

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# 21001482 – Denise Burgess

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.FBgyvanYVqviFun0lheeRJ54SyIldGxNff60P4t5WtLZ0yqL4mPx_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

Summary



Print Date/Time: 06/04/2021 09:46
Login ID: rfernandez

Brick Township Police Department
ORI Number: NJ0150600

BURGESS, DENISE LEE
Address: 293 18TH AVE
BRICK
TOWNSHIP
Phone #: [REDACTED]
DOB: 08/11/1973
Race: White
DL State: NJ

Jacket: 800154316 A
08724

SSN: [REDACTED]
Sex: Female
Height: 5ft 3in

Weight: 115.0 lbs.
Eyes: Brown
Hair: Brown
DL#: [REDACTED]



Vehicle Information:

Vehicle #	Role	Contact Date	Vehicle Type	Make	Model	Vehicle Year	Registration Number	State
751445	Operator - Not Owner	10/05/2018	Passenger Car	BUICK	Century	2003	[REDACTED]	NJ
744803	Owner - Operator	07/04/2018	Passenger Car	NISSAN	ROGUE	2015	[REDACTED]	NJ
669534	Owner - Operator	05/13/2013	Passenger Car			2002	[REDACTED]	NJ

Activity:



Global Subject Activity Report

Summary



Print Date/Time: 06/04/2021 09:46
Login ID: [REDACTED]

Brick Township Police Department
ORI Number: NJ0150600

Date	Reference	Description	ORI
[REDACTED]			

[REDACTED]			
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[REDACTED] Arrest

Date	Reference	Description	ORI
[REDACTED]			



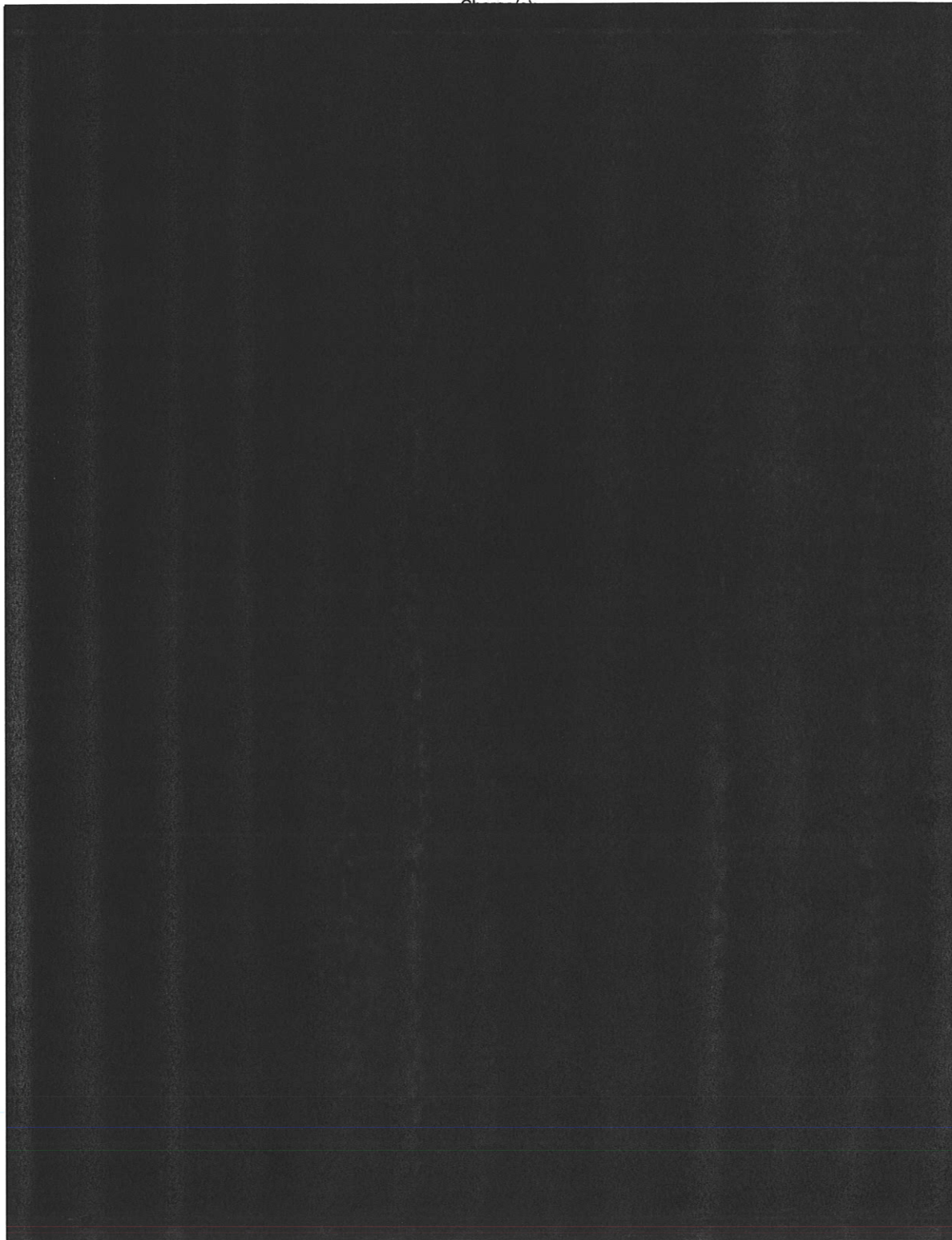
Global Subject Activity Report

Summary



Print Date/Time: 06/04/2021 09:46
Login ID: rfernandez

Brick Township Police Department
ORI Number: NJ0150600





Global Subject Activity Report

Summary



Print Date/Time: 06/04/2021 09:46
Login ID: rfernandez

Brick Township Police Department
ORI Number: NJ0150600



06/03/2021 17:56 53785 Arrest Type: Taken into Custody - Warrant NJ0150600
Charge(s):
2C:20-11b(1),Shoplifting

Type: Booking

Date	Reference	Description	ORI
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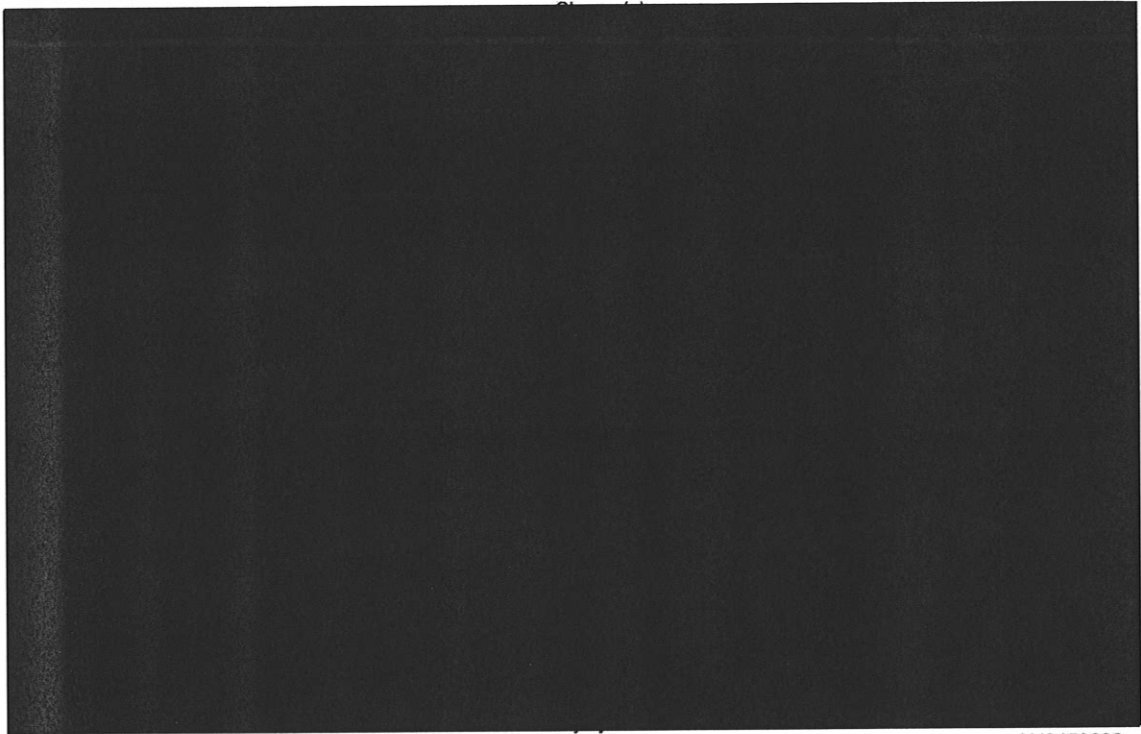
Global Subject Activity Report

Summary



Print Date/Time: 06/04/2021 09:46
Login ID: rfernandez

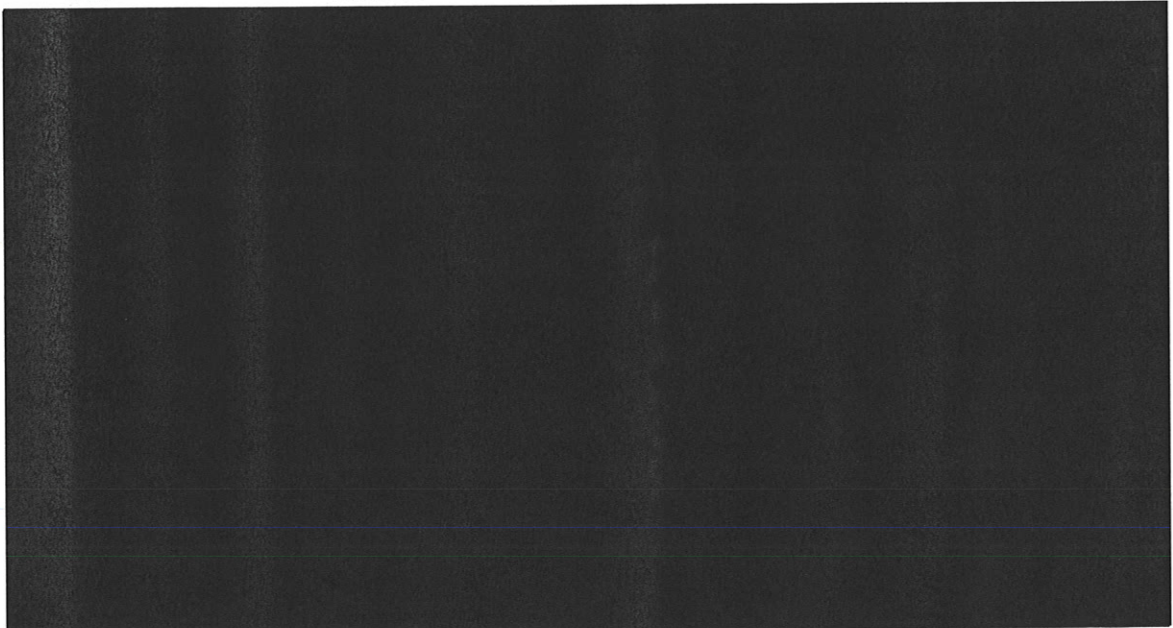
Brick Township Police Department
ORI Number: NJ0150600



06/03/2021 18:13	2021-00000431	Booking	NJ0150600
		Charge(s):	
		2C:20-11b(1),Shoplifting	

Type: Case

Date	Reference	Description	ORI
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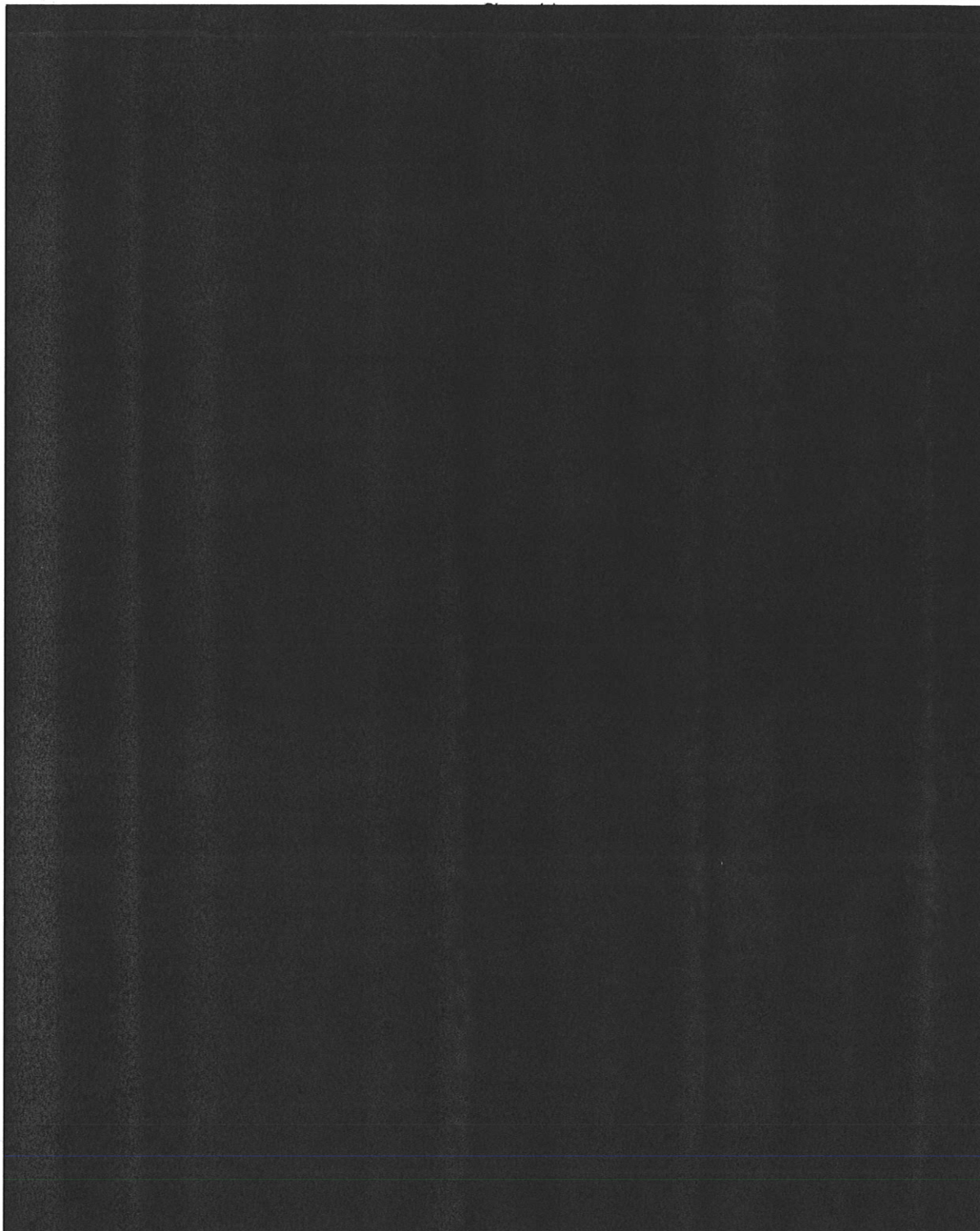
Global Subject Activity Report

Summary



Print Date/Time: 06/04/2021 09:46
Login ID: rfernandez

Brick Township Police Department
ORI Number: NJ0150600





Global Subject Activity Report

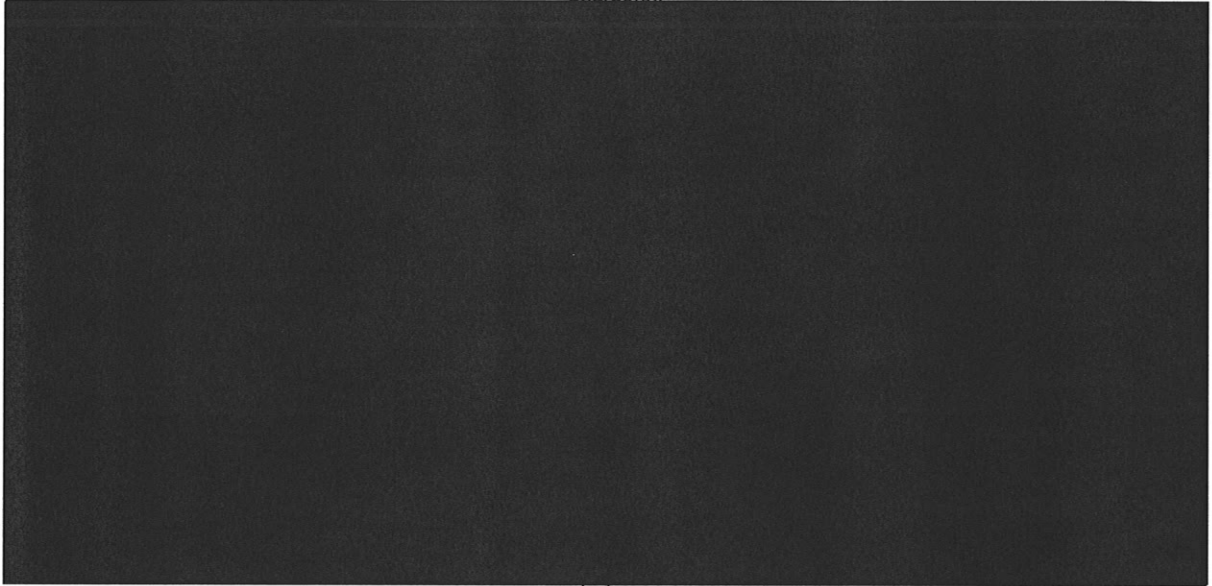
Summary



Print Date/Time: 06/04/2021 09:46
Login ID: rfernandez

Brick Township Police Department
ORI Number: NJ0150600

Charge(s):



06/03/2021 17:20

2021-00037543

Subject Type: Suspect, Incident Type: Shoplifting NJ0150600

Charge(s):

2C:20-11b(1), Shoplifting





Global Subject Activity Report

Summary



Print Date/Time: 06/04/2021 09:46
Login ID: rfernandez
Type: Incident

Brick Township Police Department
ORI Number: NJ0150600

Date	Reference	Description	ORI
[REDACTED]			



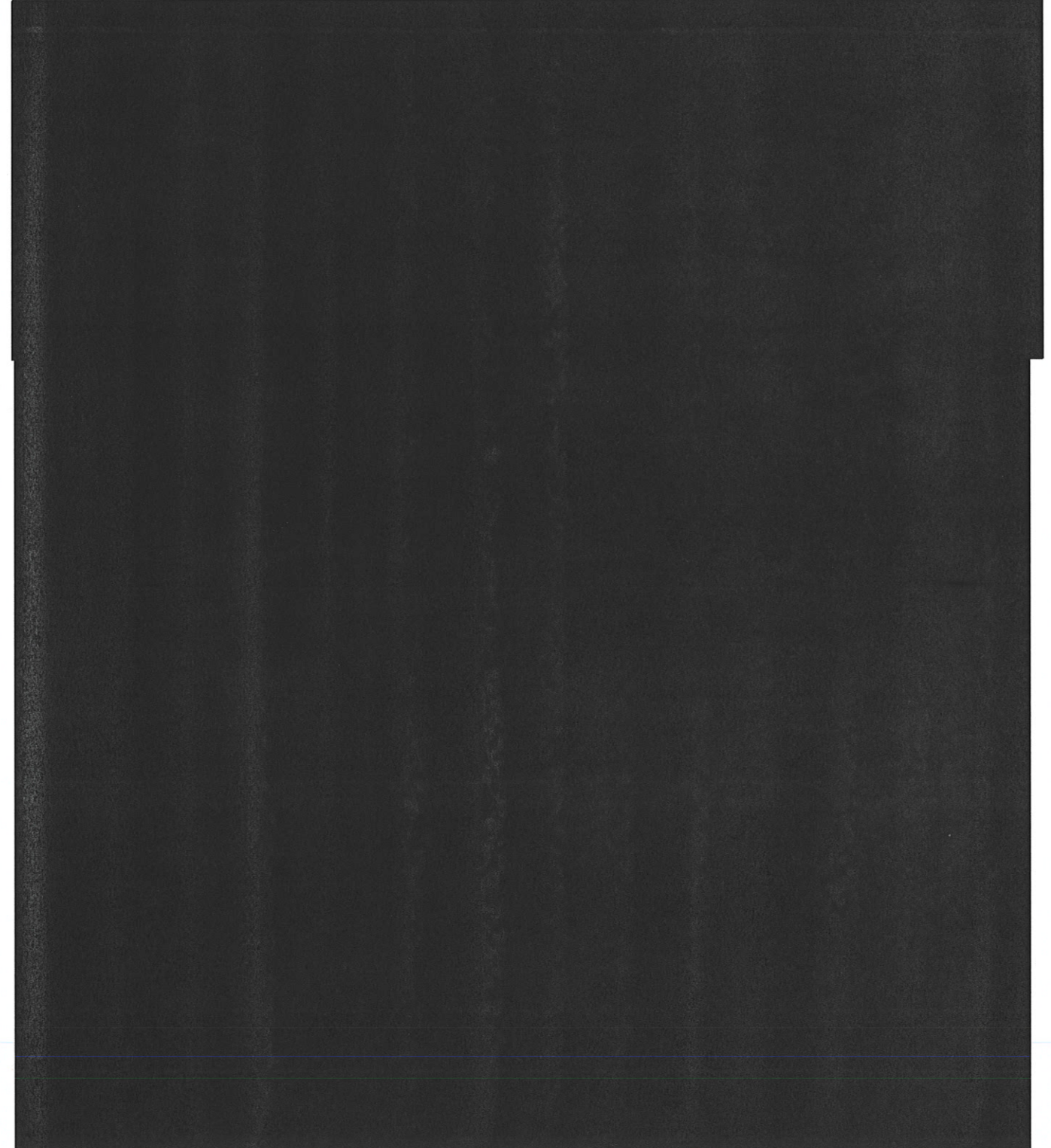
Global Subject Activity Report

Summary



Print Date/Time: 06/04/2021 09:46
Login ID: rfernandez

Brick Township Police Department
ORI Number: NJ0150600





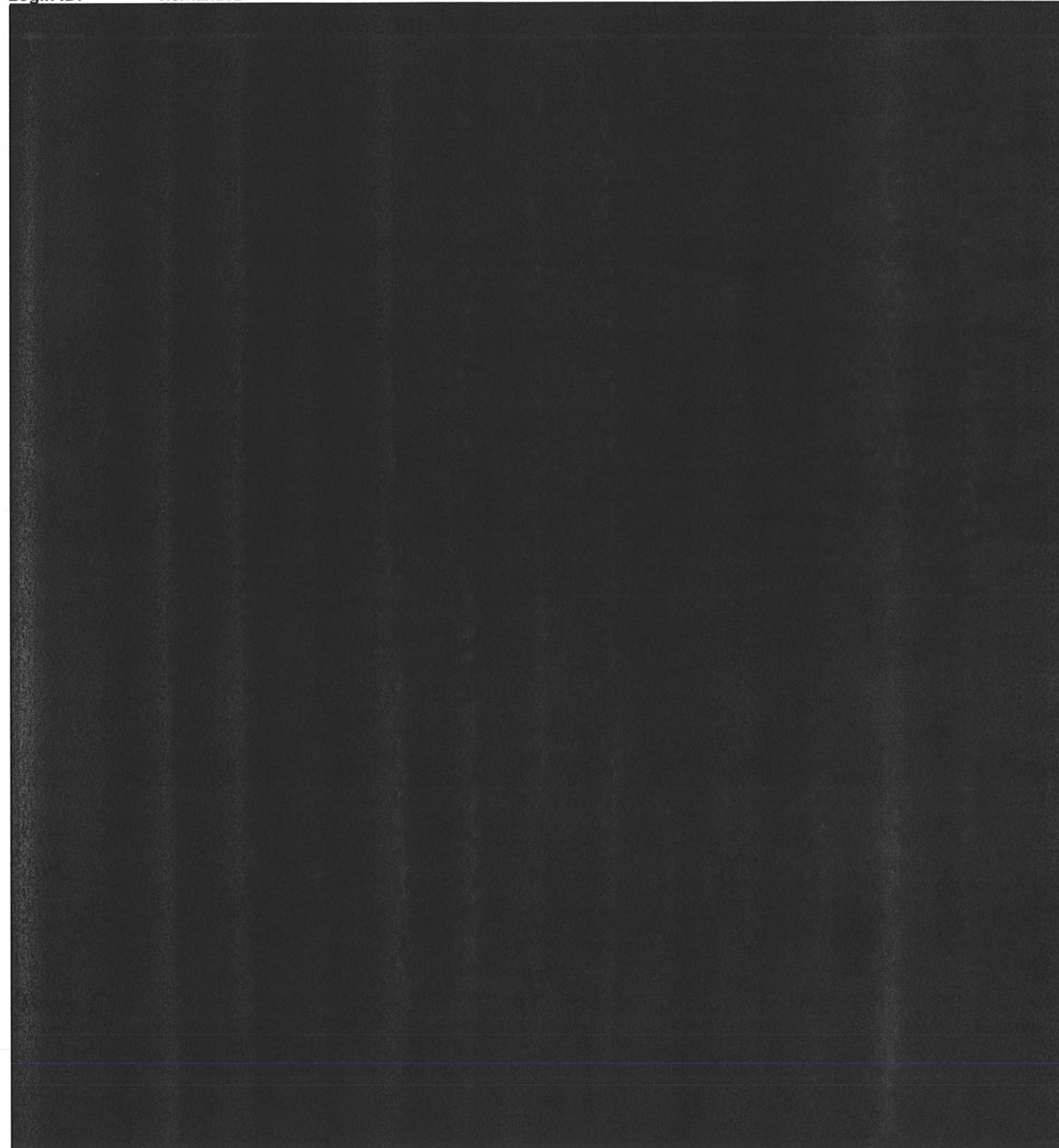
Global Subject Activity Report

Summary



Print Date/Time: 06/04/2021 09:46
Login ID: rfernandez

Brick Township Police Department
ORI Number: NJ0150600





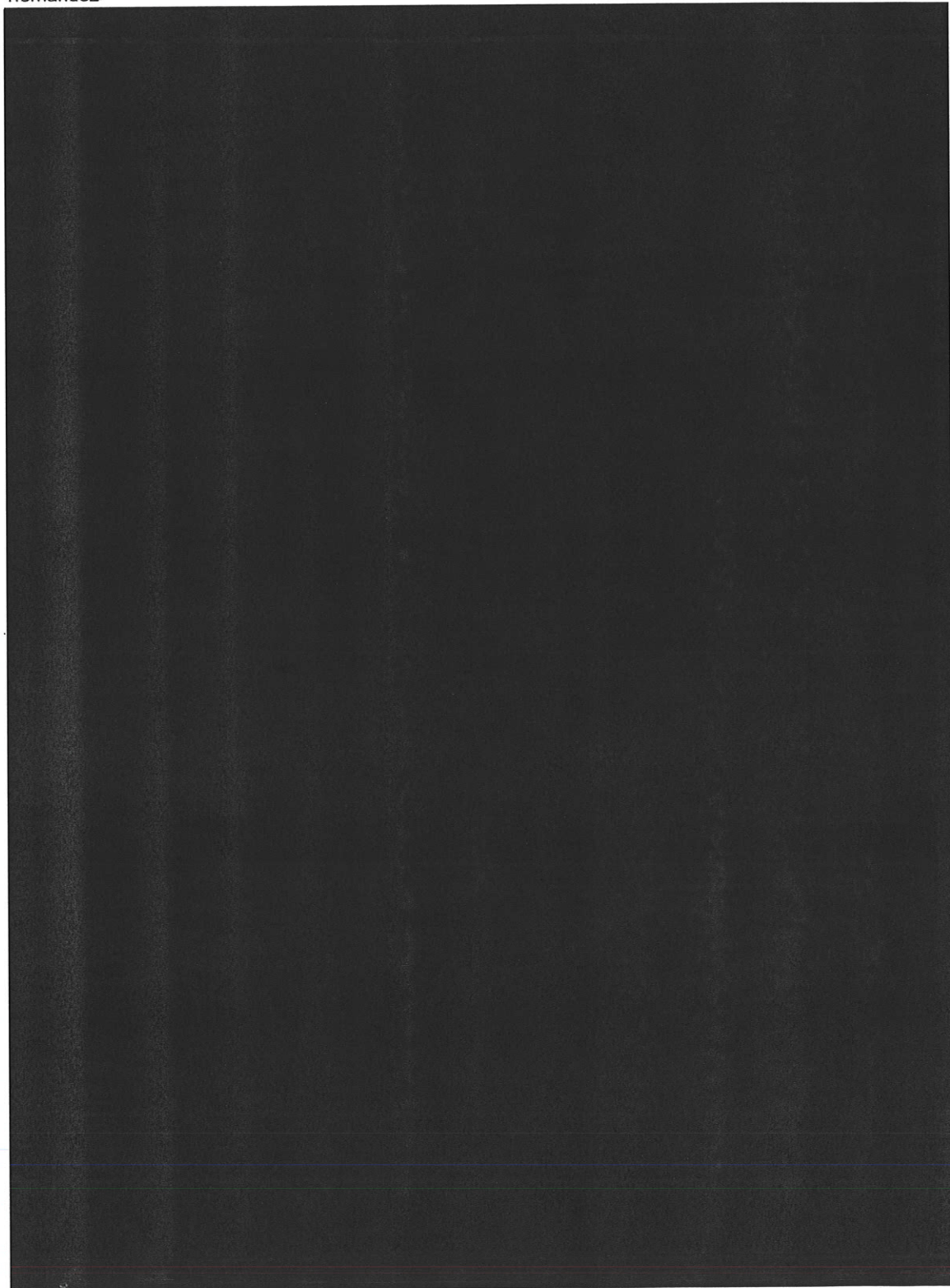
Global Subject Activity Report

Summary



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Login ID: rfernandez

Brick Township Police Department
ORI Number: NJ0150600





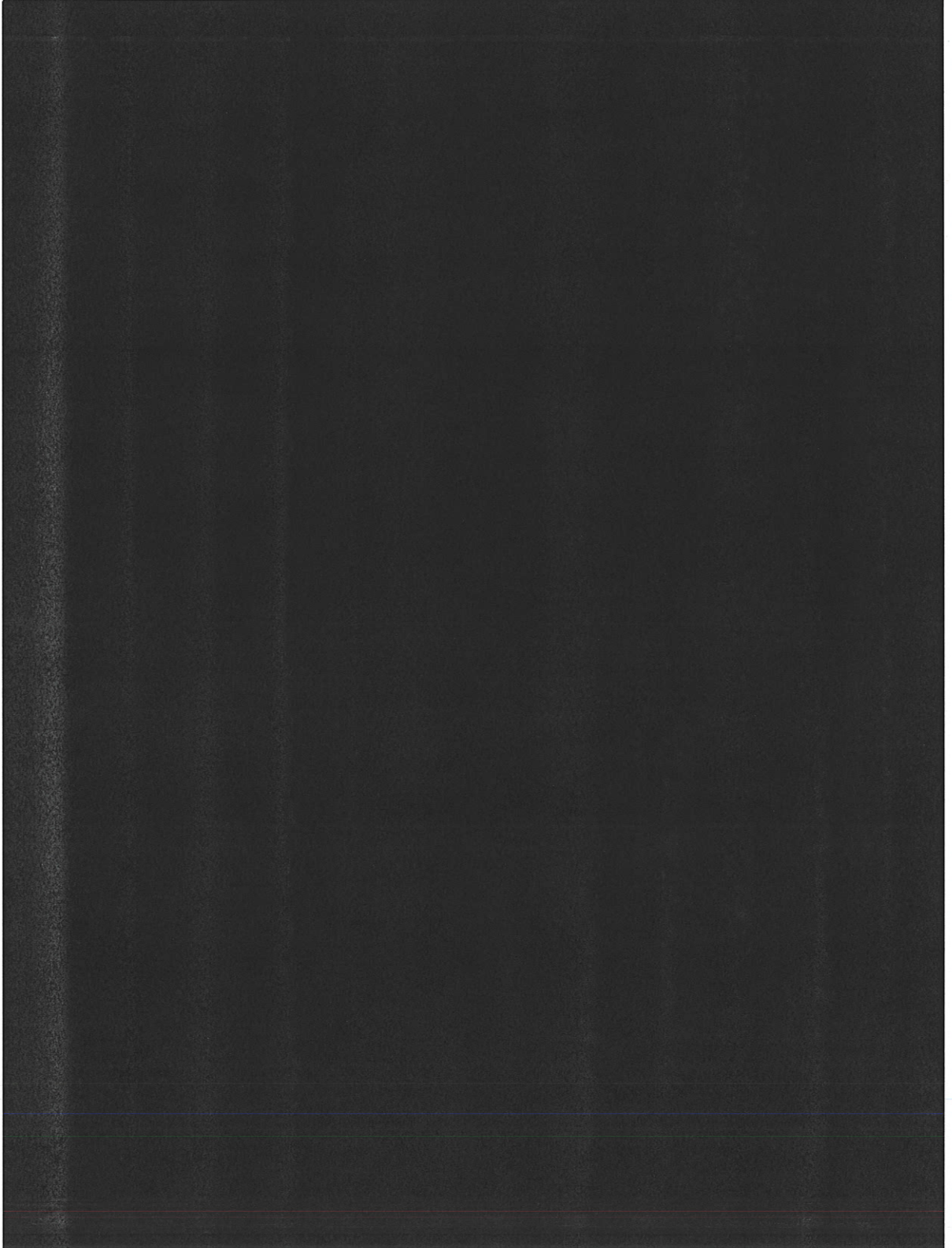
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Print Date/Time: 06/04/2021 09:46
Login ID: rfernandez

Brick Township Police Department
ORI Number: NJ0150600





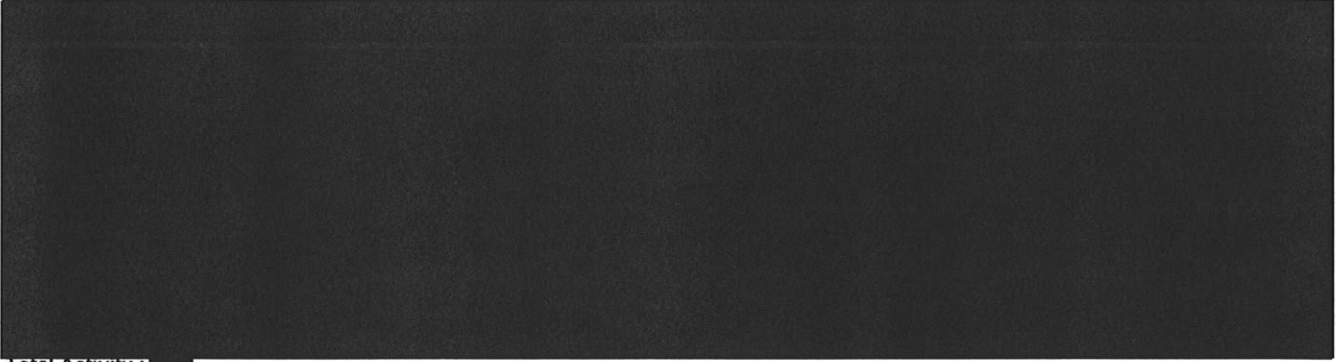
Global Subject Activity Report

Summary



Print Date/Time: 06/04/2021 09:46
Login ID: rfernandez

Brick Township Police Department
ORI Number: NJ0150600



Total Activity :

COMPLAINT - WARRANT

COMPLAINT NUMBER

1506**W****2021****000387**

COURT CODE

PREFIX

YEAR

SEQUENCE NO.

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

ADDRESS:

293 18TH AVENUE

BRICK

NJ 08724-0000

of CHARGES
1CO-DEFTS
1POLICE CASE #:
37543-21

DEFENDANT INFORMATION

SEX: F EYE COLOR: BROWN

DOB: 08/11/1973

DRIVER'S LIC. #:

DL STATE: NJ

SOCIAL SECURITY #:

SBI #: 233748G

TELEPHONE #:

LIVSCAN PCN #: 150603007194

COMPLAINANT NAME: NICOLE BORDEN PTL
401 CHAMBERS BRDG RD
ATTN WARRANTS
BRICK TOWN NJ 08723

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 06/03/2021 in **BRICK TWP**, **OCEAN** County, NJ did: WITHIN THE JURISDICTION OF THIS COURT, DID COMMIT THE OFFENSE OF SHOPLIFTING SPECIFICALLY BY CONCEALING UPON HER PERSON VARIOUS MERCHANDISE VALUED AT \$230.54 OFFERED FOR SALE BY WALMART WITH THE INTENTION OF DEPRIVING THE MERCHANT OF THE PROCESSES, USE OR BENEFIT OF SUCH MERCHANDISE WITHOUT PAYING TO THE MERCHANT THE VALUE THEREOF.

in violation of:

Original Charge	1) 2C:20-11B(2)	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: **NICOLE BORDEN PTL**Date: **06/03/2021**

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

120 HOOPER AVE

Date of Arrest: **06/03/2021** Appearance Date:

Time:

TOMS RIVER

NJ 08753-0000

Phone: **732-504-0700**

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. **DONNA MORRA JUDICIAL OFFICER** **06/03/2021**

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 (Court Action)

COMPLAINT NUMBER

1506**W****2021****000387****STATE V.****DENISE L BURGESS**

COURT CODE

PREFIX

YEAR

SEQUENCE NO.

FTA Bail Information

Date Bail Set: _____

Amount Bail Set: \$ _____

by: _____

☐ 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: _____☐ 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:20-11B(2)

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:
CHRISTOPHER COMBS**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 2 of 7

NJ/CDR2 1/1/2017

COMPLAINT - WARRANT

COMPLAINT NUMBER

1506**W****2021****000387**

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 1 CO-DEFTS 1 POLICE CASE #: 37543-21

COMPLAINANT
NAME: NICOLE BORDEN PTL

THE STATE OF NEW JERSEY**VS.****DENISE L BURGESS**

ADDRESS: 293 18TH AVENUE

BRICK**NJ 08724-0000****DEFENDANT INFORMATION**

SEX: F EYE COLOR: BROWN DOB: 08/11/1973
DRIVER'S LIC. #. [REDACTED] DL STATE: NJ
SOCIAL SECURITY #: [REDACTED] SBI #: 233748G
TELEPHONE #: ()
LIVSCAN PCN #: 150603007194

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 06/03/2021 in **BRICK TWP**, **OCEAN** County, NJ did: WITHIN THE JURISDICTION OF THIS COURT, DID COMMIT THE OFFENSE OF SHOPLIFTING SPECIFICALLY BY CONCEALING UPON HER PERSON VARIOUS MERCHANDISE VALUED AT \$230.54 OFFERED FOR SALE BY WALMART WITH THE INTENTION OF DEPRIVING THE MERCHANT OF THE PROCESSES, USE OR BENEFIT OF SUCH MERCHANDISE WITHOUT PAYING TO THE MERCHANT THE VALUE THEREOF.

in violation of:

Original Charge	1) 2C:20-11B(2)	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: **NICOLE BORDEN PTL**

Date: **06/03/2021**

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

120 HOOPER AVE

TOMS RIVER

NJ 08753-0000

Date of Arrest: 06/03/2021

Appearance Date:

Time:

Phone: 732-504-0700

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. **DONNA MORRA JUDICIAL OFFICER** **06/03/2021**

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)

COMMITMENT

COMPLAINT NUMBER

1506**W****2021****000387**

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
1CO-DEFTS
1POLICE CASE #:
37543-21

COMPLAINANT NICOLE BORDEN PTL
NAME: 401 CHAMBERSBRDG RD
ATTN WARRANTS
BRICK TOWN NJ 08723

*THE STATE OF NEW JERSEY**VS.***DENISE L BURGESS**

ADDRESS:
293 18TH AVENUE

BRICK**NJ 08724-0000**

DEFENDANT INFORMATION

SEX: F EYE COLOR: BROWN

DOB: 08/11/1973

DRIVER'S LIC. #:

DL STATE: NJ

SOCIAL SECURITY #:

SBI #: 233748G

TELEPHONE #:

()

LIVESCAN PCN #: 150603007194

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:20-11B(2)			4	SHOPLIFTING-CON
2.					
3.					
4.					

Commitment Reason: Criminal Justice Reform

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

in the county of OCEAN

TOMS RIVER

NJ 08753-0000

Date of Arrest: 06/03/2021

Phone: 732-504-0700

DONNA MORRA JUDICIAL OFFICER06/03/2021

Signature and Title of Judicial Officer Issuing Warrant

Date

COMMITMENT

Affidavit of Probable Cause

COMPLAINT NUMBER

1506**W****2021****000387**

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
1

CO-DEFTS

POLICE CASE #:
37543-21

COMPLAINANT NICOLE BORDEN PTL
NAME: 401 CHAMBERSBRDG RD
ATTN WARRANTS
BRICK TOWN NJ 08723

*THE STATE OF NEW JERSEY**VS.***DENISE L BURGESS**

ADDRESS:
293 18TH AVENUE

BRICK**NJ 08724-0000**

DEFENDANT INFORMATION

SEX: F EYE COLOR: BROWN

DOB: 08/11/1973

DRIVER'S LIC. #:

DL STATE: NJ

SOCIAL SECURITY #:

SBI #: 233748G

TELEPHONE #:

()

LIVESCAN PCN #: 150603007194

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:
The Asset Protection Associate of Walmart observed Denise Burgess and co-defendant Christopher Combs bag items without scanning the barcodes, as well as conceal several pieces of merchandise in a black bag carried by Denise.

Affidavit of Probable Cause

Page 5 of 7

1/1/2017

Affidavit of Probable Cause

COMPLAINT NUMBER

1506

W

2021

000387

COURT CODE

PREFIX

YEAR

SEQUENCE NO.

THE STATE OF NEW JERSEY

VS.

DENISE L BURGESS

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

The shoplifting was observed on camera live-feed and was also recorded onto a disc submitted into property. Denise stated she has been going through a tough time and needed the items she attempted to shoplift for her home but did not have the funds.

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

N/A

Certification:

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

Signed: NICOLE BORDEN PTL LAW ENFORCEMENT OFFICER

Date: 06/03/2021

Affidavit of Probable Cause

Page 6 of 7

1/1/2017

Preliminary Law Enforcement Incident Report

COMPLAINT NUMBER				THE STATE OF NEW JERSEY VS. DENISE L BURGESS	
1506	W	2021	000387		
COURT CODE	PREFIX	YEAR	SEQUENCE NO.		
BRICK TOWNSHIP MUNICIPAL COURT 401 CHAMBERS BRIDGE BRICK NJ 08723-0000 732-262-1226 COUNTY OF: OCEAN				ADDRESS: 293 18TH AVENUE BRICK NJ 08724-0000	
# of CHARGES 1	CO-DEFTS	POLICE CASE #: 37543-21		DEFENDANT INFORMATION SEX: F EYE COLOR: BROWN DOB: 08/11/1973 DRIVER'S LIC. #. [REDACTED] DL STATE: NJ SOCIAL SECURITY #: [REDACTED] SBI #: 233748G TELEPHONE #: [REDACTED] () LIVESCAN PCN #: 150603007194	
COMPLAINANT NICOLE BORDEN PTL NAME: 401 CHAMBERS BRDG RD ATTN WARRANTS BRICK TOWN NJ 08723					

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 charge was based on the observations/statements made by an eyewitness(es).
 - The witness statement(s) were recorded via:
 - *Other/Explain Walmart Surveillance
- The defendant made statements/admissions.
 - It was recorded using:
 - *Body-Worn Camera
- Physical evidence was seized/recovered:
 - Stolen Property, Approximate Value \$ 230.54
- The defendant attempted to conceal, discard or destroy evidence, merchandise was concealed
- The case involved theft and/or stolen property. The property which was stolen and/or possessed is Walmart merchandise

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: **NICOLE BORDEN PTL LAW ENFORCEMENT OFFICER**

Date: **06/03/2021**

Preliminary Law Enforcement Incident Report