

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

July 1, 2021

Via OPRA Machine: opra+request-24355-0b2ec2b6@requests.opramachine.com

Re: Open Public Records Act (OPRA) Request
OCPO Case# 19002537 – Megan Bornemann

Dear Sir/Madam:

Enclosed please find the Complaint Summons, Affidavit, Preliminary Law Enforcement Incident Report, Indictment, Plea Form, Judgment of Conviction and Criminal Information Form, 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 and Arrest Reports.

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

Khajezadeh, Dina

From: Resident <opra+request-24355-0b2ec2b6@requests.opramachine.com>
Sent: Tuesday, June 29, 2021 2:56 PM
To: Khajezadeh, Dina
Subject: [EXTERNAL] OPRA request - Case reports

This message has originated from an External Source. Please use proper judgment and caution when opening attachments, clicking links, or responding to this email.

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:

Megan Bornemann (Case # 19002537)

James Masterson (Case # 19002559)

Terri Horowitz (Case # 19002737)

Damian Monteforte (Case # 21001646)

Jared Reyes (Case # 21001661)

Yours sincerely,

Resident

Please use deliver records electronically via email to the below UNIQUE address for all replies to this request:
opra+request-24355-0b2ec2b6@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,FE8F8cYezX3aqN7btNA7EBvqMr9RgJx3d3X8zYS36TznaE8YRVlpgXJwUYeJ5UFyU5UnjBlcsCvnJ5PZEHpeldTpp2JcqkTUpGuiUsK-mrOc2w,,&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,H3WUKCLCjWq3FKnXwrUnV7g5pX7K9Mnq7Vi4c1-pOQetpLCKXGqNS4Fpi--rGtermoSi6kzjmZwgrdtfw95b2TYHXX8pFb7R65SLbJTVsdlCmdNE5g,,&typo=1>

COMPLAINT - SUMMONS

COMPLAINT NUMBER			
COURT CODE	PREFIX	YEAR	SEQUENCE NO.
1507	S	2019	001226
TOMS RIVER MUNICIPAL COURT 255 OAK AVENUE TOMS RIVER NJ 08753-0000 732-797-3914 COUNTY OF: OCEAN			
# of CHARGES 1	CO-DEFTS	POLICE CASE #: 19-41217	
COMPLAINANT NAME: PTL. T. SEAMAN POBX876/255OAKAVE ATTN WARRANTS TOMS RIVER NJ 08753		DEFENDANT INFORMATION SEX: F EYE COLOR: BLUE DOB: 09/20/1983 DRIVER'S LIC. #. [REDACTED] DL STATE: NJ SOCIAL SECURITY #: [REDACTED] SBI #: 354640E TELEPHONE #: [REDACTED] LIVSCAN PCN #: 150703013026	

THE STATE OF NEW JERSEY
VS.
MEGAN K BORNEMANN
ADDRESS: 194 DRUM POINT RD
BRICK NJ 08723-0000

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 07/24/2019 in TOMS RIVER TWP, OCEAN County, NJ did: WITHIN THE JURISDICTION OF THIS COURT DID KNOWINGLY OR PURPOSELY POSSESS HEROIN; TO WIT DID POSSESS 2 WAX FOLDS OF HEROIN, IN VIOLATION OF NJS 2C:35-10A(1)

in violation of:

Original Charge	1) 2C:35-10A(1)	2)	3)
Amended Charge			

CERTIFICATION:

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

Signed: PTL. T. SEAMAN Date: 07/24/2019

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: 07/24/2019 Appearance Date: 07/24/2019 Time: 12:30PM Phone: 732-244-2121
Signature of Person Issuing Summons: PTL. T. SEAMAN Date: 07/24/2019

☐ 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 (Court Action)

COMPLAINT NUMBER

STATE V.

1507

S

2019

001226

COURT CODE

PREFIX

YEAR

SEQUENCE NO.

MEGAN K BORNEMANN

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: 07/24/2019

☐ 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(1)

2)

3)

Amended Charge

Waiver Indt/Jury

Plea/Date of Plea

Plea:

Date:

Plea:

Date:

Plea:

Date:

Adjudication (* see code)

Finding
Code:

Date:

Finding
Code:

Date:

Finding
Code:

Date:

Jail Term

Jail time credit

Susp. Imp

Jail time credit

Susp. Imp

Jail time credit

Susp. Imp

Probation Term

Susp. Imp

Susp. Imp

Susp. Imp

Cond. Discharge Term

Community Service

D/L Suspension Term

Fines/Costs

Fines:

Costs:

Fines:

Costs:

Fines:

Costs:

VCCB/SNSF

VCCB:

SNSF:

VCCB:

SNSF:

VCCB:

SNSF:

DEDR/Lab Fee

DEDR:

LAB:

DEDR:

LAB:

DEDR:

LAB:

CD Fee/Drug Ed Fnd

CD:

DAEF:

CD:

DAEF:

CD:

DAEF:

DV Surch/Other Fees

DV:

Other:

DV:

Other:

DV:

Other:

Restitution

Beneficiary: _____

Miscellaneous Information, Adjournments, Companion Complaints, Co-Defendants, Case Notes:

* Finding Codes

- 1 – Guilty
- 2 – Not Guilty
- 3 – Dismissed – Other
- 4 – Guilty but Merged
- 5 – Dismissed-Rule
- 6 – Dismissed Lack of Prosecution
- 7 – Dismissed – Pros Motion/Vic Req
- 8 – Conditional Discharge
- D – Dismissed- Prosecutor Discretion
- M – Dismissed- Mediation
- P – Dismissed-Plea Agreement
- S – Disposed at Superior
- W – Dismissed-False ID

Related Traffic Tickets and Complaints:

ORIGINAL - Court Action

JUDGE'S SIGNATURE

DATE

Page 2 of 7

NJ/CDR1 1/1/2017

COMPLAINT - SUMMONS (DEFENDANT'S COPY)

COMPLAINT NUMBER			
1507	S	2019	001226
COURT CODE	PREFIX	YEAR	SEQUENCE NO.
TOMS RIVER MUNICIPAL COURT 255 OAK AVENUE TOMS RIVER NJ 08753-0000 732-797-3914 COUNTY OF: OCEAN			
# of CHARGES 1	CO-DEFTS	POLICE CASE #: 19-41217	
COMPLAINANT NAME: PTL. T. SEAMAN		DEFENDANT INFORMATION SEX: F EYE COLOR: BLUE DOB: 09/20/1983 DRIVER'S LIC. #: [REDACTED] DL STATE: NJ SOCIAL SECURITY #: [REDACTED] SBI #: 354640E TELEPHONE #: () LIVESCAN PCN #: 150703013026	

THE STATE OF NEW JERSEY

VS.

MEGAN K BORNEMANN

ADDRESS:

194 DRUM POINT RD

BRICK

NJ 08723-0000

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 **07/24/2019** in **TOMS RIVER TWP**, **OCEAN** County, NJ did: WITHIN THE JURISDICTION OF THIS COURT DID KNOWINGLY OR PURPOSELY POSSESS HEROIN; TO WIT DID POSSESS 2 WAX FOLDS OF HEROIN, IN VIOLATION OF NJS 2C:35-10A(1)

in violation of:

Original Charge	1) 2C:35-10A(1)	2)	3)
Amended Charge			

CERTIFICATION:

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

Signed: **PTL. T. SEAMAN** Date: **07/24/2019**

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: **07/24/2019** Appearance Date: **07/24/2019** Time: **12:30PM** Phone: **732-244-2121**

Signature of Person Issuing Summons: **PTL. T. SEAMAN** Date: **07/24/2019**

☐ 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)

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NJ/CDR1 1/1/2017

RETURN OF SERVICE INFORMATION

COMPLAINT NUMBER			
1507	S	2019	001226
COURT CODE	PREFIX	YEAR	SEQUENCE NO.
TOMS RIVER MUNICIPAL COURT 255 OAK AVENUE TOMS RIVER NJ 08753-0000 732-797-3914 COUNTY OF: OCEAN			
# of CHARGES 1	CO-DEFTS	POLICE CASE #: 19-41217	
COMPLAINANT PTL. T. SEAMAN NAME: POBX876/255OAKAVE ATTN WARRANTS TOMS RIVER NJ 08753		DEFENDANT INFORMATION SEX: F EYE COLOR: BLUE DOB: 09/20/1983 DRIVER'S LIC. #. [REDACTED] DL STATE: NJ SOCIAL SECURITY # [REDACTED] SBI #: 354640E TELEPHONE #: () LIVESCAN PCN #: 150703013026	

THE STATE OF NEW JERSEY
VS.
MEGAN K BORNEMANN

ADDRESS :
194 DRUM POINT RD
BRICK NJ 08723-0000

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 **07/24/2019** in **TOMS RIVER TWP**, **OCEAN** County, NJ did: **WITHIN THE JURISDICTION OF THIS COURT DID KNOWINGLY OR PURPOSELY POSSESS HEROIN; TO WIT DID POSSESS 2 WAX FOLDS OF HEROIN, IN VIOLATION OF NJS 2C:35-10A(1)**

in violation of:

Original Charge	1) 2C:35-10A(1)	2)	3)
-----------------	------------------------	----	----

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

Signed: **PTL. T. SEAMAN TOMS RIVER POLICE DEPT** Date of Action: **07/24/2019**
Name, Title and Department of Officer

**RETURN OF SERVICE
INFORMATION**

Affidavit of Probable Cause

COMPLAINT NUMBER

1507**S****2019****001226**

COURT CODE

PREFIX

YEAR

SEQUENCE NO.

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

of CHARGES
1

CO-DEFTS

POLICE CASE #:
19-41217

COMPLAINANT PTL. T. SEAMAN
NAME: POBX876/255OAKAVE
ATTN WARRANTS
TOMS RIVER NJ 08753

*THE STATE OF NEW JERSEY**VS.***MEGAN K BORNEMANN**

ADDRESS:

194 DRUM POINT RD**BRICK****NJ 08723-0000**

DEFENDANT INFORMATION

SEX: F EYE COLOR: BLUE DOB: 09/20/1983

DRIVER'S LIC. #. [REDACTED] DL STATE: NJ

SOCIAL SECURITY #: [REDACTED] SBI #: 354640E

TELEPHONE #: ()

LIVESCAN PCN #: 150703013026

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:

ON 07/24/19 THIS WRITER ALONG WITH MEMBERS OF TRPD/SET WERE CONDUCTING SURVEILLANCE IN THE PARKING LOT OF WALMART LOCATED AT 950 ROUTE 37W. THIS WRITER OBSERVED BRIAN BURLEW AND THREE OTHER INDIVIDUALS IN THE PARKING LOT IN A JEEP BEARING NJ [REDACTED] THIS WRITER OBSERVED BURLEW EXIT THE JEEP AND PROCEED TOWARDS THE WALMART WHERE HE MET WITH MICHAEL LOBUE. BURLEW AND LOBUE BOTH PROCEEDED TO THE MENS BATHROOM AND EACH OCCUPIED ADJOINING STALLS. AFTER SEVERAL MINUTES, BURLEW EXITED THE BATHROOM AND WAITED FOR LOBUE. BOTH MALES THEN EXITED WALMART AND GOT INTO A CHRYSLER BEARING NJ [REDACTED]. AFTER AN EXCHANGE IN THE VEHICLE, BURLEW EXITED THE CHRYSLER AND RETURNED TO THE JEEP. BOTH VEHICLES THEN WENT SEPARATE WAYS. THE JEEP WAS STOPPED AND BURLEW WAS FOUND TO BE IN POSSESSION OF 30 WAX FOLDS OF SUSPECT HEROIN WHICH HE INDICATED HE RECEIVED FROM LOBUE. LOBUE'S VEHICLE WAS STOPPED AND HE WAS FOUND TO BE IN POSSESSION OF 310 WAX FOLDS OF SUSPECT HEROIN, APPROXIMATELY 8 GRAMS OF SUSPECT COCAINE, 2.5 ORANGE OVAL PILLS SUSPECT AMPHETAMINE AND DEXTROAMPHETAMINE AND APPROXIMATELY 31 ROUND MULTI COLOR PILLS SUSPECT ECSTASY. THE DEFENDANT WAS FOUND TO BE IN POSSESSION OF TWO WAX FOLDS OF SUSPECT HEROIN

Affidavit of Probable Cause**Page 5 of 7**

1/1/2017

Affidavit of Probable Cause

COMPLAINT NUMBER

1507

S

2019

001226

COURT CODE

PREFIX

YEAR

SEQUENCE NO.

THE STATE OF NEW JERSEY

VS.

MEGAN K BORNEMANN

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. T. SEAMAN LAW ENFORCEMENT OFFICER

Date: 07/24/2019

Affidavit of Probable Cause

Page 6 of 7

1/1/2017

Preliminary Law Enforcement Incident Report

COMPLAINT NUMBER				<i>THE STATE OF NEW JERSEY</i> <i>VS.</i> MEGAN K BORNEMANN ADDRESS: 194 DRUM POINT RD BRICK NJ 08723-0000	
1507	S	2019	001226		
COURT CODE	PREFIX	YEAR	SEQUENCE NO.		
TOMS RIVER MUNICIPAL COURT 255 OAK AVENUE TOMS RIVER NJ 08753-0000 732-797-3914 COUNTY OF: OCEAN					
# of CHARGES 1	CO-DEFTS	POLICE CASE #: 19-41217		DEFENDANT INFORMATION SEX: F EYE COLOR: BLUE DOB: 09/20/1983 DRIVER'S LIC. #. [REDACTED] DL STATE: NJ SOCIAL SECURITY #: [REDACTED] SBI #: 354640E TELEPHONE #: [REDACTED] LIVESCAN PCN #: 150703013026	
COMPLAINANT NAME: PTL. T. SEAMAN					
POBX876/255OAKAVE ATTN WARRANTS TOMS RIVER NJ 08753					

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 complaining officer personally observed the offense.
- Physical evidence was seized/recovered:
 - Cash
 - CDS:
 - *Heroin
 - *Cocaine
 - *Prescription Drugs
 - Drug Paraphernalia
- 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. T. SEAMAN LAW ENFORCEMENT OFFICER** Date: **07/24/2019**

Preliminary Law Enforcement Incident Report

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION - OCEAN COUNTY

THE STATE OF NEW JERSEY :

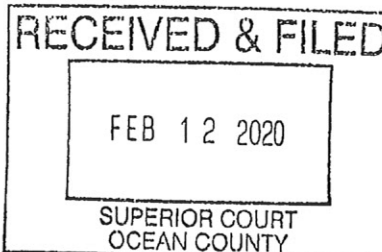
VS. :

MEGAN K. BORNEMANN :

Defendant :

INDICTMENT

NO. 20-02-334



COUNT ONE

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 MEGAN K. BORNEMANN, on or about July 24, 2019, in the Township of Toms River, County of Ocean, and within the jurisdiction of this Court, did knowingly or purposely possess a controlled dangerous substance compound, namely, Heroin, a schedule I drug, and Fentanyl, a schedule II drug, 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: 2/12/2020

BY: [Signature]
JULIE E. PETERSON
ASSISTANT PROSECUTOR

ENDORSED: [Signature]
Foreperson

GJ Docket # : 19002537

Superior Court of New Jersey
Law Division, Ocean County

THE STATE

VS.

MEGAN K. BORNEMANN

INDICTMENT NO.

20-02-334

INDICTMENT FOR

POSSESSION OF A CONTROLLED DANGEROUS SUBSTANCE

BRADLEY D. BILLHIMER
Ocean County Prosecutor

A TRUE BILL

DPm

Foreperson

Bail SUMMONS

Condition Of Bail _____



Judgment of Conviction

Superior Court of New Jersey, OCEAN County

State of New Jersey

v.

Last Name
BORNEMANN

First Name
MEGAN

Middle Name
K

Also Known As

Date of Birth
09/20/1983

SBI Number
354640E

Date(s) of Offense
07/24/2019

Date of Arrest

PROMIS Number
19 002537-002

Date Ind / Acc / Complt Filed
02/12/2020

Original Plea
☐ Not Guilty ☐ Guilty

Date of Original Plea

Adjudication By ☒ Guilty Plea ☐ Jury Trial Verdict ☐ Non-Jury Trial Verdict ☐ Dismissed / Acquitted Date: 03/02/2020

Original Charges

Ind / Acc / Complt	Count	Description	Statute	Degree
20-02-00334-I	1	POSS CDS/ANALOG - SCHD I II III IV	2C:35-10A(1)	3

Final Charges

Ind / Acc / Complt	Count	Description	Statute	Degree
20-02-00334-I	AMENDED 1	WANDERING/PROWLING TO OBTAIN/SELL CDS	2C:33-2.1B	DP

Sentencing Statement

It is, therefore, on 03/02/2020 **ORDERED** and **ADJUDGED** that the defendant is sentenced as follows:
This is a simultaneous sentencing.

On Amended Count 1 of Indictment 20-2-334, defendant is sentenced to fines only as follows: VCCO - \$50; SNSF - \$75; Defendant is to provide a DNA sample and pay for the costs of testing; The monetary penalties are to be paid through Probation within 30 days as collections only.

Any bail posted in this matter is discharged.

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

Total Custodial Term
000 Years 00 Months 000 Days

Institution Name

Total Probation Term
00 Years 00 Months

DEDR (N.J.S.A. 2C:35-15 and 2C:35-5.11)		Additional Conditions															
A mandatory Drug Enforcement and Demand Reduction (DEDR) penalty is imposed for each count. (Write in number of counts for each degree.) ☐ DEDR penalty reduction granted (N.J.S.A. 2C:35-15a(2)) <table style="width:100%; border-collapse: collapse;"> <tr> <th style="text-align: left; width: 30%;">Standard</th> <th style="text-align: left; width: 30%;">Doubled</th> </tr> <tr> <td>1st Degree _____ @ \$ _____</td> <td>_____ @ \$ _____</td> </tr> <tr> <td>2nd Degree _____ @ \$ _____</td> <td>_____ @ \$ _____</td> </tr> <tr> <td>3rd Degree _____ @ \$ _____</td> <td>_____ @ \$ _____</td> </tr> <tr> <td>4th Degree _____ @ \$ _____</td> <td>_____ @ \$ _____</td> </tr> <tr> <td>DP or _____ @ \$ _____</td> <td>_____ @ \$ _____</td> </tr> <tr> <td>Petty DP _____ @ \$ _____</td> <td>_____ @ \$ _____</td> </tr> </table> Total DEDR Penalty \$ _____ ☐ The court further ORDERS that collection of the DEDR penalty be suspended upon defendant's entry into a residential drug program for the term of the program. (N.J.S.A. 2C:35-15e)		Standard	Doubled	1st Degree _____ @ \$ _____	_____ @ \$ _____	2nd Degree _____ @ \$ _____	_____ @ \$ _____	3rd Degree _____ @ \$ _____	_____ @ \$ _____	4th Degree _____ @ \$ _____	_____ @ \$ _____	DP or _____ @ \$ _____	_____ @ \$ _____	Petty DP _____ @ \$ _____	_____ @ \$ _____	☒ The defendant is hereby ordered to provide a DNA sample and ordered to pay the costs for testing of the sample provided (N.J.S.A. 53:1-20.20 and N.J.S.A. 53:1-20.29). ☐ The defendant is hereby sentenced to community supervision for life (CSL) if offense occurred before 1/14/04 (N.J.S.A. 2C:43-6.4). ☐ The defendant is hereby sentenced to parole supervision for life (PSL) if offense occurred on or after 1/14/04 (N.J.S.A. 2C:43-6.4). ☐ The defendant is hereby ordered to serve a _____ year term of parole supervision, pursuant to the No Early Release Act (NERA), which term shall begin as soon as the defendant completes the sentence of incarceration (N.J.S.A. 2C:43-7.2). ☐ The court imposes a Drug Offender Restraining Order (DORO) (N.J.S.A. 2C:35-5.7h). DORO expires _____ ☐ The court continues/imposes a Sex Offender Restraining Order (SORO) if the offense occurred on or after 8/7/07 (Nicole's Law N.J.S.A. 2C:14-12 or N.J.S.A. 2C:44-8). ☐ The court imposes a Stalking Restraining Order (N.J.S.A. 2C:12-10.1). ☐ The defendant is prohibited from purchasing, owning, possessing, or controlling a firearm and from receiving or retaining a firearms purchaser identification card or permit to purchase a handgun (N.J.S.A. 2C:25-27c(1)).	
Standard	Doubled																
1st Degree _____ @ \$ _____	_____ @ \$ _____																
2nd Degree _____ @ \$ _____	_____ @ \$ _____																
3rd Degree _____ @ \$ _____	_____ @ \$ _____																
4th Degree _____ @ \$ _____	_____ @ \$ _____																
DP or _____ @ \$ _____	_____ @ \$ _____																
Petty DP _____ @ \$ _____	_____ @ \$ _____																
Forensic Laboratory Fee (N.J.S.A. 2C:35-20) _____ Offenses @ \$ _____		Total Lab Fee \$ _____															
VCCO Assessment (N.J.S.A. 2C:43-3.1)																	
Counts	Number	Amount															
1	1 @	\$ 50.00															
	@	\$ _____															
	@	\$ _____															
	@	\$ _____															
Total VCCO Assessment \$ 50.00																	
Vehicle Theft / Unlawful Taking Penalty (N.J.S.A. 2C:20-2.1)																	
Offense		Mandatory Penalty \$ _____															
Offense Based Penalties																	
Penalty		Amount \$ _____															
Other Fees and Penalties																	
Law Enforcement Officers Training and Equipment Fund Penalty (N.J.S.A. 2C:43-3.3) ☐ \$ _____		Safe Neighborhoods Services Fund Assessment (N.J.S.A. 2C:43-3.2) ☒ 1 Offenses @ \$ 75.00 Total: \$ 75.00															
Probation Supervision Fee (N.J.S.A. 2C:45-1d) ☐ \$ _____		Statewide Sexual Assault Nurse Examiner Program Penalty (N.J.S.A. 2C:43-3.6) ☐ Offenses @ \$ _____ Total \$ _____															
Transaction Fee (N.J.S.A. 2C:46-1.1) ☐ \$ _____		Certain Sexual Offenders Surcharge (N.J.S.A. 2C:43-3.7) ☐ \$ _____															
Domestic Violence Offender Surcharge (N.J.S.A. 2C:25-29.4) ☐ \$ _____		Sex Crime Victim Treatment Fund Penalty (N.J.S.A. 2C:14-10) ☐ \$ _____															
Fine \$ _____		Restitution Joint & Several ☐ Total Financial Obligation \$ 125.00															
Details See page 1.																	
Findings Per N.J.S.A. 2C:47-3																	
☐ The court finds that the defendant's conduct was characterized by a pattern of repetitive and compulsive behavior. ☐ The court finds that the defendant is amenable to sex offender treatment. ☐ The court finds that the defendant is willing to participate in sex offender treatment.																	
License Suspension																	
☐ CDS / Paraphernalia (N.J.S.A. 2C:35-16) ☐ Waived ☐ Auto Theft / Unlawful Taking (N.J.S.A. 2C:20-2.1) ☐ Eluding (N.J.S.A. 2C:29-2) ☐ Other _____																	
Number of Months		☐ Non-resident driving privileges revoked															
Start Date		End Date															
Details																	
Driver's License Number		Jurisdiction															
If the court is unable to collect the license, complete the following:																	
Defendant's Address																	
City		State	Zip														
Date of Birth		Sex ☐ M ☐ F	Eye Color														

L-

OCEAN COUNTY SUPERIOR COURT - LAW DIVISION

CRIMINAL INFORMATION FORM

NAME Bornemann Megan DATE 3/2/20
IND.# 20-2-334 ACC.# _____ CASE# 19802537-002
WARRANT/COMPLAINT# _____ CJR/Eligible Def. _____
CHARGES Count 1 of Ind. as amended to Wandering
20-33-2.1B = DP

☐ B/W ISSUED FOR FTA and BAIL FORFEITED ☐ B/W ISSUED FOR FTA AND BAIL NOT FORFEITED ☐ B/W VACATED

VOP: GUILTY TO: _____ ☐ TERMINATE PROBATION

P.O. _____

SENTENCE: OCJ _____ TERM _____ SUSP _____ WKND _____ COMMENCING _____
DOC _____ TERM _____ PAROLE INELIG _____ AVENEL _____ YCIC _____

Count 1

☐ C/C to _____ ☐ C/S to _____

CREDIT FOR TIME SERVED _____ GAP TIME _____ PRIOR SERVICE _____ ROSADO CREDIT _____

PROBATION _____

☐ SUB ABUSE EVAL ☐ URINE TESTING ☐ PSYCH EVAL PROGRAM _____

EMPLOYMENT - OBTAIN/MAINTAIN COMM SRVC HRS _____ FINE _____

☐ COMMUNITY SUPERVISION FOR LIFE ☐ PAROLE SUPERVISION FOR LIFE ☒ DNA ORDERED

RESTITUTION AMOUNT _____ PAYABLE TO: _____

V.C.C.B. # 50 - DEDR PENALTY _____ LAB FEE _____ LEOTEF PENALTY _____

S.N.S.F. # 75 - SUP FEE/MO _____ ☐ D.L. REVOKED _____ MV THEFT FINE _____

S.A.N.E. _____ ☐ SEX ASSAULT SURCHARGE OF \$100 DOMESTIC VIOLENCE SURCHARGE _____

PAYMENT RATE _____ PER _____ COMMENCING _____

☒ BAIL DISCHARGED ☐ ORDERED RELEASED ☐ REMAND OCEAN COUNTY JAIL

DISMISSED _____

APPEAL RIGHTS FORM SIGNED Yes/No 20 DAYS TO APPEAL ☒ 45 DAYS TO APPEAL _____

A AGGRAVATING FACTORS: 3, 9

M MITIGATING FACTORS: 10

JUDGE R. Gizinski, JSC PROSECUTOR Linardakis, T.

REPORTER Courtsmart DEFT'S ATTY Karabulut, A.

NOTES: _____

finest only - to be paid: 30 days

CLERK'S NAME LISA (x64302)

(PLEASE PRINT FULL NAME)

WHITE - COURT

YELLOW - WARDEN

PINK - DEFENDANT

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 County
Prosecutor File Number 19002537-002

Defendant's Name: Megan K. Bornemann
before Judge: Hon. Rochelle Gizinski, J.S.C.

List the charges to which you are pleading guilty:

Ind./Acc./Comp.#	Count	Nature of Offense	Degree	Statutory Maximum			VCCO Assmt*
					Time	Fine	
<u>20-02-334</u>	<u>1</u>	<u>2C:33-2.1(6)</u>	<u>DP</u>	Max	<u>180 Days</u>	<u>\$1,000</u>	<u>\$50.00</u>
		<u>(Wandering)</u>		Max			
		<u>Loitering To</u>		Max			
		<u>Obtain CPS</u>		Max			
		<u>as amended from 2C:35-10(4)(1)</u>		Max			
Your total exposure as the result of this plea is:				Total	<u>180 Days</u>	<u>\$1,000</u>	<u>\$50.00</u>

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 guilty **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. 3:28-6(d))? ☒ [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]

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]

(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

\$ 0.00

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 0 years and 0 months (fill in the number of years/months) and the maximum period of parole ineligibility can be 0 years and 0 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 0 years and 0 months (fill in the number of years/months) and the maximum mandatory extended term can be 0 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 |
|-------------------|-------|---------------------------------------|
| | | Any Remaining Counts on 519-1226-1507 |
| | | or 20-02-334-I |
| | | |
| | | |
13. Specify any sentence the prosecutor has agreed to recommend:
- State will seek mandatory fines and penalties.
 State will also seek non-custodial probation.
 Defense reserves the right to argue for no probation.
 Simultaneous Sentencing.

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

- a. Speak at sentencing?
- b. Seek an extended term of confinement?
- c. Seek a stipulation of parole ineligibility?

[Yes] ☒ [No]

☒ [Yes] [No]

☒ [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]~~

N/A

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]~~

N/A

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]~~

N/A

e. Would you like the opportunity to do so?

~~[Yes]~~ ~~[No]~~

N/A

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]~~

N/A

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, or upon entry of a guilty plea if a guilty plea is a condition of admission to the Pretrial Intervention Program, 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, or upon entry of a guilty plea if a guilty plea is a condition of admission to the Pretrial Intervention Program, 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:

[Handwritten: A diagonal line is drawn across the lines, indicating no other promises or representations.]

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 3/2/2020 Defendant Mary Ann

Defense Attorney Alex D. Karabulut

Prosecutor [Signature]

[] 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.