

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# 19002559 – James Masterson

Dear Sir/Madam:

Enclosed please find the Global Subject Activity Report, Complaint Summons, Affidavit, Preliminary Law Enforcement Incident Report, Indictment and Judgment of Conviction, 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 Arrest Reports, Plea Forms 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

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%2fhelp%2fofficers&c=E,1,H3WUKCLCjWq3FKnXwrUnV7g5pX7K9Mnq7Vi4c1-pOQetpLCKXGqNS4Fpi--rGtermoSi6kzjmZwgrdtfw95b2TYHXX8pFb7R65SLbJTVsdlCmdNE5g,,&typo=1>



Global Subject Activity Report



Detail

Print Date/Time: 07/29/2019 08:56

Login ID: jsisco

Brick Township Police Department

ORI Number: NJ0150600

Masterson, James Michael

Jacket: 800173003 A

SSN:

Address: 16 A HOMESTEAD DR
Whiting
NJ 08759

Sex: Male

Phone #:

Height: 6ft 2in

Weight: 197.0 lbs. to
225.0 lbs.

DOB: 02/26/1953

Eyes: Brown

Race: White

Hair: Brown

DL State: NJ

DL#:

Physical Characteristics:

Appearance: Normal

Hair Style: Straight

Hair Length: Short

Facial Shape: Oval

Complexion: Medium

Build: Medium

Glasses: No

Teeth: Normal

Speech: Normal

Voice: Medium Pitch

Mustache: None

DNA Collected: No
Known Offender:

Country/State of Birth: USA/NY

City of Birth: Yonkers

County of Origin:

Ethnicity: Non Hispanic

Citizenship: US

Tribe: Not Applicable

Hate Group: Not Applicable

Military Service: Not Applicable

Military Discharge:

School: High School -

Diploma

Full

Beard:

DNA Collected Date:

Age Range: 60

Hand Preference: Right

Place of Birth:

Occupation: Employed

of Dependents: 0

Primary Language: English

Second Language:

Gang Affiliation: Not Applicable

Marital Status: Divorced

Blood Type: B Negative

Religion: Catholic

Illegal Alien: No

Modus Operandi

County of Conviction:

Identifying Clothing:

State Of Conviction:

Crime Specialities

Aliases

Type	Alias	DOB	Race	Sex	SSN	Hair	Eyes	DL#	Height	Weight	Phone
AKA	MASTERSON, JAMES	02/26/1953	White	Male							

Nicknames

Entered Date/Time	Nickname Type	Nickname
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Associated IDs

Issue Date	ID Type	Number	Issuing State	Start Date	Expire Date
	*FBI	456359FD1			
	*SBI	438161E			

Known Associates

Relationship	Name
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School/Employer Information

Relationship	School/Employer Name	Phone Type	Phone
Employer Business	C&J Pool Service		

Scars, Marks, Tattoos

Type	Location	Scar, Mark or Tattoo Detail	Description
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Handicap Information

Handicap

Current Address Information



Global Subject Activity Report



Detail

Print Date/Time: 07/29/2019 08:56
Login ID: jsisco
Address Type **Address**
Alternate 49 PINERIDGE BLVD

Brick Township Police Department
ORI Number: NJ0150600

City **State** **Zip**
Whiting NJ

Prior Address Information

Address Type	Address	City	State	Zip	From Date	To Date

Contact Information

Date	Type	Phone	Extension
12/14/2008 14:45	Home		
02/24/2015 08:38	Cell		

Vehicle Information

Vehicle #	Role	Contact Date	Vehicle Type	Make	Model	Vehicle Year	Registration Number	State
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Global Subject Activity Report

Detail



Print Date/Time: 07/29/2019 08:56
Login ID: jsisco
Activity

Brick Township Police Department
ORI Number: NJ0150600

Type : Arrest

Date	Activity Reference	Description	ORI
07/27/2019 18:34	51513	Arrest Type: Probable Cause Charge(s): 2C:18-2a(1),Burglary - Enters Structure 2C:20-3a,Theft of Movable Property	NJ0150600

Type : Booking

Date	Activity Reference	Description	ORI
07/27/2019 19:20	2019-00000894	Booking Charge(s): 2C:18-2a(1),Burglary - Enters Structure 2C:20-3a,Theft of Movable Property	NJ0150600

Type : Case

Date	Activity Reference	Description	ORI
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
07/27/2019 16:17	2019-00047882	Subject Type: Suspect, Incident Type: Burglary Charge(s): 2C:18-2a(1),Burglary - Enters Structure 2C:20-3a,Theft of Movable Property	NJ0150600

[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]

Total Activity : [REDACTED]

COMPLAINT - SUMMONS

COMPLAINT NUMBER			
1506	S	2019	000772
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 2	CO-DEFTS 0	POLICE CASE #: 47882-19	DEFENDANT INFORMATION SEX: M EYE COLOR: BROWN DOB: 02/26/1953 DRIVER'S LIC. #: [REDACTED] DL STATE: NJ SOCIAL SECURITY #: [REDACTED] SBI #: 438161E TELEPHONE #: [REDACTED] (c) LIVESCAN PCN #: 150603005426
COMPLAINANT NAME: MATTHEW FIRNENO PTL 401 CHAMBERS BRDG RD ATTN WARRANTS BRICK TOWN NJ 08723			ADDRESS: 16 A HOMESTEAD DR WHITING NJ 08759-0000

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 **07/27/2019** in **BRICK TWP**, **OCEAN** County, **NJ** did: WITHIN THE JURISDICTION OF THIS COURT, COMMIT BURGLARY BY ENTERING A STRUCTURE OF JAMES MAZUREK AT [REDACTED] WHICH WAS NOT OPEN TO THE PUBLIC AT THE TIME AND WHICH DEFENDANT WAS NOT LICENSED OR PRIVILEGED TO ENTER, WITH PURPOSE TO COMMIT AN OFFENSE THEREIN STEALING THE VICTIM'S DOG.

WITHIN THE JURISDICTION OF THIS COURT, COMMIT THE OFFENSE OF THEFT BY UNLAWFULLY TAKING OR EXERCISING CONTROL OVER CERTAIN MOVEABLE PROPERTY, TO WIT, THE VICTIMS DOG, 3 YEAR OLD POODLE - BICHON FRISE, BELONGING TO RICHARD MAZUREK, WITH THE INTENT TO DEPRIVE THE OWNER THEREOF, SPECIFICALLY BY LEAVING THE HOME AND IMMEDIATE AREA WITH THE DOG.

in violation of:

Original Charge	1) 2C:18-2A(1)	2) 2C:20-3A	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: MATTHEW FIRNENO PTL Date: 07/27/2019

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: **07/27/2019** Appearance Date: **07/27/2019** Time: **09:00AM** Phone: **732-244-2121**

Signature of Person Issuing Summons: MATTHEW FIRNENO PTL Date: 07/27/2019

☐ 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.****1506****S****2019****000772**

COURT CODE

PREFIX

YEAR

SEQUENCE NO.

JAMES M MASTERSON**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:**07/27/2019**☐

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:18-2A(1)**2) **2C:20-3A**

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			
1506	S	2019	000772
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 2	CO-DEFTS 0	POLICE CASE #: 47882-19	
COMPLAINANT NAME: MATTHEW FIRNENO PTL		DEFENDANT INFORMATION SEX: M EYE COLOR: BROWN DOB: 02/26/1953 DRIVER'S LIC. #. [REDACTED] DL STATE: NJ SOCIAL SECURITY #: [REDACTED] SBI #: 438161E TELEPHONE #: [REDACTED] (C) LIVESCAN PCN #: 150603005426	

THE STATE OF NEW JERSEY

VS.

JAMES M MASTERSON

ADDRESS: **16 A HOMESTEAD DR**

WHITING

NJ 08759-0000

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 **07/27/2019** in **BRICK TWP**, **OCEAN** County, NJ did: WITHIN THE JURISDICTION OF THIS COURT, COMMIT BURGLARY BY ENTERING A STRUCTURE OF JAMES MAZUREK AT [REDACTED], WHICH WAS NOT OPEN TO THE PUBLIC AT THE TIME AND WHICH DEFENDANT WAS NOT LICENSED OR PRIVILEGED TO ENTER, WITH PURPOSE TO COMMIT AN OFFENSE THEREIN STEALING THE VICTIM'S DOG.

WITHIN THE JURISDICTION OF THIS COURT, COMMIT THE OFFENSE OF THEFT BY UNLAWFULLY TAKING OR EXERCISING CONTROL OVER CERTAIN MOVEABLE PROPERTY, TO WIT, THE VICTIMS DOG, 3 YEAR OLD POODLE - BICHON FRISE, BELONGING TO RICHARD MAZUREK, WITH THE INTENT TO DEPRIVE THE OWNER THEREOF, SPECIFICALLY BY LEAVING THE HOME AND IMMEDIATE AREA WITH THE DOG.

in violation of:

Original Charge	1) 2C:18-2A(1)	2) 2C:20-3A	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: **MATTHEW FIRNENO PTL** Date: **07/27/2019**

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: **07/27/2019** Appearance Date: **07/27/2019** Time: **09:00AM** Phone: **732-244-2121**

Signature of Person Issuing Summons: **MATTHEW FIRNENO PTL** Date: **07/27/2019**

☐ 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 3 of 7

NJ/CDR1 1/1/2017

RETURN OF SERVICE INFORMATION

COMPLAINT NUMBER				THE STATE OF NEW JERSEY VS. JAMES M MASTERSON ADDRESS : 16 A HOMESTEAD DR WHITING NJ 08759-0000	
1506	S	2019	000772		
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 2	CO-DEFTS 0	POLICE CASE #: 47882-19		DEFENDANT INFORMATION SEX: M EYE COLOR: BROWN DOB: 02/26/1953 DRIVER'S LIC. #. [REDACTED] DL STATE: NJ SOCIAL SECURITY # [REDACTED] SBI #: 438161E TELEPHONE #: [REDACTED] (C) LIVESCAN PCN #: 150603005426	
COMPLAINANT NAME: MATTHEW FIRNENO PTL					
401 CHAMBERSBRDG 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 **07/27/2019** in **BRICK TWP**, **OCEAN** County, NJ did:
 WITHIN THE JURISDICTION OF THIS COURT, COMMIT BURGLARY BY ENTERING A STRUCTURE OF JAMES MAZUREK AT [REDACTED], WHICH WAS NOT OPEN TO THE PUBLIC AT THE TIME AND WHICH DEFENDANT WAS NOT LICENSED OR PRIVILEGED TO ENTER, WITH PURPOSE TO COMMIT AN OFFENSE THEREIN STEALING THE VICTIM'S DOG.

WITHIN THE JURISDICTION OF THIS COURT, COMMIT THE OFFENSE OF THEFT BY UNLAWFULLY TAKING OR EXERCISING CONTROL OVER CERTAIN MOVEABLE PROPERTY, TO WIT, THE VICTIMS DOG, 3 YEAR OLD POODLE - BICHON FRISE, BELONGING TO RICHARD MAZUREK, WITH THE INTENT TO DEPRIVE THE OWNER THEREOF, SPECIFICALLY BY LEAVING THE HOME AND IMMEDIATE AREA WITH THE DOG.

in violation of:

Original Charge	1) 2C:18-2A(1)	2) 2C:20-3A	3)
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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: **MATTHEW FIRNENO PTL BRICK TWP POLICE DEPT** Date of Action: **07/27/2019**
 Name, Title and Department of Officer

RETURN OF SERVICE INFORMATION

Affidavit of Probable Cause

COMPLAINT NUMBER

1506**S****2019****000772**

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
2

CO-DEFTS

POLICE CASE #:
47882-19

COMPLAINANT MATTHEW FIRNENO PTL
NAME: 401 CHAMBERS RD
ATTN WARRANTS
BRICK TOWN NJ 08723

*THE STATE OF NEW JERSEY**VS.***JAMES M MASTERSON**

ADDRESS:

16 A HOMESTEAD DR**WHITING****NJ 08759-0000**

DEFENDANT INFORMATION

SEX: M EYE COLOR: BROWN

DOB: 02/26/1953

DRIVER'S LIC. #:

DL STATE: NJ

SOCIAL SECURITY #:

SBI #: 438161E

TELEPHONE #:

(C)

LIVESCAN PCN #: 150603005426

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:

AFTER READING MASTERSON HIS RIGHTS AS PER MIRANDA, HE ADMITTED TO ENTERING THE VICTIMS HOME WHILE NO ONE WAS HOME AND TAKING THE DOG, WHICH HE BELIEVED WAS HIS. DURING THIS TIME OFFICERS ON SCENE LOCATED THE DOG INSIDE MASTERSONS VEHICLE.

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

1/1/2017

Affidavit of Probable Cause

COMPLAINT NUMBER

1506

S

2019

000772

COURT CODE

PREFIX

YEAR

SEQUENCE NO.

THE STATE OF NEW JERSEY

VS.

JAMES M MASTERSON

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

I AM AWARE OF THE FACTS ABOVE THROUGH OBSERVATIONS AND STATMENTS OBSERVED WHILE ON SCENE.

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

This form was supplemented by oral testimony provided to the judicial officer

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: MATTHEW FIRNENO PTL LAW ENFORCEMENT OFFICER

Date: 07/27/2019

Affidavit of Probable Cause

Page 6 of 7

1/1/2017

Preliminary Law Enforcement Incident Report

COMPLAINT NUMBER

1506**S****2019****000772**

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 2 CO-DEFTS POLICE CASE #:
47882-19

COMPLAINANT MATTHEW FIRNENO PTL
NAME: 401 CHAMBERSBRDG RD
ATTN WARRANTS
BRICK TOWN NJ 08723

*THE STATE OF NEW JERSEY**VS.***JAMES M MASTERSON**

ADDRESS: 16 A HOMESTEAD DR

WHITING**NJ 08759-0000**

DEFENDANT INFORMATION
SEX: M EYE COLOR: BROWN DOB: 02/26/1953
DRIVER'S LIC. #. [REDACTED] DL STATE: NJ
SOCIAL SECURITY #: [REDACTED] SBI #: 438161E
TELEPHONE #: [REDACTED] (C)
LIVESCAN PCN #: 150603005426

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 defendant made statements/admissions.
 - It was recorded using:
 - *Body-Worn Camera
- The defendant was known to the victim as:
 - Family
- Physical evidence was seized/recovered:
 - Other Type(s) of physical evidence DOG
- The case involved theft and/or stolen property. The property which was stolen and/or possessed is DOG
- The case involved burglary of an occupied structure. The victim(s) were:
 - Not confronted

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: **MATTHEW FIRNENO PTL LAW ENFORCEMENT OFFICER**

Date: **07/27/2019**

Preliminary Law Enforcement Incident Report

Page 7 of 7

7/20/2018

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION - OCEAN COUNTY

THE STATE OF NEW JERSEY :

VS. :

JAMES M. MASTERSON :

Defendant :

INDICTMENT

NO. 19-12-2016

COUNT ONE

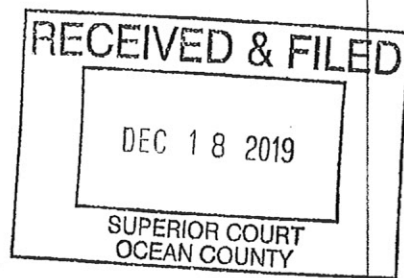
BURGLARY-THIRD DEGREE

The Grand Jurors of the State of New Jersey, in and for the County of Ocean, upon their oaths present that JAMES M. MASTERSON, on or about July 27, 2019, in the Township of Brick, County of Ocean, and within the jurisdiction of this Court, knowingly did enter the structure of Richard Mazurek, at [REDACTED] with the purpose to commit an offense therein, contrary to the provisions of N.J.S.A. 2C:18-2a(1), and against the peace of this State, the Government and dignity of the same.

COUNT TWO

THEFT-THIRD DEGREE

The Grand Jurors of the State of New Jersey, in and for the County of Ocean, upon their oaths present that JAMES M. MASTERSON, on or about July 27, 2019, in the Township of Brick, County of Ocean, and within the jurisdiction of this Court, knowingly did unlawfully take or exercise unlawful control over the moveable property of Richard Mazurek, that is, a dog, having a value in excess of \$500.00, with the purpose to deprive the owner



thereof, contrary to the provisions of N.J.S.A. 2C:20-3a, and against the peace of this State,
the Government and dignity of the same.

BRADLEY D. BILLHIMER
OCEAN COUNTY PROSECUTOR

DATED: 12/18/19

BY: Julie E. Peterson
JULIE E. PETERSON
ASSISTANT PROSECUTOR

ENDORSED: D. Billhimer
Foreperson

GJ Docket # : 19002559

Superior Court of New Jersey
Law Division, Ocean County

THE STATE

VS.

JAMES M. MASTERSON

INDICTMENT NO.

19-12-2016

INDICTMENT FOR

BURGLARY
THEFT

BRADLEY D. BILLHIMER
Ocean County Prosecutor

A TRUE BILL

DB

Foreperson

Bail SUMMONS

Condition Of Bail _____



Judgment of Conviction

Superior Court of New Jersey, OCEAN County

State of New Jersey

v.

Last Name

MASTERSON

First Name

JAMES

Middle Name

M

Also Known As

Date of Birth

02/26/1953

SBI Number

438161E

Date(s) of Offense

07/27/2019

Date of Arrest

PROMIS Number

19 002559-001

Date Ind / Acc / Complt Filed

12/18/2019

Original Plea

☒ Not Guilty

☐ Guilty

Date of Original Plea

11/16/2020

Adjudication By

☒ Guilty Plea

☐ Jury Trial Verdict

☐ Non-Jury Trial Verdict

☐ Dismissed / Acquitted

Date: 02/01/2021

☐ Sealed (N.J.S.A. 2C:52-5.2)

Original Charges

Ind / Acc / Complt	Count	Description	Statute	Degree
19-12-02016-I	1	BURGLARY-ENTERING STRUCTURE ETC-NO BI/UNARMED	2C:18-2A(1)	3
19-12-02016-I	2	THEFT BY UNLAWFL TAKNG-MOVABLE PROP VAL \$500-\$74999 ETC	2C:20-3A	3

Final Charges

Ind / Acc / Complt	Count	Description	Statute	Degree
19-12-02016-I	AMENDED 1	CRIMINAL TRESPASS-RESEARCH FACILITY/POWER FACILITY ETC	2C:18-3A	4

Sentencing Statement

It is, therefore, on 05/24/2021 **ORDERED** and **ADJUDGED** that the defendant is sentenced as follows:
Count 1: Defendant is sentenced to Probation for a period of one (1) year with the following condition: the defendant is sentenced to the custody of the Warden of the Ocean County Department of Corrections for a period of ninety-eight (98) days as a condition of Probation and is credited with one hundred one (101) days of time served.

Defendant is to obtain and maintain full-time gainful employment within sixty (60) days of today.

Defendant is to have no contact with Victim.

Defendant is directed to comply with any and all conditions as established by Probation.

Defendant is to pay monetary penalties as set forth on Page Two through Probation at a monthly rate of two (\$2) dollars commencing June 1, 2021 and then by the first (1st) day of the month thereafter. The court is applying the three (3) of the jail credit days to satisfy monetary penalties, consequently, the \$30 LEOTEF, \$50 VCCO and \$75 SNSF are deemed satisfied by application of three (3) days jail credit pursuant to N.J.S.A. 2B:12-23.1 and N.J.S.A. 2C:46-2(d).

Bail, if any, is discharged. The following is dismissed: Count 2 of 19-12-02016-I.

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

Total Custodial Term

000 Years 00 Months 098 Days

Institution Name

COUNTY JAIL

Total Probation Term

01 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%;"> <tr> <th style="text-align: left;">Standard</th> <th style="text-align: left;">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) _____ Total Lab Fee _____ Offenses @ \$ _____ \$ _____																	
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) ☒ \$ 30.00		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) ☒ \$ 2.00		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) ☐																	
Domestic Violence Offender Surcharge (N.J.S.A. 2C:25-29.4) ☐ \$ _____		Certain Sexual Offenders Surcharge (N.J.S.A. 2C:43-3.7) ☐ \$ _____															
Fine \$ _____		Sex Crime Victim Treatment Fund Penalty (N.J.S.A. 2C:14-10) ☐ \$ _____															
Restitution Joint & Several \$ _____ ☐		Total Financial Obligation \$ 155.00															
☐ Entry of Civil Judgment for court-ordered financial assessment (N.J.S.A. 2C:52-5.2)																	
Details																	

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	Eye Color	
	☐ M ☐ F		

Time Credits

Time Spent in Custody R. 3:21-8 Date: From - To 10/25/2020 - 10/27/2020 12/28/2019 - 04/03/2020 - - - - - - - - Total Number of Days 101	Gap Time Spent in Custody N.J.S.A. 2C:44-5b(2) Date: From - To - - - - Total Number of Days Rosado Time Date: From - To - - - - Total Number of Days	Prior Service Credit Date: From - To - - - - - - - - Total Number of Days
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Statement of Reasons - Include all applicable aggravating and mitigating factors

AGGRAVATING FACTORS

3. The risk that the defendant will commit another offense.
9. The need for deterring the defendant and others from violating the law.

MITIGATING FACTORS

7. The defendant has no history of prior delinquency or criminal activity or has led a law-abiding life for a substantial period of time before the commission of the present offense.
10. The defendant is particularly likely to respond affirmatively to probationary treatment.

The Court places light weight on Aggravating Factor 3, heavy weight on Aggravating Factor 9, light weight on Mitigating Factor 7, and heavy weight on Mitigating Factor 10.

The Court finds that the Aggravating and Mitigating Factors are in equipoise.

The Court adopts and incorporates as part of the reason for sentence herein all matters set forth on the record at the time of sentencing.

Attorney for Defendant at Sentencing KELLY J TONER	Public Defender ☒ Yes ☐ No
Prosecutor at Sentencing KRISTIN PRESSMAN	Deputy Attorney General ☐ Yes ☒ No
Judge at Sentencing Hon. Guy P. Ryan, J.S.C.	
Judge (Signature) /s Hon. Guy P. Ryan, J.S.C.	Date 06/01/2021