



City of Linden
UNION COUNTY, NEW JERSEY

Joseph C. Bodek, RMC, RPPO
City Clerk

OFFICE OF CITY CLERK
City Hall – 301 North Wood Avenue
(908) 474-8452
Fax: (908) 474-8451

Jennifer Honan
Deputy City Clerk

December 18, 2020

Mr. Jerry Garcia
Opra+request-18654-77f867bd@requests.opramachine.com

File Number: 2020-945

Re: OPRA Request – Police Records

Dear Mr. Jerry Garcia:

The City of Linden received your Open Public Records Act (OPRA) request on November 24, 2020. The official Records Custodian, Joseph C. Bodek, received your OPRA request on November 24, 2020.

You requested the following: See Attached

The records are now being provided to you as per your request, with redactions. In accordance with N.J.S.A. 47:1A-1(24) Privacy Interest-Personal Identifying Information, N.J.S.A. 2A:4A-60(Juvenile Records) and N.J.S.A. 47:1A-9(22) which upholds exemptions contained in other State or Federal Statutes and regulations, Executive Orders of the Governor, Rules of Court, Constitution of this State, or judicial case law are exempt as their disclosure would violate the U.S. Department of Health & Human Services Health Information Privacy Rule (HIPAA). The Privacy rule protects all “individually identifiable health information” held or transmitted by a covered entity or its business information “protected health information (PHI).

Generally, a custodian is required to allow for inspection or copying of government records “during regular business hour.” N.J.S.A. 47:1A-5(a). Moreover, OPRA provides that a custodian must respond to an OPRA request “no later than seven days after receiving the request.” Enacted on March 20, 2020, P.L. 2020, c.10 amended N.J.S.A 47:1A-5(a) that OPRA’s statutory deadlines do not apply for the duration of a Governor-declared state of emergency pursuant to a public health emergency under the Emergency Health Powers Act (N.J.S.A. 26:13-1 et seq.)

Sincerely,

Joseph C. Bodek
Custodian of Records
City of Linden

New Jersey Government Records Council ("GRC")



What to do if your request for a record has been denied

The New Jersey Open Public Records Act (N.J.S.A. 47:1A-1 et seq.) permits a person who believes that he or she has been unlawfully denied access to a public record either to file a complaint with the GRC or to file suit in Superior Court to challenge the decision and compel disclosure. This poster describes the procedures for taking such actions.

To file a complaint with the GRC:

- Visit the GRC's website at www.nj.gov/grc for information and to register your complaint. In the alternative, you may contact the GRC by telephone at 1-866-850-0511 or by e-mail at government.records@dca.nj.gov.
- When you file the written complaint, the GRC will offer both you and the public agency non-adversarial, impartial mediation. If mediation is not accepted or is not successful, the GRC will investigate the complaint.
- In some cases, the GRC can award attorney's fees to a complainant or impose a fine against a records custodian.
- There is no fee to file a complaint with the GRC.

To file a complaint in Superior Court:

- A requestor may start a summary (expedited) lawsuit in the Superior Court. A written complaint and order to show cause must be filed with the court.
- The court requires a filing fee, and you must serve the lawsuit papers on the appropriate parties.
- The court will schedule a hearing to resolve the dispute.
- If you disagree with the court's decision, you may appeal the decision to the Appellate Division of the Superior Court.
- If you are successful, you may be entitled to reasonable attorney's fees.
- You may wish to consult with an attorney to learn about initiating and pursuing a summary lawsuit in the Superior Court.
- Filing suit in Superior Court may result in a faster resolution, because the courts adjudicate cases every day, whereas the GRC only meets once a month.

Government Records Council, P.O. Box 819, Trenton, New Jersey 08625-0819

Talia Pena-Marin

2020 - 945

From: Joe Bodek
Sent: Monday, November 23, 2020 2:05 PM
To: Talia Pena-Marin
Subject: FW: OPRA request - All arrests for psilocybin mushrooms from 2015-2020.

-----Original Message-----

From: Patrick Duff <opra+request-18654-77f867bd@requests.opramachine.com>
Sent: Monday, November 23, 2020 1:47 PM
To: Joe Bodek <jbodek@linden-nj.org>
Subject: OPRA request - All arrests for psilocybin mushrooms from 2015-2020.

Dear Linden City,

This is a request for public records made under OPRA and the common law right of access. I am not required to fill out an official form. Please acknowledge receipt of this message.

Records requested:

1. List of all arrests in Linden for psilocybin mushrooms from 2015-2020 including name, race, age and sex.
2. Police reports for all of the 2020 arrests for psilocybin mushrooms in the city of Linden.

Regards
Jerry Garcia

Please use deliver records electronically via email to the below UNIQUE address for all replies to this request:
opra+request-18654-77f867bd@requests.opramachine.com

Is jbodek@linden-nj.org the wrong address for OPRA requests to Linden City? If so, please contact us using this form:
https://opramachine.com/change_request/new?body=linden_city

Disclaimer: This message and any reply that you make will be published on the internet. Our privacy and copyright policies:

<https://opramachine.com/help/officers>

View this OPRA request & responses online:
https://opramachine.com/request/all_arrests_for_psilocybin_mushr

Please note that in some cases publication of requests and responses will be delayed.

If you find this service useful as an OPRA custodian, please ask your web manager to link to us from your organisation's website.



City of Linden

Union County, New Jersey
Department of Police
City Hall - 301 North Wood Avenue
Linden, New Jersey 07036
(908) 474-8500



Derek Armstead
MAYOR

Dave R. Hart
CHIEF OF POLICE

Joseph Bodek, City Clerk
City of Linden
301 N. Wood Avenue
Linden, NJ 07036

December 4, 2020

RE: OPRA Requestor: Patrick Duff
Sir:

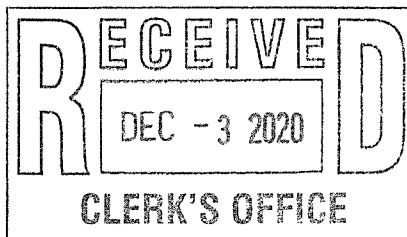
OPRA #2020-945

In response to the Open Public Records Act request filed by Patrick Duff, attached are all Incident Reports from January 1, 2015 to present involving psilocybin mushrooms. Should you have any questions, please do not hesitate to contact me.

Respectfully,

Lt. Robert Sanchez
Support Services Division
(908) 474-8677
rsanchez@lpdnj.org

CC:
Chief David Hart
Captain Abdul Williams





LINDEN POLICE DEPARTMENT
LINDEN, NJ (908) 474-8500

INCIDENT # / REPORT #

17046147 / 1

OFFICER

MOHR, DET. JASON (7677)

RANK

DETECTIVE

REVIEW STATUS

APPROVED

INCIDENT #17046147 DATA

As Of 10/05/2017 10:00:52

BASIC INFORMATIONCASE TITLE

SEARCH WARRANT

LOCATION

513 W CURTIS ST

APT/UNIT #DATE/TIME REPORTED

09/28/2017 16:45:43

DATE/TIME OCCURRED

On or about 09/28/2017 16:45

INCIDENT TYPE(S)/OFFENSE(S)

(2A:10-1.2)ARREST - BASED ON NCIC/SCIC/LETS MESSAGE

(2A:10-1.1)WARRANT - ARREST - FOA

(2C:35-10A+B+)POSS+ USE OR BEING UNDER THE INFLUENCE OF CDS

(2C:35-5.1)NARC - SELL/DISTRIBUT/MFG - MARIJUANA

(2C:35-7)NARC - DISTRIBUTION ON OR WITHIN 1000 FT OF SCHOOL

(2C:36-2+3+4+5)DRUG PARAPHERNALIA

(2C:35-10A+B+)POSS+ USE OR BEING UNDER THE INFLUENCE OF CDS

(2C:35-5.2)NARC - SELL/DISTRIBUT/MFG - SYNTHETIC NARCOTIC

(2C:28-4A+B)FALSE REPORTS TO LAW ENFORCEMENT

(2C:29-3A+B)HINDERING APPREHENSION

PERSONS

<u>ROLE</u>	<u>NAME</u>	<u>SEX</u>	<u>RACE</u>	<u>AGE</u>	<u>DOB</u>	<u>PHONE</u>
AT SEARCH SCENE	KAWKO, JAKE	MALE	WHITE	21	01/02/1996	(HOME) [REDACTED] (CELL) [REDACTED]
AT SEARCH SCENE	RASADO, MURRAY	MALE	WHITE	53	10/19/1963	(HOME) NONE (CELL) NONE

OFFENDERS

<u>STATUS</u>	<u>NAME</u>	<u>SEX</u>	<u>RACE</u>	<u>AGE</u>	<u>DOB</u>	<u>PHONE</u>
DEFENDANT	TAVAREZ, JUAN DAMIAN	MALE	WHITE	21	09/24/1996	(HOME) [REDACTED] (CELL) [REDACTED]
DEFENDANT	MCCALL, KYLE B	MALE	BLACK	21	02/05/1996	(HOME) [REDACTED] (CELL) [REDACTED]
DEFENDANT	COLON, ERIK P	MALE	WHITE	22	09/19/1995	(HOME) [REDACTED]

ADDRESS: 448 PARK AVE PERTH AMBOY, NJ

(CELL [REDACTED])

[NO VEHICLES]

[NO PROPERTY]

OFFICER REPORT: 17046147 - 1 / MOHR, DET. JASON (7677)

DATE/TIME OF REPORT

09/28/2017 19:08:36

TYPE OF REPORT

INCIDENT

REVIEW STATUS

APPROVED

NARRATIVE

On September 28, 2017, members of the Linden Police Department Narcotics Bureau, assisted by the Union County Prosecutor's Office Narcotic Strike Force and Roselle Police Departments executed a knock and announce Superior Court Search Warrant at 513 West Curtis St, Linden, New Jersey. The search warrant was for 513 West Curtis St, and the person of Juan Tavarez which was signed by the Honorable Judge Lisa Walsh.

Stationary surveillance of 513 West Curtis St was setup by Detective Thomas Larmore prior to an operations briefing of the agencies involved. Upon completion of the briefing, all units proceeded to their staging locations.

Det Larmore advised units that a black Dodge Charger NJ Reg M52JDJ, arrived in front of 513 W Curtis St. A black male exited the front door of the home, wearing a white tank top and green shorts, and approached the passenger side of the vehicle. The male entered back into 513 W Curtis St. The black Dodge Charger pulled away east on Curtis St. See Detective Larmore's supplement for further details. Case 17046144

The vehicle was followed out of the area by Detective Rawlins, Linden Police Department and Detective Leshko, Roselle Police Department. The vehicle was stopped at Washington Ave and Elm St for various motor vehicle violations. The 3 occupants in the vehicle were arrested. See Detective Rawlins report for details, Case 17046144.

I advised other units in the area we were moving in to execute the warrant.

Immediately before the execution of the search warrant, a male later identified as Erik Colon was observed arriving at the location in a Toyota Corolla, remove a tan cloth bag from the trunk and enter the house

Once at location myself, Detective/Sergeant Jedrzejewski, and Detective/Lieutenant Fernandez approached the front door. The other

Detectives went to the rear of the house and covered the perimeter.

We knocked and announced our presence, the door was slightly ajar. No one answered the door, we pushed the open the door and entered. Once inside Colon was attempting to exit the home from the rear door in the kitchen, he was holding a tan cloth bag. He was ordered to stop, he complied and was secured, also in the kitchen was a medium size black dog, it was also contained at that time.

While securing Colon and the dog, the rest of the house was being searched for occupants by the other Detectives. Located in the upstairs hallway was Jake Kawko, he was detained. Located inside a bedroom was Juan Tavaréz and Kyle McCall both were secured without incident.

While searching Juan Tavaréz, I located a clear bag, closed with a knot, with green vegetation in his right front pocket, and 1 cell phone in his left pocket.

Inside the tan cloth bag that Erik Colon was holding contained: 8 bags containing a green plant substance, estimated weight of 1 ounce. 1 bag of Psilocybin (mushrooms), 1 bag of Cannabis gummies, 4 tubes of Cannabis Extract.

I advised Juan Tavaréz that we have a signed search warrant for 513 W Curtis St and his person. He was given a copy of the search warrant. An orderly search of the home was conducted.

Seized during the search of the residence was the following recovered by this Detective :

The Following items were recovered from the bedroom of Kyle McCall:

Item #1. (1) brown rolled cigar containing a green plant substance believed to be marijuana, found on the window ledge by Det Mohr.

Item #2. Clear plastic baggie containing numerous empty baggie, found in a bedroom draw by Det. Mohr.

Item #3. (2) letters in the name of Kyle McCall, found on the TV stand by Det. Mohr.

The Following Items were recovered from the bedroom of Juan Tavaréz:

Item #4. (1) clear plastic baggie tied in a knot containing a green plant substance believed to be marijuana, found in Juans right front pocket by Det. Mohr.

Item #5. Clear plastic baggie containing (3) clear plastic baggies tied in a

knot containing a green plant substance, found next to the bed by Det. Mohr.

Item #6. (1) clear plastic baggie containing a green plant substance believed to be marijuana, found in a blue plastic container by Det. Mohr.

Item #7. (1) black digital scale, found on the bedroom dresser by Det. Mohr.

Item #8. (1) black digital scale, found in the bedroom dresser draw by Det. Mohr.

Item #9. (1) box of sandwich baggies, found in the blue plastic container by Det. Mohr.

Item #10. (2) letters in the name of Juan Tavarez, found on the bedroom dresser by Det. Mohr.

The Following items were recovered from Erik Colon:

Item #11. (8) bags containing a green plant substance believed to be marijuana, recovered from Erik Colon by Det Mohr.

Item #12. (1) bag of Psilocybin (mushrooms) recovered from Erik Colon by Det. Mohr.

Item #13. (1) bag of Cannabis Gummies recovered from Erik Colon by Det. Mohr.

Item #14. (4) tubes of Cannabis Extract recovered from Erik Colon by Det. Mohr.

All Items were entered into Beast and placed in Locker #29.
Search Evidence Inventory on file.

Based on my training, education and experience I believe that the amount of CDS recovered from Tavarez and Colon, and the manner in which it was packaged is consistent with distribution of CDS.

It should be noted the total amount of marijuana recovered from Juan Tavarez was approximately 1 ounce.

Immediately upon his arrest and up to the processing at HQ Colon identified himself as Derin Colon, 05-31-1994 of 1022 W. Blancke St. Linden, NJ. Investigation reveled he was lying and his real name was Erik Colon, 09-19-1995. He was also charged with Hindering and implication of another, since the pedigree provided to police is a true identity of another.

Juan Tavarez was charged with, 2C:36-10A(4), 2C:35-5B(12), 2C:35-7A, 2C:36-2 which appear on Summons 2009 S 2017 000849 with a court date of 10-13-17 County action.

Erik Colon was charged with, 2C:35-10A(4), 2C35-5B(12), 2C:35-10A(1), 2C:35-5B(13), 2C:28-4A, 2C:29-3B(4) which appear on Warrant 2009 W 2017 000 850. (CJP).

Kyle Mccall was charged with 2C:36-2 which appears on summons 2009 S 2017 000852. Court date 10-13-2017 County action.

Photos were taken, uploaded on Axon Capture.

REPORT OFFICERS

Reporting Officer:	MOHR, DET. JASON	7677
Reviewing Officer:		
Approving Officer:	JEDRZEJEWSKI, SGT. M	7625



LINDEN POLICE DEPARTMENT
LINDEN, NJ (908) 474-8500

INCIDENT # / REPORT #

18026493 / 1

OFFICER

CONDORA, JOHN (909394)

RANK

OFFICER

REVIEW STATUS

APPROVED

INCIDENT #18026493 DATA

As Of 07/05/2018 14:26:41

BASIC INFORMATION**CASE TITLE**

CDS ARREST

LOCATION

1401 N STILES ST

APT/UNIT #**DATE/TIME REPORTED**

06/09/2018 14:46:22

DATE/TIME OCCURRED

On or about 06/09/2018 14:46

INCIDENT TYPE(S)/OFFENSE(S)

(2C:35-10A+B+)POSS+ USE OR BEING UNDER THE INFLUENCE OF CDS

(2C:36-2+3+4+5)DRUG PARAPHERNALIA

(2C:35-10A+B+)POSS+ USE OR BEING UNDER THE INFLUENCE OF CDS

(2C:35-5.2)NARC - SELL/DISTRIBUT/MFG - SYNTHETIC NARCOTIC

(2C:35-10A+B+)POSS+ USE OR BEING UNDER THE INFLUENCE OF CDS

[NO PERSONS]**OFFENDERS**

<u>STATUS</u>	<u>NAME</u>	<u>SEX</u>	<u>RACE</u>	<u>AGE</u>	<u>DOB</u>	<u>PHONE</u>
DEFENDANT	WASHINGTON, HENRY O	MALE	BLACK	24	10/25/1993	(HOME)
	ADDRESS: 1144 NORTH STILES ST B LINDEN, NJ					(CELL) [REDACTED]
DEFENDANT	WASHINGTON, DWAYNE HENRY	MALE	BLACK	27	09/23/1990	(HOME)
	ADDRESS: 1144B N STILES ST LINDEN, NJ					(CELL) [REDACTED]

VEHICLES

<u>ROLE</u>	<u>TYPE</u>	<u>YEAR</u>	<u>MAKE</u>	<u>MODEL</u>	<u>COLOR</u>	<u>REG #</u>	<u>STATE</u>
INVOLVED VEHICLE		2010	CHE	MAL	BLACK	Z86FPD	NJ

<u>STOLEN \$</u>	<u>REC CODE</u>	<u>DATE REC</u>	<u>REC \$</u>	<u>REC BY</u>

PROPERTY

<u>CLASS</u>	<u>DESCRIPTION</u>	<u>MAKE</u>	<u>MODEL</u>	<u>SERIAL #</u>	<u>VALUE</u>
DRUGS/NARCOTICS	1 GLASS PIPE, COMMONLY REFERRED TO AS A	NA	NA	NA	1
DRUGS/NARCOTICS	2 PARTIALLY SMOKED ROACHES WITH SUSPECTE	NA	NA	NA	1

DRUGS/NARCOTICS	2 CLEAR PLASTIC BAGS CONTAINING SUSPECTE	NA	NA	NA	1
DRUGS/NARCOTICS	1 CLEAR ZIP LOCK BAG CONTAINING SUSPECTE	NA	NA	NA	1
DRUGS/NARCOTICS	2 CLEAR ZIP LOCK BAGS CONTAINING SUSPECT	NA	NA	NA	1
DRUGS/NARCOTICS	3 VACUUM BAGS CONTAINING SUSPECTED HALLU	NA	NA	NA	1

OFFICER REPORT: 18026493 - 1 / CONDORA, JOHN (909394)**DATE/TIME OF REPORT**

06/09/2018 16:16:29

TYPE OF REPORT

INCIDENT

REVIEW STATUS

APPROVED

NARRATIVE

6/9/2018

Dispatched to 1401 N. Stiles St. for a ped/vehicle check. Dispatch advised that the caller stated a black vehicle bearing NJ reg Z86FPD was parked in front of the above address. The caller stated the vehicle was occupied at least 1 time and that the individual had not left the vehicle for over a day.

Upon arrival I located a black Chevrolet bearing NJ reg Z86FPD which was occupied by 2 individuals. I approached the vehicle from the passenger side and met with the 2 occupants. The first occupant, Dwyane Washington, was reclined in the passenger seat and the second occupant, Henry Washington, was in the driver seat. I advised both parties that someone had called and were concerned for their welfare because they had been parked/occupied for an extended period of time and were never seen exiting the vehicle. As I spoke with them I could smell the odor of marijuana emanating from the passenger compartment of the motor vehicle.

Marked unit 702, Officer Vasquez, and 703, Inv Halkias, on scene as back up.

Both occupants were removed from the vehicle and searched with negative results. I then conducted a search of the vehicle (search approved by Lt. Ordonez). As I searched the vehicle I located the following:

- 2 clear plastic bags containing suspected marijuana residue.
- 2 partially smoked roaches with suspected marijuana
- 1 glass pipe, commonly referred to as a "bowl", with suspected marijuana residue
- 1 clear zip lock bag containing suspected marijuana brownies.
- 2 clear zip lock bags containing suspected hallucinogenic mushrooms

- 3 vacuum bags containing suspected hallucinogenic mushrooms.

Along with the bags of mushrooms was a partially empty box of 711 zip lock bags. These zip lock bags were consistent with the ones used to package the mushrooms. The vacuum sealed bags held larger quantities than the smaller zip lock bags. Based on my training and experience I know this type of packaging to be consistent with the distribution of narcotics.

When I recovered the mushrooms, Henry advised me he was prescribed them as medication. I advised him that doctors do not prescribe mushrooms and he stated he prescribed them to himself as "medicine for the mind". Photographs of the mushrooms and the 711 zip lock bags were taken using the smart phone located in marked unit 703 and subsequently uploaded to Axon capture by this officer. The mushrooms were seized as evidence while the zip lock bags were left inside the vehicle.

At this time both occupants were placed under arrest. Henry was placed into the rear seat of marked unit 701 for transport while Dwayne was placed into the rear of marked unit 703. It should be noted that both vehicles were checked for contraband before/after transport with negative results.

The following items were tagged as evidence and placed into Locker# 28 witnessed by Sgt. Damatta:

1 glass pipe, commonly referred to as a "bowl", with suspected marijuana residue

2 partially smoked roaches with suspected marijuana

2 clear plastic bags containing suspected marijuana residue

1 clear zip lock bag containing suspected marijuana brownies

2 clear zip lock bags containing suspected hallucinogenic mushrooms

3 vacuum bags containing suspected hallucinogenic mushrooms

Evidence inventory sheet on file.

While at HQ, Henry and Dwayne were booked, photographed, fingerprinted, and placed into cells# 3 and 4. Henry and Dwayne were both charged with the following:

2C:35-10a(4) - Possession of CDS (marijuana under 50g)

2C:36-2 - Possession of drug paraphernalia

2C:35-10a(3) - Possession of hashish (brownies)

2C:35-5(b)13 - Distribution of CDS (mushrooms)

2C:35-10a(1) - Possession of CDS (mushrooms)

Henry's charges appear on Summons# S2018000515 and S2018000517. Dwayne's chargers appear on Summons# S2018000516 and S2018000518. Both have a court date of 6/27/2019 @ 0830hrs county action. First Appearance Notice on file. Summons# S2018000517 and S2018000518 were delivered by this officer after their release.

CCH viewed/shredded by the desk.

Burn request on file.

BWC

REPORT OFFICERS

Reporting Officer:	CONDORA, JOHN	909394
Reviewing Officer:		
Approving Officer:	BACHMANN, LT. RICK	7857



LINDEN POLICE DEPARTMENT
LINDEN, NJ (908) 474-8500

INCIDENT # / REPORT #

19025792 / 1

OFFICER

BASICH, JOHN (909389)

RANK

OFFICER

REVIEW STATUS

APPROVED

INCIDENT #19025792 DATA

As Of 06/01/2019 00:28:32

BASIC INFORMATIONCASE TITLE

SICK CALL

LOCATION

700 ROSELLE ST

APT/UNIT #DATE/TIME REPORTED

05/31/2019 23:41:38

DATE/TIME OCCURRED

On or about 05/31/2019 23:41

INCIDENT TYPE(S)/OFFENSE(S)

(37014)SICK CALL [REDACTED]

PERSONSROLE

INVOLVED PARTY

NAME

LOPEZ, TATIANA

SEX

FEMALE

RACE

WHITE

AGE DOB

33 11/06/1985

PHONE

(HOME) [REDACTED]

ADDRESS: 700 ROSELLE ST 2 LINDEN, NJ

(CELL) [REDACTED]

[NO OFFENDERS]

[NO VEHICLES]

[NO PROPERTY]

OFFICER REPORT: 19025792 - 1 / BASICH, JOHN (909389)DATE/TIME OF REPORT

06/01/2019 00:28:13

TYPE OF REPORT

INCIDENT

REVIEW STATUS

APPROVED

NARRATIVE

05/31/2019 at 2341 hrs

While on patrol in unit 704, Ofc. Wegrzynek and I were dispatched to 700 Roselle St., on a report of a sick call. Upon our arrival we met with the caller later identified as Tatiana Lopez.

Tatiana [REDACTED] LFD's L-52 was dispatched to our location and transported Tatiana to Trinitas

Hospital for furthe treatment.

BWC.

REPORT OFFICERS

Reporting Officer: BASICH, JOHN 909389

Reviewing Officer:

Approving Officer: RIVERA, SGT. JOSEPH 8324



LINDEN POLICE DEPARTMENT
LINDEN, NJ (908) 474-8500

INCIDENT # / REPORT #
 20035340 / 1

OFFICER
 OLBRY, MICHAEL DET. (7778)

RANK
 DETECTIVE

REVIEW STATUS
 APPROVED

INCIDENT #20035340 DATA

As Of 07/16/2020 01:36:13

BASIC INFORMATION

CASE TITLE

SEARCH WARRANT

LOCATION

800 N STILES

APT/UNIT #

DATE/TIME REPORTED

07/15/2020 10:09:43

DATE/TIME OCCURRED

On or about 07/15/2020 10:09

INCIDENT TYPE(S)/OFFENSE(S)

(2C:35-10A+B+)POSS+ USE OR BEING UNDER THE INFLUENCE OF CDS

(2C:35-10A+B+)POSS+ USE OR BEING UNDER THE INFLUENCE OF CDS

(2C:35-5)NARC - SELL/DISTRIBUT/MFG - OPIUM COCAINE

(37056)MV STOP

[NO PERSONS]

OFFENDERS

<u>STATUS</u>	<u>NAME</u>	<u>SEX</u>	<u>RACE</u>	<u>AGE</u>	<u>DOB</u>	<u>PHONE</u>
DEFENDANT	STEPHEN, DELSTON JALLEL	MALE	BLACK	26	06/08/1994	(HOME)
	ADDRESS: 800 N STILES STREET LINDEN, NJ					(CELL) [REDACTED]
DEFENDANT	JEAN, MICHAEL	MALE	BLACK	25	10/18/1994	(HOME)
	ADDRESS: 800 N STILES STREET LINDEN, NJ					(CELL) [REDACTED]

VEHICLES

<u>ROLE</u>	<u>TYPE</u>	<u>YEAR</u>	<u>MAKE</u>	<u>MODEL</u>	<u>COLOR</u>	<u>REG #</u>	<u>STATE</u>
INVOLVED VEHICLE		2007	DODGE	CALIBER	SILVER	D82JBN	
<u>STOLEN \$</u>	<u>REC CODE</u>	<u>DATE REC</u>	<u>REC \$</u>	<u>REC BY</u>			

[NO PROPERTY]

OFFICER REPORT: 20035340 - 1 / OLBRY, MICHAEL DET. (7778)

DATE/TIME OF REPORT
 07/15/2020 11:53:03

TYPE OF REPORT
 INCIDENT

REVIEW STATUS
 APPROVED

NARRATIVE

On Wednesday, July 15, 2020 at approximately 1009 hours members of the Linden Police Department's Narcotics Bureau executed a previously authorized Superior Court search warrant upon the defendant, Michael Jean, a 2007 Dodge Caliber, New Jersey registration D82JBN, and 800 N. Stiles Street, Linden, NJ which was determined through an investigation to be the defendants residence. The warrant was authorized by Honorable John Deitch.

Prior to executing the search warrant, surveillance was established at 800 North Stiles Street where the silver Dodge Caliber NJ Registration D82JBN was located. Detective Jason Mohr observed Jean exit the back door of the residence and enter the silver Dodge. Jean was followed in nondescript police vehicles by Det/Lt Airan Fernandez, Det/Sgt Martin Jedrzejewski, Detective Javier Perez, and myself. Jean began driving towards the city of Elizabeth, at this time Det/Sgt Jedrzejewski radioed for a marked police vehicle to conduct a motor vehicle stop. It should be noted, Jean has a suspended driver's license and there was an inoperable right break light on the silver Dodge. FTO Dziadosz arrived in the area of Linden Avenue and Urbanowitz Avenue to stop the vehicle. FTO Dziadosz closed the distance and conducted a motor vehicle stop in the 7 Eleven convenience store parking lot at 946 South Elmora Avenue, Elizabeth which is located within 1000 feet of a school, specifically William Halloran, Elizabeth Public School # 22, located at 996 South Elmora Avenue, Elizabeth NJ.

FTO Dziadosz, Det/Lt Fernandez, and myself approached Jean who was the sole occupant of the Dodge. Jean began reaching around the vehicle and raising his body as if he was attempting to conceal items underneath him and in the seat. He reached for the steering column and began to look in front of him as if he was going to put the vehicle in drive and flee. While approaching the vehicle Jean closed all of the windows, locked all of the doors, and placed a phone call. I immediately radioed to police personnel at 800 North Stiles Street to execute the knock and announce search warrant, fearing Jean was possibly advising other individuals at the residence to destroy evidence or prepare for police arrival. Jean became very confrontational and would not comply with orders to exit his vehicle. Det/Lt Fernandez advised Jean numerous times he was under arrest, to exit the vehicle, and a search warrant was authorized for his vehicle and person. While standing on the passenger side of the vehicle, once again I observed Jean reaching under his seat. I immediately drew my service weapon and continued giving Jean verbal orders to show me his hands and exit the vehicle. At this time a small crowd began to form and bystanders began to

While executing the search warrant at 800 North Stiles Street, Detective Mohr observed a male later identified as Delston Stephen exit the rear door with a large pitbull. The pitbull was not on a leash and was vicious and aggressive towards Detective Mohr. Detective Mohr announced himself as police and advised him there was a search warrant for the residence. He gave orders to Stephen to secure the dog and come towards him, which he complied with. Stephen remained in the backyard in control of the pitbull. Stephen advised Detective Mohr 2 females were inside of the residence. Patrol Officers remained with Stephen in the rear of the residence while Detective Mohr knocked on the locked front screen door announcing "police search warrant, open the door." After no response, he utilized a pry bar to open the locked front screen door. Forced entry was made in the apartment with no individuals located. Subsequently, Stephen and the pitbull were secured without incident. A search of the residence was conducted and in Jean's bedroom (1) one foil containing suspected psilocybin mushrooms, (1) one digital scale, located in a shoe box \$420.00, and numerous empty ziploc baggies. Also located in this bedroom were documents with Jean's name on them as well as men's clothing.

Based on my training education and experience, I believe that the quantity of controlled dangerous substance seized, along with amount of US currency recovered, packaging, and scale are all consistent with street distribution of narcotics. It should be noted the empty ziploc baggies located in the bedroom, were consistent with the same ziploc baggies recovered from the vehicle in possession of Jean.

In the basement, a bedroom belonging to Delston Stephen was located where a search was conducted. (1) one ziploc baggie containing marijuana, (2) two knotted bags containing psilocybin mushrooms, and (1) one metal grinder. Stephen was placed under arrest and transported to Linden Police HQ by FTO Dziadosz in marked unit 705. The residence was secured and the pitbull was placed in the residence.

A copy of the search warrant was left at the residence.

Evidence tagged and placed in locker # 13.

While Detective Garrison was booking Jean he spontaneously uttered "You all better not have touched that money in my shoe box."

Michael Jean was charged on warrant #2004 W 2020001404.

2C:35-10a(1) Possession of Cocaine.

2C:35-7(a) Possession of Cocaine with intent to distribute within 1000 feet of William Halloran School # 22 located at 996 South Elmora Avenue Elizabeth.

2C:29-1 Obstruction

Warrant #2009 W 2020000430

2C:35-10a(1) Possession of Psilocybin Mushrooms.

2C:36-2 Possession of drug paraphernalia.

Jean was issued the following motor vehicle summons.

2009 E20 008415 39:3-40 driving while suspended.

2009 E20 008416 39:3-66 maintenance of lamps.

2009 E20 008417 39:4-49.1 operation of a motor vehicle in possession of CDS.

2009 E20 008418 39:3-76.2 failure to wear seatbelt equipment.

He was placed in cell #5 awaiting transport to UCJ.

Delston Stephen was charged on summons #2009 S 2020000427 and released. He was advised of his Superior Court date of July 29, 2020 8:30am.

2C:35-10(a)4 Possession of Marijuana

2C:35-10a(1) Possession of Psilocybin Mushrooms.

2C:36-2 Possession of drug paraphernalia.

Both individuals were run for warrants with negative results.

The following forms on file:

Notice to appear

Currency seizure form

Sketch of the residence

Photos uploaded to Axon Capture.

REPORT OFFICERS

Reporting Officer:	OLBRY, MICHAEL DET.	7778
Reviewing Officer:		
Approving Officer:	JEDRZEJEWSKI, SGT. M	7625



LINDEN POLICE DEPARTMENT
LINDEN, NJ (908) 474-8500

INCIDENT # / REPORT #
 20042690 / 1

OFFICER
 RUSSO, NICHOLAS (909468)

RANK
 OFFICER

REVIEW STATUS
 APPROVED

INCIDENT #20042690 DATA

As Of 09/01/2020 12:44:47

BASIC INFORMATION

CASE TITLE
 CDS ARREST

LOCATION
 717 CLEVELAND AVE

APT/UNIT #

DATE/TIME REPORTED
 08/26/2020 23:53:48

DATE/TIME OCCURRED
 On or about 08/26/2020 23:53

INCIDENT TYPE(S)/OFFENSE(S)

(2C:35-10A+B+)POSS+ USE OR BEING UNDER THE INFLUENCE OF CDS

PERSONS

<u>ROLE</u>	<u>NAME</u>	<u>SEX</u>	<u>RACE</u>	<u>AGE</u>	<u>DOB</u>	<u>PHONE</u>
PARENT	KOCHE, LINDA	FEMALE	WHITE	51	11/25/1968	(HOME) [REDACTED] (CELL) [REDACTED]
ADDRESS: 104 E HIGH ST BOUND BROOK, NJ						

INVOLVED PARTY	AGUIRRE, KEVIN	MALE	WHITE	21	08/06/1999	(HOME) [REDACTED] (CELL) [REDACTED]
ADDRESS: 40 DELEKAS AVE S PLAINFIELD, NJ						

OFFENDERS

<u>STATUS</u>	<u>NAME</u>	<u>SEX</u>	<u>RACE</u>	<u>AGE</u>	<u>DOB</u>	<u>PHONE</u>
DEFENDANT	CANAS, JAMES	MALE	WHITE	19	11/21/2000	(HOME) [REDACTED] (CELL) [REDACTED]
ADDRESS: 1415 MCCANDLESS STREET LINDEN, NJ						
DEFENDANT	[REDACTED]	FEMALE	[REDACTED]	[REDACTED]	[REDACTED]	(HOME) [REDACTED] (CELL) [REDACTED]
ADDRESS: [REDACTED]						
DEFENDANT	OJEDA-MUNIZ, JOHN A	MALE	WHITE	18	09/17/2001	(HOME) [REDACTED] (CELL) [REDACTED]
ADDRESS: 605 ALEXANDER AVE LINDEN, NJ						
DEFENDANT	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	(HOME) [REDACTED] (CELL) [REDACTED]
ADDRESS: [REDACTED]						

[NO VEHICLES]

PROPERTY

<u>CLASS</u>	<u>DESCRIPTION</u>	<u>MAKE</u>	<u>MODEL</u>	<u>VALUE</u>
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			<u>SERIAL</u> #
DRUG/NARCOTIC EQUIPMENT	1 SCALE AND 1 MEDAL GRINDER		1
DRUGS/NARCOTICS	3 SOUR PATCH GUMMY CANDY EDIBLES	MEDIBLES	1
DRUGS/NARCOTICS	ZIPLOCK BAG CONTAINING MUSHROOMS		1
DRUGS/NARCOTICS	2 BAGGIES AND VILE CONTAINING MARIJUANA		1
DRUGS/NARCOTICS	THC VAPE CARTRIDGES	IMPERIAL EXTRACTS	1
DRUG/NARCOTIC EQUIPMENT	1 GOLD SCALE		1
DRUGS/NARCOTICS	1 VACUUM SEALED BAG CONTAINING MARIJUANA		1
DRUG/NARCOTIC EQUIPMENT	RAW ROLLING PAPER/ BLUNTVILLE CIGAR		1
DRUGS/NARCOTICS	2 BAGS CONTAINING SUSPECTED MARIJUANA		1

OFFICER REPORT: 20042690 - 1 / RUSSO, NICHOLAS (909468)DATE/TIME OF REPORT

08/27/2020 00:48:02

TYPE OF REPORT

INCIDENT

REVIEW STATUS

APPROVED

NARRATIVE

On 08/26/2020 at approximately 2353 hours I was assigned to marked unit 704, when multiple units and I were dispatched to 717 Cleveland Ave (Cleveland Ave Park) on a group of kids possibly smoking CDS. Dispatch relayed to the units that the caller saw the individuals passing an object back and forth to each other.

Upon arrival we observed 5 individuals identified as [REDACTED] [REDACTED] James Canas, John Ojedamuniz, and Kevin Aguirre sitting on the jungle gym in the park.

While approaching the individuals I advised them that all City of Linden parks close at 2100 hours. While speaking with the individuals I smelled a strong odor of marijuana emanating from their immediate area. I advised them that due to the smell of marijuana I would be searching them for any contraband.

I searched Kevin Aguirre but did not recover any marijuana. Kevin was issued municipal ordinance 2009 SC 017496 for 19-1.1D (being in park after 9pm) with a court date of October 2nd, 2020 at 0830 hours. Kevin was

then released from the scene.

I searched John Ojeda-Muniz for marijuana with none found on his person. John was also in possession of a fanny pack around his shoulder which was searched by Ofc. Viana and inside the fanny pack was a clear vacuum sealed baggie containing suspected marijuana (item 1) and a gold weight man scale with marijuana residue (item 2). John was placed under arrest and transported to headquarters in marked unit 704 without incident. The rear of 704 was checked prior to shift and after transport for contraband with negative results.

Ofc. Dume searched James Canas for marijuana with none found on his person. James was also in possession of a fanny pack which was searched by Ofc. Viana and inside the fanny pack James was in possession of (item 3) a clear vacuum sealed baggie containing suspected marijuana, a clear vile with suspected marijuana, suspected marijuana wrapped up in a tissue, three (3) Medibles sour patch gummy candy edibles (item 4), a clear ziploc baggie containing suspected psychedelic mushrooms (item 5), 3 THC vape cartridges (item 6), a black digital scale and a gold medal grinder containing suspected marijuana residue (item 7). James was placed under arrest and transported to headquarters in marked unit 703 without incident. The rear of 703 was checked prior to shift and after transport for contraband with negative results.

[REDACTED] were both searched but no marijuana was recovered from their person. I then observed a white Adidas book bag located next to [REDACTED] who stated all items inside the bag belonged to both of them. Inside the bag I found, one (1) vacuum sealed baggie containing suspected marijuana (item 8), a clear zip lock baggie containing suspected marijuana (item 9), raw rolling papers and Bluntville cigar. [REDACTED] was placed under arrest and transported to headquarters in marked unit 705 without incident. The rear of 705 was checked prior to shift and after transport for narcotics with negative results. [REDACTED] was placed under arrest and transported to headquarters in marked unit 701 without incident. The rear of 701 was checked prior to shift and after transport for contraband with negative results.

Once at headquarters John was booked and processed under summons number 2009-S-2020-000510 for 2C:35-10A(4) and 2C:36-2. John was also issued a municipal ordinance summons 2009 SC 017494 for 19-1.1D (being in a park after 9pm) all with a court date set for October 2nd, 2020 at 0830 hours COUNTY ACTION.

James was booked and processed under summons number 2009-S-2020-000511 for 2C:36-2, 2C:35-10A(4), and three (3) counts of 2C:35-10A(1). James was also issued a municipal ordinance summons 2009 SC 017495 for 19-1.1D (being in a park after 9pm) all with a court date set for October 2nd, 2020 at 0830 hours COUNTY ACTION.

Evidence was tagged and placed in locker #4 witnessed by Sgt. Sheehan.

BWC

Burn request on file

JINS form on file

First appearance forms on file

Evidence Inventory sheet on file

REPORT OFFICERS

Reporting Officer:	RUSSO, NICHOLAS	909468
Reviewing Officer:		
Approving Officer:	SHEEHAN, SGT. GAVIN;	8321



LINDEN POLICE DEPARTMENT
LINDEN, NJ (908) 474-8500

INCIDENT # / REPORT #
 20052361 / 1

OFFICER
 MCPHAIL, OFF. JACYN (7619)

RANK
 OFFICER

REVIEW STATUS
 APPROVED

INCIDENT #20052361 DATA

As Of 10/21/2020 03:24:48

BASIC INFORMATION

CASE TITLE

WELFARE CHECK

LOCATION

1100 DEWITT TERR

APT/UNIT #

DATE/TIME REPORTED

10/21/2020 02:18:33

DATE/TIME OCCURRED

On or about 10/21/2020 02:18

INCIDENT TYPE(S)/OFFENSE(S)

(37030)WELFARE CHECK OF A PERSON

(37026)SICK CALL [REDACTED]

PERSONS

<u>ROLE</u>	<u>NAME</u>	<u>SEX</u>	<u>RACE</u>	<u>AGE</u>	<u>DOB</u>	<u>PHONE</u>
INVOLVED PARTY	RESTREPO-MONTOYA, JOSE M	MALE	WHITE	22	04/25/1998	(HOME) [REDACTED] (CELL) [REDACTED]
	ADDRESS: 1100 DEWITT TERR LINDEN, NJ					
PARENT	MONTOYA-SANCHEZ, GLORIABIB	FEMALE	WHITE	44	10/29/1975	(HOME) [REDACTED] (CELL) [REDACTED]
	ADDRESS: 1100 DEWITT TERR LINDEN, NJ					

[NO OFFENDERS]

[NO VEHICLES]

[NO PROPERTY]

OFFICER REPORT: 20052361 - 1 / MCPHAIL, OFF. JACYN (7619)

DATE/TIME OF REPORT
 10/21/2020 03:24:46

TYPE OF REPORT
 INCIDENT

REVIEW STATUS
 APPROVED

NARRATIVE

Detailed to 1100 Dewitt ter on report of a welfare check. Upon police arrival spoke with Gloria Montoya who stated her son, Jose Restrepo-Montoya was not acting himself and had a history of drug use. Jose admitted to smoking

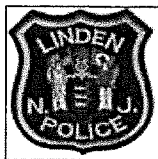
weed and ingesting a controlled dangerous substance named "SAI". Jose later stated SAI was psychedelic mushrooms.

LFD responded, treated and transported Jose to Trinitas Hospital without incident.

BWC

REPORT OFFICERS

Reporting Officer:	MCPHAIL, OFF. JACYN	7619
Reviewing Officer:		
Approving Officer:	SHEEHAN, SGT. GAVIN;	8321



LINDEN POLICE DEPARTMENT
LINDEN, NJ (908) 474-8500

INCIDENT # / REPORT #
 20054378 / 1

OFFICER
 PEREIRA, PAULINA (909505)

RANK
 OFFICER

REVIEW STATUS
 APPROVED

INCIDENT #20054378 DATA

As Of 10/31/2020 13:37:24

BASIC INFORMATION

CASE TITLE

REQUESTING ASSISTANCE

LOCATION

209 JEFFERSON AVE

APT/UNIT #

DATE/TIME REPORTED

10/31/2020 12:15:58

DATE/TIME OCCURRED

On or about 10/31/2020 12:15

INCIDENT TYPE(S)/OFFENSE(S)

(37099)REQUEST FOR POLICE ANY MISCELLANEOUS

PERSONS

ROLE

NAME

SEX

RACE

AGE DOB

PHONE

INVOLVED PARTY

ZIOBRO, ROZA

FEMALE

WHITE

37

02/05/1983

(HOME) [REDACTED]

ADDRESS: 209 JEFFERSON AVE LINDEN, NJ

(CELL)

INVOLVED PARTY

PAWELEK, MARCIN

MALE

WHITE

(HOME)

ADDRESS: 65 OAK ST CARTARET, NJ

(CELL) [REDACTED]

[NO OFFENDERS]

[NO VEHICLES]

[NO PROPERTY]

OFFICER REPORT: 20054378 - 1 / PEREIRA, PAULINA (909505)

DATE/TIME OF REPORT

10/31/2020 13:37:21

TYPE OF REPORT

INCIDENT

REVIEW STATUS

APPROVED

NARRATIVE

On 10/31/2020 at approximately 1215 hours while on patrol in marked unit #707, I was detailed by the front desk to take a walk in report.

Upon arrival, I met with Roza Ziobro. Roza stated that she is concerned about [REDACTED] as Marcin Pawelek. Roza stated that she

believes Marcin [REDACTED] and he is medicating himself with mushrooms that he grows at his residence in Carteret, NJ. Roza stated that she is also concerned about [REDACTED] safety when she stays with Marcin due to his condition.

Central Dispatch made a notification to Carteret Police Department to conduct a welfare check on Marcin. Nothing further to report at this time.

BWC was not utilized inside HQ.

REPORT OFFICERS

Reporting Officer:	PEREIRA, PAULINA	909505
Reviewing Officer:		
Approving Officer:	BARA, LT. ANDREW;	85