Bill Pascrell, Jr.**, Democrat and former Mayor of Paterson and five-term State Assemblyman, defeated, by a vote of 71% to 29%, Republican Roland Straten. Pascrell serves on the

Committee on Ways and Means and the Homeland Security Committee.

- Ninth Congressional District, serving parts of Bergen, Hudson and Passaic Counties, six-term incumbent **Steve Rothman**, a Democrat, defeated, by a vote of 68% to 32%, his Republican challenger Vincent Micco. Rothman is a member of the Committee on Appropriations and Committee on Science and Technology.
- Tenth Congressional District, representing parts of Essex, Hudson and Union Counties, New Jersey's first black Congressman, ten-term incumbent Democrat, **Donald Payne**, ran unopposed. Payne is the third most senior member of the House Education and Labor Committee, member of the Foreign Affairs Committee and former chairman of the Congressional Black Caucus.
- Eleventh Congressional District, representing Morris and parts of Essex, Passaic, Somerset and Sussex Counties, seven-term incumbent **Rodney Frelinghuysen**, defeated the Democratic challenger, Tom Wyka by a vote of 62% to 37%. Frelinghuysen is a member of the House Defense Appropriations Subcommittee.
- Twelfth Congressional District, serving Hunterdon, and parts of Mercer, Middlesex, Monmouth and Somerset Counties, five-term Democratic incumbent **Rush Holt**, defeated Alan Bateman, the Republican challenger by a vote of 62% to 36%. Holt is a member of the Committee on Education and Labor, Committee on Natural Resources and the Select Committee on Intelligence.
- Thirteenth Congressional District, representing parts of Essex, Hudson, Middlesex and Union Counties, two-term incumbent Democrat and former Assembly Speaker **Albio Sires** defeated Joseph Turula by a vote of 75% to 22%. Sires is a member of the Committees on Foreign Affairs and Transportation and Infrastructure.

On the county level, Democrats maintained control of the Bergen, Mercer, Gloucester and Cumberland County Freeholder Boards. In Monmouth County, the GOP had a 3-2 majority. One Republican seat will continue to be held by Director Lillian Burry, but the second is to close to call between Republican John Curley and Democrat Amy Mallet.

Voters approved one ballot question to amend the State Constitution, but the other amendment was defeated:

Ballot Question #1:

Require voter approval for all debt by any State agency or authority. It exempts borrowing paid back by tolls or other user fees or if the borrowing is paid from funds that are constitutionally dedicated to that purpose. Approved 57% to 43%.

Ballot Question #2:

Eliminate requirement that municipal judges for towns that share municipal courts be appointed by the Governor and confirmed in the Senate. The Legislature would have been required to set up a new judicial selection process for those judges. Defeated 55% to 45%.