

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

April 23, 2021

Via OPRA Machine: opra+request-21588-535e10e8@requests.opramachine.com

Re: Open Public Records Act (OPRA) Request
OCPO Case# 21000857 – Cynthia Vellinga

Dear Sir/Madam:

Enclosed please find Complaint Summons, Affidavit and Preliminary Law Enforcement Incident Report pursuant to your request made under the New Jersey Open Public Records Act (OPRA). Personal identifying information has been redacted pursuant to N.J.S.A. 47:1A-1.1, et seq.

Please be advised that there are no responsive documents pursuant to your request for the Global Subject Activity Report, Arrest Report, Indictments, Plea Forms, Criminal Information Forms and Sentencing Information.

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

Enclosures

COMPLAINT - SUMMONS

COMPLAINT NUMBER			
1507	S	2021	000413
COURT CODE	PREFIX	YEAR	SEQUENCE NO.
TOMS RIVER MUNICIPAL COURT 255 OAK AVENUE TOMS RIVER NJ 08753-0000 732-797-3914 COUNTY OF: OCEAN			
# of CHARGES 1	CO-DEFTS	POLICE CASE #: 21-12402	
COMPLAINANT NAME: PTL. STEBILA POBX876/255OAKAVE ATTN WARRANTS TOMS RIVER NJ 08753		DEFENDANT INFORMATION SEX: F EYE COLOR: BROWN DOB: 09/02/1977 DRIVER'S LIC. #: [REDACTED] DL STATE: NJ SOCIAL SECURITY #: [REDACTED] SBI #: [REDACTED] TELEPHONE #: [REDACTED] (C) LIVESCAN PCN #:	

THE STATE OF NEW JERSEY

VS.

CYNTHIA A VELLINGA

ADDRESS: **2236 ROUTE 88**

BRICK

NJ 08724-0000

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 **03/29/2021** in **TOMS RIVER TWP**, **OCEAN** County, **NJ** did: WITHIN THE JURISDICTION OF THIS COURT, KNOWINGLY PLACE A CALL TO A 9-1-1 EMERGENCY TELEPHONE SYSTEM WITHOUT PURPOSE OF REPORTING THE NEED FOR 9-1-1 SERVICE, SPECIFICALLY BY CONTACTING A 9-1-1 EMERGENCY HOTLINE VIA TEXT MESSAGE, FALSELY REPORTING THAT DEFENDANT'S BROTHER WAS FORCING HER TO DRINK ANTI FREEZE. DEFENDANT LATER REPORTED HER BROTHER SHOT HER IN THE CHEST AND EYE. INVESTIGATION REVEALED ALL OF THIS INFORMATION WAS FABRICATED.

in violation of:

Original Charge	1) 2C:33-3E	2)	3)
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: **PTL. STEBILA** Date: **03/30/2021**

The complaining witness is a law enforcement officer and a judicial probable cause determination is not required prior to the issuance of this Complaint-Summons.

SUMMONS

YOU ARE HEREBY SUMMONED to appear before the Superior Court in the county of: **OCEAN**

at the following address: **OCEAN SUPERIOR COURT**

120 HOOPER AVE

TOMS RIVER

NJ 08753-0000

If you fail to appear on the date and at the time stated below, a warrant may be issued for your arrest.

Date of Arrest: Appearance Date: **03/30/2021** Time: **09:13PM** Phone: **732-504-0700**

Signature of Person Issuing Summons: **PTL. STEBILA** Date: **03/30/2021**

☐ 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 – SUMMONS (Court Action)

COMPLAINT NUMBER

1507**S****2021****000413****STATE V.****CYNTHIA A VELLINGA**

COURT CODE

PREFIX

YEAR

SEQUENCE NO.

FTA Bail Information

Date Bail Set:

Amount Bail Set: \$ _____

by: _____

☐ Bail Recog. AttachedReleased
on Bail

R.O.R.

Committed
DefaultCommitted
w/o Bail

Place Committed:

Date Referred to
County Prosecutor: _____Date of First
Appearance: **03/30/2021**☐ 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:33-3E**

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:**Related Traffic Tickets and Complaints:***** 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 _____

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NJ/CDR1 1/1/2017

COMPLAINT - SUMMONS (DEFENDANT'S COPY)

COMPLAINT NUMBER			
1507	S	2021	000413
COURT CODE	PREFIX	YEAR	SEQUENCE NO.
TOMS RIVER MUNICIPAL COURT 255 OAK AVENUE TOMS RIVER NJ 08753-0000 732-797-3914 COUNTY OF: OCEAN			
# of CHARGES 1	CO-DEFTS	POLICE CASE #: 21-12402	
COMPLAINANT NAME: PTL. STEBILA			
ADDRESS:		THE STATE OF NEW JERSEY VS. CYNTHIA A VELLINGA 2236 ROUTE 88 BRICK NJ 08724-0000	
DEFENDANT INFORMATION		DOB: 09/02/1977	
SEX: F EYE COLOR: BROWN		DL STATE: NJ	
DRIVER'S LIC. #:		SBI #:	
SOCIAL SECURITY #:		(C)	
TELEPHONE #:			
LIVESCAN PCN #:			

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 **03/29/2021** in **TOMS RIVER TWP**, **OCEAN** County, NJ did: WITHIN THE JURISDICTION OF THIS COURT, KNOWINGLY PLACE A CALL TO A 9-1-1 EMERGENCY TELEPHONE SYSTEM WITHOUT PURPOSE OF REPORTING THE NEED FOR 9-1-1 SERVICE, SPECIFICALLY BY CONTACTING A 9-1-1 EMERGENCY HOTLINE VIA TEXT MESSAGE, FALSELY REPORTING THAT DEFENDANT'S BROTHER WAS FORCING HER TO DRINK ANTI FREEZE. DEFENDANT LATER REPORTED HER BROTHER SHOT HER IN THE CHEST AND EYE. INVESTIGATION REVEALED ALL OF THIS INFORMATION WAS FABRICATED.

in violation of:

Original Charge	1) 2C:33-3E	2)	3)
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: **PTL. STEBILA** Date: **03/30/2021**

The complaining witness is a law enforcement officer and a judicial probable cause determination is not required prior to the issuance of this Complaint-Summons.

SUMMONS

YOU ARE HEREBY SUMMONED to appear before the Superior Court in the county of: OCEAN

at the following address: OCEAN SUPERIOR COURT

120 HOOPER AVE

TOMS RIVER

NJ 08753-0000

If you fail to appear on the date and at the time stated below, a warrant may be issued for your arrest.

Date of Arrest:

Appearance Date: **03/30/2021**

Time: **09:13PM**

Phone: **732-504-0700**

Signature of Person Issuing Summons: **PTL. STEBILA** Date: **03/30/2021**

☐ 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):

COMPLAINT - SUMMONS (DEFENDANT'S COPY)

RETURN OF SERVICE INFORMATION

COMPLAINT NUMBER				THE STATE OF NEW JERSEY VS. CYNTHIA A VELLINGA ADDRESS : 2236 ROUTE 88 BRICK NJ 08724-0000	
1507	S	2021	000413		
COURT CODE	PREFIX	YEAR	SEQUENCE NO.		
TOMS RIVER MUNICIPAL COURT 255 OAK AVENUE TOMS RIVER NJ 08753-0000 732-797-3914 COUNTY OF: OCEAN					
# of CHARGES 1	CO-DEFTS	POLICE CASE #: 21-12402		DEFENDANT INFORMATION SEX: F EYE COLOR: BROWN DOB: 09/02/1977 DRIVER'S LIC. #. [REDACTED] DL STATE: NJ SOCIAL SECURITY # [REDACTED] SBI #: TELEPHONE #: [REDACTED] (C) LIVSCAN PCN #:	
COMPLAINANT NAME: PTL. STEBILA POB876/2550AKAVE ATTN WARRANTS TOMS RIVER NJ 08753					

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 **03/29/2021** in **TOMS RIVER TWP**, **OCEAN** County, **NJ** did:
 WITHIN THE JURISDICTION OF THIS COURT, KNOWINGLY PLACE A CALL TO A 9-1-1 EMERGENCY TELEPHONE SYSTEM WITHOUT PURPOSE OF REPORTING THE NEED FOR 9-1-1 SERVICE, SPECIFICALLY BY CONTACTING A 9-1-1 EMERGENCY HOTLINE VIA TEXT MESSAGE, FALSELY REPORTING THAT DEFENDANT'S BROTHER WAS FORCING HER TO DRINK ANTI FREEZE. DEFENDANT LATER REPORTED HER BROTHER SHOT HER IN THE CHEST AND EYE. INVESTIGATION REVEALED ALL OF THIS INFORMATION WAS FABRICATED.

in violation of:

Original Charge	1) 2C:33-3E	2)	3)
-----------------	--------------------	----	----

Check ✓	Certification by Police Regarding Complaint-Summons
✓	I certify that I served the complaint-summons by delivering a copy to the defendant personally.
	I certify that I personally served the complaint-summons by leaving a copy at the defendant's usual place of abode with a competent member of the household of the age 14 or over _____ Name of family member over 14 years of age
	I certify that I mailed a copy of the complaint-summons by ordinary mail to the defendant at his or her last known address. _____ Defendant's last known address
	I certify that I served the complaint-summons by delivering a copy to a person authorized to receive service of process on the defendant's behalf. _____ Name and title of authorized person
	Other manner of service: I certify that I served the complaint-summons in the following manner: _____
	I certify that I was unable to serve the complaint-summons.

Signed: **PTL. STEBILA TOMS RIVER POLICE DEPT** Date of Action: **03/30/2021**
Name, Title and Department of Officer

Affidavit of Probable Cause

COMPLAINT NUMBER			
1507	S	2021	000413
COURT CODE	PREFIX	YEAR	SEQUENCE NO.
TOMS RIVER MUNICIPAL COURT 255 OAK AVENUE TOMS RIVER NJ 08753-0000 732-797-3914 COUNTY OF: OCEAN			
# of CHARGES 1	CO-DEFTS	POLICE CASE #: 21-12402	
COMPLAINANT PTL. STEBILA NAME: POBX876/2550AKAVE ATTN WARRANTS TOMS RIVER NJ 08753			
DEFENDANT INFORMATION		ADDRESS:	
SEX: F EYE COLOR: BROWN DOB: 09/02/1977		2236 ROUTE 88	
DRIVER'S LIC. #: [REDACTED] DL STATE: NJ		BRICK NJ 08724-0000	
SOCIAL SECURITY #: [REDACTED] SBI #:			
TELEPHONE #: [REDACTED] (C)			
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:
At 0352 hours on 3/29/21 eight Toms River Police Units responded to the area of the Motel 6 located at 2015 Rt. 37 for the report of a female who had been forced to drink anti freeze by her brother. The report came in via text message to the 9-1-1 Emergency System. Upon arrival officers attempted to make contact with the unknown victim, but were unable to. As officers investigated a second message was received by the same female from the same number advising she was now shot in the head and chest. TRPD Communications pinged the alleged defendant's phone number which revealed she was located at the Motel 6. For two hours eight TRPD officers combed the premises for the victim, knocking on the doors to every room. Communications also called the victim's phone a total of thirty-five times. Contact was never made with the victim. On the afternoon of 3/30/21 the same "victim" contacted this agency alleging she had been sexually assaulted. An investigation was launched utilizing numerous TRPD patrol units, a TRPD Detective, a Detective from the Ocean County Prosecutors Office, and a SANE forensic nurse. During the course of this investigation, which involved searching electronics and conducting a taped statement, evidence was obtained that the "victim" of both of these incidents fabricated all of the aforementioned events.

Affidavit of Probable Cause

Affidavit of Probable Cause

COMPLAINT NUMBER

1507

S

2021

000413

COURT CODE

PREFIX

YEAR

SEQUENCE NO.

THE STATE OF NEW JERSEY

VS.

CYNTHIA A VELLINGA

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

Observations made by investigating officers and detectives. Statements provided by the defendant and an involved male.

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

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: PTL. STEBILA LAW ENFORCEMENT OFFICER Date: 03/30/2021

Affidavit of Probable Cause

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1/1/2017

Preliminary Law Enforcement Incident Report

COMPLAINT NUMBER

1507**S****2021****000413**

COURT CODE

PREFIX

YEAR

SEQUENCE NO.

TOMS RIVER MUNICIPAL COURT**255 OAK AVENUE****TOMS RIVER****NJ 08753-0000****732-797-3914**COUNTY OF: **OCEAN**

of CHARGES

1

CO-DEFTS

POLICE CASE #:

21-12402

COMPLAINANT NAME:

PTL. STEBILA**POBX876/2550AKAVE****ATTN WARRANTS****TOMS RIVER****NJ 08753***THE STATE OF NEW JERSEY*

VS.

CYNTHIA A VELLINGA

ADDRESS:

2236 ROUTE 88**BRICK****NJ 08724-0000**

DEFENDANT INFORMATION

SEX: **F** EYE COLOR: **BROWN**DOB: **09/02/1977**

DRIVER'S LIC. #:

DL STATE: **NJ**

SOCIAL SECURITY #:

SBI #:

TELEPHONE #:

(C)

LIVESCAN PCN #:

Purpose: The Preliminary Law Enforcement Incident Report (PLEIR) is intended to document basic information known to the officer at the time of its preparation. It is recognized that additional relevant information will emerge as an investigation continues. The PLEIR shall be in addition to, not in lieu of, any regular police arrest, incident, or investigation reports. Note that the PLEIR is specific to each defendant charged in an investigation.

-Another law enforcement officer(s) personally observed the offense, List the officer(s) and their badge#
Landmesser

-The charge was based on the observations/statements made by an eyewitness(es).

•The witness statement(s) were recorded via:

*Stationhouse interview room camera

-The defendant made statements/admissions.

-A member of the public provided information to a 9-1-1 call center or dispatcher (or similar).

-The police received relevant information via radio from a 911 dispatcher (or similar).

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: **PTL. STEBILA LAW ENFORCEMENT OFFICER**Date: **03/30/2021****Preliminary Law Enforcement Incident Report****Page 7 of 7**

7/20/2018