

**RESOLUTION  
of the  
HOUSING AUTHORITY OF THE  
CITY OF LINDEN**

**Resolution No. 2020-23**

**RESOLUTION TO APPROVE AND AUTHORIZE THE RESUMPTION OF  
LITIGATION IN THE MATTER OF LINDEN HOUSING CORPORATION v. ZURICH  
AMERICAN INSURANCE COMPANY, ET AL., DOCKET NO. UNN-L-003725-15, IN  
THE HOUSING AUTHORITY'S CAPACITY AS MANAGEMENT AGENT FOR THE  
LINDEN HOUSING CORPORATION**

**Date Introduced: October 21, 2020**

**Date Adopted: October 21, 2020**

**WHEREAS**, the Housing Authority of the City of Linden ("Housing Authority"), a public entity organized and existing pursuant to the Code of Federal Regulations, the U.S. Department of Housing and Urban Development ("HUD"), and the laws of the State of New Jersey, has determined that it is in need of resuming litigation in the matter of Linden Housing Corporation v. Zurich American Insurance Company, et al., Docket No. UNN-L-003725-15; and

**WHEREAS**, the Housing Authority is the management agent for the Linden Housing Corporation ("Corporation"); and

**WHEREAS**, the Corporation is involved in ongoing litigation against its insurance carriers as referenced above; and

**WHEREAS**, the parties previously entered into a standstill and tolling agreement to allow time for the negotiation of a comprehensive settlement; and

**WHEREAS**, the Corporation made a formal demand for settlement of damages; and

**WHEREAS**, the insurance carriers have not provided a satisfactory response to the Corporation's demand; and


**WHEREAS**, therefore, the Housing Authority wishes to resume litigation; and

**WHEREAS**, the Board of Commissioners has found that it is in the best interest of the Housing Authority and its overall goal of providing quality affordable housing to low-income seniors to approve and authorize the resumption of litigation in the matter of Linden Housing Corporation v. Zurich American Insurance Company, et al., Docket No. UNN-L-003725-15, in the Housing Authority's capacity as management agent for the Linden Housing Corporation;

**NOW THEREFORE,**

**BE IT RESOLVED**, that the Board of Commissioners of the Housing Authority of the City of Linden hereby approves and authorizes the resumption of litigation in the matter of Linden Housing Corporation v. Zurich American Insurance Company, et al., Docket No. UNN-L-003725-15, in the Housing Authority's capacity as management agent for the Linden Housing Corporation; and

**BE IT FURTHER RESOLVED**, that the Board hereby directs the Executive Director of the Housing Authority, with the assistance of counsel, to take any and all necessary administrative actions to implement this resolution.

  
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Ann J. Ferguson, Secretary  
Housing Authority of the City of Linden