

BRADLEY D. BILLHIMER
Ocean County Prosecutor

JOSEPH F. MITCHELL
Chief of Detectives



MICHAEL T. NOLAN, JR.
First Assistant Prosecutor

ROBERT J. ARMSTRONG
Deputy First Assistant Prosecutor

OFFICE OF THE PROSECUTOR

Courthouse Annex Building
119 Hooper Avenue
P.O. Box 2191
Toms River, New Jersey 08754-2191
732-929-2027

September 29, 2020

Via OPRA Machine: opra+request-16900-cb370886@requests.opramachine.com

Re: Open Public Records Act (OPRA) Request
Siegfried Steele – OCPO Case# 90091727

Dear Sir/Madam:

Pursuant to your request for records on the above-mentioned case, please be advised the files have been destroyed pursuant to the New Jersey Department of State, Division of Archives Management Retention and Disposition Schedule.

If I can be of further assistance, please do not hesitate to contact me directly at 732-929-2027, x3135.

Yours very truly,
Dina R. Khajezadeh
Dina R. Khajezadeh
Assistant Prosecutor

DRK/dp

BRADLEY D. BILLHIMER
Ocean County Prosecutor

JOSEPH F. MITCHELL
Chief of Detectives



MICHAEL T. NOLAN, JR.
First Assistant Prosecutor

ROBERT J. ARMSTRONG
Deputy First Assistant Prosecutor

OFFICE OF THE PROSECUTOR

Courthouse Annex Building
119 Hooper Avenue
P.O. Box 2191
Toms River, New Jersey 08754-2191
732-929-2027

September 29, 2020

Via OPRA Machine: opra+request-16900-eb370886@requests.opramachine.com

RE: Open Public Records Act (OPRA) Request
OCPO Case# 08041467
State v. Samuel Reynolds

Dear Sir/Madam:

I am in receipt of your request for documents made under the New Jersey Open Public Records Act (OPRA) pertaining to the above matter. Enclosed please find a copy of the Complaint Warrant, Indictment, Plea Form and Judgment of Conviction. This agency is not in possession of any arrest report.

With regards to your request for incident reports, investigation reports and case summary reports, please be advised those documents are considered criminal investigatory records, and as such, they are exempt from disclosure under OPRA, pursuant to N.J.S.A. 47:1A-1.1, et seq.

Should you disagree with our decision, please contact us in writing with your concerns so that we may consider them. If I can be of further assistance, please contact me at 732-929-2027, x3135.

Yours very truly,
Dina R. Khajezadeh
Dina R. Khajezadeh
Assistant Prosecutor

DRK/dp

Enclosures

COMPLAINT - WARRANT

COMPLAINT NUMBER				THE STATE OF NEW JERSEY	
1506	W	2008	000586	VS.	
COURT CODE	PREFIX	YEAR	SEQUENCE NO.	SAMUEL REYNOLDS	
BRICK TOWNSHIP MUNICIPAL COURT 401 CHAMBERS BRIDGE BRICK NJ 08723 (732) 262-1226 COUNTY OF: OCEAN				ADDRESS:	
				63 CHANNEL DRIVE BRICK NJ 08723	
# of CHARGES 6	CO-DEFTS	POLICE CASE #: 14973-07		DEFENDANT INFORMATION	
COMPLAINANT NAME: WILLIAM J RUOCO 401 CHAMBERS BRDG RD ATTN WARRANTS BRICK TOWN NJ 08723				SEX: M EYE COLOR:	DOB: 03-30-1964
				DRIVER'S LIC. #:	DL STATE:
				SOCIAL SECURITY #:	SBI #:
				TELEPHONE #:	

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 **10-18-2006** in **BRICK TWP OCEAN County, NJ** did: WITHIN THE JURISDICTION OF THIS COURT, ISSUE A CHECK FOR THE PAYMENT OF MONEY IN THE AMOUNT OF \$80,000.00, KNOWING THAT IT WOULD NOT BE HONORED BY THE DRAWEE, SPECIFICALLY BY ISSUING CHECK #2002, DRAWN ON A AMBOY NATIONAL BANK ACCOUNT, [REDACTED] TO HENRY SINDEL, KNOWING IT WOULD NOT BE HONORED BY AMBOY NATIONAL BANK.

WITHIN THE JURISDICTION OF THIS COURT, ISSUE A CHECK FOR THE PAYMENT OF MONEY IN THE AMOUNT OF \$75,000.00, KNOWING THAT IT WOULD NOT BE PAID BY THE DRAWEE, PROVIDENT BANK, SPECIFICALLY BY ISSUING A CHECK, #19754, DRAWN ON A PROVIDENT BANK ACCOUNT, [REDACTED] TO JOHN CATALANO, KNOWING IT WOULD NOT BE HONORED BY PROVIDENT BANK.

WITHIN THE JURISDICTION OF THIS COURT, ISSUE A CHECK FOR THE PAYMENT OF MONEY IN THE AMOUNT OF \$110,000.00. KNOWING THAT IT WOULD NOT BE HONORED BY THE DRAWEE,

in violation of:

Original Charge	1) 2C:21-5 (B) 1	2) 2C:21-5 (B) 1	3) 2C:21-5 (B) 1
Amended Charge			

OATH:
Subscribed and sworn to me this 17th day of April, yr 2008
Signed: [Signature] #125 BTPO
(Signature of Complaining Witness)
Signed: [Signature] Deputy Court Clerk
(Signature of Person Administering Oath and Title)

DATE OF FIRST APPEARANCE 06-11-2008 TIME 9:00 am DATE OF ARREST 00-00-0000 4-20-08

PROBABLE CAUSE DETERMINATION AND ISSUANCE OF WARRANT

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

Signature of Court Administrator or Deputy Court Administrator	Date	Signature of Judge	Date
☒ Probable cause IS found for the issuance of this complaint.		<u>[Signature]</u> 4-17-08 (Signature and Title of Judicial Officer Issuing Warrant)	

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 /10% 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 8/1/2005		

COMPLAINT - WARRANT

COMPLAINT NUMBER				THE STATE OF NEW JERSEY VS. SAMUEL REYNOLDS	
1506	W	2008	000586		
COURT CODE	PREFIX	YEAR	SEQUENCE NO.		
BRICK TOWNSHIP MUNICIPAL COURT 401 CHAMBERS BRIDGE BRICK NJ 08723 (732) 262-1226 COUNTY OF: OCEAN					
# of CHARGES 6	CO-DEFTS	POLICE CASE #: 14973-07	ADDRESS: 63 CHANNEL DRIVE BRICK NJ 08723		
COMPLAINANT NAME: WILLIAM J RUOCCO 401 CHAMBERS BRIDGE RD ATN WARRANTS BRICK TOWN NJ 08723			DEFENDANT INFORMATION SEX: M EYE COLOR: DRIVER'S LIC. #: SOCIAL SECURITY #: TELEPHONE #: DOB: 03-30-1964 DL STATE:		

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 10-18-2006 in BRICK TWP OCEAN County, NJ did: AMBOY NATIONAL BANK, SPECIFICALLY BY ISSUING CHECK, #3215, DRAWN ON A AMBOY NATIONAL BANK ACCOUNT, [REDACTED] TO DAVE ROBINSON, KNOWING THAT IT WOULD NOT BE HONORED BY AMBOY NATIONAL BANK.

WITHIN THE JURISDICTION OF THIS COURT, ISSUE A CHECK FOR PAYMENT OF MONEY IN THE AMOUNT OF \$5,000.00, KNOWING THAT IT WOULD NOT BE HONORED BY THE DRAWEE, PROVIDENT BANK, SPECIFICALLY BY ISSUING A CHECK, #24025, DRAWN ON A PROVIDENT BANK ACCOUNT, [REDACTED], TO JOHN CATALANO KNOWING IT WOULD NOT BE HONORED BY PROVIDENT BANK.

WITHIN THE JURISDICTION OF THIS COURT, ISSUE A CHECK FOR PAYMENT OF MONEY IN THE AMOUNT OF \$7,650.00, KNOWING IT WOULD NOT BE HONORED BY THE DRAWEE, PROVIDENT BANK, SPECIFICALLY BY ISSUING CHECK, #22017, DRAWN ON A PROVIDENT BANK ACCOUNT, [REDACTED] TO DAVE ROBINSON KNOWING IT WOULD NOT BE HONORED BY PROVIDENT

in violation of:

Original Charge	1) 2C:21-5(B)2	2) 2C:21-5(B)2	3) 2C:21-5(B)2
Amended Charge			

OATH:
Subscribed and sworn to me this 17th day of April, 2008
Signed: [Signature] #125 IBTPD (Signature of Complaining Witness)
Signed: [Signature] (Signature of Person Administering Oath and Title)

DATE OF FIRST APPEARANCE 06-11-2008 TIME 9:00am 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.

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 /10% 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

COMPLAINT - WARRANT

COMPLAINT NUMBER				THE STATE OF NEW JERSEY	
1506	W	2008	000586	VS.	
COURT CODE	PREFIX	YEAR	SEQUENCE NO.	SAMUEL REYNOLDS	
BRICK TOWNSHIP MUNICIPAL COURT 401 CHAMBERS BRIDGE BRICK NJ 08723 (732) 262-1226 COUNTY OF: OCEAN				ADDRESS: 63 CHANNEL DRIVE BRICK NJ 08723	
# of CHARGES 6	CO-DEFTS	POLICE CASE #: 14973-07	DEFENDANT INFORMATION		
COMPLAINANT NAME: WILLIAM J RUOCCO 401 CHAMBERS BRIDGE RD ATTN WARRANTS BRICK TOWN NJ 08723			SEX: M EYE COLOR: DOB: 03-30-1964 DRIVER'S LIC. # DL STATE: SOCIAL SECURITY #: SBI #: TELEPHONE #:		

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 10-18-2006 in BRICK TWP OCEAN County, NJ did: WITHIN THE JURISDICTION OF THIS COURT, ISSUE A CHECK FOR PAYMENT OF MONEY IN THE AMOUNT OF \$4,500.00, KNOWING THAT IT WOULD NOT BE HONORED BY THE DRAWEE, PROVIDENT BANK, SPECIFICALLY BY ISSUING A CHECK, #22018, DRAWN ON A PROVIDENT BANK ACCOUNT, [REDACTED] TO DAVE ROBINSON, KNOWING THAT IT WOULD NOT BE HONORED BY PROVIDENT BANK.

in violation of:

Original Charge	1)	2)	3)
Amended Charge			

OATH:

Subscribed and sworn to me this

day of April, yr 2008

Signed:

(Signature of Complaining Witness)

Signed:

(Signature of Person Administering Oath and Title)

DATE OF FIRST APPEARANCE 06-11-2008 TIME 9:00am 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 /10% 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

COMPLAINT – WARRANT (Court Action)

COMPLAINT NUMBER				STATE V.
1506	W	2008	000586	
COURT CODE	PREFIX	YEAR	SEQUENCE NO	SAMUEL REYNOLDS

FTA Bail Information				Date Bail Set: <u>4-17-08</u>	Amount Bail Set: \$ <u>50,000</u>	<u>OK MICA</u>	☐ Bail Recog. Attached
Released on Bail (v)	R.O.R.	Committed Default	Committed w/o Bail	Place Committed:			Date Referred to County Prosecutor:

Date of First Appearance: <u>06-11-2008</u>	☐ 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:21-5 (B) 1	2) 2C:21-5 (B) 1	3) 2C:21-5 (B) 1
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

COMPLAINT – WARRANT (Court Action)

COMPLAINT NUMBER				STATE V.	
COURT CODE	PREFIX	YEAR	SEQUENCE NO.		
1506	W	2008	000586	SAMUEL REYNOLDS	
FTA Bail Information		Date Bail Set: 4-17-08		Amount Bail Set: \$ 500	by: JPM/C
Released on Bail (v)	R.O.R.	Committed Default	Committed w/o Bail	Place Committed:	☐ Bail Recog. Attached
Date of First Appearance: 06-11-2008		☐ Advised of Rights by _____			Date Referred to County Prosecutor: _____
Prosecuting Attorney Information			Defense Counsel Information		
Name:			Name:		
State	County	Municipal	Other	None	Retained
				Public Def	Assigned
				Waived	Other
Original Charge	1) 2C:21-5 (B) 2		2) 2C:21-5 (B) 2		3) 2C:21-5 (B) 2
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
Probation Term			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
JUDGE'S SIGNATURE _____				DATE _____	
				ORIGINAL – Court Action	
				Page 2 of 7	
				NJ/CDR2 8/1/2005	

COMPLAINT – WARRANT (Court Action)

COMPLAINT NUMBER**STATE V.****1506****W****2008****000586**

COURT CODE

PREFIX

YEAR

SEQUENCE NO.

SAMUEL REYNOLDS**FTA Bail Information**Date Bail Set: 4-17-08 Amount Bail Set: \$ 50.00by: ARM☐ Bail Recog. AttachedReleased
on Bail
(v)

R.O.R.

Committed
DefaultCommitted
w/o Bail

Place Committed:

Date Referred to

County Prosecutor:

Date of First
Appearance: **06-11-2008**☐ 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)

2)

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

ORIGINAL – Court Action

JUDGE'S SIGNATURE _____

DATE _____

Page 2 of 7

NJ/CDR2 8/1/2005

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

RECEIVED & FILED

AUG 18 2009

DEPUTY CLERK
SUPERIOR CT. OCEAN CO.

THE STATE OF NEW JERSEY :

INDICTMENT

VS. :

NO. 09-08-1508

SAMUEL REYNOLDS and/or
SAMUEL REYNOLDS dba
KRISTI SHAY CONSTRUCTION, INC.

Defendant :

**COUNT ONE - SECOND DEGREE
THEFT BY DECEPTION**

The Grand Jurors of the State of New Jersey, in and for the County of Ocean, upon their oaths present that SAMUEL REYNOLDS and/or SAMUEL REYNOLDS dba KRISTI SHAY CONSTRUCTION, INC., between the dates of September 2005 and May 2006, in the Township of Brick, County of Ocean, and within the jurisdiction of this Court, purposely did obtain the property of James Dickson dba King Contractors, having a value in excess of \$75,000.00, by deception, that is by creating or reinforcing a false impression that in exchange for money, Samuel Reynolds and/or Samuel Reynolds dba Kristi Shay Construction, Inc. would convey title to two (2) pieces of real property, 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.

**COUNT TWO - SECOND DEGREE
ISSUING BAD CHECK**

The Grand Jurors of the State of New Jersey, in and for the County of Ocean, upon their oaths present that SAMUEL REYNOLDS and/or SAMUEL REYNOLDS dba KRISTI SHAY CONSTRUCTION, INC., on or about September 28, 2006, in the Township of Brick, County of Ocean and /or the Borough of Manasquan, County of Monmouth and elsewhere within the jurisdiction of this Court, knowingly did issue check number 3215, drawn on the account of Kristi Shay Construction, Inc., at the Amboy National Bank in the amount of \$110,000.00, knowing that Amboy National Bank would not honor said check, contrary to the provisions of N.J.S.A. 2C:21-5, and against the peace of this State, the Government and dignity of the same.

**COUNT THREE - SECOND DEGREE
ISSUING BAD CHECK**

The Grand Jurors of the State of New Jersey, in and for the County of Ocean, upon their oaths present that SAMUEL REYNOLDS and/or SAMUEL REYNOLDS dba KRISTI SHAY CONSTRUCTION, INC., on or about October 13, 2006, in the Township of Brick, County of Ocean, and elsewhere within the jurisdiction of this Court, knowingly did issue check number 19984, drawn on the account of Kristi Shay Construction, Inc., at the Provident Bank in the amount of \$100,000.00, knowing that the Provident Bank would not honor said check, contrary to the provisions of N.J.S.A. 2C:21-5, and against the peace of this State, the Government and dignity of the same.

**COUNT FOUR - SECOND DEGREE
ISSUING BAD CHECK**

The Grand Jurors of the State of New Jersey, in and for the County of Ocean, upon their oaths present that SAMUEL REYNOLDS and/or SAMUEL REYNOLDS dba KRISTI SHAY CONSTRUCTION, INC., on or about October 18, 2006, in the Township of Brick, County of Ocean and /or the Borough of Manasquan, County of Monmouth and elsewhere within the jurisdiction of this Court, knowingly did issue check number 2002, drawn on the account of Kristi Shay Construction, Inc., at the Amboy National Bank in the amount of \$80,000.00 knowing that Amboy National Bank would not honor said check, contrary to the provisions of N.J.S.A. 2C:21-5, and against the peace of this State, the Government and dignity of the same.

**COUNT ~~FOUR~~ FIVE - SECOND DEGREE
ISSUING BAD CHECK**

The Grand Jurors of the State of New Jersey, in and for the County of Ocean, upon their oaths present that SAMUEL REYNOLDS and/or SAMUEL REYNOLDS dba KRISTI SHAY CONSTRUCTION, INC., on or about November 28, 2006, in the Township of Brick, County of Ocean, and elsewhere within the jurisdiction of this Court, knowingly did issue check number 19754, drawn on the account of Kristi Shay Construction, Inc., at the Provident Bank in the amount of \$75,000.00, knowing that the Provident Bank would not honor said check, contrary to the provisions of N.J.S.A. 2C:21-5, and against the peace of this State, the Government and dignity of the same.

**COUNT FIVE - THIRD DEGREE
ISSUING BAD CHECK**

The Grand Jurors of the State of New Jersey, in and for the County of Ocean, upon their oaths present that SAMUEL REYNOLDS and/or SAMUEL REYNOLDS dba KRISTI SHAY CONSTRUCTION, INC., on or about March 23, 2007, in the Township of Brick, County of Ocean, and

elsewhere within the jurisdiction of this Court, knowingly did issue check number 24025, drawn on the account of Kristi Shay Construction, Inc., at the Provident Bank in the amount of \$5,000.00, knowing that the Provident Bank would not honor said check, contrary to the provisions of N.J.S.A. 2C:21-5, and against the peace of this State, the Government and dignity of the same.

7

**COUNT ~~SIX~~ - THIRD DEGREE
ISSUING BAD CHECK**

The Grand Jurors of the State of New Jersey, in and for the County of Ocean, upon their oaths present that SAMUEL REYNOLDS and/or SAMUEL REYNOLDS dba KRISTI SHAY CONSTRUCTION, INC., on or about January 4, 2007, in the Township of Brick, County of Ocean and/or the Borough of Manasquan, County of Monmouth, and elsewhere within the jurisdiction of this Court, knowingly did issue check number 22017, drawn on the account of Kristi Shay Construction, Inc., at the Provident Bank in the amount of \$7,650.00, knowing that the Provident Bank would not honor said check, contrary to the provisions of N.J.S.A. 2C:21-5, and against the peace of this State, the Government and dignity of the same.

8

**COUNT ~~SEVEN~~ - THIRD DEGREE
ISSUING BAD CHECK**

The Grand Jurors of the State of New Jersey, in and for the County of Ocean, upon their oaths present that SAMUEL REYNOLDS and/or SAMUEL REYNOLDS dba KRISTI SHAY CONSTRUCTION, INC., on or about January 4, 2007, in the Township of Brick, County of Ocean and/or the Borough of Manasquan, County of Monmouth, and elsewhere within the jurisdiction of this Court, knowingly did issue check number 22018, drawn on the account of Kristi Shay Construction, Inc., at the Provident Bank in the amount of \$4,500.00, knowing that the Provident Bank would not honor said check, contrary to the provisions of N.J.S.A. 2C:21-5, and against the peace of this State, the Government and dignity of the same.

9

**COUNT ~~EIGHT~~ - SECOND DEGREE
THEFT BY DECEPTION**

The Grand Jurors of the State of New Jersey, in and for the County of Ocean, upon their oaths present that SAMUEL REYNOLDS and/or SAMUEL REYNOLDS dba KRISTI SHAY CONSTRUCTION, INC., between the dates of February 2006 and May 2006, in the Township of Brick, County of Ocean, and within the jurisdiction of this Court, purposely did obtain the property of Robert Shipee and Newlin Construction, LLC, having a value in excess of \$75,000.00, by deception, that is by creating or reinforcing a false impression that in exchange for money, Samuel Reynolds and/or Samuel Reynolds dba Kristi Shay Construction, Inc. would convey title to a certain piece of real property, 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.

10

**COUNT NINE - THIRD DEGREE
ISSUING BAD CHECK**

The Grand Jurors of the State of New Jersey, in and for the County of Ocean, upon their oaths present that SAMUEL REYNOLDS, on or about October 25, 2006, in the Township of Woodbridge, County of Middlesex, and elsewhere within the jurisdiction of this Court, knowingly did issue check number 141, drawn on the account of Samuel Reynolds, at the Shore Community Bank in the amount of \$9,500.00, knowing that the Shore Community Bank would not honor said check, contrary to the provisions of N.J.S.A. 2C:21-5, and against the peace of this State, the Government and dignity of the same.

11

**COUNT TEN - THIRD DEGREE
ISSUING BAD CHECK**

The Grand Jurors of the State of New Jersey, in and for the County of Ocean, upon their oaths present that SAMUEL REYNOLDS, on or about November 25, 2006, in the Township of Woodbridge, County of Middlesex, and elsewhere within the jurisdiction of this Court, knowingly did issue check number 143, drawn on the account of Samuel Reynolds, at the Shore Community Bank in the amount of \$4,500.00, knowing that the Shore Community Bank would not honor said check, contrary to the provisions of N.J.S.A. 2C:21-5, and against the peace of this State, the Government and dignity of the same.

12

**COUNT ELEVEN - THIRD DEGREE
ISSUING BAD CHECK**

The Grand Jurors of the State of New Jersey, in and for the County of Ocean, upon their oaths present that SAMUEL REYNOLDS, on or about December 28, 2006, in the Township of Woodbridge, County of Middlesex, and elsewhere within the jurisdiction of this Court, knowingly did issue check number 144, drawn on the account of Samuel Reynolds, at the Shore Community Bank in the amount of \$9,400.00, knowing that the Shore Community Bank would not honor said check, contrary to the provisions of N.J.S.A. 2C:21-5, and against the peace of this State, the Government and dignity of the same.

13

**COUNT TWELVE - THIRD DEGREE
ISSUING BAD CHECK**

The Grand Jurors of the State of New Jersey, in and for the County of Ocean, upon their oaths present that SAMUEL REYNOLDS, on or about December 28, 2006, in the Township of Woodbridge, County of Middlesex, and elsewhere within the jurisdiction of this Court, knowingly did issue check number 145, drawn on the account of Samuel Reynolds, at the Shore Community Bank in the amount of \$4,600.00, knowing that the Shore

about December 28, 2006, in the Township of Woodbridge, County of Middlesex, and elsewhere within the jurisdiction of this Court, knowingly did issue check number 145, drawn on the account of Samuel Reynolds, at the Shore Community Bank in the amount of \$4,600.00, knowing that the Shore Community Bank would not honor said check, contrary to the provisions of N.J.S.A. 2C:21-5, and against the peace of this State, the Government and dignity of the same.

14
**COUNT THIRTEEN - THIRD DEGREE
ISSUING BAD CHECK**

The Grand Jurors of the State of New Jersey, in and for the County of Ocean, upon their oaths present that SAMUEL REYNOLDS and/or SAMUEL REYNOLDS dba KRISTI SHAY CONSTRUCTION, INC., on or about December 7, 2006, in the Township of Brick, County of Ocean, and elsewhere within the jurisdiction of this Court, knowingly did issue check number 24818, drawn on the account of Kristi Shay Construction, Inc., at the Provident Bank in the amount of \$24,000.00, knowing that the Provident Bank would not honor said check, contrary to the provisions of N.J.S.A. 2C:21-5, and against the peace of this State, the Government and dignity of the same.

15
**COUNT FOURTEEN - THIRD DEGREE
THEFT BY DECEPTION**

The Grand Jurors of the State of New Jersey, in and for the County of Ocean, upon their oaths present that SAMUEL REYNOLDS and/or SAMUEL REYNOLDS dba KRISTI SHAY CONSTRUCTION, INC., between the dates of November 2006 and December 2006, in the Township of Brick, County of Ocean, and within the jurisdiction of this Court, purposely did obtain the property and services of JDS Industrial Roofing Contractors, having a value in excess of \$500.00, by deception, that is by creating or reinforcing a false impression that in exchange for providing roofing materials and labor, JDS Industrial Roofing would be compensated, 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.

MARLENE LYNCH FORD
OCEAN COUNTY PROSECUTOR

DATED: 8/18/09

By: MA Paulhus
MICHEL A. PAULHUS
ASSISTANT PROSECUTOR

ENDORSED: [Signature]
Foreperson

Superior Court of New Jersey
Law Division – Ocean County

THE STATE OF NEW JERSEY

VS

**SAMUEL REYNOLDS and/or
SAMUEL REYNOLDS dba KRISTI SHAY CONSTRUCTION, INC.**

INDICTMENT NO.

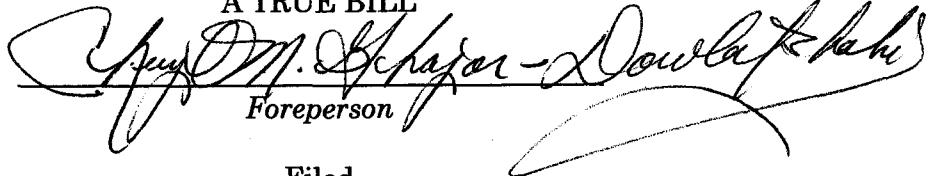
09-08-1508

INDICTMENT FOR

**THEFT BY DECEPTION
ISSUING BAD CHECK**

**MARLENE LYNCH FORD
Ocean County Prosecutor**

A TRUE BILL


Foreperson

Filed

Arraigned

Plea

Bail-\$50,000 no 10%-posted 4/20/08

Trial Day

Verdict

Sentence

Case# 08041467/00



Judgment of Conviction & Order for Commitment

Superior Court of New Jersey, OCEAN County

State of New Jersey**v.**

Last Name

REYNOLDS

First Name

SAMUEL

Middle Name

Also Known As

Date of Birth

03/30/1964

SBI Number

174117B

Date(s) of Offense

10/18/2006

Date of Arrest

PROMIS Number

08 041467-001

Date Ind / Acc / Complt Filed

08/18/2009

Original Plea

☒ Not Guilty☐ Guilty

Date of Original Plea

10/13/2009

Adjudication By



Guilty Plea



Jury Trial Verdict



Non-Jury Trial Verdict



Dismissed / Acquitted

Date: 08/02/2010

Original Charges

Ind / Acc / Complt	Count	Description	Statute	Degree
09-08-01508-I	1	THEFT BY DECEPTION	2C:20-4	2
09-08-01508-I	2	BAD CHECKS OVER \$200 -KNOWING	2C:21-5	2
09-08-01508-I	3	BAD CHECKS OVER \$200 -KNOWING	2C:21-5	2
09-08-01508-I	4	BAD CHECKS OVER \$200 -KNOWING	2C:21-5	2
09-08-01508-I	5	BAD CHECKS OVER \$200 -KNOWING	2C:21-5	2
09-08-01508-I	6	BAD CHECKS OVER \$200 -KNOWING	2C:21-5	3
09-08-01508-I	7	BAD CHECKS OVER \$200 -KNOWING	2C:21-5	3

(Cont...)

Final Charges

Ind / Acc / Complt	Count	Description	Statute	Degree
09-08-01508-I	1	THEFT BY DECEPTION	2C:20-4	2
09-08-01508-I	4	BAD CHECKS OVER \$200 -KNOWING	2C:21-5	2
09-08-01508-I	7	BAD CHECKS OVER \$200 -KNOWING	2C:21-5	3
09-08-01508-I	12	BAD CHECKS OVER \$200 -KNOWING	2C:21-5	3

Sentencing Statement

It is, therefore, on 11/19/2010

ORDERED and ADJUDGED that the defendant is sentenced as follows:

On Counts 1 and 4 of Indictment No. 09-08-01508 Defendant is sentenced to the custody of the Commissioner of the Department of Corrections for ten (10) years, concurrent with each other.

On Counts 7 and 12 of Indictment No. 09-08-01508 Defendant is sentenced to the custody of the Commissioner of the Department of Corrections for four (4) years, concurrent with each other and concurrent with the sentence imposed on Counts 1 and 4 of Indictment No. 09-08-01508.

Counts 2, 3, 5, 6, 8, 9, 10, 11, 13, 14, and 15 of Indictment No. 09-08-01508 are dismissed.

The Defendant is hereby ordered to provide a DNA sample and ordered to pay the costs for testing the sample.

Bail is discharged.

Restitution is ordered as follows: \$270,000.00 to J.D.; \$122,150.00 to D.R.; \$34,500.00 to M.K.; \$200,000.00 to R.S.; \$80,000.00 to H.S.; \$80,000.00 to J.C.; \$24,000.00 to D.S.; and \$28,000.00 to N.C. for a total due of \$838,650.00.



It is further ORDERED that the sheriff deliver the defendant to the appropriate correctional authority.

Total Custodial Term

10 Years 00 Months 000 Days

Institution Name

CARE COMMISS/CORR

Total Probation Term

00 Years 00 Months

DEDR (N.J.S.A. 2C:35-15 and 2C:35-5.11) A mandatory Drug Enforcement and Demand Reduction (DEDR) penalty is imposed for each count. (Write in number of counts for each degree.) ☐ DEDR penalty reduction granted (N.J.S.A. 2C:35-15a(2)) <table style="width:100%;"> <tr> <th style="text-align: left;">Standard</th> <th style="text-align: left;">Doubled</th> </tr> <tr> <td>1st Degree @ \$</td> <td>_____ @ \$</td> </tr> <tr> <td>2nd Degree @ \$</td> <td>_____ @ \$</td> </tr> <tr> <td>3rd Degree @ \$</td> <td>_____ @ \$</td> </tr> <tr> <td>4th Degree @ \$</td> <td>_____ @ \$</td> </tr> <tr> <td>DP or _____ @ \$</td> <td>_____ @ \$</td> </tr> <tr> <td>Petty DP _____ @ \$</td> <td>_____ @ \$</td> </tr> </table> Total DEDR Penalty \$ _____ ☐ The court further ORDERS that collection of the DEDR penalty be suspended upon defendant's entry into a residential drug program for the term of the program. (N.J.S.A. 2C:35-15e)		Standard	Doubled	1st Degree @ \$	_____ @ \$	2nd Degree @ \$	_____ @ \$	3rd Degree @ \$	_____ @ \$	4th Degree @ \$	_____ @ \$	DP or _____ @ \$	_____ @ \$	Petty DP _____ @ \$	_____ @ \$	Additional Conditions ☒ The defendant is hereby ordered to provide a DNA sample and ordered to pay the costs for testing of the sample provided (N.J.S.A. 53:1-20.20). ☐ The defendant is hereby sentenced to community supervision for life. (If offense occurred before 1/14/04) (N.J.S.A. 2C:43-6.4) ☐ The defendant is hereby sentenced to parole supervision for life. (If offense occurred on or after 1/14/04) (N.J.S.A. 2C:43-6.4). ☐ The defendant is hereby ordered to serve a _____ year term of parole supervision, which term shall begin as soon as defendant completes the sentence of incarceration. (N.J.S.A. 2C:43-7.2). ☐ The court imposes a restraining order pursuant to DORA. (N.J.S.A. 2C:35-5.7(h)). Restraining Order expires _____		
Standard	Doubled																	
1st Degree @ \$	_____ @ \$																	
2nd Degree @ \$	_____ @ \$																	
3rd Degree @ \$	_____ @ \$																	
4th Degree @ \$	_____ @ \$																	
DP or _____ @ \$	_____ @ \$																	
Petty DP _____ @ \$	_____ @ \$																	
Forensic Laboratory Fee (N.J.S.A. 2C:35-20) _____ Offenses @ \$ _____		Total Lab Fee \$ _____																
VCCA Assessment (N.J.S.A. 2C:43-3.1)																		
<table border="1" style="width:100%; border-collapse: collapse;"> <tr> <th style="text-align: left;">Counts</th> <th style="text-align: left;">Number</th> <th style="text-align: left;">Amount</th> </tr> <tr> <td>1, 4, 7, 12</td> <td>4 @</td> <td>\$ 50.00</td> </tr> <tr> <td>_____</td> <td>_____ @</td> <td>\$ _____</td> </tr> <tr> <td>_____</td> <td>_____ @</td> <td>\$ _____</td> </tr> <tr> <td>_____</td> <td>_____ @</td> <td>\$ _____</td> </tr> </table>		Counts	Number	Amount	1, 4, 7, 12	4 @	\$ 50.00	_____	_____ @	\$ _____	_____	_____ @	\$ _____	_____	_____ @	\$ _____	Total VCCA Assessment \$ 200.00	
Counts	Number	Amount																
1, 4, 7, 12	4 @	\$ 50.00																
_____	_____ @	\$ _____																
_____	_____ @	\$ _____																
_____	_____ @	\$ _____																
Vehicle Theft / Unlawful Taking Penalty (N.J.S.A. 2C:20-2.1)																		
Offense _____		Mandatory Penalty \$ _____																
Other Fees and Penalties																		
Law Enforcement Officers Training and Equipment Fund Penalty (N.J.S.A. 2C:43-3.3) ☒ \$ 30.00		Safe Neighborhood Services Fund Assessment (N.J.S.A. 2C:43-3.2) ☒ 4 Offenses @ \$ 75.00 Total: \$ 300.00																
Probation Supervision Fee (N.J.S.A. 2C:45-1d) ☐ \$ _____		Statewide Sexual Assault Nurse Examiner Program Penalty (N.J.S.A. 2C:43-3.6) ☐ _____ Offenses @ \$ _____ Total \$ _____																
Transaction Fee (N.J.S.A. 2C:46-1.1) ☐		Certain Sexual Offenders Surcharge (N.J.S.A. 2C:43-3.7) ☐ \$ _____																
Domestic Violence Offender Surcharge (N.J.S.A. 2C:25-29.4) ☐ \$ _____		Sex Crime Victim Treatment Fund Penalty (N.J.S.A. 2C:14-10) ☐ \$ _____																
Fine \$ _____		Restitution \$ 838,650.00																
Total Financial Obligation \$ 839,180.00		Details																
Details																		
Number of Months _____		☐ Non-resident driving privileges revoked																
Start Date _____		End Date _____																
Details																		
Driver's License Number _____		Jurisdiction _____																
If the court is unable to collect the license, complete the following: Defendant's Address _____																		
City _____		State _____ Zip _____																
Date of Birth _____		Sex ☐ M ☐ F																
Eye Color _____																		

Time Credits

Time Spent in Custody

R. 3:21-8

Date: From - To
04/20/2008 - 04/20/2008

Total Number of Days 1

Gap Time Spent in Custody

N.J.S.A. 2C:44-5b(2)

Date: From - To

Total Number of Days

Rosado Time

Date: From - To

Total Number of Days

Prior Service Credit

Date: From - To

Total Number of Days

Statement of Reasons - Include all applicable aggravating and mitigating factors

AGGRAVATING FACTORS

1. The nature and circumstances of the offense, and the role of the actor therein, including whether or not it was committed in an especially heinous, cruel, or depraved manner.
2. The gravity and seriousness of harm inflicted on the victim, including whether or not the defendant knew or reasonably should have known that the victim of the offense was particularly vulnerable or incapable of resistance due to advanced age, ill-health, or extreme youth, or was for any other reason substantially incapable or exercising normal physical or mental power of resistance.
3. The risk that the defendant will commit another offense.
9. The need for deterring the defendant and others from violating the law.

MITIGATING FACTORS

6. The defendant has compensated or will compensate the victim of his/her conduct for the damage or injury that he/she sustained, or will participate in a program of community service.
7. The defendant has no history of prior delinquency or criminal activity or has led a law-abiding life for a substantial period of time before the commission of the present offense.

Great weight is given to Aggravating Factors 3 and 9.

Minimal weight is given to Mitigating Factor 7.

Form Prepared By

KATHLEEN VANDYKE

Preparer Telephone Number

(732) 831-7951

Attorney for Defendant at Sentencing

JOHN P SHIFFMAN

Public Defender

☐ Yes ☒ No

Prosecutor at Sentencing

TERRY ANN LINARDAKIS

Deputy Attorney General

☐ Yes ☒ No

Judge at Sentencing

FRANCIS R. HODGSON

Judge (Signature)

Date

11/19/10

Continuation

ORIGINAL CHARGES (Cont.)

Ind / Acc / Complt	Count	Description	Statute	Degree
09-08-01508-I	8	BAD CHECKS OVER \$200 -KNOWING	2C:21-5	3
09-08-01508-I	9	THEFT BY DECEPTION	2C:20-4	2
09-08-01508-I	10	BAD CHECKS OVER \$200 -KNOWING	2C:21-5	3
09-08-01508-I	11	BAD CHECKS OVER \$200 -KNOWING	2C:21-5	3
09-08-01508-I	12	BAD CHECKS OVER \$200 -KNOWING	2C:21-5	3
09-08-01508-I	13	BAD CHECKS OVER \$200 -KNOWING	2C:21-5	3
09-08-01508-I	14	BAD CHECKS OVER \$200 -KNOWING	2C:21-5	3
09-08-01508-I	15	THEFT BY DECEPTION	2C:20-4	3



New Jersey Judiciary
Plea Form

County OCEAN
Prosecutor File Number 08041467-04

Defendant's Name: SAMUEL REYNOLDS
before Judge: Francis R. Hodysech, Jr., J.S.C.

List the charges to which you are pleading guilty:

(Ind./Acc./Comp.#)	Count	Nature of Offense	Degree	Statutory Maximum		
				Time	Fine	VCCA Assmt*
09-08-01508	1	2C:20-4 (Theft by Deception)	2 ^o	Max 10 years	150,000. ⁰⁰	50. ⁰⁰
09-08-01508	4	2C:21-5 (Bad Check)	2 ^o	Max 10 years	150,000. ⁰⁰	50. ⁰⁰
09-08-01508	7	2C:21-5 (Bad Check)	3 ^o	Max 5 years	15,000. ⁰⁰	50. ⁰⁰
09-08-01508	12	2C:21-5 (Bad Check)	3 ^o	Max 5 years	15,000. ⁰⁰	50. ⁰⁰
				Max		
Your total exposure as the result of this plea is:				Total	30 years	330,000. ⁰⁰ 200. ⁰⁰

Please Circle
Appropriate Answer

2. a. Did you commit the offense(s) to which you are pleading guilty? ☒ [Yes] ☐ [No]
- b. Do you understand that before the judge can find you guilty, you will have to tell the judge what you did that makes you guilty of the particular offense(s)? ☒ [Yes] ☐ [No]
3. Do you understand what the charges mean? ☒ [Yes] ☐ [No]
4. Do you understand that by pleading guilty you are giving up certain rights? Among them are:
 - a. The right to a jury trial in which the State must prove you guilty beyond a reasonable doubt? ☒ [Yes] ☐ [No]
 - b. The right to remain silent? ☒ [Yes] ☐ [No]
 - c. The right to confront the witnesses against you? ☒ [Yes] ☐ [No]
 - d. Do you understand that by pleading **you are not waiving** your right to appeal (1) the denial of a motion to suppress physical evidence (R. 3:5-7(d)) or (2) the denial of acceptance into a pretrial intervention program (PTI) (R. 3:28(g))? ☒ [Yes] ☐ [No]
 - e. Do you further understand that by pleading guilty **you are waiving** your right to appeal the denial of all other pretrial motions except the following:
NONE ☒ [Yes] ☐ [No]
5. Do you understand that if you plead guilty:
 - a. You will have a criminal record? ☒ [Yes] ☐ [No]
 - b. Unless the plea agreement provides otherwise, you could be sentenced to serve the maximum time in confinement, to pay the maximum fine and to pay the maximum Victims of Crime Compensation Agency Assessment? ☒ [Yes] ☐ [No]
 - c. You must pay a minimum Victims of Crime Compensation Agency assessment of \$50 (\$100 minimum if you are convicted of a crime of violence) for each count to which you plead guilty? (Penalty is \$30 if offense occurred between January 9, 1986 and December 22, 1991 inclusive. \$25 if offense occurred before January 1, 1986.) ☒ [Yes] ☐ [No]

* Victims of Crime Compensation Agency Assessment

Defendant's Initials SR

5. d. If the offense occurred on or after February 1, 1993 but was before March 13, 1995, and you are being sentenced to probation or a State correctional facility, you must pay a transaction fee of up to \$1.00 for each occasion when a payment or installment payment is made? If the offense occurred on or after March 13, 1995 and the sentence is to probation, or the sentence otherwise requires payments of financial obligations to the probation division, you must pay a transaction fee of up to \$2.00 for each occasion when a payment or installment payment is made? ☒ [Yes] ☐ [No]
- e. If the offense occurred on or after August 2, 1993 you must pay a \$75 Safe Neighborhood Services Fund assessment for each conviction? ☒ [Yes] ☐ [No]
- f. If the offense occurred on or after January 5, 1994 and you are being sentenced to probation, you must pay a fee of up to \$25 per month for the term of probation? ☒ [Yes] ☐ [No]
- g. If the crime occurred on or after January 9, 1997 you must pay a Law Enforcement Officers Training and Equipment Fund penalty of \$30? ☒ [Yes] ☐ [No]
- h. You will be required to provide a DNA sample, which could be used by law enforcement for the investigation of criminal activity, and pay for the cost of testing? ☒ [Yes] ☐ [No]
6. Do you understand that **the court could**, in its discretion, impose a minimum time in confinement to be served before you become eligible for parole, which period could be as long as one half of the period of the custodial sentence imposed? ☒ [Yes] ☐ [No]
7. Did you enter a plea of guilty to any charges **that require** a mandatory period of parole ineligibility or a mandatory extended term? ☐ [Yes] ☒ [No]
- a. If you are pleading guilty to such a charge, the minimum mandatory period of parole ineligibility is ____ years and ____ months (fill in the number of years/months) and the maximum period of parole ineligibility can be ____ years and ____ months (fill in the number of years/months) and this period cannot be reduced by good time, work, or minimum custody credits.
- b. If you are pleading guilty to such a charge, the minimum mandatory extended term is ____ years and ____ months (fill in the number of years/months) and the maximum mandatory extended term can be ____ years and ____ months (fill in the number of years/months).
8. Are you pleading guilty to a crime that contains a presumption of imprisonment which means that it is almost certain that you will go to state prison? ☒ [Yes] ☐ [No]
9. Are you presently on probation or parole? ☐ [Yes] ☒ [No] ☐ [NA]
- a. Do you realize that a guilty plea may result in a violation of your probation or parole? ☐ [Yes] ☐ [No] ☒ [NA]
10. Are you presently serving a custodial sentence on another charge? ☐ [Yes] ☒ [No] ☐ [NA]
- a. Do you understand that a guilty plea may affect your parole eligibility? ☐ [Yes] ☐ [No] ☒ [NA]
11. Do you understand that if you have plead guilty to, or have been found guilty on other charges, or are presently serving a custodial term and the plea agreement is silent on the issue, the court may require that all sentences be made to run consecutively? ☐ [Yes] ☐ [No] ☒ [NA]

Defendant's Initials



12. List any charges the prosecutor has agreed to recommend for dismissal:

Ind	Acc./Compl.#	Count	Nature of Offense and Degree
	09-08-01508	2,3,5,6,8,9,10,11	(All remaining Counts)
		# 13-15	

13. Specify any sentence the prosecutor has agreed to recommend:

Prosecutor will seek a (10) year (flat sentence) on both 2° counts, to run concurrent with both 3° counts, as well as concurrent to each other (10 years total). Defendant will seek to be sentenced as a 3° offender on all counts at time of sentencing, which Court may consider provided substantial restitution is made at that time. Further, Defendant waives his right to a restitution hearing and agrees to make restitution in the amount of \$838,650.00 (please see attachment) - includes all counts; even those dismissed.

14. Has the prosecutor promised that he or she will NOT:

- | | | |
|--|---|--|
| a. Speak at sentencing? | ☒ [Yes] | ☒ [No] |
| b. Seek an extended term of confinement? | ☒ [Yes] | ☐ [No] |
| c. Seek a stipulation of parole ineligibility? | ☒ [Yes] | ☐ [No] |

15. Are you aware that you must pay restitution if the court finds there is a victim who has suffered a loss and if the court finds that you are able or will be able in the future to pay restitution?

☒ [Yes] ☐ [No] ☐ [NA]

16. Do you understand that if you are a public office holder or employee, you can be required to forfeit your office or job by virtue of your plea of guilty?

☐ [Yes] ☐ [No] ☒ [NA]

17. a. Are you a citizen of the United States?

☒ [Yes] ☐ [No]

b. Do you understand that if you are not a United States citizen or national, you may be deported by virtue of your plea of guilty?

☒ [Yes] ☐ [No]

c. Do you understand that if your plea of guilty is to a crime considered an "aggravated felony" under Federal law you will be subject to deportation/removal?

☒ [Yes] ☐ [No]

d. Do you understand that you have the right to seek legal advice on your immigration status prior to entering a plea of guilty?

☒ [Yes] ☐ [No]

18. a. Do you understand that pursuant to the rules of the Interstate Compact for Adult Offender Supervision if you are residing outside the State of New Jersey at the time of sentencing that return to your residence may be delayed pending acceptance of the transfer of your supervision by your state of residence?

☒ [Yes] ☐ [No]

b. Do you also understand that pursuant to the same Interstate Compact transfer of your supervision to another state may be denied or restricted by that state at any time after sentencing if that state determines you are required to register as a sex offender in that state or if New Jersey has required you to register as a sex offender?

☒ [Yes] ☐ [No]

19. Have you discussed with your attorney the legal doctrine of merger?

☒ [Yes] ☐ [No] ☐ [NA]

Defendant's Initials

[Signature]

20. Are you giving up your right at sentence to argue that there are charges you pleaded guilty to for which you cannot be given a separate sentence? [Yes] ☒ [No] [NA]

21. List any other promises or representations that have been made by you, the prosecutor, your defense attorney, or anyone else as a part of this plea of guilty:

NONE

22. Have any promises other than those mentioned on this form, or any threats, been made in order to cause you to plead guilty? [Yes] ☒ [No]

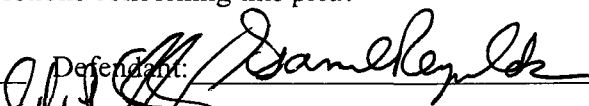
23. a. Do you understand that the judge is not bound by any promises or recommendations of the prosecutor and that the judge has the right to reject the plea before sentencing you and the right to impose a more severe sentence? ☒ [Yes] [No]

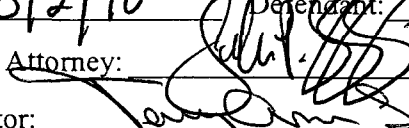
b. Do you understand that if the judge decides to impose a more severe sentence than recommended by the prosecutor, that you may take back your plea? ☒ [Yes] [No]

c. Do you understand that if you are permitted to take back your plea of guilty because of the judge's sentence, that anything you say in furtherance of the guilty plea cannot be used against you at trial? ☒ [Yes] [No]

24. Are you satisfied with the advice you have received from your lawyer? ☒ [Yes] [No]

25. Do you have any questions concerning this plea? [Yes] ☒ [No]

Date: 8/2/10 Defendant: 

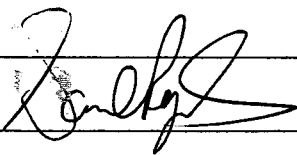
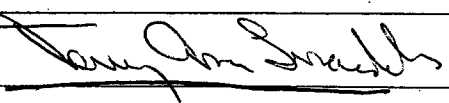
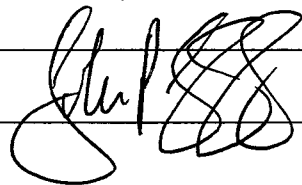
Defense Attorney: 

Prosecutor: 

[] This plea is the result of the judge's conditional indications of the maximum sentence he or she would impose independent of the prosecutor's recommendation. Accordingly, the "Supplemental Plea Form for Non-Negotiated Pleas" has been completed.

Ocean County Superior Court – Law Division
Supplement to Criminal Information FormDefendant Name: Samuel Reynolds Date: 8/2/10
Indictment No.: 09-08-01508 Judge: Francis R. Hodgson, Jr., J.S.C.

Restitution: ① JAMES DICKSON (King Contractors) = \$270,000.⁰⁰
② DAVID ROBINSON (Robinson Anchorage) = 122,150.⁰⁰
③ MARK L. KOTLOUER (100,000 - 65,500) = 34,500.⁰⁰
④ Robert Shippee (Newlin Construction) = 200,000.⁰⁰
⑤ HENRY SINDEL (75,000 + 5,000) = 80,000.⁰⁰
⑥ JOHN CATALANO (Country Store Jeweler) = 80,000.⁰⁰
⑦ DOMINICK SPALPANTO (54,000 R / 27,000 - grand check) (JDS Industrial Locking) = 24,000.⁰⁰
⑧ Neil Ceylan (Ceylan Jeweler) = 28,000.⁰⁰

Defendant: Prosecutor: Defense Counsel: Defendant
Clerk: _____