

BRADLEY D. BILLHIMER
Ocean County Prosecutor

CASEY M. LONG
Chief of Detectives



MICHAEL T. NOLAN, JR.
First Assistant Prosecutor

MICHAEL WEATHERSTONE
Deputy First Assistant Prosecutor

OFFICE OF THE PROSECUTOR
119 Hooper Avenue
P.O. Box 2191
Toms River, New Jersey 08754-2191
732-929-2027
www.OCPONJ.gov

June 26, 2026

J.B. Brisker

Via OPRA Machine: opra+request-91795-202926f3@requests.opramachine.com

Re: Open Public Records Act (OPRA) request
OCPO Case #07041224 – Eugene Daily

Dear Sir/Madam:

This office is in receipt of your request for records under the New Jersey Open Public Records Act (OPRA) with regard to the above-referenced matter. Enclosed please find the Complaint Warrant, Affidavit in Support of Arrest, Arrest Report and Indictment pursuant to your request. Personal identifying information has been redacted pursuant to N.J.S.A. 47:1A-1.1, et seq.

If I can be of further assistance, please do not hesitate to contact me.

Yours very truly,

s/Dina R. Khajezadeh
Dina R. Khajezadeh
Assistant Prosecutor

DRK/dk
Enclosures

COMPLAINT - WARRANT

THE STATE OF NEW JERSEY

VS.

EUGENE E DAILY

1519

W

2007

000006

COURT CODE

PREFIX

YEAR

SEQUENCE NO.

MANTOLOKING MUNICIPAL COURT

P.O. BOX 247

MANTOLOKING

NJ 08738

(732) 899-6604 COUNTY OF: OCEAN

ADDRESS:

239 MARTIN PLACE

MIDDLETOWN

NJ 07748

of CHARGES
2

CO-DEFTS

POLICE CASE #:
070300283

DEFENDANT INFORMATION

SEX: M EYE COLOR: BLUE

DOB: [REDACTED] 1953

DRIVER'S LIC. #:

DL STATE: NJ

SOCIAL SECURITY #:

SBI #:

TELEPHONE #:

COMPLAINANT NAME: DAVID ANDERSON
119 HOOPER AVE

TOMS RIVER

NJ 08754

By certification or on oath, the complainant says that to the best of his/her knowledge, information and belief the named defendant on or about 03-29-2007 in **MANTOLOKING BORO**, **OCEAN** County, NJ did: WITHIN THE JURISDICTION OF THIS COURT, DID ATTEMPT TO COMMIT AN ACT OF SEXUAL PENETRATION WITH AN INDIVIDUAL WHOM HE BELIEVED TO BE A THIRTEEN (13) YEAR OLD FEMALE, BY ARRIVING AT A PRE-DETERMINED LOCATION AT A PRE-DETERMINED TIME IN ORDER TO COMMIT AN ACT OF SEXUAL PENETRATION, DEFENDANT BEING AT LEAST FOUR YEARS OLDER THAN THE VICTIM.

WITHIN THE JURISDICTION OF THIS COURT, DID ATTEMPT VIA ELECTRONIC OR OTHER MEANS, TO LURE OR ENTICE A CHILD OR ONE WHOM HE REASONABLY BELIEVED TO BE A CHILD INTO A MOTOR VEHICLE, STRUCTURE OR ISOLATED AREA, OR TO MEET OR APPEAR AT ANY OTHER PLACE, WITH A PURPOSE TO COMMIT A CRIMINAL OFFENSE WITH OR AGAINST THE CHILD, SPECIFICALLY BY COMMUNICATING VIA THE INTERNET AND BY SHOWING UP AT A PRE-DETERMINED LOCATION AT A PRE-DETERMINED TIME.

CONDITION OF BAIL - NO INTERNET ACCESS

in violation of:

Original Charge

1) 2C:5-1A(1)

2) 2C:13-6

3)

2C:14-2(C)(3)

Amended Charge

OATH:

Subscribed and sworn to me this 29 day of Mar, yr 2007

Signed: [Signature] (Signature of Complaining Witness)

Signed: [Signature] (Signature of Person Administering Oath and Title)

DATE OF FIRST APPEARANCE

TIME

DATE OF ARREST 00-00-0000

PROBABLE CAUSE DETERMINATION AND ISSUANCE OF WARRANT

☐ Probable cause IS NOT found for the issuance of this complaint.

Signature of Court Administrator or Deputy Court Administrator

Date

Signature of Judge

Date

☒ Probable cause IS found for the issuance of this complaint.

Signature and Title of Judicial Officer Issuing Warrant

Date

TO ANY PEACE OFFICER OR OTHER AUTHORIZED PERSON: PURSUANT TO THIS WARRANT YOU ARE HEREBY COMMANDED TO ARREST THE NAMED DEFENDANT AND BRING THAT PERSON FORTHWITH BEFORE THE COURT TO ANSWER THE COMPLAINT.

Bail Amount Set: 50,000.00 / FULL by: Hon. B. A. Villaro (if different from judicial officer that issued warrant)

☐ Domestic Violence - Confidential

☐ Related Traffic Tickets or Other Complaints

☐ Serious Personal Injury/ Death Involved

Special conditions of release:

- ☐ No phone, mail or other personal contact w/victim
- ☐ No possession firearms/weapons
- ☐ Other (specify):

ORIGINAL

COMPLAINT - WARRANT (Court Action)

COMPLAINT NUMBER				STATE V.	EUGENE E DAILY
1519	W	2007	000006		
COURT CODE	PREFIX	YEAR	SEQUENCE NO.		

FTA Bail Information		Date Bail Set: _____	Amount Bail Set: \$ _____	by: _____	☐ Bail Recog. Attached
Released on Bail (v)	R.O.R.	Committed Default	Committed w/o Bail	Place Committed: _____	

Date of First Appearance: _____	☐ Advised of Rights by _____	Defendant Desires Counsel: ☐ Yes ☐ No
---------------------------------	---	--

Prosecuting Attorney Information				Defense Counsel Information					
Name:				Name:					
State	County	Municipal	Other	None	Retained	Public Def	Assigned	Waived	Other

Original Charge	1) 2C:5-1A(1) 2C:14-2(C)(3)		2) 2C:13-6		3)	
Amended Charge						
Waiver Indt/Jury						
Plea/Date of Plea	Plea:	Date:	Plea:	Date:	Plea:	Date:
Adjudication (* see code)	Finding Code:	Date:	Finding Code:	Date:	Finding Code:	Date:
Jail Term	Jail time credit	Susp. Imp	Jail time credit	Susp. Imp	Jail time credit	Susp. Imp
Probation Term		Susp. Imp		Susp. Imp		Susp. Imp
Cond. Discharge Term						
Community Service						
D/L Suspension Term						
Fines/Costs	Fines:	Costs:	Fines:	Costs:	Fines:	Costs:
VCCB/SNSF	VCCB:	SNSF:	VCCB:	SNSF:	VCCB:	SNSF:
DEDR/Lab Fee	DEDR:	LAB:	DEDR:	LAB:	DEDR:	LAB:
CD Fee/Drug Ed Fnd	CD:	DAEF:	CD:	DAEF:	CD:	DAEF:
DV Surch/Other Fees	DV:	Other:	DV:	Other:	DV:	Other:
Restitution						
Beneficiary: _____						

Miscellaneous Information, Adjournments, Companion Complaints, Co-Defendants, Case Notes: 	* Finding Codes 1 - Guilty 2 - Not Guilty 3 - Dismissed - Other 4 - Guilty but Merged 5 - Dismissed-Rule 6 - Dismissed Lack of Prosecution 7 - Dismissed - Pros Motion/Vic Req 8 - Conditional Discharge D - Dismissed- Prosecutor Discretion M - Dismissed- Mediation P - Dismissed-Plea Agreement S - Disposed at Superior W - Dismissed-False ID
--	---

COUNTY OF OCEAN
STATE OF NEW JERSEY

STATE OF NEW JERSEY
VS.
EUGENE E. DAILY

) AFFIDAVIT
) IN SUPPORT OF
) ARREST

STATE OF NEW JERSEY

COUNTY OF OCEAN

)
SS.
)

I, Detective David P. Anderson, Jr., of the Ocean County Sheriff's Department, being of full age and having been sworn to law upon our oath depose and says:

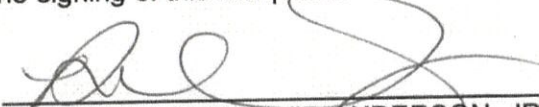
1. I am a Detective with the Ocean County Sheriff's Department, currently assigned to the Ocean County Prosecutor's Office, Computer Crime Unit.
2. In the course of my duties, I have had occasion to investigate the criminal offenses of Attempted Sexual Assault and Luring.
3. I have probable cause to believe and do believe that Eugene E. Daily committed the acts of Attempted Sexual Assault and Luring.
4. The basis of my probable cause is as follows:
 - a. On March 29, 2007 at approximately 6:45 p.m., this suspect, utilizing the Yahoo screenname [REDACTED] contacted members of the organization known as Perverted-Justice, who were posing as a thirteen year old female.
 - i. Perverted-Justice.com recruits volunteer contributors who pose as underage children in chatrooms. Posing from a variety of ages (standard ages are 10-15), these contributors simply go into chatrooms with fake online screen names and wait for predators to instigate conversation with them.
 - ii. Perverted-Justice has been working with the Ocean County Prosecutor's Office Computer Crime Unit in a joint 'sting' operation to target and arrest online sexual predators in and around the Ocean County area.
 - iii. Though Perverted-Justice is acting as the online undercover decoys, all cases brought to Ocean County have been reviewed and approved by the Ocean County Prosecutor's Office.
 - b. During the course of the online chat conversations, the suspect stated he wished to meet the member of Perverted-Justice for sex, specifically by saying:
 - i. The undercover, screen name [REDACTED] stated she was a '13/f/nj?' To this, the suspect, utilizing screenname

"[REDACTED]" stated "im old 49 here old enough to be your daddy". He continued the conversation and provided cellular telephone number [REDACTED] to the undercover. During the conversation online, the suspect inquired about cunnilingus and fellatio, and requested that both acts would occur between the undercover and himself. He further inquired "have u ever given head?" He acknowledged that the undercover was thirteen years of age and that he would meet her at her residence.

c. On March 29, 2007, the suspect arrived at a predetermined meeting place. The suspect was arrested and identified as:

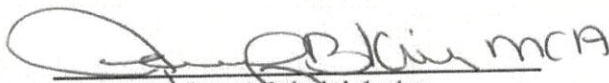
i. Eugene E. Daily, DOB [REDACTED] 1953, SS# [REDACTED]

5. The suspect was subsequently interviewed by Investigator Colleen Lynch of the Ocean County Prosecutor's Office and Detective James Burgess of the Brick Township Police Department. The interview was memorialized in the form of audio and video tape. The suspect was advised of his Miranda Rights and agreed to speak with the officers without an attorney present. The suspect acknowledged that he is the sole user of the screen name [REDACTED] and that he was the individual responsible for the chats with the undercover. Additionally, the suspect stated that, if he had met a thirteen (13) year old female at the meet location, he would have engaged in a sexual act with that individual.
6. This arrest was not the result of a 9-1-1 call for help. Therefore, no 9-1-1 calls for help were preserved for evidence.
7. I am signing charges of the second degree or greater. Assistant Prosecutor Madelin Einbinder has approved the signing of this complaint.


DETECTIVE DAVID ANDERSON, JR.
Ocean County Sheriff's Department
OCPO, Computer Crime Unit]

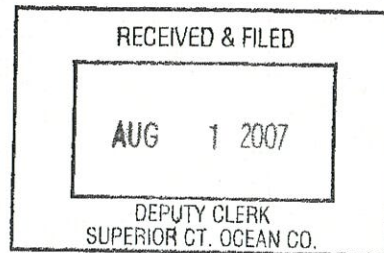
Sworn and Subscribed before me

this 29 th day of March, 2007


Municipal Court Administrator

 OCEAN COUNTY PROSECUTOR'S OFFICE <i>Arrest Report</i>										FBI Identification Number 31152RC1	
										SBI Identification Number 778634D	
1. Department OCPO CCU		2. Mun. Code 1589		3. Phone Number (732) - 929 - 2027		4. UCR		5. Prosecutor's Case Number 070300283		6. Dept. Case Number	
7. Name (First) Eugene		(Middle) E.		(Last) Daily		8. Phone No. (Area)		9. Alias/Nickname			
10. Address 239		10a. (Street) Martin Place		10b. Municipality Middletown		10c. State NJ		10d. Zip 07748		11. Place of Birth (City / State) Brooklyn / NY	
12. Date of Birth 1953		13. Age 53		14. Sex Male		15. Race White		16. Ht 6' 3"		17. Wt 218	
								18. Hair Brown		19. Eyes Blue	
								20. Complexion Fair		21. Marital Status Married	
22. Other Description Information – Marks – Scars – Tattoos										23. Driver's License Number	
24. Employer/School Unemployed										25. Occupation	
26. Social Security Number											
27. Employer's / School Address										28. Business Phone (Area) (Extension) () - ()	
DETAILS OF ARREST											
29. Arrest Date 3 / 29 / 2007		30. Time ☐ AM ☒ PM		31. Loc. Of Arrest (No. – Street) 1021 Lyman Street		31a. Municipality Mantoloking		31b. State NJ		32. Muni. Code 1519	
33. Crime Attempted Sexual Assault / Luring						33a. Total Crimes 3		34. NJ Statute 2C:5-1A(1) / 2C:14-2(C)		35. Warrant/Summons Number W2007-000005-1519	
36. Complainant's Name and Address-Zip Code Detective David P. Anderson, Jr. - 119 Hooper Avenue, P.O. Box 2191, Toms River, NJ 08753										37. Phone Number (Area) (732) - 929 - 2027	
38. Crime Date 3 / 29 / 2007		39. Time ☐ AM ☒ PM		40. Loc. Of Arrest (No. – Street) 1021 Lyman Street		40a. Municipality Mantoloking		40b. State NJ		41. Muni. Code 1519	
42. Arrest ☒ On View ☐ Warrant ☐ W/O Warrant		43. Juv. Code		44. Constitutional Rights ☒ Yes ☐ No		45. Constitutional Rights – by Inv. Colleen Lynch		46. How Responded Understood / Waived			
47. Own		48. Multiple		49. Other		50. Fingerprinted ☒ Yes ☐ No		51. Photographed ☒ Yes ☐ No		52. NCIC ☒ Yes ☐ No ☐ Wanted ☐ No Record	
										53. Previous Record ☐ Yes ☐ No	
54. Vehicle Information ☐ Owned ☒ Used		Year 2000		Make Chevy		Body Type Blazer		Color Blue		Reg. State and Number 1GNDT13W6Y2328951	
Other Descriptive Information – VIN											
BAIL HEARING											
55. Date 3 / 29 / 2007		56. Court Ocean County Superior Court						57. Judge Setting Bail Barbara Villano, JSC			
58. Amount of Bail \$50,000.00		59. Results of Hearing ☐ R.O.R. ☐ Committed in Default ☐ Committed W/O Bail ☐ Released on Bail						60. Code		61. Place Committed / Detained	
JUVENILE INFORMATION											
62. Parent / Guardian – Contacted By				63. Date Contacted / /		64. Time Contacted ☐ AM ☐ PM		65. Released w/Detained at			
66. Full Address – Number – Street – Municipality – State – Zip Code						67. Phone Number (Area) () - -		68. Date / /		69. Time ☐ AM ☐ PM	
70. Parent / Guardian's Name (First) (Middle) (Last)				71. Full Address – Number – Street – Municipality – state – Zip Code						72. Phone No. () - -	
73. Co-Defendants / Names /											
NARRATIVE											
74. Narrative / Additional Charges Suspect was arrested as a result of an online operation where he travelled to Ocean County in anticipation of meeting a thirteen year old female for the purpose of engaging in an act of sexual penetration.											
75. Rank / Name (Print or Type) Detective David P. Anderson, Jr.				76. Badge No. 108		77. Status ☒ Pending ☐ Completed		78. Date of Report 3 / 29 / 2007		79. Reviewed By	

**SUPERIOR COURT OF NEW JERSEY
LAW DIVISION-OCEAN COUNTY**



THE STATE OF NEW JERSEY

VS.

EUGENE E. DAILY

Defendant :

INDICTMENT

NO. 07-08-1238

**COUNT ONE – SECOND DEGREE
ATTEMPTED SEXUAL ASSAULT**

The Grand Jurors of the State of New Jersey, in and for the County of Ocean, upon their oaths PRESENT that EUGENE E. DAILY, on or about March 29, 2007, in the Borough of Mantoloking, in the County of Ocean, and within the jurisdiction of this Court, knowingly did attempt to commit an act of sexual penetration upon an individual whom he believed to be at least 13 but less than 16 years old, and EUGENE E. DAILY was at least 4 years older than said individual, to wit: after chatting with an individual online over the Internet who he believed to be at least 13 but less than 16 years old, did arrive at a pre-determined location at a pre-determined time in order to commit an act of sexual penetration upon that individual, contrary to the provisions of N.J.S.A. 2C:14-2c(4) and N.J.S.A. 2C:5-1, and against the peace of this State, the Government and dignity of the same.

**COUNT TWO – SECOND DEGREE
LURING, ENTICING CHILD BY VARIOUS MEANS**

The Grand Jurors of the State of New Jersey, in and for the County of Ocean, upon their oaths PRESENT that EUGENE E. DAILY, on or about March 29, 2007, in the Borough of Mantoloking, in the County of Ocean, and within the jurisdiction of this Court, did attempt, via

electronic or any other means, to lure or entice a child or one who he reasonably believed to be a child into a motor vehicle, structure or isolated area, or to meet or appear at any other place, with a purpose to commit a criminal offense with or against the child, to wit: did arrive at a pre-determined location at a pre-determined time with the purpose to commit an act of sexual penetration upon an individual whom he believed to be a child at least 13 but less than 16 years old, contrary to the provisions of N.J.S.A. 2C:13-6, and against the peace of this State, the Government and dignity of the same.

MARLENE LYNCH FORD
OCEAN COUNTY PROSECUTOR

DATED: 8/1/07 By: Madelin F. Einbinder
MADELIN F. EINBINDER

ENDORSED: 
Foreperson