

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# 19000456 – Amanda Duarte

Dear Sir/Madam:

Enclosed please find the Global Subject Activity Report, Complaint Warrant, 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. Criminal history record information has been redacted pursuant to N.J.A.C. 13:59-1.2.

Please be advised that there are no responsive documents pursuant to your request for Arrest Reports, Indictments, Plea Forms, 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%2fhelp%2fofficers&c=E.1.2IUUw_gFVLNAeDFIIsmu0S



Global Subject Activity Report

Detail



Print Date/Time: 02/05/2019 08:56

Login ID: jsisco

Brick Township Police Department

ORI Number: NJ0150600

Duarte, Amanda Jacket: 68243 A SSN:

Address: 1 WASHINGTON CT
jackson
NJ 08527
Phone #:
DOB: 07/17/1991
Race: White
DL State: NJ
Sex: Female
Height: 5ft 4in
Weight: 140.0 lbs. to 160.0 lbs.
Eyes: Brown
Hair: Black
DL#:

Physical Characteristics:

Appearance: Normal
Hair Style: Straight
Hair Length: Longer
Facial Shape: Oval
Complexion: Medium
Build: Medium
Glasses: Contacts
Teeth: Normal
Speech: Normal
Voice: Medium Pitch

Country/State of Birth: US/NY
City of Birth: New York
County of Origin: New York
Ethnicity: Hispanic
Citizenship: US Citizen
Tribe: Not Applicable
Hate Group: Unknown
Military Service: Not Applicable
Military Discharge:
School: High School - Diploma
None

Age Range: 27
Hand Preference: Right
Place of Birth: NEW YORK
Occupation: Unemployed
of Dependents: 1
Primary Language: English
Second Language: Spanish
Gang Affiliation: Bloods
Marital Status: Single
Blood Type: A Positive

Mustache: None

DNA Collected: No
Known Offender:

Beard:

DNA Collected Date:

Religion: Christian

Illegal Alien: No

County of Conviction:

State Of Conviction:

Identifying Clothing:

Modus Operandi

Crime Specialities

Aliases

Type	Alias	DOB	Race	Sex	SSN	Hair	Eyes	DL#	Height	Weight	Phone
------	-------	-----	------	-----	-----	------	------	-----	--------	--------	-------

Nicknames

Entered Date/Time	Nickname Type	Nickname
-------------------	---------------	----------

Associated IDs

Issue Date	ID Type	Number	Issuing State	Start Date	Expire Date
	*FBI	268958AE2			
	*SBI	240071G			

Known Associates

Relationship	Name
Friend	Applewhite, Ansel David
Acquaintance	Applewhite, Ansel David

School/Employer Information

Relationship	School/Employer Name	Phone Type	Phone
--------------	----------------------	------------	-------

Scars, Marks, Tattoos

Type	Location	Scar, Mark or Tattoo Detail	Description
Tattoo	TAT NECK	Phrase	"Fidelis"
Tattoo	TAT L WRS	Butterfly	Butterfly
Tattoo	TAT R FOREARM	Phrase	"Pain is Inevitable"
Tattoo	TAT L ARM	Phrase	"Suffering is Optional"



Global Subject Activity Report

Detail



Print Date/Time: 02/05/2019 08:56

Login ID: jsisco

Handicap Information

Handicap

Brick Township Police Department

ORI Number: NJ0150600

Current Address Information

Address Type	Address	City	State	Zip
--------------	---------	------	-------	-----

Prior Address Information

Address Type	Address	City	State	Zip	From Date	To Date
--------------	---------	------	-------	-----	-----------	---------

Home

Contact Information

Date	Type	Phone	Extension
07/23/2018 08:03	Cell		
02/04/2019 23:30	Cell		

Vehicle Information

Vehicle #	Role	Contact Date	Vehicle Type	Make	Model	Vehicle Year	Registration Number	State
-----------	------	--------------	--------------	------	-------	--------------	---------------------	-------

Activity

Type : Arrest

Date	Activity Reference	Description	ORI
02/04/2019 22:58	50714	Arrest Type: Probable Cause Charge(s): 2C:12-1b(2),Aggravated Assault - Purposely or knowingly causes bodily injury to another with a deadly weapon 2C:18-2b1,Burglary with injury or threat 2C:17-3a(1),Criminal Mischief 2C:24-4A,Endangering Welfare of Children 2C:39-4d,Possession of a Weapon for Unlawful Purpose 2C:39-5D,Possession of Other Weapons	NJ0150600

Type : Booking

Date	Activity Reference	Description	ORI
02/04/2019 23:23	2019-00000122	Booking Charge(s): 2C:12-1b(2),Aggravated Assault - Purposely or knowingly causes bodily injury to another with a deadly weapon 2C:18-2b1,Burglary with injury or threat 2C:17-3a(1),Criminal Mischief 2C:24-4A,Endangering Welfare of Children 2C:39-4d,Possession of a Weapon for Unlawful Purpose 2C:39-5D,Possession of Other Weapons	NJ0150600

COMPLAINT - WARRANT

COMPLAINT NUMBER

1506**W****2019****000151**

COURT CODE

PREFIX

YEAR

SEQUENCE NO.

BRICK TOWNSHIP MUNICIPAL COURT
401 CHAMBERS BRIDGE
BRICK NJ 08723-0000
732-262-1226 COUNTY OF: OCEAN

ADDRESS:

1 WASHINGTON CT**JACKSON****NJ 08527-0000**# of CHARGES
6

CO-DEFTS

POLICE CASE #:
7086-19

COMPLAINANT **DANIEL FOGARTY PTL.**
NAME: **401 CHAMBERS RD**
ATTN WARRANTS
BRICK TOWN NJ 08723

DEFENDANT INFORMATION

SEX: **F** EYE COLOR: **BROWN**DOB: **07/17/1991**

DRIVER'S LIC. #:

DL STATE: **NJ**

SOCIAL SECURITY #:

SBI #: **240071G**

TELEPHONE #:

(C)LIVSCAN PCN #: **150603004836**

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 **02/04/2019** in **BRICK TWP**, **OCEAN** County, NJ did: WITHIN THE JURISDICTION OF THIS COURT, COMMIT AGGRAVATED ASSAULT BY PURPOSELY OR KNOWINGLY CAUSING BODILY INJURY OF TO **[REDACTED]** BY USE OF A DEADLY WEAPON SPECIFICALLY BY STABBING **[REDACTED]** IN THE FACE WITH A YELLOW PAIR OF WIRE CUTTERS CAUSING A LACERATION.

WITHIN THE JURISDICTION OF THIS COURT, COMMIT BURGLARY BY ENTERING A STRUCTURE AT **[REDACTED]** WHICH WAS NOT OPEN TO THE PUBLIC AT THE TIME AND WHICH THE DEFENDANT WAS NOT LICENSED OR PRIVILEGED TO ENTER, WITH PURPOSE TO COMMIT AN OFFENSE THEREIN AND IN THE COURSE OF COMMITTING THE BURGLARY, DEFENDANT PURPOSELY, KNOWINGLY OR RECKLESSLY INFLECTED BODILY INJURY ON **[REDACTED]** SPECIFICALLY BY PUSHING PASSED **[REDACTED]** IN THE DOORWAY AND STABBING HIM IN THE FACE WITH A YELLOW PAIR OF WIRE CUTTERS.

WITHIN THE JURISDICTION OF THIS COURT, KNOWINGLY POSSESS A WEAPON WITH THE
in violation of:

Original Charge	1) 2C:12-1B(2)	2) 2C:18-2A(1)	3) 2C:39-4D
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: **DANIEL FOGARTY PTL.**Date: **02/05/2019**

You will be notified of your Central First Appearance/CJP date to be held at the Superior Court in the county of **OCEAN**
at the following address: **OCEAN SUPERIOR COURT**

100 HOOPER AVEDate of Arrest: **02/04/2019** Appearance Date:

Time:

TOMS RIVER**NJ 08753-0000**Phone: **732-244-2121**

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. **LISA NEWTON JUDICIAL OFFICER** **02/05/2019**
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: _____ 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

1506**W****2019****000151****STATE V.****AMANDA DUARTE**

COURT CODE PREFIX YEAR SEQUENCE NO.

PURPOSE TO USE IT UNLAWFULLY AGAINST THE PERSON OR PROPERTY OF ANOTHER, SPECIFICALLY BY USING A YELLOW PAIR OF WIRE CUTTERS TO STAB THE VICTIM [REDACTED] IN THE FACE.

WITHIN THE JURISDICTION OF THIS COURT, KNOWINGLY POSSESS A WEAPON, NAMELY A YELLOW PAIR OF WIRE CUTTERS, UNDER CIRCUMSTANCES NOT MANIFESTLY APPROPRIATE FOR LAWFUL USE, STABBING THE VICTIM [REDACTED] IN THE FACE WITH THEM CAUSING BODILY INJURY.

WITHIN THE JURISDICTION OF THIS COURT, COMMIT CRIMINAL MISCHIEF BY RECKLESSLY OR NEGLIGENTLY DAMAGING PROPERTY BELONGING TO [REDACTED]. SPECIFICALLY BY PUNCHING A FLAT SCREEN TELEVISION AND WALLS CAUSING PECUNIARY LOSS IN THE AMOUNT BETWEEN \$500 AND \$2000.

WITHIN THE JURISDICTION OF THIS COURT, DID ENGAGE IN CONDUCT WHICH PLACED A CHILD [REDACTED] IN HARM THAT WOULD MAKE THE CHILD AN ABUSED OR NEGLECTED CHILD AS DEFINED IN R.S. 9:6-1, R.S. 9:6-3 AND P.L. 1974, C. 119, S. 1 (C. 9:6-8.21).

Original Charge	4) 2C:39-5D	5) 2C:17-3A(1)	6) 2C:24-4A(2)
Amended Charge			

COMPLAINT - WARRANT**Page 2 of 10**

NJ/CDR2 1/1/2017

COMPLAINT – WARRANT (Court Action)

COMPLAINT NUMBER

1506**W****2019****000151**

COURT CODE

PREFIX

YEAR

SEQUENCE NO.

STATE V.**AMANDA DUARTE****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:☐ 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:12-1B(2)**2) **2C:18-2A(1)**3) **2C:39-4D**

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

COMPLAINT - WARRANT (Court Action)

JUDGE'S SIGNATURE _____

DATE _____

Page 3 of 10

NJ/CDR2 1/1/2017

COMPLAINT – WARRANT (Court Action)

COMPLAINT NUMBER

1506**W****2019****000151****STATE V.****AMANDA DUARTE**

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:☐ 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:39-5D

5) 2C:17-3A(1)

6) 2C:24-4A(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

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

Related Traffic Tickets and Complaints:**COMPLAINT - WARRANT (Court Action)**

JUDGE'S SIGNATURE

DATE

Page 4 of 10

NJ/CDR2 1/1/2017

COMPLAINT - WARRANT

COMPLAINT NUMBER

1506**W****2019****000151**

COURT CODE

PREFIX

YEAR

SEQUENCE NO.

BRICK TOWNSHIP MUNICIPAL COURT
401 CHAMBERS BRIDGE
BRICK NJ 08723-0000
732-262-1226 COUNTY OF: OCEAN

of CHARGES
6

CO-DEFTS

POLICE CASE #:
7086-19

COMPLAINANT

NAME: DANIEL FOGARTY PTL.

*THE STATE OF NEW JERSEY**VS.***AMANDA DUARTE**ADDRESS: **1 WASHINGTON CT****JACKSON****NJ 08527-0000**

DEFENDANT INFORMATION

SEX: F EYE COLOR: BROWN

DOB: 07/17/1991

DRIVER'S LIC. #:

DL STATE: NJ

SOCIAL SECURITY #:

SBI #: 240071G

TELEPHONE #:

(C)

LIVESCAN PCN #: 150603004836

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 **02/04/2019** in **BRICK TWP**, **OCEAN** County, NJ did: WITHIN THE JURISDICTION OF THIS COURT, COMMIT AGGRAVATED ASSAULT BY PURPOSELY OR KNOWINGLY CAUSING BODILY INJURY OF TO [REDACTED] BY USE OF A DEADLY WEAPON SPECIFICALLY BY STABBING [REDACTED] IN THE FACE WITH A YELLOW PAIR OF WIRE CUTTERS CAUSING A LACERATION.

WITHIN THE JURISDICTION OF THIS COURT, COMMIT BURGLARY BY ENTERING A STRUCTURE AT [REDACTED] WHICH WAS NOT OPEN TO THE PUBLIC AT THE TIME AND WHICH THE DEFENDANT WAS NOT LICENSED OR PRIVILEGED TO ENTER, WITH PURPOSE TO COMMIT AN OFFENSE THEREIN AND IN THE COURSE OF COMMITTING THE BURGLARY, DEFENDANT PURPOSELY, KNOWINGLY OR RECKLESSLY INFLECTED BODILY INJURY ON [REDACTED] SPECIFICALLY BY PUSHING PASSED [REDACTED] IN THE DOORWAY AND STABBING HIM IN THE FACE WITH A YELLOW PAIR OF WIRE CUTTERS.

WITHIN THE JURISDICTION OF THIS COURT, KNOWINGLY POSSESS A WEAPON WITH THE
in violation of:

Original Charge	1) 2C:12-1B(2)	2) 2C:18-2A(1)	3) 2C:39-4D
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: **DANIEL FOGARTY PTL.**Date: **02/05/2019**

You will be notified of your Central First Appearance/CJP date to be held at the Superior Court in the county of **OCEAN**

at the following address: **OCEAN SUPERIOR COURT****100 HOOPER AVE****TOMS RIVER****NJ 08753-0000**Date of Arrest: **02/04/2019**

Appearance Date:

Time:

Phone: **732-244-2121**

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. **LISA NEWTON JUDICIAL OFFICER** **02/05/2019**

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: 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):

COMPLAINT - WARRANT (DEFENDANT'S COPY)

COMPLAINT - WARRANT

COMPLAINT NUMBER

1506**W****2019****000151****STATE V.****AMANDA DUARTE**

COURT CODE PREFIX YEAR SEQUENCE NO.

PURPOSE TO USE IT UNLAWFULLY AGAINST THE PERSON OR PROPERTY OF ANOTHER, SPECIFICALLY BY USING A YELLOW PAIR OF WIRE CUTTERS TO STAB THE VICTIM [REDACTED] IN THE FACE.

WITHIN THE JURISDICTION OF THIS COURT, KNOWINGLY POSSESS A WEAPON, NAMELY A YELLOW PAIR OF WIRE CUTTERS, UNDER CIRCUMSTANCES NOT MANIFESTLY APPROPRIATE FOR LAWFUL USE, STABBING THE VICTIM [REDACTED] IN THE FACE WITH THEM CAUSING BODILY INJURY.

WITHIN THE JURISDICTION OF THIS COURT, COMMIT CRIMINAL MISCHIEF BY RECKLESSLY OR NEGLIGENTLY DAMAGING PROPERTY BELONGING TO [REDACTED] SPECIFICALLY BY PUNCHING A FLAT SCREEN TELEVISION AND WALLS CAUSING PECUNIARY LOSS IN THE AMOUNT BETWEEN \$500 AND \$2000.

WITHIN THE JURISDICTION OF THIS COURT, DID ENGAGE IN CONDUCT WHICH PLACED A CHILD [REDACTED] IN HARM THAT WOULD MAKE THE CHILD AN ABUSED OR NEGLECTED CHILD AS DEFINED IN R.S. 9:6-1, R.S. 9:6-3 AND P.L. 1974, C. 119, S. 1 (C. 9:6-8.21).

Original Charge	4) 2C:39-5D	5) 2C:17-3A(1)	6) 2C:24-4A(2)
Amended Charge			

COMPLAINT - WARRANT (DEFENDANT'S COPY)**Page 6 of 10**

NJ/CDR2 1/1/2017

COMMITMENT

COMPLAINT NUMBER

1506**W****2019****000151**

COURT CODE

PREFIX

YEAR

SEQUENCE NO.

BRICK TOWNSHIP MUNICIPAL COURT
401 CHAMBERS BRIDGE
BRICK NJ 08723-0000
732-262-1226 COUNTY OF: OCEAN

of CHARGES 6 CO-DEFTS POLICE CASE #:
7086-19

COMPLAINANT DANIEL FOGARTY PTL.
NAME: 401 CHAMBERSBRDG RD
ATTN WARRANTS
BRICK TOWN NJ 08723

*THE STATE OF NEW JERSEY**VS.***AMANDA DUARTE**

ADDRESS: 1 WASHINGTON CT

JACKSON**NJ 08527-0000****DEFENDANT INFORMATION**

SEX: F EYE COLOR: BROWN DOB: 07/17/1991
DRIVER'S LIC. #. [REDACTED] DL STATE: NJ
SOCIAL SECURITY #: [REDACTED] SBI #: 240071G
TELEPHONE #: [REDACTED] (C)
LIVESCAN PCN #: 150603004836

To any Law Enforcement Official of New Jersey, You are commanded to transport this defendant to the Warden of this county who is required to keep the defendant in custody until a release or detention decision is made.

	Offense	Aux Offense	Drug Code	Degree	Offense Description
1.	2C:12-1B(2)			3	AGG ASSAULT-ATT
2.	2C:18-2A(1)			2	BURGLARY-ENTERI
3.	2C:39-4D			3	POSS OF WEAPON
4.	2C:39-5D			4	UNLAWFUL POSS W

Commitment Reason: Criminal Justice Reform

You will be notified of your Central First Appearance/CJP date to be held at the Superior Court in the county of OCEAN

at the following address: OCEAN SUPERIOR COURT

100 HOOPER AVE

TOMS RIVER

NJ 08753-0000

Date of Arrest: 02/04/2019

Phone: 732-244-2121

LISA NEWTON JUDICIAL OFFICER

02/05/2019

Signature and Title of Judicial Officer Issuing Warrant

Date

COMMITMENT

Affidavit of Probable Cause

COMPLAINT NUMBER

1506**W****2019****000151**

COURT CODE

PREFIX

YEAR

SEQUENCE NO.

BRICK TOWNSHIP MUNICIPAL COURT
401 CHAMBERS BRIDGE
BRICK NJ 08723-0000
732-262-1226 COUNTY OF: OCEAN

of CHARGES 6
CO-DEFTS
POLICE CASE #: 7086-19

COMPLAINANT DANIEL FOGARTY PTL.
NAME: 401 CHAMBERS BRDG RD
ATTN WARRANTS
BRICK TOWN NJ 08723

*THE STATE OF NEW JERSEY**VS.***AMANDA DUARTE**

ADDRESS:
1 WASHINGTON CT

JACKSON**NJ 08527-0000**

DEFENDANT INFORMATION

SEX: F EYE COLOR: BROWN DOB: 07/17/1991
DRIVER'S LIC. #. [REDACTED] DL STATE: NJ
SOCIAL SECURITY #: [REDACTED] SBI #: 240071G
TELEPHONE #: [REDACTED] (C)
LIVSCAN PCN #: 150603004836

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:

When we arrived at the residence we were met by [REDACTED] whom he has a common child with. She advised [REDACTED] is her residence. Furthermore, she was texted by her boyfriend while she was in class at Ocean County College. [REDACTED] text her to come home now in what seemed to be a panic. [REDACTED] felt as though there was a problem with their baby, [REDACTED] 8 months old, and called her neighbor, [REDACTED], to help him while she came home.

We then spoke to [REDACTED]. She went on to say, she rushed over to their residence to help with baby. When she knocked on the door [REDACTED] answered with [REDACTED] in his arms. Furthermore, [REDACTED] was bleeding from the face and there was blood drops on the baby. [REDACTED] handed her the baby and ran out the back door. She returned to her residence until [REDACTED] arrived.

While at the residence we again attempted to speak with [REDACTED]. He went on to say, he was home watching the baby when he heard a banging at the back door. [REDACTED] answered the door with the [REDACTED] in his arms. When he opened the door he was confronted with his ex-girlfriend, Amanda Duarte, yelling and screaming at him. Amanda pushed passed him and the baby into the residence. They continued to argue when Amanda stabbed him in the face with a pair of yellow wire cutters. [REDACTED] stated he did not know where she had gotten wire cutter from and believed she brought them into the residence. [REDACTED] immediately had severe pain to bleeding from his face.

He was afraid for the baby as distanced himself from Amanda. She continued to scream at him and began break things in the residence. Amanda stabbed the television and the walls with wire cutters. It was at this time [REDACTED] knocked the door and Amanda ran out the back door.

Affidavit of Probable Cause**Page 8 of 10**

1/1/2017

Affidavit of Probable Cause

COMPLAINT NUMBER

1506

W

2019

000151

COURT CODE

PREFIX

YEAR

SEQUENCE NO.

THE STATE OF NEW JERSEY

VS.

AMANDA DUARTE

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

Inside the residence there was blood splatter throughout the residence (see crime scene photos). Defendant admitted to being at the residence and punching victim in the face causing the laceration. Furthermore, she admitted to punching the television causing damage. Defendant admission was recorded on tape interview statement.

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

██████████ had a laceration to his face in which he was treated at Ocean Medical Center ██████████.

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: DANIEL FOGARTY PTL. LAW ENFORCEMENT OFFICER

Date: 02/05/2019

Affidavit of Probable Cause

Preliminary Law Enforcement Incident Report

COMPLAINT NUMBER				THE STATE OF NEW JERSEY VS. AMANDA DUARTE	
1506	W	2019	000151		
COURT CODE	PREFIX	YEAR	SEQUENCE NO.		
BRICK TOWNSHIP MUNICIPAL COURT 401 CHAMBERS BRIDGE BRICK NJ 08723-0000 732-262-1226 COUNTY OF: OCEAN				ADDRESS: 1 WASHINGTON CT JACKSON NJ 08527-0000	
# of CHARGES 6	CO-DEFTS	POLICE CASE #: 7086-19		DEFENDANT INFORMATION	
COMPLAINANT NAME: DANIEL FOGARTY PTL.		SEX: F EYE COLOR: BROWN DOB: 07/17/1991		DL STATE: NJ	
401 CHAMBERS BRDG RD		DRIVER'S LIC. #:		SOCIAL SECURITY #: 240071G	
ATTN WARRANTS		TELEPHONE #:		SBI #: 240071G	
BRICK TOWN NJ 08723		LIVESCAN PCN #: 150603004836		(C)	

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.

- The offense Involved domestic violence.
 - DVCR was checked.
- ODARA was completed and:
 - Threat to harm or kill anyone at the Index Assault
 - Victim concern about future assaults
- A weapon was used against this victim, or was threatened to be used.
- Defendant characteristics include:
 - The defendant is unemployed or has a history of chronic unemployment
- Relationship changes include:
 - Victim recently left defendant or informed defendant that he/she was ending the relationship
 - Victim is with a new intimate partner
- The charge was based on the observations/statements made by an eyewitness(es).
 - The witness statement(s) were recorded via:
 - *Body-Worn Camera
- The defendant made statements/admissions.
 - It was recorded using:
 - *Stationhouse interview room camera
- The defendant was known to the victim as:
 - Intimate Partner
- The victim was injured and:
 - Victim transported to medical facility
- A weapon was involved in the incident:
 - Other/Explain wire cutters
- The defendant fled, attempted flight, or resisted arrest.
 - *Other Explain left scene
- Child(ren) were present at the time of the offense and:
 - Child(ren) were placed at risk by the offense
- The case involved burglary of an occupied structure. The victim(s) were:
 - Assaulted/Injured
- The case involves a consent search.

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: **DANIEL FOGARTY PTL. LAW ENFORCEMENT OFFICER**

Date: **02/05/2019**

Preliminary Law Enforcement Incident Report

Page 10 of 10

7/20/2018