

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

June 21, 2021

Via OPRA Machine: opra+request-24072-1b8146f7@requests.opramachine.com

Re: Open Public Records Act (OPRA) Request
OCPO Case# 19000245 – Jahmal Jones

Dear Sir/Madam:

Enclosed please find the Complaint Summons, Affidavit, Preliminary Law Enforcement Incident Report, Indictment, Plea Form and Supplemental Plea Forms, 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 Global Subject Activity Reports, Arrest Reports, Sentencing Information and Criminal Information Forms.

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

Prestia , Donna

From: Khajezadeh, Dina
Sent: Thursday, June 17, 2021 11:19 PM
To: Prestia , Donna
Subject: FW: OPRA request - Case reports

Sent from my Verizon, Samsung Galaxy smartphone

----- Original message -----

From: Resident <opra+request-24072-1b8146f7@requests.opramachine.com>
Date: 6/17/21 10:52 PM (GMT-05:00)
To: "Khajezadeh, Dina" <DKhajezadeh@co.ocean.nj.us>
Subject: OPRA request - Case reports

Dear Ocean County Prosecutor's Office,

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:

Any relevant arrest reports, global subject activity reports, preliminary law enforcement incident reports, complaint warrants, complaint summonses, affidavits, indictments, criminal information forms, plea forms, and sentencing information, where applicable, for the following defendants:

Jahmal Jones (Case # 19000245 & Case # 19000329)
Amanda Duarte (Case # 19000456)
Nicole Bairstow (Case # 19000784)
Omar Alford (Case # 21001480)
Denise Burgess (Case # 21001482)

Yours sincerely,

Resident

Please use deliver records electronically via email to the below UNIQUE address for all replies to this request:
opra+request-24072-1b8146f7@requests.opramachine.com

Is DKhajezadeh@co.ocean.nj.us the wrong address for OPRA requests to Ocean County Prosecutor's Office? If so, please contact us using this form:

https://linkprotect.cudasvc.com/url?a=https%3a%2f%2fopramachine.com%2fchange_request%2fnew%3fbody%3docean_county_prosecutors_office&c=E,1,FBgyvanYVqviFun0lheeRJ54SyIIdGxNfF60P4t5WtLZ0yqL4mPx_oUhSYQ5mVFGNn4L-0MSbkSDAyeBDQ-UKGZOyEnYuR1bq6hqMPxcv7mO2DM.&typo=1

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

https://linkprotect.cudasvc.com/url?a=https%3a%2f%2fopramachine.com%2fhelpp%2fofficers&c=E,1,2IUUw_gFVLNAeDFIIsmu0S

COMPLAINT - SUMMONS

COMPLAINT NUMBER			
1533	S	2019	000018
COURT CODE	PREFIX	YEAR	SEQUENCE NO.
BARNEGAT TOWNSHIP MUNICIPAL CO 900 WEST BAY AVE BARNEGAT NJ 08005-0000 609-698-0080 COUNTY OF: OCEAN			
# of CHARGES 6	CO-DEFTS 1	POLICE CASE #: 19BN00771	
COMPLAINANT NAME: PTL MARK SIMKO 900 WEST BAY AVE BARNEGAT NJ 08005		DEFENDANT INFORMATION SEX: M EYE COLOR: BROWN DOB: 07/09/1986 DRIVER'S LIC. #: SOCIAL SECURITY #: [REDACTED] SBI #: 185795E TELEPHONE #: LIVSCAN PCN #: 153301006613	

THE STATE OF NEW JERSEY
VS.
JAHMAL S JONES
ADDRESS: 139 SOMERSET AVE
LAKEWOOD NJ 08701-0000

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 01/17/2019 in BARNEGAT TWP, OCEAN County, NJ did: WITHIN THE JURISDICTION OF THIS COURT DID KNOWINGLY OR PURPOSELY POSSESS MORE THAN 50 GRAMS OF MARIJUANA, TO WIT; 15 BAGS CONTAINING VEGETATION, SUSPECTED MARIJUANA (APPROX. 60 GRAMS), IN VIOLATION OF NJS 2C:35-10A(3)

WITHIN THE JURISDICTION OF THIS COURT DID KNOWINGLY OR PURPOSELY POSSESS 1 OZ. OR MORE BUT LESS THAN 5 POUNDS OF MARIJUANA WITH THE INTENT TO DISTRIBUTE, TO WIT; APPROXIMATELY 15 BAGS CONTAINING VEGETATION, SUSPECTED MARIJUANA (APPROX. 60 GRAMS), IN VIOLATION OF NJS 2C:35-5B(11)

WITHIN THE JURISDICTION OF THIS COURT DID KNOWINGLY OR PURPOSELY POSSESS OXYCODONE HYDROCHLORIDE; TO WIT: 19 ROUND PINK PILLS WITH MARKINGS "K 56", SUSPECTED OXYCODONE HYDROCHLORIDE, IN VIOLATION OF NJS 2C:35-10A(1)

WITHIN THE JURISDICTION OF THIS COURT DID KNOWINGLY OR PURPOSELY POSSESS
in violation of:

Original Charge	1) 2C:35-10A(3)	2) 2C:35-5B(11)	3) 2C:35-10A(1)
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 MARK SIMKO Date: 01/17/2019

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

100 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: 01/17/2019 Appearance Date: 01/17/2019 Time: 10:00PM Phone: 732-244-2121

Signature of Person Issuing Summons: PTL MARK SIMKO Date: 01/17/2019

☐ 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

COMPLAINT NUMBER

1533**S****2019****000018**

STATE V.

JAHMAL S JONES

COURT CODE

PREFIX

YEAR

SEQUENCE NO.

ACETAMINOPHEN/OXYCODONE; TO WIT; 1 OVAL YELLOW PILL WITH MARKINGS "E712 10/325", SUSPECTED ACETAMINOPHEN/OXYCODONE, IN VIOLATION OF NJS 2C:35-10A(1)

WITHIN THE JURISDICTION OF THIS COURT DID KNOWINGLY OR PURPOSELY POSSESS LESS THAN ONE OUNCE OF OXYCODONE HYDROCHLORIDE WITH THE INTENT TO DISTRIBUTE, TO WIT; APPROXIMATELY 19 ROUND PINK PILLS WITH MARKINGS "K 56", IN VIOLATION OF NJS 2C:35-5B(5).

WITHIN THE JURISDICTION OF THIS COURT DID KNOWINGLY OR PURPOSELY DISTRIBUTE LESS THAN 1 OZ. OF MARIJUANA, TO WIT; DID DISTRIBUTE 1 BAG CONTAINING VEGETATION (APPROX. 3.5 GRAMS), SUSPECTED MARIJUANA TO JEREL WILLIAMS, IN VIOLATION OF NJS 2C:35-5B(12)

Original Charge	4) 2C:35-10A(1)	5) 2C:35-5B(5)	6) 2C:35-5B(12)
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Amended Charge			
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COMPLAINT - SUMMONS

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NJ/CDR1 1/1/2017

COMPLAINT – SUMMONS (Court Action)

COMPLAINT NUMBER				STATE V.					
1533	S	2019	000018	JAHMAL S JONES					
COURT CODE	PREFIX	YEAR	SEQUENCE NO.						
FTA Bail Information		Date Bail Set:	Amount Bail Set: \$	by:	☐ Bail Recog. Attached				
Released on Bail	R.O.R.	Committed Default	Committed w/o Bail	Date Referred to County Prosecutor: _____					
Date of First Appearance: 01/17/2019		☐ 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:35-10A(3)		2) 2C:35-5B(11)		3) 2C:35-10A(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: JEREL WILLIAMS **CASE NOTE** CO-DEFENDANT HAS A DP CHARGE						* 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			
Related Traffic Tickets and Complaints:									
JUDGE'S SIGNATURE _____ DATE _____						ORIGINAL - Court Action Page 3 of 11 NJ/CDR1 1/1/2017			

COMPLAINT – SUMMONS (Court Action)

COMPLAINT NUMBER				STATE V.			
1533	S	2019	000018				
COURT CODE	PREFIX	YEAR	SEQUENCE NO.				
FTA Bail Information		Date Bail Set: _____		Amount Bail Set: \$ _____ by: _____		☐ Bail Recog. Attached	
Released on Bail	R.O.R.	Committed Default	Committed w/o Bail	Place Committed: _____			Date Referred to County Prosecutor: _____
Date of First Appearance: 01/17/2019		☐ 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	4) 2C:35-10A (1)		5) 2C:35-5B (5)		6) 2C:35-5B (12)		
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: JEREL WILLIAMS **CASE NOTE** CO-DEFENDANT HAS A DP CHARGE						* 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	
Related Traffic Tickets and Complaints:							

COMPLAINT - SUMMONS (Court Action)

JUDGE'S SIGNATURE _____

DATE _____

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NJ/CDR1 1/1/2017

COMPLAINT - SUMMONS (DEFENDANT'S COPY)

COMPLAINT NUMBER				<i>THE STATE OF NEW JERSEY</i> <i>VS.</i> JAHMAL S JONES	
1533	S	2019	000018		
COURT CODE	PREFIX	YEAR	SEQUENCE NO.	ADDRESS: 139 SOMERSET AVE LAKEWOOD NJ 08701-0000	
BARNEGAT TOWNSHIP MUNICIPAL CO 900 WEST BAY AVE BARNEGAT NJ 08005-0000 609-698-0080 COUNTY OF: OCEAN					
# of CHARGES 6	CO-DEFTS 1	POLICE CASE #: 19BN00771		DEFENDANT INFORMATION SEX: M EYE COLOR: BROWN DOB: 07/09/1986 DRIVER'S LIC. #. SOCIAL SECURITY #: [REDACTED] SBI #: 185795E DL STATE: TELEPHONE #: LIVESCAN PCN #: 153301006613	
COMPLAINANT NAME: PTL MARK SIMKO					

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 **01/17/2019** in **BARNEGAT TWP**, **OCEAN** County, NJ did: WITHIN THE JURISDICTION OF THIS COURT DID KNOWINGLY OR PURPOSELY POSSESS MORE THAN 50 GRAMS OF MARIJUANA, TO WIT; 15 BAGS CONTAINING VEGETATION, SUSPECTED MARIJUANA (APPROX. 60 GRAMS), IN VIOLATION OF NJS 2C:35-10A(3)

WITHIN THE JURISDICTION OF THIS COURT DID KNOWINGLY OR PURPOSELY POSSESS 1 OZ. OR MORE BUT LESS THAN 5 POUNDS OF MARIJUANA WITH THE INTENT TO DISTRIBUTE, TO WIT; APPROXIMATELY 15 BAGS CONTAINING VEGETATION, SUSPECTED MARIJUANA (APPROX. 60 GRAMS), IN VIOLATION OF NJS 2C:35-5B(11)

WITHIN THE JURISDICTION OF THIS COURT DID KNOWINGLY OR PURPOSELY POSSESS OXYCODONE HYDROCHLORIDE; TO WIT: 19 ROUND PINK PILLS WITH MARKINGS "K 56", SUSPECTED OXYCODONE HYDROCHLORIDE, IN VIOLATION OF NJS 2C:35-10A(1)

WITHIN THE JURISDICTION OF THIS COURT DID KNOWINGLY OR PURPOSELY POSSESS
in violation of:

Original Charge	1) 2C:35-10A(3)	2) 2C:35-5B(11)	3) 2C:35-10A(1)
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 MARK SIMKO** Date: **01/17/2019**

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**

100 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: **01/17/2019** Appearance Date: **01/17/2019** Time: **10:00PM** Phone: **732-244-2121**

Signature of Person Issuing Summons: **PTL MARK SIMKO** Date: **01/17/2019**

☐ 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) Page 5 of 11 NJ/CDR1 1/1/2017

COMPLAINT - SUMMONS (DEFENDANT'S COPY)

COMPLAINT NUMBER

1533**S****2019****000018****STATE V.****JAHMAL S JONES**

COURT CODE

PREFIX

YEAR

SEQUENCE NO.

ACETAMINOPHEN/OXYCODONE; TO WIT; 1 OVAL YELLOW PILL WITH MARKINGS "E712 10/325", SUSPECTED ACETAMINOPHEN/OXYCODONE, IN VIOLATION OF NJS 2C:35-10A(1)

WITHIN THE JURISDICTION OF THIS COURT DID KNOWINGLY OR PURPOSELY POSSESS LESS THAN ONE OUNCE OF OXYCODONE HYDROCHLORIDE WITH THE INTENT TO DISTRIBUTE, TO WIT; APPROXIMATELY 19 ROUND PINK PILLS WITH MARKINGS "K 56", IN VIOLATION OF NJS 2C:35-5B(5).

WITHIN THE JURISDICTION OF THIS COURT DID KNOWINGLY OR PURPOSELY DISTRIBUTE LESS THAN 1 OZ. OF MARIJUANA, TO WIT; DID DISTRIBUTE 1 BAG CONTAINING VEGETATION (APPROX. 3.5 GRAMS), SUSPECTED MARIJUANA TO JEREL WILLIAMS, IN VIOLATION OF NJS 2C:35-5B(12)

Original Charge	4) 2C:35-10A(1)	5) 2C:35-5B(5)	6) 2C:35-5B(12)
Amended Charge			

COMPLAINT - SUMMONS (DEFENDANT'S COPY)

RETURN OF SERVICE INFORMATION

COMPLAINT NUMBER			
1533	S	2019	000018
COURT CODE	PREFIX	YEAR	SEQUENCE NO.
BARNEGAT TOWNSHIP MUNICIPAL CO 900 WEST BAY AVE BARNEGAT NJ 08005-0000 609-698-0080 COUNTY OF: OCEAN			
# of CHARGES 6	CO-DEFTS 1	POLICE CASE #: 19BN00771	
COMPLAINANT PTL MARK SIMKO NAME: 900 WEST BAY AVE BARNEGAT NJ 08005		ADDRESS: 139 SOMERSET AVE LAKEWOOD NJ 08701-0000	
		DEFENDANT INFORMATION SEX: M EYE COLOR: BROWN DOB: 07/09/1986 DRIVER'S LIC. #. DL STATE: SOCIAL SECURITY # [REDACTED] SBI #: 185795E TELEPHONE #: () LIVSCAN PCN #: 153301006613	

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 01/17/2019 in **BARNEGAT TWP**, **OCEAN** County, NJ did: WITHIN THE JURISDICTION OF THIS COURT DID KNOWINGLY OR PURPOSELY POSSESS MORE THAN 50 GRAMS OF MARIJUANA, TO WIT; 15 BAGS CONTAINING VEGETATION, SUSPECTED MARIJUANA (APPROX. 60 GRAMS), IN VIOLATION OF NJS 2C:35-10A(3)

WITHIN THE JURISDICTION OF THIS COURT DID KNOWINGLY OR PURPOSELY POSSESS 1 OZ. OR MORE BUT LESS THAN 5 POUNDS OF MARIJUANA WITH THE INTENT TO DISTRIBUTE, TO WIT; APPROXIMATELY 15 BAGS CONTAINING VEGETATION, SUSPECTED MARIJUANA (APPROX. 60 GRAMS), IN VIOLATION OF NJS 2C:35-5B(11)

WITHIN THE JURISDICTION OF THIS COURT DID KNOWINGLY OR PURPOSELY POSSESS OXYCODONE HYDROCHLORIDE; TO WIT: 19 ROUND PINK PILLS WITH MARKINGS "K 56", SUSPECTED OXYCODONE HYDROCHLORIDE, IN VIOLATION OF NJS 2C:35-10A(1)

WITHIN THE JURISDICTION OF THIS COURT DID KNOWINGLY OR PURPOSELY POSSESS
in violation of:

Original Charge	1) 2C:35-10A(3)	2) 2C:35-5B(11)	3) 2C:35-10A(1)
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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 MARK SIMKO BARNEGAT TOWNSHIP** Date of Action: **01/17/2019**
Name, Title and Department of Officer

**RETURN OF SERVICE
INFORMATION**

RETURN OF SERVICE INFORMATION

COMPLAINT NUMBER

1533**S****2019****000018**

STATE V.

JAHMAL S JONES

COURT CODE

PREFIX

YEAR

SEQUENCE NO.

ACETAMINOPHEN/OXYCODONE; TO WIT; 1 OVAL YELLOW PILL WITH MARKINGS "E712 10/325", SUSPECTED ACETAMINOPHEN/OXYCODONE, IN VIOLATION OF NJS 2C:35-10A(1)

WITHIN THE JURISDICTION OF THIS COURT DID KNOWINGLY OR PURPOSELY POSSESS LESS THAN ONE OUNCE OF OXYCODONE HYDROCHLORIDE WITH THE INTENT TO DISTRIBUTE, TO WIT; APPROXIMATELY 19 ROUND PINK PILLS WITH MARKINGS "K 56", IN VIOLATION OF NJS 2C:35-5B(5).

WITHIN THE JURISDICTION OF THIS COURT DID KNOWINGLY OR PURPOSELY DISTRIBUTE LESS THAN 1 OZ. OF MARIJUANA, TO WIT; DID DISTRIBUTE 1 BAG CONTAINING VEGETATION (APPROX. 3.5 GRAMS), SUSPECTED MARIJUANA TO JEREL WILLIAMS, IN VIOLATION OF NJS 2C:35-5B(12)

Original Charge

4) 2C:35-10A(1)

5) 2C:35-5B(5)

6) 2C:35-5B(12)

Amended Charge

RETURN OF SERVICE INFORMATION**Page 8 of 11**

NJ/CDR1 1/1/2017

Affidavit of Probable Cause

COMPLAINT NUMBER				THE STATE OF NEW JERSEY	
1533	S	2019	000018	VS.	
COURT CODE	PREFIX	YEAR	SEQUENCE NO.		
BARNEGAT TOWNSHIP MUNICIPAL CO 900 WEST BAY AVE BARNEGAT NJ 08005-0000 609-698-0080 COUNTY OF: OCEAN				ADDRESS: 139 SOMERSET AVE LAKESWOOD NJ 08701-0000	
# of CHARGES 6	CO-DEFTS	POLICE CASE #: 19BN00771		DEFENDANT INFORMATION	
COMPLAINANT PTL MARK SIMKO				SEX: M	EYE COLOR: BROWN
NAME: 900 WEST BAY AVE				DOB: 07/09/1986	DL STATE:
BARNEGAT NJ 08005				SOCIAL SECURITY #: [REDACTED]	SBI #: 185795E
				TELEPHONE #: ()	
				LIVESCAN PCN #: 153301006613	

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:

Members of the Crime Reduction Unit (CRU) were in the area of the Wawa located at 945 West Bay Ave and observed the following: a white Nissan bearing PA REG: [REDACTED], occupied by a black male driver, later identified as Jahmal Jones, back into a parking stall with the vehicle running. A few minutes later, a black Buick bearing NJ REG: [REDACTED] occupied by a black male driver, later identified as Jerel Williams, park directly next to Jones' vehicle. Williams exited his vehicle and entered the vehicle bearing PA REG: [REDACTED] front passenger seat. Williams remained in the vehicle for a brief period of time. Williams then exited the vehicle bearing PA REG: [REDACTED] and entered his vehicle bearing NJ REG: [REDACTED]. Both vehicles exited the parking lot to West Bay Ave. Jones turned north and travelled onto the GSP. Ptl. Carlo was able to execute a motor vehicle stop on the vehicle bearing PA REG: [REDACTED] as he did not use his directional signal. Det. Martinez and I made contact with Williams at the Barnegat Wine and Spirits. An interview was conducted with Williams, from Miranda on, who related the following: He just met with Jones and got some marijuana from him. The marijuana was down his pants. Williams voluntarily removed a plastic vacuumed sealed plastic bag containing vegetation (suspected marijuana) with black markings from his groin area. Ptl. Venuto and Ptl. Carlo conducted an interview with Jones, from Miranda on, who related the following: He didn't sell Williams anything. He has Percocet in his pocket and doesn't have a prescription for them. Jones was found to be in possession of 19 round pink pills marked "K 56" (suspected oxycodone hydrochloride) and 1 oval yellow pill marked "E 712 10/325" (suspected Endocet). A search of the vehicle bearing PA REG: [REDACTED] was conducted. Located on the rear seat was a blue cooler bag containing 15 vacuumed sealed plastic bags containing vegetation (suspected marijuana) with black markings also located in Jones' pants pockets was \$861.00 dollars in U.S. currency which was also seized. The approximate weight of the suspected marijuana located in Jones' vehicle is sixty (60) grams and the weight of the suspected marijuana located on Williams is three and a half (3.5) grams.

Affidavit of Probable Cause

Affidavit of Probable Cause

COMPLAINT NUMBER

1533

S

2019

000018

COURT CODE

PREFIX

YEAR

SEQUENCE NO.

THE STATE OF NEW JERSEY

VS.

JAHMAL S JONES

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

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 MARK SIMKO LAW ENFORCEMENT OFFICER

Date: 01/17/2019

Affidavit of Probable Cause

Preliminary Law Enforcement Incident Report

COMPLAINT NUMBER			
1533	S	2019	000018
COURT CODE	PREFIX	YEAR	SEQUENCE NO.
BARNEGAT TOWNSHIP MUNICIPAL CO			
900 WEST BAY AVE			
BARNEGAT NJ 08005-0000			
609-698-0080 COUNTY OF: OCEAN			
# of CHARGES 6	CO-DEFTS	POLICE CASE #: 19BN00771	
COMPLAINANT NAME: PTL MARK SIMKO		DEFENDANT INFORMATION	
900 WEST BAY AVE		SEX: M EYE COLOR: BROWN DOB: 07/09/1986	
BARNEGAT NJ 08005		DRIVER'S LIC. #. DL STATE:	
		SOCIAL SECURITY #: [REDACTED] SBI #: 185795E	
		TELEPHONE #: ()	
		LIVESCAN PCN #: 153301006613	

THE STATE OF NEW JERSEY

VS.

JAHMAL S JONES

ADDRESS: 139 SOMERSET AVE

LAKEWOOD

NJ 08701-0000

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.

-Physical evidence was seized/recovered:

•Cash

•CDS:

*Marijuana

*Prescription Drugs

-The case involves CDS and the evidence was recovered via:

•Motor Vehicle Stop

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 MARK SIMKO LAW ENFORCEMENT OFFICER**

Date: **01/17/2019**

Preliminary Law Enforcement Incident Report

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7/20/2018

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION - OCEAN COUNTY

THE STATE OF NEW JERSEY :

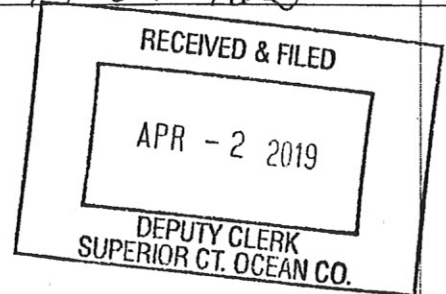
VS. :

JAHMAL S. JONES :

Defendant :

INDICTMENT

NO. 19-04-462



COUNT ONE

DISTRIBUTION OF A CONTROLLED DANGEROUS SUBSTANCE -FOURTH
DEGREE

The Grand Jurors of the State of New Jersey, in and for the County of Ocean, upon their oaths present that JAHMAL S. JONES, on or about January 17, 2019, in the Township of Barnegat, County of Ocean, and within the jurisdiction of this Court, did knowingly or purposely distribute Marijuana in a quantity of less than one ounce including any adulterants and dilutants, contrary to the provisions of N.J.S.A. 2C:35-5a(1) and N.J.S.A. 2C:35-5b(12), and against the peace of this State, the Government and dignity of the same.

COUNT TWO

POSSESSION WITH INTENT TO DISTRIBUTE A CDS-THIRD DEGREE

The Grand Jurors of the State of New Jersey, in and for the County of Ocean, upon their oaths present that JAHMAL S. JONES, on or about January 17, 2019, in the Township of Barnegat, County of Ocean, and within the jurisdiction of this Court, did knowingly or purposely possess or have under his control with the intent to distribute Marijuana in a

quantity of one ounce or more but less than five pounds including any adulterants and dilutants, contrary to the provisions of N.J.S.A. 2C: 35-5a(1) and N.J.S.A. 2C:35-5b(11), and against the peace of this State, the Government and dignity of the same.

COUNT THREE

POSSESSION OF A CONTROLLED DANGEROUS SUBSTANCE-FOURTH DEGREE

The Grand Jurors of the State of New Jersey, in and for the County of Ocean, upon their oaths present that JAHMAL S. JONES, on or about January 17, 2019, in the Township of Barnegat, County of Ocean, and within the jurisdiction of this Court, did knowingly or purposely possess Marijuana in a quantity of more than fifty grams, including any adulterants and dilutants, contrary to the provisions of N.J.S.A. 2C:35-10a(3), and against the peace of this State, the Government and dignity of the same.

COUNT FOUR

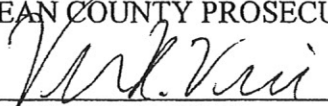
POSSESSION OF A CONTROLLED DANGEROUS SUBSTANCE-THIRD DEGREE

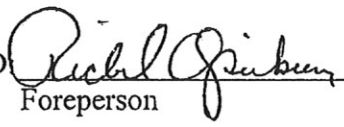
The Grand Jurors of the State of New Jersey, in and for the County of Ocean, upon their oaths present that JAHMAL S. JONES, on or about January 17, 2019, in the Township of Barnegat, County of Ocean, and within the jurisdiction of this Court, did knowingly or purposely possess a controlled dangerous substance, namely, Oxycodone, a schedule II narcotic drug, and said substance was not obtained directly, or pursuant to a valid prescription or order form from a practitioner, while acting in the course of his professional practice,

contrary to the provisions of N.J.S.A. 2C:35-10a(1), and against the peace of this State, the
Government and dignity of the same.

BRADLEY D. BILLHIMER
OCEAN COUNTY PROSECUTOR

DATED: 4/2/19

BY: 
VICTORIA R. VENI
ASSISTANT PROSECUTOR

ENDORSED 
Foreperson

Superior Court of New Jersey
Law Division, Ocean County

THE STATE

VS.

JAHMAL S. JONES

INDICTMENT NO.

19-04-462

INDICTMENT FOR

DISTRIBUTION OF A CONTROLLED DANGEROUS SUBSTANCE
POSSESSION WITH INTENT TO DISTRIBUTE A CONTROLLED
DANGEROUS SUBSTANCE
POSSESSION OF A CONTROLLED DANGEROUS SUBSTANCE

BRADLEY D. BILLHIMER
Ocean County Prosecutor

A TRUE BILL

Richard G. Spiller
Foreperson

Bail SUMMONS

Condition Of Bail _____

NOTICE: This is a public document, which means the document as submitted will be available to the public upon request. Therefore, do not enter personal identifiers on it, such as Social Security number, driver's license number, vehicle plate number, insurance policy number, active financial account number, or active credit card number.



**New Jersey Judiciary
Plea Form**

County Ocean

Prosecutor File Number 18003151

19000245; 19000329

Defendant's Name: Jahmal S. Jones

before Judge: Gizinski, J.S.C.

List the charges to which you are pleading guilty:

Ind./Acc./Comp.#	Count	Nature of Offense	Degree	Statutory Maximum			
					Time	Fine	VCCO Assmt*
I-19-04-646	24	Poss. w/ Intent	3°	Max	10yrs	\$75K	\$50
"	26	Certain Person	2°	Max	10yrs	\$150K	\$50
I-19-04-462	2	Poss. w/ Intent	3°	Max	5yrs	\$75K	\$50
I-19-05-808	4	Poss. w/ Intent	3°	Max	5yrs	\$75K	\$50
				Max			
Your total exposure as the result of this plea is:				Total	30yrs	\$375K	\$200

* Pursuant to
Cr. Imp.

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: [Yes] [No] ☒ WIA

* Victims of Crime Compensation Office Assessment

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 Office Assessment? ☒ [Yes] ☐ [No]

c. You must pay a minimum Victims of Crime Compensation Office 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]

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]

i. Computer Crime Prevention Fund Penalty, *N.J.S.A.* 2C:43-3.8 (L. 2009, c. 143). If the crime involves a violation of *N.J.S.A.* 2C:24-4b(3) (causes or permits child to engage in sexual act that is to be photographed or exhibited), if the crime was committed on or after February 1, 2018, *N.J.S.A.* 2C:24-4b(4) (photographs or films a child in sexual act), if the crime was committed on or after February 1, 2018, *N.J.S.A.* 2C:24-4b(5)(b) (knowingly possessing or knowingly viewing child pornography), *N.J.S.A.* 2C:24-4.1 (leader of a child pornography network), if the crime was committed on or after February 1, 2018, *N.J.S.A.* 2C:34-3 (selling, distributing or exhibiting obscene material to a person under age 18) or an offense involving computer criminal activity in violation of any provision of Title 2C, chapter 20, you will be assessed a mandatory penalty as listed below for each offense for which you pled guilty? ☐ [Yes] ☐ [No] ☒ N/A

(1) \$2,000 in the case of a 1st degree crime

(2) \$1,000 in the case of a 2nd degree crime

(3) \$ 750 in the case of a 3rd degree crime

(4) \$ 500 in the case of a 4th degree crime

(5) \$ 250 in the case of a disorderly persons or petty disorderly persons offense

Total CCPF Penalty \$ _____

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 5 years and 0 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 5 years and 0 months (fill in the number of years/months) and the maximum mandatory extended term can be 10 years and 0 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]
- 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]
- 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]
12. List any charges the prosecutor has agreed to recommend for dismissal:
- | Ind./Acc./Compl.# | Count | Nature of Offense and Degree |
|-------------------|---------------------------|---|
| I-19-04-646 | 3, 4, 7, 8, 11, 12, 16-26 | Poss w/ Intent 4° x 4; Distribution CDS 4° x 4
Poss w/ Intent 3°; Distribution 3°; Conspiracy 3°
Poss CDS 3°; Weapon During CDS Activity 2° |
| I 19-04-462 | 1, 3, 4 | Distribution 4°; Poss. CDS 4°; Poss. CDS 3° |
| I 19-05-808 | 1-3, 6 | Poss w/ Intent 4°; Poss. CDS 3° |
13. Specify any sentence the prosecutor has agreed to recommend: w/ 42 month parole strip
- State to seek Seven (7) years NJSP on Count 24 of Ind. 19-04-646
Concurrent to Five years NJSP w/ Five (5) years parole Ineligibility;
under Count 26 of Ind. 19-04-646, Concurrent to three (3)
years NJSP on Count 2 of Ind. 19-04-462, Concurrent to
three (3) years NJSP under Count 4 of Ind. 19-05-808
- Refuse to request merger of DEDR penalties

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]
- If you have answered "No" to this question, you must answer Questions 17b – 17f. If you have answered "Yes" to this question, proceed to Question 18
- b. Do you understand that if you are not a citizen of the United States, this guilty plea may result in your removal from the United States and/or stop you from being able to legally enter or re-enter the United States? [Yes] [No]
 - c. Do you understand that you have the right to seek individualized advice from an attorney about the effect your guilty plea will have on your immigration status? [Yes] [No]
 - d. Have you discussed with an attorney the potential immigration consequences of your plea? If the answer is "No," proceed to question 17e. If the answer is "Yes," proceed to question 17f. [Yes] [No]
 - e. Would you like the opportunity to do so? [Yes] [No]
 - f. Having been advised of the possible immigration consequences and of your right to seek individualized legal advice on your immigration consequences, do you still wish to plead 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]
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:

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 8/11/20 Defendant s/ [Signature]

Defense Attorney s/ [Signature]

Prosecutor s/ AP S. Burke

☐ 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.

NOTICE: This is a public document, which means the document as submitted will be available to the public upon request. Therefore, do not enter personal identifiers on it, such as Social Security number, driver's license number, vehicle plate number, insurance policy number, active financial account number, active credit card number or military status.



New Jersey Judiciary
Supplemental Plea Form for Drug Offenses

The following additional questions need to be answered only if you are pleading guilty to an offense under N.J.S.A. 2C:35-1 *et seq.* or N.J.S.A. 2C:36-1 *et seq.*

1. Have you and the Prosecutor entered into any agreement to provide for a lesser sentence or period of parole ineligibility than would otherwise be required? (If yes, be sure to include in questions 12 and 13 on the Main Plea Form). ☐ Yes ☒ No
2. Do you understand that if you plead guilty:
 - a. You will be required to pay a forensic laboratory fee of \$50 for each Chapter 35 offense for which you plead guilty? ☒ Yes ☐ No
 - b. You will be required to pay a mandatory drug enforcement and demand reduction (D.E.D.R.) penalty as listed below for each offense for which you plead guilty? ☒ Yes ☐ No

The mandatory penalties are as follows:

- (1) \$3,000 in the case of a 1st degree crime
- (2) \$2,000 in the case of a 2nd degree crime
- (3) \$1,000 in the case of a 3rd degree crime **X3**
- (4) \$ 750 in the case of a 4th degree crime
- (5) \$ 500 in the case of a disorderly persons or petty disorderly persons offense

TOTAL D.E.D.R. Penalty \$ 3,000

Date: 8/11/20 Defendant: s/ J. [Signature]
Defense Attorney: s/ [Signature]
Prosecutor: s/ AP S. Burke

NOTICE: This is a public document, which means the document as submitted will be available to the public upon request. Therefore, do not enter personal identifiers on it, such as Social Security number, driver's license number, vehicle plate number, insurance policy number, active financial account number, active credit card number or military status.



New Jersey Judiciary

Supplemental Plea Form for Graves Act Offenses (N.J.S.A. 2C: 43-6c)

NOTE

You are not subject to a mandatory Graves Act parole ineligibility term if you are pleading guilty to unlawful possession of a handgun, that is an air gun, spring gun, or BB gun pursuant to N.J.S.A. 2C:39-5b(2); unlawful possession of an unloaded rifle or shotgun, N.J.S.A. 2C:39-5c(1); or unlawful possession of a rifle or shotgun that is an air gun, spring gun, or BB gun, N.J.S.A. 2C:39-5c(2).

You are pleading to a Graves Act offense. This means:

- A. (1) You are pleading guilty to possession of a firearm with intent to use it against the person of another or to murder, aggravated manslaughter, manslaughter, aggravated assault, kidnapping, aggravated sexual assault, aggravated criminal sexual contact, robbery, burglary or escape; or
- (2) You are pleading guilty to one of the following offenses that occurred on or after January 13, 2008: possession of a shotgun, N.J.S.A. 2C:39-3b; possession of a defaced weapon, N.J.S.A. 2C:39-3d; possession of a weapon (firearm) for an unlawful purpose, N.J.S.A. 2C:39-4a; possession of a firearm while in the course of committing a CDS offense or other offenses, N.J.S.A. 2C:39-4.1a; unlawful possession of a machine gun, handgun, rifle or shotgun, N.J.S.A. 2C:39-5a, b or c; certain persons not to have weapons, N.J.S.A. 2C:39-7; or manufacture, transport, disposition and defacement of machine guns, sawed-off shotguns, defaced firearms or assault firearms. N.J.S.A. 2C:39-9a, b, e or g; or
- (3) You are pleading guilty to the following offense that occurred on or after August 8, 2013: unlawful possession of an assault firearm, N.J.S.A. 2C:39-5(f).

AND/OR

- B. You are also admitting, by virtue of this plea, that while in the course of committing or attempting to commit one of the crimes, including the immediate flight therefrom, you used or were in possession of a firearm.

1. Do you understand that because of your plea of guilty to Certain Person Not to Possess Weapon ☒ Yes ☐ No
you will be subject to a minimum period of time before you will be eligible for parole (a parole ineligibility term) under the Graves Act (as set forth in question 7 on the Main Plea Form)?

2. Do you understand that by pleading guilty and admitting that you used or were in possession of a Revolver ☒ Yes ☐ No
firearm that is a Revolver, (type of firearm) while in the course of committing or attempting to commit one of the crimes, you are waiving your right to have a jury determine, beyond a reasonable doubt, that you used or possessed a firearm during the course of committing or attempting to commit one of the crimes?

3. Does any other mandatory sentencing provision apply to the Graves Act count that ☐ Yes ☐ No ☒ NA
provides for a greater period of parole ineligibility (e.g., NERA, Three Strikes, Murder)?

If so, which one?

Date 8/11/20 Defendant s/ [Signature]
Defense Attorney s/ [Signature]
Prosecutor s/ AP S. Burke