

COMPLAINT - WARRANT

18377

COMPLAINT NUMBER				THE STATE OF NEW JERSEY	
1332	W	2018	000072	VS.	
COURT CODE	PREFIX	YEAR	SEQUENCE NO.	BERNARD HUGHIE	
MILLSTONE TWP MUNICIPAL COURT 215 MILLSTONE RD MILLSTONE TWP NJ 08535-0000 732-446-6219 COUNTY OF: MONMOUTH				ADDRESS: 702 5TH AVE APT C1 ASBURY PARK NJ 07712-0000	
# of CHARGES 3	CO-DEFTS	POLICE CASE #: C06018762		DEFENDANT INFORMATION SEX: M EYE COLOR: BROWN DOB: 03/02/1966 DRIVER'S LIC. #. [REDACTED] DL STATE: [REDACTED] SOCIAL SECURITY #: xxx-xx-x0 [REDACTED] SBI #: [REDACTED] TELEPHONE #: [REDACTED] LIVSCAN PCN #: [REDACTED]	
COMPLAINANT NAME: TPR. J R HERNANDEZ NEW JERSEY STATE POLICE					

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 07/25/2018 in **MILLSTONE TWP**, **MONMOUTH County, NJ** did: **WITHIN THE JURISDICTION OF THIS COURT, KNOWINGLY USE A STOLEN CREDIT CARD TO OBTAIN MONEY, SPECIFICALLY BY USING DANIEL HYNES DEBIT CARD AND PIN NUMBER TO WITHDRAW FUNDS FROM BANK OF AMERICA ATM'S ON MULTIPLE OCCASIONS TOTALING \$5,380.**

IN VIOLATION OF N.J.S. 2C-21-6H (A THIRD DEGREE CRIME).

WITHIN THE JURISDICTION OF THIS COURT, COMMIT THE OFFENSE OF THEFT BY UNLAWFULLY TAKING CERTAIN MOVEABLE PROPERTY, NAMELY, CASH AND ATM DEBIT CARD BELONGING TO DANIEL HYNES WITH PURPOSE TO DEPRIVE HIM THEREOF, SPECIFICALLY BY WITHDRAW FUNDS FROM BANK OF AMERICA ATM'S ON MULTIPLE OCCASIONS TOTALING \$5,380 AND TAKING \$200 CASH FROM HYNES'S WALLET.

IN VIOLATION OF N.J.S. 2C:20-3A (A THIRD DEGREE CRIME).

in violation of:

Original Charge	1) 2C:21-6H	2) 2C:20-3A	3) 2C:20-4
Amended Charge			

CERTIFICATION: I certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment.

Signed: TPR. J R HERNANDEZ Date: 08/31/2018

You will be notified of your Central First Appearance/CJP date to be held at the Superior Court in the county of **MONMOUTH** at the following address: **MONMOUTH COUNTY COURTS**
71 MONUMENT PARK PO BOX 1271
 Date of Arrest: Appearance Date: Time: **FREEHOLD NJ 07728-0000**
 Phone: **732-677-4500**

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. **SONIA PAXTOR JUDICIAL OFFICER** 08/31/2018
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.

Ball Amount Set: _____ by: _____
(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

Page 1 of 7

NJ/CDR2 1/1/2017

COMPLAINT - WARRANT**COMPLAINT NUMBER****1332****W****2018****000072****STATE V.****BERNARD HUGHIE**

COURT CODE

PREFIX

YEAR

SEQUENCE NO

WITHIN THE JURISDICTION OF THIS COURT, COMMIT THE OFFENSE OF THEFT BY DECEPTION BY PURPOSELY OBTAINING PROPERTY BELONGING TO DANIEL HYNES, WHO RESIDES AT AN ADULT RESIDENTIAL FACILITY DUE TO CEBERAL PALSY, DELUSIONS, AND DEMINSHED MENTAL CAPACITY, BY PURPOSELY CREATING OR REINFORCING A FALSE IMPRESSION, SPECIFICALLY BY WITHDRAWING FUNDS FROM BANK OF AMERICA ATM'S USING HYNES'S ATM DEBIT CARD AND PIN NUMBER ON MULTIPLE OCCASIONS TOTALING \$5,380.

IN VIOLATION OF N.J.S. 2C:20-4(A) (A THIRD DEGREE CRIME).

Original Charge

Amended Charge

COMPLAINT - WARRANT**Page 1 of 7**

NJ/CDR2 1/1/2017

Affidavit of Probable Cause

COMPLAINT NUMBER			
1332	W	2018	000072
COURT CODE	PREFIX	YEAR	SEQUENCE NO.
MILLSTONE TWP MUNICIPAL COURT 215 MILLSTONE RD MILLSTONE TWP NJ 08535-0000 732-446-6219 COUNTY OF: MONMOUTH			
# of CHARGES 3	CO-DEFTS	POLICE CASE #: C06018762	
COMPLAINANT TPR. J R HERNANDEZ NAME: NEW JERSEY STATE POLICE			
THE STATE OF NEW JERSEY VS. BERNARD HUGHIE ADDRESS: 702 5TH AVE APT C1 ASBURY PARK NJ 07712-0000			
DEFENDANT INFORMATION SEX: M EYE COLOR: BROWN DOB: 03/02/1966 DRIVER'S LIC. # [REDACTED] DL STATE: [REDACTED] SOCIAL SECURITY #: xxx-xx-x [REDACTED] SBI #: [REDACTED] TELEPHONE #: () LIVESCAN PCN #:			

Purpose: This Affidavit/Certification is to more fully describe the facts of the alleged offense so that a judge or authorized judicial officer may determine probable cause.

1. Description of relevant facts and circumstances which support probable cause that (1) the offense(s) was committed and (2) the defendant is the one who committed it:
 Bernard Hughie, employee at Millstone Manor, utilized a resident's (Daniel Hynes) Bank of America ATM debit card to make multiple withdrawals totaling \$5,380 in cash and removed \$200 cash from wallet of same. Hynes is a resident at Millstone Manor, an adult residential facility, due to his Cerebral Palsy, delusions, and diminished mental capacity. Hynes reported Hughie requested his ATM card and his pin number to obtain rent and never returned same. Bank of America ATM surveillance shows Hughie utilizing the ATM between the dates of 07/21/2018-07/25/2018.

Affidavit of Probable Cause
Page 5 of 7
1/1/2017

Affidavit of Probable Cause**COMPLAINT NUMBER****1332****W****2018****000072**

COURT CODE

PREFIX

YEAR

SEQUENCE NO

THE STATE OF NEW JERSEY**VS.****BERNARD HUGHIE**

2. I am aware of the facts above because: (Included, but not limited to: your observations, statements of eyewitnesses, defendant's admission, etc.)

The offense was reported by Theresa Thomas, victim's sister, who has power of attorney over Hynes's finances. Thomas provided bank statements of all withdrawals made between 07/21/2018-07/25/2018. Hynes provided a written statement detailing Hughie taking his debit card and pin number. Bank of America ATM surveillance footage shows Hughie utilizing the Bank of America ATM to make withdrawals using Hynes's debit card.

3. If victim was injured, provide the extent of the injury:

N/A

Certification:

I certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment.

Signed: TPR. J R HERNANDEZ LAW ENFORCEMENT OFFICER

Date: 08/31/2018

Affidavit of Probable Cause**Page 6 of 7**

1/1/2017

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION (CRIMINAL)
MONMOUTH COUNTY

THE STATE OF NEW JERSEY

:

Plaintiff,

:

v.

:

Indictment No. 19-1-146
Case No. 18-3777

BERNARD HUGHIE,

:

Defendant.

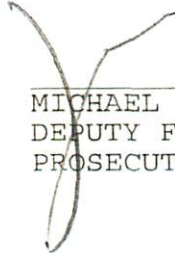
:

FIRST COUNT

THEFT BY DECEPTION

THIRD DEGREE CRIME

The Grand Jurors of the State of New Jersey, for the County of Monmouth, upon their oaths present that BERNARD HUGHIE, on or between July 10, 2018 and July 25, 2018, in or about the Township of Millstone, County of Monmouth, and within the jurisdiction of this Court, did commit the crime of Theft by Deception, by purposely obtaining property, to wit: cash, valued \$5,380.00, belonging to D.H., by deception, contrary to the provisions of N.J.S.A. 2C:20-4, and against the peace of this State, the Government, and dignity of the same.


MICHAEL J. WOJCIECHOWSKI
DEPUTY FIRST ASSISTANT
PROSECUTOR

Endorsed:

Foreperson