

GETTING STARTED -- Getting started with Gann Online takes three simple steps:

FIRST: Surf to <http://www.gannlaw.com> and click on the login tab:



SECOND: Enter your user name (your Rutgers email address) and your password in the fields shown:

User Name	<input type="text" value="name@email.com"/>	←	enter your usemame here
Password	<input type="password" value="XXXXXXXX"/>	←	enter your password here

THIRD: Choose any treatise or database as your primary database:

Select One of These Treatises as Your Primary Database

New Jersey Publications

- Rules**
 - [Court Rules - Annotated - Pressler](#) (Subscribed) ← New Jersey treatises are listed first, divided by subject area.
 - [Best Practices Overview | Summary of Rule Changes - 2005 Edition](#)
 - [Rules of Evidence - Annotated - Blunig](#) (Subscribed)
 - [Federal Practice Rules - Annotated - Lite](#) (Subscribed)
 - [Attorney Ethics - Michels](#) (Subscribed)
- Torts**
 - [Personal Injury Recovery - Mahoney](#) (Subscribed)
 - [Auto Insurance Law - Craig & Pomeroy](#) (Subscribed)
 - [Products Liability & Toxic Torts Law - Dreier, Keefe & Katz](#) (Subscribed)
 - [N.J.S. Title 59 - Claims Against Public Entities - Annotated - Margolis & Novack](#) (Subscribed)
- Criminal**
 - [Arrest, Search & Seizure - Byrnes](#) (Subscribed)
 - [N.J.S. Title 2C - Criminal Code - Annotated - Cannel](#) (Subscribed)
- Land Use**
 - [Zoning & Land Use Administration - Cox](#) (Subscribed)
 - [Condominium Law - Smith & Estis](#) (Subscribed)
 - [Casebook on Zoning, Planning & Land Use Law](#) (Subscribed)
- Miscellaneous**
 - [N.J.S. Title 14A - Corporations - Annotated - Pachman](#) (Subscribed)
 - [Inheritance & Estate Taxes - Beck & Sherman](#) (Subscribed)
 - [N.J.S. Complete](#) (Full Text) ← Any treatise shown as "subscribed" or database shown as "full text" is available to you.
 - [Rules of Professional Conduct \(R.P.C.\)](#) (Full Text) ← New Jersey databases are next, followed by Pennsylvania treatises.

Pennsylvania Publications

- [Federal Practice Rules - Annotated - Vaira](#) (Subscribed) ← Pennsylvania Publications
- [Evidence Rules - Annotated - Bernstein](#) (Subscribed)

Federal Rules

- [Appellate Procedure](#) (Full Text) ← Federal Rules databases contain searchable full text versions.
- [Civil Procedure](#) (Full Text)
- [Criminal Procedure](#) (Full Text)
- [Evidence](#) (Full Text)

That's it! Now you're ready to begin your research.

FINDING YOUR WAY AROUND -- Navigating Gann Online is easy, and you have options depending on what you find simplest for a particular task. The two key methods are to use the Table of Contents or to begin a Search.

The **Table of Contents** for your Primary Database will always be the first thing you see after choosing a database:

Table of Contents | Search | Page # Get | Research Home | Options | FAQs | Home

N.J. Court Rules - Annotated - Pressler

Part I - General Part II - Criminal Part V - Family Part VII - Marriage APPENDICES
Part III - Juvenile Part IV - Civil Part VI - Sentencing Part VIII - Tax

• **Part II. RULES OF GENERAL APPLICATION**
• CHAPTER I. PROCEDURE
• RULE 1.1. APPLICABILITY, SCOPE, CONSTRUCTION, RELATION AND CITATION OF RULES
• RULE 1.1A. EFFECT OF ABOLITION OF COUNTY COURTS INDUSTRIES
• RULE 1.2. CONDUCT OF PROCEEDINGS GENERALLY
• RULE 1.3. TIME
• RULE 1.4. FORM AND DISCUSSION OF PAPERS
• RULE 1.5. SERVICE AND FILING OF PAPERS

Every treatise or database opens with its table of contents in a left-hand frame, with hotlinks to the text of the treatise, or to rules, statutes, comments or appendices.

Every page of Gann Online after Research Home (where you choose a primary database) has a navigation bar at the top where, with one click, you can return to Research Home, bring up a table of contents to the treatise you're working in, go to search, jump directly to the online version of a page from a Gann text (to see What's New), set options, check answers to frequently asked questions, and return to Gann's homepage.

If you'd rather search for specific terms or cases, click on **Search** on the navigation bar to bring up your Search options.

Primary Database: N.J. Court Rules - Annotated - Pressler
Select Other Databases To Search Simultaneously:

New Jersey Publications

Annot. Search & Seizure N.J.S. Complete
 Attorney Ethics N.J.S. Title 59 - Annotated
 Auto Insurance Law N.J.S. Title 2C - Annotated
 Personal Injury Recovery N.J.S. Title 14A - Annotated
 Condominium Law Products Liability & Toxic Torts Law
 Court Rules - Annotated R.P.C.
 Evidence - Annotated Zoning & Land Use Administration
 Inheritance & Estate Taxes Zoning Casebook
 Federal Rules - Annotated

Pennsylvania Publications

Evidence - Annotated Federal Rules - Annotated

Federal Rules

Fed. R. Appellate Fed. R. Criminal
 Fed. R. Civil Fed. R. Evidence

Boolean Search [Get Last 10 Searches](#)
String: parole ineligibility Search
[Help here](#)

Search by Case Cite
328 N.J. Super. 236 Search

Search by Case Name
(This search is case sensitive. Name entered must include capital letters, i.e. State v. Smith or Smith)
State v. Swint Search

Retrieve your last 10 searches by clicking on link to "Get Last 10 Searches"

Click on the "Help here" link for help with word searches

Add any other treatise or database to the search (in addition to the primary database) by clicking in the checkboxes

Search for any word or combination of words using typical boolean logic

Or search by case citation

Or search by case name

Search results are presented in context, so you can avoid wasting time going through hits that aren't relevant to your research subject:

Query: parole ineligibility

Database	Records
N.J.S. Title 2C - Criminal Code - Annotated	56
N.J. Court Rules - Annotated	29
RECORDS TOTAL: 29	

N.J. Court Rules - Annotated - Pressler

- Part I. RULES OF GENERAL APPLICATION [CHAPTER I. PROCEDURE]
 - RULE 1:8. JURY
 - 1:8-7. Requests to Charge the Jury
 - COMMENT
 - 8. Particular Charges - Criminal.
 - 8.2. Reasonable doubt.
 - Page# 128
- Part II. RULES GOVERNING APPELLATE PRACTICE IN THE SUPREME COURT AND THE APPELLATE DIVISION OF THE SUPERIOR COURT
 - RULE 2:10. SCOPE OF REVIEW
 - 2:10-3. Review of Sentence
 - COMMENT
 - 3. Excessive Sentences.
 - 3.2. Grounds of excessiveness.
 - Page# 531
 - 4. Illegal Sentences.
 - 4.1. Generally.
 - Page# 532
 - 4.2. Specific grounds.
 - 4.2.2. Sentence contrary to Code of Criminal Justice.
 - Page# 533

Search results are shown with the search term (here "parole ineligibility") at the top.

If you're searching more than one treatise or database, you'll get a list of the searches with the number of records (hits) in each one (here 56 in the Criminal Code treatise and 29 in the Court Rules treatise). Click on the number of hits next to each treatise or database and you'll see a list of those hits in context: exactly where they appear in that treatise or database. That way, you can choose the one most relevant to your research without wasting time looking at issues that are not important to you.

If the issue you were researching in this example involved illegal sentences of parole ineligibility, you could skip the first hit in Court Rules altogether (as to jury charges) and go straight to the comments to R. 2:10-3 and choose among grounds of excessiveness, illegal sentences generally and sentences contrary to the Criminal Code.

Look for the **What's New** button which appears only when there is new information affecting the section you're reading, and for **hotlinks** to take you to the full text of cases, statutes, and court rules.

What's New button links to information added since the last online update -- new cases, statutes, subsequent case history, etc.

Search term highlighted in yellow

Encyclopedic or historical material available only online highlighted in green

Hotlinks to full text of cases, statutes and court rules

What's New

Erroneous imposition or failure of imposition of a mandatory **parole ineligibility** term renders the sentence illegal. See [State v. Bailey, 226 N.J. Super. 509](#) (App. Div. 1993); [State v. Adams, 227 N.J. Super. 51](#) (App. Div., cert. den. 112 N.J. 842 (1990)); [State v. Myers, 239 N.J. Super. 158](#), 171 (App. Div. 1990), cert. den. 127 N.J. 323 (1992); [State v. Senti, 228 N.J. Super. 238](#), 262 (App. Div.), cert. den. 165 N.J. 492 (2000); [State v. Smith, 272 N.J. Super. 519](#) (App. Div. 2004) (a negotiated plea pursuant to [RC 25-12](#) must meet both statutory **parole ineligibility** and base term standards). Moreover, a sentence imposing an ineligibility term is illegal if the term is imposed on the aggregate sentence; defendant must be separately sentenced for each count, including a separately stated mandatory term, if any. [State v. Orlando, 269 N.J. Super. 136](#), 141-142 (App. Div. 1993), cert. den. 136 N.J. 30 (1994); [State v. Subin, 222 N.J. Super. 227](#) (App. Div. 1988), cert. den. 111 N.J. 580 (1988). A **parole ineligibility** period in excess of the 30-year provision of [RC 11-3\(b\)](#) for first-degree murder is illegal. See [State v. Scalos, 231 N.J. Super. 326](#) (App. Div. 1989), cert. den. 117 N.J. 123 (1989); [State v. Thomas, 224 N.J. Super. 221](#), 230-231 (App. Div. 1988); [State v. Kelly, 207 N.J. Super. 114](#) (App. Div. 1989). See also [State v. Beauchamp, 262 N.J. Super. 532](#) (App. Div. 1992) (sentencing judge may recommend but is without power to **prescribe conditions** for ultimate parole); [State v. J.F., 262 N.J. Super. 532](#) (App. Div. 1993). As to mandatory terms generally, see Comment [to R. 2:21-4](#).

As to sentencing of youthful offenders, an indeterminate sentence may not be imposed if the conviction is subject to a mandatory **parole ineligibility** term. [State v. DesMarets, 92 N.J. 62](#) (1993); [State v. Corriero, 287 N.J. Super. 214](#), 220 (App. Div. 1997).

« **DEFERRED** »

N.J. Court Rules - Annotated - Pressler is current through:
183 N.J. 258; 377 N.J. Super. 287, L. 2005 c. 118
The "What's New" feature keeps the database current through:
183 N.J. 258; 377 N.J. Super. 281, L. 2005 c. 101

"current through" information for both print and online editions