

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 2, 2021

Via OPRA Machine: opra+request-24361-5815693b@requests.opramachine.com

Re: Open Public Records Act (OPRA) Request
OCPO Case# 13010244 – Joshua Preston

Dear Sir/Madam:

Enclosed please find the Complaint Summons 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, Global Subject Activity Reports, Affidavits, Preliminary Law Enforcement Incident Reports, Indictments, Plea Forms, Criminal Information Forms and Sentencing Information.

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

Enclosure

Khajezadeh, Dina

From: Resident <opra+request-24361-5815693b@requests.opramachine.com>
Sent: Tuesday, June 29, 2021 7:12 PM
To: Khajezadeh, Dina
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 for the years 2005-present:

- 1, Alexa Ray Cook - 18003781 ✓
2. Joshua Scott Preston

Yours sincerely,

Resident

Preston
17002521 ✓ 16002048 ✓
16004145 ✓ 13010244
16002738 ✓

Please use deliver records electronically via email to the below UNIQUE address for all replies to this request:
opra+request-24361-5815693b@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,Q46jl27RngbPvF_z3PRfnQ2jhN7TqW0UrUNWzue5FYSY1XcPt55PQYqSU5WS0mVmzbAxLsdE_CRVxFRxFlBYOEjRA9ABshNzZFEhRai2q4r0zLalF-bt&typo=1

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https://linkprotect.cudasvc.com/url?a=https%3a%2f%2fopramachine.com%2fhelp%2fofficers&c=E,1,HJIBF7WyVLyGMnWafIzv2KrX3VvpilM3dEN3jDOU_fRU6EdukZq9QRGb390stZ9qrfSgCoNftz0F-e1-OrMNYJESXK4q8Ormc8X8TqETYA,,&typo=1

View this OPRA request & responses online:

https://linkprotect.cudasvc.com/url?a=https%3a%2f%2fopramachine.com%2frequest%2fcase_reports_43&c=E,1,2h9DWlEzG2y5yKogLoUZNMtju2MemcEZ3oYHIKLS9d60wP5Y3fB58uKpmK6FrL2PQaMetJnVeUnExlPfyDhVdyU6a3dT51Ecps34fd2GJfXptweDOd3QRI2w,,&typo=1

Please note that in some cases publication of requests and responses will be delayed.

13010277

COMPLAINT - SUMMONS

COMPLAINT NUMBER				THE STATE OF NEW JERSEY VS. JOSHUA S PRESTON	
1525	S	2013	000004		
COURT CODE	PREFIX	YEAR	SEQUENCE NO.	ADDRESS:	
POINT PLEASANT BEACH MUN CT				1623 WEST PRINCETON AVE	
2233 BRIDGE AVE				BRICK NJ 08724	
POINT PLEASANT NJ 08742					
(732) 899-1636	COUNTY OF: OCEAN				
# of CHARGES	CO-DEFTS	POLICE CASE #:	DEFENDANT INFORMATION		
1	1	13-28	SEX: M EYE COLOR: BLUE DOB: 10-09-1987		
COMPLAINANT NAME:	WILLIAM IPPOLITO		DRIVER'S LIC. #:		
	NEW JERSEY AVENUE		SOCIAL SECURITY #:		
	ATTN WARRANTS		SBI #:		
	PT PLEASANT BCH NJ 08742		TELEPHONE #:		

By certification or on oath, the complainant says that to the best of his/her knowledge, information and belief the named defendant on or about 01-15-2013 in POINT PLEASANT BEACH, OCEAN County, NJ did: WITHIN THE JURISDICTION OF THIS COURT, KNOWINGLY POSSESS A WEAPON, NAMELY ONE STEEL KNIFE AND THREE SCALLOP KNIVES, UNDER CIRCUMSTANCES NOT MANIFESTLY APPROPRIATE FOR LAWFUL USE, SPECIFICALLY BY CARRYING THE DESCRIBED KNIVES IN THE DOOR POCKETS OF HIS VEHICLE.

in violation of:

Original Charge	1) 2C:39-5D	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 wilfully false, I am subject to punishment.

Signed: WILLIAM IPPOLITO Date: 01-15-2013

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 this court to answer this complaint. If you fail to appear on the date and at the time stated below, a warrant may be issued for your arrest.

DATE TO APPEAR: 01-18-2013 TIME: 10:00am WILLIAM IPPOLITO 01-15-2013

Signature of Person Issuing Summons

Date

☐ 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

BRADLEY D. BILLHIMER
Ocean County Prosecutor

JOSEPH F. MITCHELL
Chief of Detectives



MICHAEL T. NOLAN, JR.
First Assistant Prosecutor

ROBERT J. ARMSTRONG
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732-929-2027

July 2, 2021

Via OPRA Machine: opra+request-24361-5815693b@requests.opramachine.com

Re: Open Public Records Act (OPRA) Request
OCPO Case# 16002048 – Joshua Preston

Dear Sir/Madam:

Enclosed please find the Complaint Summons, Indictment, Plea Form, Judgment of Conviction, Criminal Information Form and Supplemental Criminal Information Forms, pursuant to your request made under the New Jersey Open Public Records Act (OPRA). Personal identifying information has been redacted pursuant to N.J.S.A. 47:1A-1.1, et seq.

Please be advised that there are no responsive documents pursuant to your request for Arrest Reports, Global Subject Activity Reports, Affidavits and Preliminary Law Enforcement Incident 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

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Khajezadeh, Dina

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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 for the years 2005-present:

- 1, Alexa Ray Cook - 18003781 ✓
2. Joshua Scott Preston

Yours sincerely,

Resident

Preston
17002521 ✓ 16002048 ✓
16004145 ✓ 13010244
16002738 ✓

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https://linkprotect.cudasvc.com/url?a=https%3a%2f%2fopramachine.com%2fchange_request%2fnew%3fbody%3docean_county_prosecutors_office&c=E,1,Q46jI27RngbPvF_z3PRfnQ2jhN7TqW0UrUNWzue5FYsY1XcPt55PQYqSU5WS0mVmzbAxLsdE_CRVxFRxFlBYOEjRA9ABshNzZFEhRai2q4r0zLalF-bt&typo=1

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https://linkprotect.cudasvc.com/url?a=https%3a%2f%2fopramachine.com%2fhelp%2fofficers&c=E,1,HJIBF7WyVLyGMnWafIzv2KrX3VvpilM3dEN3jDOU_fRU6EdukZq9QRGb390stZ9qrfSgCoNftz0F-e1-OrMNYJESXK4q8OrmC8X8TqETYA,,&typo=1

View this OPRA request & responses online:

https://linkprotect.cudasvc.com/url?a=https%3a%2f%2fopramachine.com%2frequest%2fcase_reports_43&c=E,1,2h9DWlcEzG2y5yKogLoUZNmtju2MemcEZ3oYHIKls9d60wP5Y3fB58uKpmK6FrL2PQaMetJnVeUnExIPfPyDhVdyU6a3dT51Ecps34fd2GJfXptweDOd3QRI2w,,&typo=1

Please note that in some cases publication of requests and responses will be delayed.

16002048

COMPLAINT - SUMMONS

COMPLAINT NUMBER				<i>THE STATE OF NEW JERSEY</i> <i>VS.</i> JOSHUA S PRESTON	
1507	S	2016	001217	ADDRESS: 1623 W PRINCETON AVE BRICK NJ 08723-0000	
COURT CODE	PREFIX	YEAR	SEQUENCE NO.		
TOMS RIVER MUNICIPAL COURT 255 OAK AVENUE TOMS RIVER NJ 08753-0000 732-797-3914 COUNTY OF: OCEAN				DEFENDANT INFORMATION SEX: M EYE COLOR: DOB: 10/09/1987 DRIVER'S LIC. #: DL STATE: SOCIAL SECURITY #: SBI #: TELEPHONE #: 	
# of CHARGES 1	CO-DEFTS 1	POLICE CASE #: 160500560			
COMPLAINANT NAME: DET. JOSEPH MASTRONARDY OCEAN CO PROS OFFICE - SOG 119 HOOPER AVE TOMS RIVER NJ 08753					

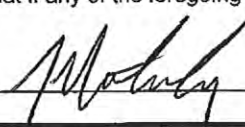
By certification or on oath, the complainant says that to the best of his/her knowledge, information and belief the named defendant on or about **05/31/2016** in **TOMS RIVER TWP**, **OCEAN** County, NJ did: **WITHIN THE JURISDICTION OF THIS COURT DID KNOWINGLY AND PURPOSELY POSSESS A CONTROLLED DANGEROUS SUBSTANCE TO WIT: HEROIN, IN A QUANTITY OF LESS THAN ONE HALF (1/2) OUNCE IN VIOLATION OF N.J.S. 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 wilfully false, I am subject to punishment.

Signed: _____ OTHER OFFICER  Date: **05/31/2016**

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 this court to answer this complaint. If you fail to appear on the date and at the time stated below, a warrant may be issued for your arrest.

DATE TO APPEAR: **06/14/2016** **TIME:** **10:00AM** _____ **OTHER OFFICER** **05/31/2016**
Signature of Person Issuing Summons Date

☐ 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
		Page 1 of 7 NJ/CDR1 8/1/2005

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION - OCEAN COUNTY

THE STATE OF NEW JERSEY :

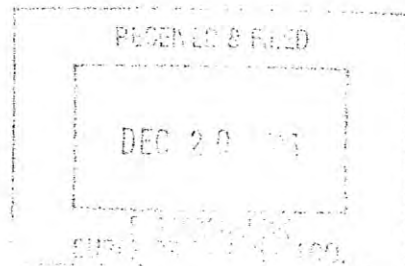
VS. :

JAMES P. O'DONNELL
JOSHUA S. PRESTON

Defendants :

INDICTMENT

NO. 16-12-2323



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 JAMES P. O'DONNELL and JOSHUA S. PRESTON, on or about May 31, 2016, 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, namely, Heroin, a schedule I 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.

JOSEPH D. CORONATO
OCEAN COUNTY PROSECUTOR

DATED: 12/20/16

BY: [Signature]

ROBERT J. CASSIDY
ASSISTANT PROSECUTOR

ENDORSED: [Signature]

Foreperson

GJ Docket # : 16002048

Superior Court of New Jersey
Law Division, Ocean County

THE STATE

VS.

JAMES P. O'DONNELL - 002
JOSHUA S. PRESTON - 001

INDICTMENT NO.

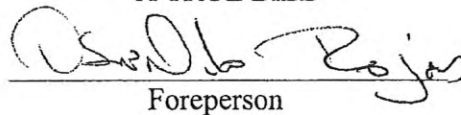
16-12-2323

INDICTMENT FOR

POSSESSION OF A CONTROLLED DANGEROUS SUBSTANCE

Joseph D. Coronato
Ocean County Prosecutor

A TRUE BILL


Foreperson

BOTH:
Bail Summons

Condition Of Bail N/A



New Jersey Judiciary
Plea Form

Defendant's Name: Joshua Preston
before Judge: Daniels

County Ocean

Prosecutor File Number 16 004145-1
16 002738-1
16 002048-1

List the charges to which you are pleading guilty:

Ind./Acc./Comp.#	Count	Nature of Offense	Degree	Statutory Maximum			VCCO Assmt*
				Max	Time	Fine	
<u>16-12-2323</u>	<u>1</u>	<u>POSS CPS Amended to:</u>	<u>3</u>	Max	<u>5 yrs.</u>	<u>\$15K</u>	<u>\$50</u>
<u>A-17-02-20</u>	<u>1</u>	<u>CONSP. POSS CPS 2C:5-2</u>	<u>3</u>	Max	<u>5 yrs.</u>	<u>\$15K</u>	<u>\$50</u>
<u>1506 S2014 4978</u>	<u>1</u>	<u>Wandering (Amended) DP</u>	<u>3</u>	Max	<u>6 mo.</u>	<u>\$1000</u>	<u>\$50</u>
<u>Ticket# File-4657</u>	<u>1</u>	<u>Driving Suspended 39-3.40</u>	<u>4</u>	Max	<u>10 days</u>	<u>\$1000</u>	<u>\$50 (2)</u>
Your total exposure as the result of this plea is:				Total	<u>10.5 yrs</u>	<u>\$33K</u>	<u>\$250</u>
<u>E16-3119</u>	<u>1</u>	<u>Driving suspended 39-3.40</u>			<u>+ 10 days</u>	<u>\$33K</u>	

2. a. Did you commit the offense(s) to which you are pleading guilty?

[Yes] [No]

b. Do you understand that before the judge can find you guilty, you will have to tell the judge what you did that makes you guilty of the particular offense(s)?

[Yes] [No]

3. Do you understand what the charges mean?

[Yes] [No]

4. Do you understand that by pleading guilty you are giving up certain rights? Among them are:

a. The right to a jury trial in which the State must prove you guilty beyond a reasonable doubt?

[Yes] [No]

b. The right to remain silent?

[Yes] [No]

c. The right to confront the witnesses against you?

[Yes] [No]

d. Do you understand that by pleading you are not waiving your right to appeal (1) the denial of a motion to suppress physical evidence (R. 3:5-7(d)) or (2) the denial of acceptance into a pretrial intervention program (PTI) (R. 3:28(g))?

[Yes] [No]

e. Do you further understand that by pleading guilty you are waiving your right to appeal the denial of all other pretrial motions except the following:

[Yes] [No]

* Victims of Crime Compensation Office Assessment

5. Do you understand that if you plead guilty:

a. You will have a criminal record?

☒ [Yes] ☐ [No]

b. Unless the plea agreement provides otherwise, you could be sentenced to serve the maximum time in confinement, to pay the maximum fine and to pay the maximum Victims of Crime Compensation Agency Assessment?

☒ [Yes] ☐ [No]

c. You must pay a minimum Victims of Crime Compensation Agency 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(5)(b) (knowingly possessing or knowingly viewing child pornography, 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

\$

SP

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 _____ years and _____ months (fill in the number of years/months) and the maximum period of parole ineligibility can be _____ years and _____ months (fill in the number of years/months) and this period cannot be reduced by good time, work, or minimum custody credits.
- b. If you are pleading guilty to such a charge, the minimum mandatory extended term is _____ years and _____ months (fill in the number of years/months) and the maximum mandatory extended term can be _____ years and _____ 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

✓ 1506 32616 15231 2, 3 POSS CDS (3rd) 2C: 35-10A(1)

✓ 1506 52016 15241 1, 2 POSS drug paraphernalia (PP) 2C: 36-2

~~1506 52016 15241 1, 2 POSS CDS (3rd) 2C: 35-10A(1)~~

1506 52016 979 1, 2 POSS drug paraphernalia (PP) 2C: 36-2

✓ MV-E14-4658 - OPMV/CDS MV-E14-6897, 6898, 6899 - OPMV/CDS, fail. obs. traffic device

13. Specify any sentence the prosecutor has agreed to recommend: disregard stop sign

non-custodial probation

mandatory fines/penalties on MV offenses (to run concurrent)

~~probation~~

14. Has the prosecutor promised that he or she will NOT:
- Speak at sentencing? [Yes] [No] (No)
 - Seek an extended term of confinement? (Yes) [No]
 - Seek a stipulation of parole ineligibility? (Yes) [No]
15. Are you aware that you must pay restitution if the court finds there is a victim who has suffered a loss and if the court finds that you are able or will be able in the future to pay restitution? [Yes] [No] (NA)
16. Do you understand that if you are a public office holder or employee, you can be required to forfeit your office or job by virtue of your plea of guilty? [Yes] [No] (NA)
17. a. Are you a citizen of the United States? (Yes) [No] N.J.
- 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.
- 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
 - 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]
 - 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]
 - Would you like the opportunity to do so? [Yes] [No]
 - Having been advised of the possible immigration consequences and of your right to seek individualized legal advice on your immigration consequences, do you still wish to plead guilty? [Yes] [No]
18. a. Do you understand that pursuant to the rules of the Interstate Compact for Adult Offender Supervision if you are residing outside the State of New Jersey at the time of sentencing that return to your residence may be delayed pending acceptance of the transfer of your supervision by your state of residence? (Yes) [No]
- Do you also understand that pursuant to the same Interstate Compact transfer of your supervision to another state may be denied or restricted by that state at any time after sentencing if that state determines you are required to register as a sex offender in that state or if New Jersey has required you to register as a sex offender? [Yes] [No] N/A
19. Have you discussed with your attorney the legal doctrine of merger? (Yes) [No] [NA]

[Handwritten Signature]

20. Are you giving up your right at sentence to argue that there are charges you pleaded [Yes] [No] ☒ [NA] guilty to for which you cannot be given a separate sentence?

21. List any other promises or representations that have been made by you, the prosecutor, your defense attorney, or anyone else as a part of this plea of guilty:

22. Have any promises other than those mentioned on this form, or any threats, been made in order to cause you to plead guilty? [Yes] ☒ [No]

23. a. Do you understand that the judge is not bound by any promises or recommendations of the prosecutor and that the judge has the right to reject the plea before sentencing you and the right to impose a more severe sentence? ☒ [Yes] [No]

b. Do you understand that if the judge decides to impose a more severe sentence than recommended by the prosecutor, that you may take back your plea? ☒ [Yes] [No]

c. Do you understand that if you are permitted to take back your plea of guilty because of the judge's sentence, that anything you say in furtherance of the guilty plea cannot be used against you at trial? ☒ [Yes] [No]

24. Are you satisfied with the advice you have received from your lawyer? ☒ [Yes] [No]

25. Do you have any questions concerning this plea? [Yes] ☒ [No]

Date 2/13/17 Defendant [Signature]

Defense Attorney [Signature]

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.



Judgment of Conviction

Superior Court of New Jersey, OCEAN County

State of New Jersey**v.**

Last Name

PRESTON

First Name

JOSHUA

Middle Name

S

Also Known As

PRESTON JOSHUA S

Date of Birth

10/09/1987

SBI Number

930373E

Date(s) of Offense

05/31/2016

Date of Arrest

PROMIS Number

16 002048-001

Date Ind / Acc / Complt Filed

12/20/2016

Original Plea

☒ Not Guilty☐ Guilty

Date of Original Plea

02/13/2017

Adjudication By

☒ Guilty Plea☐ Jury Trial Verdict☐ Non-Jury Trial Verdict☐ Dismissed / Acquitted

Date: 02/13/2017

Original Charges

Ind / Acc / Complt	Count	Description	Statute	Degree
16-12-02323-I	1	POSS CDS/ANALOG - SCHD I II III IV	2C:35-10A(1)	3

Final Charges

Ind / Acc / Complt	Count	Description	Statute	Degree
16-12-02323-I	1	POSS CDS/ANALOG - SCHD I II III IV	2C:35-10A(1)	3

Sentencing Statement

It is, therefore, on 01/26/2018 **ORDERED** and **ADJUDGED** that the defendant is sentenced as follows:
Defendant is sentenced to a Two-Year Period of Probation concurrent to Accusation Number 17-02-201.

Defendant is to comply with any and all conditions as established by Probation, including but not limited to, random urine monitoring and a Substance Abuse Evaluation, and is to comply with all recommendations thereof.

Defendant is to maintain part-time gainful employment. Defendant is to pay the monetary penalties as set forth on page two hereof, through Probation at a rate of \$50.00 per month commencing March 15, 2018 and then by the 15th day of each month thereafter.

If Defendant tests positive within the next 60 days, Defendant must cease driving and the matter of driver's license revocation will be revisited by the court.

Defendant is entitled to 53 days credit for time served. Any bail posted in this matter is discharged. There are no dismissals.

☐ 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

02 Years 00 Months

DEDR (N.J.S.A. 2C:35-15 and 2C:35-5.11)

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))

	Standard	Doubled
1st Degree	@ \$	@ \$
2nd Degree	@ \$	@ \$
3rd Degree	@ \$	@ \$
4th Degree	@ \$	@ \$
DP or	@ \$	@ \$
Petty DP	@ \$	@ \$

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)

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)

☐ \$

Safe Neighborhood 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)

☐ \$

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

\$ 125.00

Details

See Page 1

Additional Conditions

- ☒ 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)).

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

Time Credits

Time Spent in Custody R. 3:21-8 Date: From - To 05/31/2016 - 06/01/2016 07/13/2016 - 07/14/2016 11/03/2016 - 11/04/2016 01/14/2017 - 02/03/2017 05/09/2017 - 05/10/2017 08/04/2017 - 08/10/2017 01/10/2018 - 01/26/2018 Total Number of Days <u>53</u>	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 _____
---	--	--

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 gives light weight to aggravating factor #3; heavy weight to aggravating factor #9. The court is clearly convinced that the aggravating factors substantially outweigh the mitigating factors in this matter. 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 ALEXANDER COVEN	Public Defender ☒ Yes ☐ No
Prosecutor at Sentencing ROBERT J CASSIDY	Deputy Attorney General ☐ Yes ☒ No
Judge at Sentencing WENDEL E. DANIELS	
Judge (Signature) /s WENDEL E. DANIELS	Date 03/12/2018

OCEAN COUNTY SUPERIOR COURT - LAW DIVISION
CRIMINAL INFORMATION FORM

NAME Preston, Joshua DATE 1/26/18
IND. # 16-12-00323 ACC. # _____ CASE # 16002048-001

WARRANT/COMPLAINT # _____ MUN. APP. # _____

CHARGES CT1 - 2C:35-10A(1) Poss of CDS 3rd Deg MUNICIPALITY _____

BAIL: ☐ 1st APP ☐ INFIRM ☐ FORMAL ☐ CONT'D ☐ REDUCED ☐ FOR'D ☐ REINSTATED ☐ DISCHRGD ☐ INCREASED
☐ AMOUNT _____ ☐ NO 10% ALTERNATIVE ☐ CASH ONLY ☐ ROR
☐ B/W ISSUED FOR FTA and BAIL FORFEITED ☐ B/W ISSUED FOR FTA AND BAIL NOT FORFEITED ☐ B/W VACATED

PLEA: ☐ NOT GUILTY ☐ READING WAIVED
☐ GUILTY TO: _____

☐ LR ATTACHED ☐ P.S.I. ORDERED ☐ BAIL CONT'D
TO BE DISMISSED _____

VOP: GUILTY TO: _____ VERDICT: _____

☐ TERMINATE PROBATION ☐ PAY PAROLE ☐ DISMISSED _____

SENTENCE: OCJ _____ TERM _____ SUSP _____ WKNDG _____ COMMENCING _____
DOC _____ TERM _____ PAROLE INELIG _____ AVENEL _____ YCIC _____
☒ C/C ☐ C/S CREDIT FOR TIME SERVED _____

PROBATION 2 years a/c w 1600445-001

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

PATIENT: ☐ IN ☐ OUT TRANSPORT BY _____ UPON COMPLETION _____

EMPLOYMENT: OBTAIN/MAINTAIN PT EMPLOYED COMM SRVC HRS _____ FINE _____

☐ PAROLE SUPERVISION FOR LIFE ☐ DNA ORDERED RESTITUTION AMOUNT _____

V.C.C.B. 50- DEOR PENALTY _____ LAB FEE _____ LEOTEF PENALTY _____

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

S.A.N.E. _____ ☐ SEX ASSAULT SURCHARGE OF \$100 INSURANCE FRAUD SURCHARGE _____

PAYMENT RATE 50- PER Month COMMENCING 3/15/18

☒ BAIL DISCHARGED ☒ ORDERED RELEASED ☐ REMAND OCEAN COUNTY JAIL

DETAINEES: _____

DISMISSED: _____

JUDGE Wendol E. Drimels PJClP PROSECUTOR R. Cassidy

REPORTER C/S DEFT'S ATTY A. Coven

NOTES: _____

45 Days to Appeal - PCR Form Signed

CLERK'S SIGNATURE RF #2439

Ocean County Superior Court.- Law Division
Supplement to Criminal Information Form

Page _____ of _____

Defendant Name: Preston Joshua Date: 1/26/18

~~Indictment~~ No.: MV - F 16-004657-1506 Judge: Wendel E. Daniels

Driving While Suspended 2nd offense

Jail - /

Fine - 750-

Voco - /

SASF - /

Court Cost - 33-

Assessment - 6-

DDEF - /

Surcharge - /

IDRC Hours - /

Ignition Interlock - /

DL Suspension - 1 day

*Dismissed - /

Fines Payable to Municipal Court of Berkeley Township

Clerk: RF # 2439

Pros- R. Cassidy
Deft Atty A. Owen

Ocean County Superior Court - Law Division
Supplement to Criminal Information Form

Page _____ of _____

Defendant Name: Preston, Joshua Date: 1/26/18
~~Vehicle ID~~: MV-E 16-5119-1506 Judge: Wendel E. Daniels
Cr - Driving While Suspended 3rd offense

JAIL - 10 days ^{credit} 10 days ^{time} credit time served

Fine - 1000⁰⁰

VOCO -

SNSF -

Court Cost - 33-

Assessment - 6-

DDEF -

Surcharge -

IDRC Hours -

Ignition Interlock -

DL Suspension/loss - 1 day

* Dismissed - E16-005118-1506 + E16-004658-1506

Fines Payable to Municipal Court at Berkeley Township

Clerk: RF #2439

Pros R. Cassidy

Deft Atty A. Cohen

Ocean County Superior Court - Law Division
Supplement to Criminal Information Form

Defendant Name: Joshua Preston Date: 2/13/17

Indictment No.: 16-12-2323; Accusation # Judge: Daniels
Compl. # 1506S2016 11023; 1702-201
978

Continued Q # 12 on plea form (dismissals):

ticket # E16-005118 (unlawful U-turn) 39:4-125
✓ E16-004658 (CDS in vehicle) 39:4-49.1
~~11023~~
✓ E16-006897 (CDS in vehicle) 39:4-49.1
✓ E16-006898 (failure to observe) 39:4-81
✓ E16-006899 (failure to stop/yield) 39:4-144
~~1506S2016 11023 (poss drug paraph 36121 (a+b))~~
~~1506S2016 11023 (poss drug paraph 36121 (a+b))~~

S-2016-978-1506- Court 2 dismiss (POSS CDS 3°) - Ct. 1 → plead guilty

Clerk: _____

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 2, 2021

Via OPRA Machine: opra+request-24361-5815693b@requests.opramachine.com

Re: Open Public Records Act (OPRA) Request
OCPO Case# 16002738 – Joshua Preston

Dear Sir/Madam:

Enclosed please find the Global Subject Activity Reports, Complaint Summonses, Plea Form, Judgment of Conviction, Criminal Information Form and Supplemental 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. 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, Affidavits and Preliminary Law Enforcement Incident 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-24361-5815693b@requests.opramachine.com>
Sent: Tuesday, June 29, 2021 7:12 PM
To: Khajezadeh, Dina
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 for the years 2005-present:

- 1, Alexa Ray Cook - 18003781 ✓
2. Joshua Scott Preston

Yours sincerely,

Resident

Preston
17002521 ✓ 16002048 ✓
16004145 ✓ 13010244
16002738 ✓

Please use deliver records electronically via email to the below UNIQUE address for all replies to this request:
opra+request-24361-5815693b@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,Q46jI27RngbPvF_z3PRfnQ2jhN7TqW0UrUNWzue5FYsY1XcPt55PQYqSU5WS0mVmzbAxLsdE_CRVxFRxFiBYOEjRA9ABshNzZFEhRai2q4r0zLaIf-bt&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,HJIBF7WyVLyGMnWafIzv2KrX3VvpilM3dEN3jDOU_fRU6EdukZq9QRGb390stZ9qrfSgCoNftz0F-e1-OrMNYJESXK4q8Ormc8X8TqETYA,,&typo=1

View this OPRA request & responses online:

https://linkprotect.cudasvc.com/url?a=https%3a%2f%2fopramachine.com%2frequest%2fcase_reports_43&c=E,1,2h9DWlcEzG2y5yKogLoUZNmtju2MemcEZ3oYHIKLs9d60wP5Y3fB58uKpmK6FrL2PQaMetJnVeUnExlPfpPyDhVdyU6a3dT51Ecps34fd2GJfXptweDOd3QRI2w,,&typo=1

Please note that in some cases publication of requests and responses will be delayed.

16002738



Global Subject Activity Report

Detail



Print Date/Time: 08/02/2016 13:42

Login ID: jsisco

Brick Township Police Department

ORI Number: NJ0150600

Preston, Joshua Scott Jacket: 800175220 A SSN: [REDACTED]
Address: 1623 WE PRINCETON AVE Sex: Male
 BRICK TOWNSHIP NJ 08724
Phone #: [REDACTED]
DOB: 10/09/1987 Height: 6ft 0in to 6ft 0in
Race: White Weight: 235.0 lbs. to 240.0 lbs.
DL State: NJ Eyes: Blue
 Hair: Brown
 DL#: [REDACTED]

Physical Characteristics:

Appearance: Disheveled
Hair Style: Straight
Hair Length: Short
Facial Shape: Oval
Complexion: Light
Build: Large
Glasses: No
Teeth: Missing
Speech: Normal
Voice: Medium Pitch

Country/State of Birth: US/NJ
City of Birth: Neptune
County of Origin: Monmouth
Ethnicity: White
Citizenship: US Citizen
Tribe: Not Applicable
Hate Group: Not Applicable
Military Service: Not Applicable
Military Discharge:
School: High School - Diploma Full
Beard:
DNA Collected Date:

Age Range:
Hand Preference: Right
Place of Birth:
Occupation: Employed
of Dependents: 1
Primary Language: English
Second Language: English
Gang Affiliation: Not Applicable
Marital Status: Single
Blood Type: Unknown
Religion: Other
Illegal Alien: No

Mustache: Thin

DNA Collected: No

Known Owner: [REDACTED]

County of Conviction:

Identifying Clothing:

State Of Conviction:

Modus Operandi

Crime Specialties

Aliases

Type	Alias	DOB	Race	Sex	SSN	Hair	Eyes	DL#	Height	Weight	Phone
AKA	Preston, Joshua S	10/09/1987	White	Male		Brown	Brown	[REDACTED]	6ft 0in	240.0 lbs.	[REDACTED]
AKA	Preston, Joshua Scott	10/09/1987	White	Male		Brown	Brown	[REDACTED]	6ft 0in	240.0 lbs.	[REDACTED]

Nicknames

Entered Date/Time	Nickname Type	Nickname

Associated IDs

Issue Date	ID Type	Number	Issuing State	Start Date	Expire Date
	*FBI	598562TD5	NJ		
	*SBI	930373E	NJ		

Known Associates

Relationship	Name
Acquaintance	Jordan, Jeffrey Michael
Friend	Barba, Matthew

School/Employer Information

Relationship	School/Employer Name	Phone Type	Phone
Employer	JVS Enterprise	Business	[REDACTED]

Scars, Marks, Tattoos



Global Subject Activity Report

Detail



Print Date/Time: 08/02/2016 13:42

Login ID: jsisco

Brick Township Police Department

ORI Number: NJ0150600

Type	Location	Scar, Mark or Tattoo Detail	Description
Tattoo	TAT L CALF	Name	Preston
Tattoo	TAT R CALF	Wizard	Wizard
Tattoo	TAT UL ARM	Cross	Cross w/ star
Tattoo	TAT UR ARM	Cartoon Character	Popeye
Tattoo	TAT NECK	Chinese	Chinese letters
Tattoo	TAT L ARM	Flower	flower with "Taylor"
Tattoo	TAT UR ARM	Anchor	Anchor, lighthouse, star

Handicap Information

Handicap

Current Address Information

Address Type	Address	City	State	Zip
Home	1623 WE PRINCETON AVE	BRICK TOWNSHIP	NJ	08724

Prior Address Information

Address Type	Address	City	State	Zip	From Date	To Date
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Contact Information

Date	Type	Phone	Extension
07/24/2016 15:43	Cell		
08/03/2015 05:49	Cell		

Vehicle Information

Vehicle #	Role	Contact Date	Vehicle Type	Make	Model	Vehicle Year	Registration Number	State
625130	Owner - Operator	07/08/2009	Truck/Van	TOYOTA	Tundra	2002		NJ

Activity



Global Subject Activity Report

Detail



Print Date/Time: 08/02/2016 13:42
Login ID: jsisco
Type : Arrest

Brick Township Police Department
ORI Number: NJ0150600

Date	Activity Reference	Description	ORI

07/24/2016 15:25	46263	Arrest Type: Probable Cause Charge(s): 2C:35-10A(1), Possess or use CDS or its Analog Classified in Schedule I, II, III or IV 2C:36-2, Possession of Drug Paraphernalia 2C:36-6, Possession or Distribution of Hypodermic Needle	NJ0150600
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Type : Booking

Date	Activity Reference	Description	ORI

07/24/2016 15:41	2016-00001032	Booking Charge(s): 2C:35-10A(1), Possess or use CDS or its Analog Classified in Schedule I, II, III or IV 2C:36-2, Possession of Drug Paraphernalia 2C:36-6, Possession or Distribution of Hypodermic Needle	NJ0150600
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Global Subject Activity Report

Detail

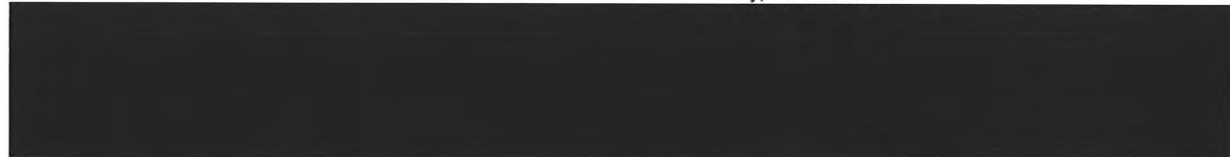


Print Date/Time: 08/02/2016 13:42
Login ID: jsisco
Type : Case

Brick Township Police Department
ORI Number: NJ0150600

Date	Activity Reference	Description	ORI
[REDACTED]			

07/24/2016 15:16	2016-00046783	Subject Type: Suspect, Incident Type: CDS - Possession Charge(s): 2C:35-10A(1), Possess or use CDS or its Analog Classified in Schedule I, II, III or IV 2C:36-2, Possession of Drug Paraphernalia 2C:36-6, Possession or Distribution of Hypodermic Needle	NJ0150600
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Global Subject Activity Report

Detail



Print Date/Time: 08/02/2016 13:42
Login ID: jsisco
Type : Incident

Brick Township Police Department
ORI Number: NJ0150600

Date	Activity Reference	Description	ORI
[REDACTED]			

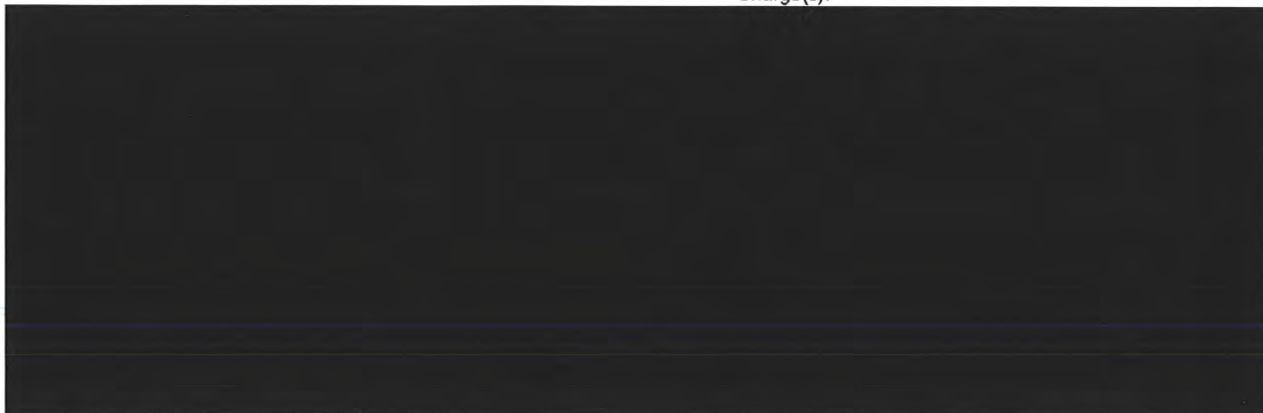
07/24/2016 15:16	2016-00046783	Incident Type : CDS - Manufacturing, Role : Officer NCIC Person Charge(s):	NJ0150600
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Type : Property

Date	Activity Reference	Description	ORI
[REDACTED]			

07/24/2016 00:00	Case: 2016-00046783	Property Type: Drug Paraphenalia; Property Code(s): Evidence / Seized Charge(s):	NJ0150600
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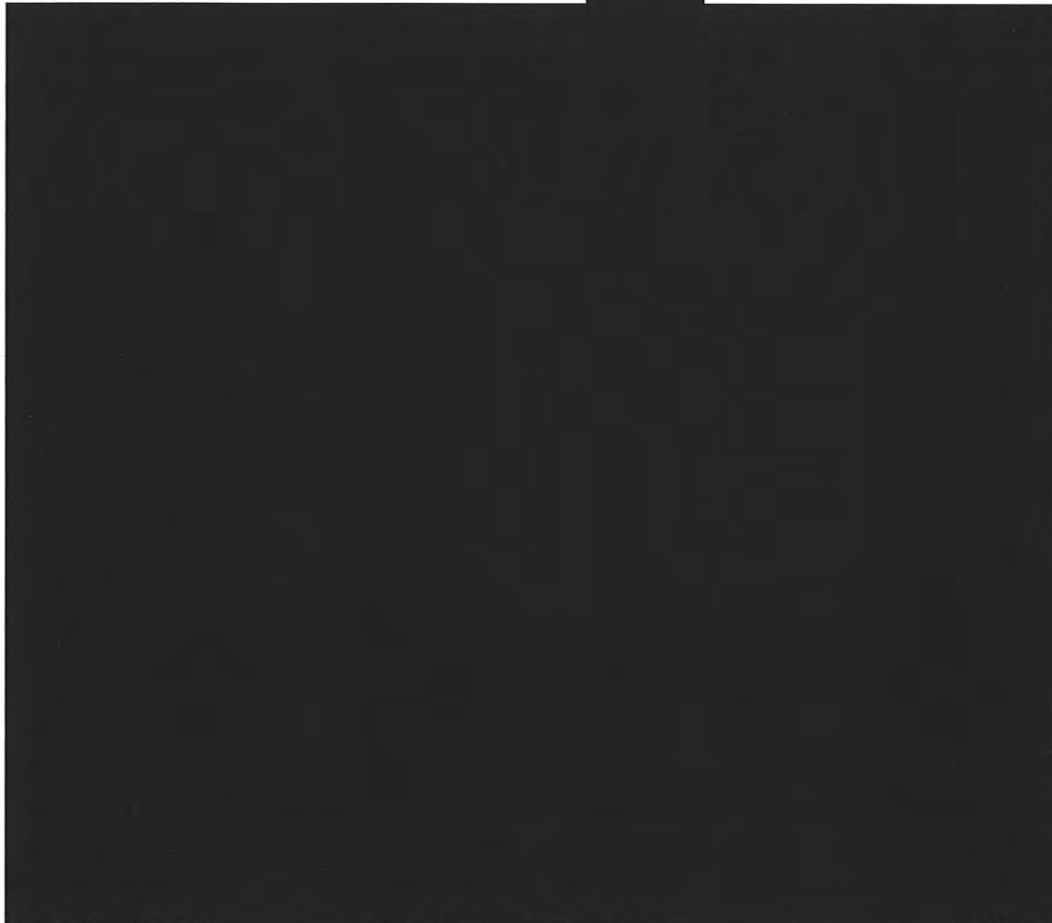
Global Subject Activity Report

Detail



Print Date/Time: 08/02/2016 13:42
Login ID: jsisco

Brick Township Police Department
ORI Number: NJ0150600



07/24/2016 17:22	1506 E16 004657	Ticket	NJ0150600
		Charge(s):	
		39:3-40,Driver's License or Registration	
		Suspended	
07/24/2016 17:22	1506 E16 004658	Ticket	NJ0150600
		Charge(s):	
		39:4-49.1,Possesion of CDS in Motor	
		Vehicle	



Total Activity :

COMPLAINT - SUMMONS

THE STATE OF NEW JERSEY

VS.

JOSHUA S PRESTON

ADDRESS: 1623 WEST PRINCETON AVENUE

BRICK

NJ 08724-0000

1506 S 2016 000978

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

of CHARGES 2 CO-DEFTS POLICE CASE #: 46785-16

COMPLAINANT NAME: MICHAEL ZOLEZI JR
401 CHAMBERS BRDG RD
ATTN WARRANTS
BRICK TOWN NJ 08723

DEFENDANT INFORMATION
SEX: M EYE COLOR: BLUE
DRIVER'S LIC. #
SOCIAL SECURITY
TELEPHONE #:

DOB: 10/19/1987

DL STATE: NJ

SBI #:

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 07/24/2016 in BRICK TWP OCEAN County, NJ did: WITHIN THE JURISDICTION OF THIS COURT, DID COMMIT THE OFFENSE OF POSSESSION OF A CONTROLLED DANGEROUS SUBSTANCE SPECIFICALLY BY HAVING IN HIS POSSESSION CONTROLLED DANGEROUS SUBSTANCES TO WIT, COCAINE.

WITHIN THE JURISDICTION OF THIS COURT, DID COMMIT THE OFFENSE OF POSSESSION OF A CONTROLLED DANGEROUS SUBSTANCE SPECIFICALLY BY HAVING IN HIS POSSESSION CONTROLLED DANGEROUS SUBSTANCES TO WIT, HEROIN.

in violation of:

Original Charge	1) 2C:35-10A(1)	2) 2C:35-10A(1)	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 wilfully false, I am subject to punishment.

Signed: MICHAEL ZOLEZI JR Date: 07/24/2016

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 this court to answer this complaint. If you fail to appear on the date and at the time stated below, a warrant may be issued for your arrest.

DATE TO APPEAR: 07/24/2016 TIME: 04:00PM MICHAEL ZOLEZI JR 07/24/2016

Signature of Person Issuing Summons

Date

☐ 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

1506**S****2016****000978**

STATE V.

JOSHUA S PRESTON

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: **07/24/2016**☐ 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) **2C:35-10A (1)**

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/CDR 1/8/1/2005

COMPLAINT - SUMMONS

COMPLAINT NUMBER			
1506	S	2016	000979
COURT CODE	PREFIX	YEAR	SEQUENCE NO.

THE STATE OF NEW JERSEY

VS.

JOSHUA S PRESTON

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

ADDRESS: 1623 WEST PRINCETON AVENUE

BRICK

NJ 08724-0000

# of CHARGES 2	CO-DEFTS	POLICE CASE #: 46783-16
COMPLAINANT NAME: MICHAEL ZOLEZI JR 401 CHAMBERS BRIDGE RD ATTN WARRANTS BRICK TOWN NJ 08723		

DEFENDANT INFORMATION	
SEX: M EYE COLOR: BLUE	DOB: 10/19/1987
DRIVER'S LIC. #:	DL STATE: NJ
SOCIAL SECURITY #:	SBI #:
TELEPHONE #:	

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 07/24/2016 in **BRICK TWP**, **OCEAN** County, NJ did: WITHIN THE JURISDICTION OF THIS COURT, DID COMMIT THE OFFENSE OF POSSESSION OF HYPODERMIC NEEDLES SPECIFICALLY BY HAVING IN HIS POSSESSION HYPODERMIC NEEDLES TO USE TO INGEST HEROIN.

WITHIN THE JURISDICTION OF THIS COURT, DID COMMIT THE OFFENSE OF POSSESSION OF DRUG PARAPHERNALIA SPECIFICALLY BY HAVING IN HIS POSSESSION WAX FOLDS USED TO PACKAGE HEROIN, A GLASS PIPE USED TO INGEST COCAINE AND HYPODERMIC SYRINGES USED TO INGEST HEROIN.

in violation of:

Original Charge	1) 2C:36-6A	2) 2C:36-2	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 wilfully false, I am subject to punishment.

Signed: MICHAEL ZOLEZI JR Date: 07/24/2016

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 this court to answer this complaint. If you fail to appear on the date and at the time stated below, a warrant may be issued for your arrest.

DATE TO APPEAR: 07/24/2016 TIME: 04:00PM MICHAEL ZOLEZI JR 07/24/2016

Signature of Person Issuing Summons

Date

☐ 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

1506**S****2016****000979****STATE V.****JOSHUA S PRESTON****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: **07/24/2016**☐ 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:36-6A**2) **2C:36-2**

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 8/1/2005

COMPLAINT - SUMMONS

COMPLAINT NUMBER				THE STATE OF NEW JERSEY	
1506	S	2016	001045	VS.	
COURT CODE	PREFIX	YEAR	SEQUENCE NO.	JOSHUA S PRESTON	
BRICK TOWNSHIP MUNICIPAL COURT 401 CHAMBERS BRIDGE BRICK NJ 08723-0000 732-262-1226 COUNTY OF: OCEAN				ADDRESS: 1623 WEST PRINCETON AVENUE BRICK NJ 08724-0000	
# of CHARGES 2	CO-DEFTS	POLICE CASE #: 46783-16	DEFENDANT INFORMATION		
COMPLAINANT NAME: MICHAEL ZOLEZI JR 401 CHAMBERS BRDG RD ATTN WARRANTS BRICK TOWN NJ 08723			SEX: M EYE COLOR: BLUE DOB: 10/19/1987 DRIVER'S LIC. # [REDACTED] DL STATE: NJ SOCIAL SECURIT [REDACTED] SBI #: TELEPHONE #:		

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 07/24/2016 in BRICK TWP OCEAN County, NJ did: WITHIN THE JURISDICTION OF THIS COURT, DID COMMIT THE OFFENSE OF POSSESSION OF A CONTROLLED DANGEROUS SUBSTANCE SPECIFICALLY BY HAVING IN HIS POSSESSION CONTROLLED DANGEROUS SUBSTANCES TO WIT, COCAINE.

WITHIN THE JURISDICTION OF THIS COURT, DID COMMIT THE OFFENSE OF POSSESSION OF A CONTROLLED DANGEROUS SUBSTANCE SPECIFICALLY BY HAVING IN HIS POSSESSION CONTROLLED DANGEROUS SUBSTANCES TO WIT, HEROIN.

in violation of:

Original Charge	1) 2C:35-10A(1)	2) 2C:35-10A(1)	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 wilfully false, I am subject to punishment.

Signed: MICHAEL ZOLEZI JR Date: 08/03/2016

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 this court to answer this complaint. If you fail to appear on the date and at the time stated below, a warrant may be issued for your arrest.

DATE TO APPEAR: 08/03/2016 TIME: 04:00PM MICHAEL ZOLEZI JR 08/03/2016
Signature of Person Issuing Summons Date

☐ 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	2016	001045	JOSHUA S PRESTON					
COURT CODE	PREFIX	YEAR	SEQUENCE NO.						
FTA Bail Information		Date Bail Set:	Amount Bail Set: \$	by:	☐ Bail Recog. Attached				
Released on Bail	R.O.R.	Committed Default	Committed w/o Bail	Date Referred to County Prosecutor:					
Date of First Appearance: 08/03/2016			☐ 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) 2C:35-10A(1)		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:									
JUDGE'S SIGNATURE						DATE			
ORIGINAL – Court Action						Page 2 of 7 NJ/CDR1 8/1/2005			

COMPLAINT - SUMMONS

COMPLAINT NUMBER			
COURT CODE	PREFIX	YEAR	SEQUENCE NO.
1506	S	2016	001104
BRICK TOWNSHIP MUNICIPAL COURT 401 CHAMBERS BRIDGE BRICK NJ 08723-0000 732-262-1226 COUNTY OF: OCEAN			
# of CHARGES 1	CO-DEFTS 0	POLICE CASE #: 51126-16	
COMPLAINANT RYAN TALTY PTL. NAME: 401 CHAMBERSBRDG RD ATTN WARRANTS BRICK TOWN NJ 08723			
ADDRESS:		THE STATE OF NEW JERSEY VS. JOSHUA S PRESTON 1623 WEST PRINCETON AVE BRICK NJ 08724-0000	
DEFENDANT INFORMATION		SEX: M EYE COLOR: BLUE DOB: 10/09/1987 DRIVER'S LIC. #. [REDACTED] DL STATE: NJ SOCIAL SECURITY #. [REDACTED] SBI #: TELEPHONE #: [REDACTED]	

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 08/11/2016 in BRICK TWP, OCEAN County, NJ did: WITHIN THE JURISDICTION OF THIS COURT COMMIT THE CRIME OF POSSESSION OF CDS BY PURPOSELY OR KNOWINGLY POSSESSING A CONTROLLED DANGEROUS SUBSTANCE SPECIFICALLY BY POSSESSING A CLEAR GLASS PIPE WITH BURNT CDS RESIDUE.

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 wilfully false, I am subject to punishment.

Signed: RYAN TALTY PTL. Date: 08/11/2016

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 this court to answer this complaint. If you fail to appear on the date and at the time stated below, a warrant may be issued for your arrest.

DATE TO APPEAR: 08/11/2016 TIME: 10:31PM RYAN TALTY PTL. 08/11/2016

Signature of Person Issuing Summons

Date

☐ 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	2016	001104	
COURT CODE	PREFIX	YEAR	SEQUENCE NO.	JOSHUA S PRESTON

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 of First Appearance: 08/11/2016		☐ 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:

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

JUDGE'S SIGNATURE		DATE	ORIGINAL – Court Action
			Page 2 of 7 NJ/CDR1 8/1/2005

COMPLAINT - SUMMONS

COMPLAINT NUMBER			
1506	S	2016	001105
COURT CODE	PREFIX	YEAR	SEQUENCE NO.

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

THE STATE OF NEW JERSEY
VS.
JOSHUA S PRESTON
ADDRESS: 1623 WEST PRINCETON AVE
BRICK NJ 08724-0000

of CHARGES 1 CO-DEFTS 0 POLICE CASE #: 51126-16

DEFENDANT INFORMATION
SEX: M EYE COLOR: BLUE DOB: 10/09/1987
DRIVER'S LIC. #. [REDACTED] DL STATE: NJ
SOCIAL SECURITY # [REDACTED] SBI #: [REDACTED]
TELEPHONE #: [REDACTED]

COMPLAINANT NAME: RYAN TALTY PTL.
401 CHAMBERS BRIDGE 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 08/11/2016 in BRICK TWP OCEAN County, NJ did: WITHIN THE JURISDICTION OF THIS COURT, COMMIT THE OFFENSE OF POSSESSION OF CDS PARAPHERNALIA BY POSSESSING WITH INTENT TO USE CDS PARAPHERNALIA, SPECIFICALLY BY POSSESSING A CLEAR GLASS PIPE WITH BURNT CDS RESIDUE COMMONLY USED TO INHALE CDS INTO THE HUMAN BODY.

in violation of:

Original Charge	1) 2C:36-2	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 wilfully false, I am subject to punishment.

Signed: RYAN TALTY PTL. Date: 08/11/2016

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 this court to answer this complaint. If you fail to appear on the date and at the time stated below, a warrant may be issued for your arrest.

DATE TO APPEAR: 08/11/2016 TIME: 10:32PM RYAN TALTY PTL. 08/11/2016

Signature of Person Issuing Summons

Date

☐ 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

1506**S****2016****001105**

STATE V.

JOSHUA S PRESTON**FTA Ball Information**

Date Ball Set:

Amount Ball Set: \$ _____

by: _____

☐ Ball Recog. AttachedReleased
on Ball

R.O.R.

Committed
DefaultCommitted
w/o Ball

Place Committed:

Date Referred to

County Prosecutor: _____

Date of First
Appearance: **08/11/2016**☐ 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:36-2**

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:

* 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 8/1/2005



**New Jersey Judiciary
Plea Form**

Defendant's Name: Joshua Preston
before Judge: Daniels

County Ocean
Prosecutor File Number 16 004145-1
16002738-1
16002048-1

List the charges to which you are pleading guilty:

Ind./Acc./Comp.#	Count	Nature of Offense	Degree	Statutory Maximum		
				Time	Fine	VCCO Assmt*
16-12-2323	1	posc cps Amended to:	3	Max 5 yrs.	\$15K	\$50
		CONSP. posc cps 2c: 5-2		Max		
A-17-02-201	1	Domp. posc cps 2c: 5-2	3	Max 5 yrs.	\$15K	\$50
1506 S2014 4978	1	Wandering (Amended) DP		Max 6 mo.	\$1000	\$50
Ticket# File-4657	1	Driving suspended 39-3.40		Max 10 days	\$1000	\$50 (2)
Your total exposure as the result of this plea is:				Total 10.5 yrs	\$15K	\$150 \$250
File-5119	1	Driving suspended 39-3.40		+ 90 days	\$33K	

2. a. Did you commit the offense(s) to which you are pleading guilty?
- 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)?
3. Do you understand what the charges mean?
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?
- b. The right to remain silent?
- c. The right to confront the witnesses against you?
- d. Do you understand that by pleading you are **not waiving** your right to appeal (1) the denial of a motion to suppress physical evidence (R. 3:5-7(d)) or (2) the denial of acceptance into a pretrial intervention program (PTI) (R. 3:28(g))?
- 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:

Please Circle
Appropriate
Answer

☒ [Yes] ☐ [No]

☒ [Yes] ☐ [No]

☒ [Yes] ☐ [No]

☒ [Yes] ☐ [No]

☒ [Yes] ☐ [No]

☒ [Yes] ☐ [No]

☒ [Yes] ☐ [No]

☒ [Yes] ☐ [No]

* Victims of Crime Compensation Office Assessment

5. Do you understand that if you plead guilty:

a. You will have a criminal record?

☒ [Yes] ☐ [No]

b. Unless the plea agreement provides otherwise, you could be sentenced to serve the maximum time in confinement, to pay the maximum fine and to pay the maximum Victims of Crime Compensation Agency Assessment?

☒ [Yes] ☐ [No]

c. You must pay a minimum Victims of Crime Compensation Agency 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(5)(b) (knowingly possessing or knowingly viewing child pornography, 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 \$ _____

[Signature]

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 ____ years and ____ months (fill in the number of years/months) and the maximum period of parole ineligibility can be ____ years and ____ months (fill in the number of years/months) and this period cannot be reduced by good time, work, or minimum custody credits.

b. If you are pleading guilty to such a charge, the minimum mandatory extended term is ____ years and ____ months (fill in the number of years/months) and the maximum mandatory extended term can be ____ years and ____ 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
✓ 1506 S2016 15231, 2, 3 POSS CDS (3rd) 2C:35-10A(1)
✓ 1506 S2016 15241, 2 POSS drug paraphernalia (PP) 2C:36-2
~~1506 S2016 15251, 2 POSS CDS (3rd) 2C:35-10A(1)~~
1506 S2016 979 1, 2 POSS drug paraphernalia (PP) 2C:36-2

1 MV-E14-4658 - OPMV/CDS MV-E14-6897, 6898, 6899 - OPMV/CDS, Fail. obs. traffic device, disregard stop sign

13. Specify any sentence the prosecutor has agreed to recommend:

non-custodial probation
mandatory fines/penalties on MV offenses (to run concurrent)
~~probation~~

[Signature]

Ocean County Superior Court - Law Division
Supplement to Criminal Information Form

Defendant Name: Joshua Preston Date: 2/13/17

Indictment No.: 116-12-2323; Accusation # 1702-201 Judge: Daniels
Compl. # 150652016 ~~116-12-2323~~ 978

Continued Q # 12 on plea form (dismissals):

Ticket # E16-005118 (unlawful U-turn) 39:4-125

E16-004658 (CDS in vehicle) 39:4-49.1

~~116-12-2323~~

E16-006897 (CDS in vehicle) 39:4-49.1

E16-006898 (failure to observe) 39:4-81

E16-006899 (failure to stop/yield) 39:4-144

~~150652016~~ 150652016 (pos. drug paraph.) 39:3-36.1 (a+b)

~~150652016~~ 150652016 (pos. drug paraph.) 39:3-36.1 (a+b)

S-2016-978-1506-Count 2 dismiss (POSS CDS 3°) - Ct. 1 → plead guilty

Clerk: _____

[Handwritten signature]

14. Has the prosecutor promised that he or she will NOT:
- Speak at sentencing? [Yes] [No] ☒
 - Seek an extended term of confinement? ☒ [Yes] [No]
 - Seek a stipulation of parole ineligibility? ☒ [Yes] [No]
15. Are you aware that you must pay restitution if the court finds there is a victim who has suffered a loss and if the court finds that you are able or will be able in the future to pay restitution? [Yes] [No] ☒ [NA]
16. Do you understand that if you are a public office holder or employee, you can be required to forfeit your office or job by virtue of your plea of guilty? [Yes] [No] ☒ [NA]
17. a. Are you a citizen of the United States? ☒ [Yes] [No] N.J.
- 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
- 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
 - 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]
 - 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]
 - Would you like the opportunity to do so? [Yes] [No]
 - Having been advised of the possible immigration consequences and of your right to seek individualized legal advice on your immigration consequences, do you still wish to plead guilty? [Yes] [No]
18. a. Do you understand that pursuant to the rules of the Interstate Compact for Adult Offender Supervision if you are residing outside the State of New Jersey at the time of sentencing that return to your residence may be delayed pending acceptance of the transfer of your supervision by your state of residence? ☒ [Yes] [No]
- Do you also understand that pursuant to the same Interstate Compact transfer of your supervision to another state may be denied or restricted by that state at any time after sentencing if that state determines you are required to register as a sex offender in that state or if New Jersey has required you to register as a sex offender? [Yes] [No] N/A
19. Have you discussed with your attorney the legal doctrine of merger? ☒ [Yes] [No] [NA]

[Handwritten Signature]

20. Are you giving up your right at sentence to argue that there are charges you pleaded [Yes] [No] ☒ [NA] guilty to for which you cannot be given a separate sentence?

21. List any other promises or representations that have been made by you, the prosecutor, your defense attorney, or anyone else as a part of this plea of guilty:

22. Have any promises other than those mentioned on this form, or any threats, been made in order to cause you to plead guilty? [Yes] ☒ [No]

23. a. Do you understand that the judge is not bound by any promises or recommendations of the prosecutor and that the judge has the right to reject the plea before sentencing you and the right to impose a more severe sentence? ☒ [Yes] [No]

b. Do you understand that if the judge decides to impose a more severe sentence than recommended by the prosecutor, that you may take back your plea? ☒ [Yes] [No]

c. Do you understand that if you are permitted to take back your plea of guilty because of the judge's sentence, that anything you say in furtherance of the guilty plea cannot be used against you at trial? ☒ [Yes] [No]

24. Are you satisfied with the advice you have received from your lawyer? ☒ [Yes] [No]

25. Do you have any questions concerning this plea? [Yes] ☒ [No]

Date 2/13/17 Defendant [Signature]

Defense Attorney [Signature]

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.



Judgment of Conviction

Superior Court of New Jersey, OCEAN County

State of New Jersey

v.

Last Name

PRESTON

First Name

JOSHUA

Middle Name

S

Also Known As

PRESTON JOSHUA S

Date of Birth

10/09/1987

SBI Number

930373E

Date(s) of Offense

07/24/2016

Date of Arrest

PROMIS Number

16 002738-001

Date Ind / Acc / Complt Filed

07/24/2016

Original Plea

☐ Not Guilty

☐ Guilty

Date of Original Plea

Adjudication By

☒ Guilty Plea

☐ Jury Trial Verdict

☐ Non-Jury Trial Verdict

☐ Dismissed / Acquitted

Date: 02/17/2017

Original Charges

Ind / Acc / Complt	Count	Description	Statute	Degree
S-2016-000978-1506	1	POSS CDS/ANALOG - SCHD I II III IV	2C:35-10A(1)	3
S-2016-000978-1506	2	POSS CDS/ANALOG - SCHD I II III IV	2C:35-10A(1)	3
S-2016-000979-1506	901	POSS/SELL HYPODERMIC SYRINGE FOR USE WITH CDS	2C:36-6A	DP
S-2016-000979-1506	902	USE/POSS W/INTENT TO USE DRUG PARAPHERNALIA	2C:36-2	DP
S-2016-001045-1506	3	POSS CDS/ANALOG - SCHD I II III IV	2C:35-10A(1)	3
S-2016-001045-1506	4	POSS CDS/ANALOG - SCHD I II III IV	2C:35-10A(1)	3
S-2016-001104-1506	5	POSS CDS/ANALOG - SCHD I II III IV	2C:35-10A(1)	3
S-2016-001105-1506	903	USE/POSS W/INTENT TO USE DRUG PARAPHERNALIA	2C:36-2	DP

Final Charges

Ind / Acc / Complt	Count	Description	Statute	Degree
S-2016-000978-1506	AMENDED	WANDERING/PROWLING TO OBTAIN/SELL CDS	2C:33-2.1B	DP

Sentencing Statement

It is, therefore, on 01/26/2018 **ORDERED and ADJUDGED** that the defendant is sentenced as follows:

Defendant is sentenced as follows:

COUNT 1 of Complaint Number S-2016-978-1506 as Amended: Defendant is to serve 50 days in the Ocean County Jail with Credit for Time Served of 53 days, and the court is applying 3 of the jail credit days towards the monetary penalties of \$125.00 pursuant to NJSA 2B:12-23.1.

Any bail posted in this matter is discharged.

The following are dismissed: Count 2 of Complaint Number S-2016-978-1506; Counts 3 and 4 of Complaint Number S-2016-1045-1506; Count 5 of Complaint Number S-2016-1104-1506; Counts 901 and 902 of Complaint Number S-2016-979-1506 and Count 903 of Complaint Number S-2016-1105-1506. Also dismissed are Brick Township Motor Vehicle Ticket Numbers E16-004657, E16-004658, E16-005118 and E16-005119.

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

Total Custodial Term

000 Years 00 Months 050 Days

Institution Name

COUNTY JAIL

Total Probation Term

00 Years 00 Months

DEDR (N.J.S.A. 2C:35-15 and 2C:35-5.11)

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))

	Standard		Doubled	
1st Degree	@ \$		@ \$	
2nd Degree	@ \$		@ \$	
3rd Degree	@ \$		@ \$	
4th Degree	@ \$		@ \$	
DP or	@ \$		@ \$	
Petty DP	@ \$		@ \$	

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)

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 Neighborhood 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)

☐ \$

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

\$ 125.00

Details

The VCCA \$50 and SNSF \$75 are deemed satisfied by application of three days jail credit pursuant to NJSA 2B:12-23.1.

Additional Conditions

- ☒ 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)).

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

Time Credits

Time Spent in Custody

R. 3:21-8

Date: From - To
01/14/2017 - 02/03/2017
05/07/2017 - 05/09/2017
08/04/2017 - 08/10/2017
08/10/2017 - 08/14/2017
01/10/2018 - 01/26/2018

Total Number of Days 53

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

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 gives light weight to Aggravating Factor #3; Heavy weight to Aggravating Factor #9.
The court is clearly convinced that the Aggravating Factors substantially outweigh the Mitigating Factors in this matter.
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

ALEXANDER COVEN

Public Defender

☒ Yes ☐ No

Prosecutor at Sentencing

ROBERT J CASSIDY

Deputy Attorney General

☐ Yes ☒ No

Judge at Sentencing

WENDEL E. DANIELS

Judge (Signature)

/s WENDEL E. DANIELS

Date

03/12/2018

OCEAN COUNTY SUPERIOR COURT - LAW DIVISION
CRIMINAL INFORMATION FORM

NAME Preston, Joshua DATE 1/26/18

IND. # _____ ACC. # _____ CASE # 16-002738-001

WARRANT/COMPLAINT # S-2016-978-1506 MUN. APP. # _____

CHARGES CT las Amended 2C:33-2.1B DP Wandering MUNICIPALITY _____

BAIL: ☐ 1st APP ☐ INFRL ☐ FORMAL ☐ CONT'D ☐ REDUCED ☐ FORF'D ☐ REINSTATED ☐ DISCHRGD ☐ INCREASED
☐ AMOUNT _____ ☐ NO 10% ALTERNATIVE ☐ CASH ONLY ☐ ROR
☐ B/W ISSUED FOR FTA and BAIL FORFEITED ☐ B/W ISSUED FOR FTA AND BAIL NOT FORFEITED ☐ B/W VACATED

PLEA: ☐ NOT GUILTY ☐ READING WAIVED
☐ GUILTY TO: _____

☐ LR ATTACHED ☐ P.S.I. ORDERED ☐ BAIL CONT'D
TO BE DISMISSED _____

VOP: GUILTY TO: _____ VERDICT: _____

☐ TERMINATE PROBATION ☐ PAY PAROLE ☐ DISMISSED _____

SENTENCE: OCJ ☒ TERM 50 SUSP _____ WKND _____ COMMENCING _____
DOC _____ TERM _____ PAROLE INELIG _____ AVENEL _____ YCIC _____
☐ C/C ☐ C/S CREDIT FOR TIME SERVED 53 days

PROBATION _____

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

PATIENT: ☐ IN ☐ OUT TRANSPORT BY _____ UPON COMPLETION _____

EMPLOYMENT - OBTAIN/MAINTAIN COMM SRVC HRS _____ FINE _____

☐ PAROLE SUPERVISION FOR LIFE ☐ DNA ORDERED RESTITUTION AMOUNT _____

V.C.C.B. 50 - DEOR 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 INSURANCE FRAUD SURCHARGE _____

PAYMENT RATE _____ PER _____ COMMENCING _____

☒ BAIL DISCHARGED ☒ ORDERED RELEASED ☐ REMAND OCEAN COUNTY JAIL

DETAINERS: \$0 Due 3 DAYS JAIL credit applied to fines
(2B:12-2.3.1)

DISMISSED: S-2016-978-1506 CT2 & S-2016-1045-1506 CTS 3 & 4
S-2016-1104-1506 + S-2016-979-1506 CTS DP 901 + DP 902 + 903

JUDGE Wendel E. Daniels PROSECUTOR R Cassidy

REPORTER CIS DEFT'S ATTY A Caven

NOTES: 20 Days to Appeal + PCR Form Signed

CLERK'S SIGNATURE _____

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 2, 2021

Via OPRA Machine: opra+request-24361-5815693b@requests.opramachine.com

Re: Open Public Records Act (OPRA) Request
OCPO Case# 16004145– Joshua Preston

Dear Sir/Madam:

Enclosed please find the Global Subject Activity Reports, Complaint Summonses, Plea Form, Accusation, Waiver of Indictment, Judgment of Conviction, Criminal Information Form and Supplemental 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. 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, Affidavits and Preliminary Law Enforcement Incident 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-24361-5815693b@requests.opramachine.com>
Sent: Tuesday, June 29, 2021 7:12 PM
To: Khajezadeh, Dina
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 for the years 2005-present:

- 1, Alexa Ray Cook - 18003781 ✓
2. Joshua Scott Preston

Yours sincerely,

Resident

Preston
17002521 ✓ 16002048 ✓
16004145 ✓ 13010244
16002738 ✓

Please use deliver records electronically via email to the below UNIQUE address for all replies to this request:
opra+request-24361-5815693b@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,Q46jI27RngbPvF_z3PRfnQ2jhN7TqW0UrUNWzue5FYsY1XcPt55PQYqSU5WS0mVmzbAxLsdE_CRVxFRxIBYOEjRA9ABshNzZFEhRai2q4r0zLalF-bt&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,HJIBF7WyVLyGMnWafIzV2KrX3VvpilM3dEN3jDOU_fRU6EdukZq9QRGb390stZ9qrfSgCoNftz0F-e1-OrMNYJESXK4q8Ormc8X8TqETYA,,&typo=1

View this OPRA request & responses online:

https://linkprotect.cudasvc.com/url?a=https%3a%2f%2fopramachine.com%2frequest%2fcase_reports_43&c=E,1,2h9DWlcEzG2y5yKogLoUZNmtju2MemcEZ3oYHIKls9d60wP5Y3fB58uKpmK6FrL2PQaMetJnVeUnExIPfPyDhVdyU6a3dT51Ecps34fd2GJfXptweDOd3QRI2w,,&typo=1

Please note that in some cases publication of requests and responses will be delayed.

16004145



Global Subject Activity Report

Detail



Print Date/Time: 11/15/2016 09:44

Login ID: jsisco

Brick Township Police Department

ORI Number: NJ0150600

Preston, Joshua Scott Jacket: 800175220 A SSN: [REDACTED]
 Address: 1623 WE PRINCETON AVE Sex: Male
 BRICK TOWNSHIP NJ 08724
 Phone #: [REDACTED] Height: 6ft 0in to 6ft 0in
 Weight: 235.0 lbs. to 235.0 lbs.
 DOB: 10/09/1987 Eyes: Blue
 Race: White Hair: Brown
 DL State: NJ DL#: [REDACTED]

Physical Characteristics:

Appearance: Disheveled
 Hair Style: Straight
 Hair Length: Short
 Facial Shape: Oval
 Complexion: Medium
 Build: Large
 Glasses: No
 Teeth: Crooked
 Speech: Normal
 Voice: Medium Pitch

Country/State of Birth: USA/NJ
 City of Birth: Neptune
 County of Origin: Monmouth
 Ethnicity: White
 Citizenship: US Citizen
 Tribe: Not Applicable
 Hate Group: Not Applicable
 Military Service: Not Applicable
 Military Discharge: [REDACTED]
 School: High School - Diploma
 Beard: None

Age Range: [REDACTED]
 Hand Preference: Right
 Place of Birth: [REDACTED]
 Occupation: Employed
 # of Dependents: 1
 Primary Language: English
 Second Language: English
 Gang Affiliation: Not Applicable
 Marital Status: Single
 Blood Type: Unknown
 Religion: Other
 Illegal Alien: No

Mustache: None
 DNA Collected: No
 Known Owner: [REDACTED]

DNA Collected Date: [REDACTED]

County of Conviction:
 Identifying Clothing:

State Of Conviction:

Modus Operandi

Crime Specialties

Aliases

Type	Alias	DOB	Race	Sex	SSN	Hair	Eyes	DL#	Height	Weight	Phone
AKA	Preston, Joshua S	10/09/1987	White	Male		Brown	Brown	[REDACTED]	6ft 0in	240.0 lbs.	[REDACTED]
AKA	Preston, Joshua Scott	10/09/1987	White	Male		Brown	Brown	[REDACTED]	6ft 0in	240.0 lbs.	[REDACTED]

Nicknames

Entered Date/Time	Nickname Type	Nickname

Associated IDs

Issue Date	ID Type	Number	Issuing State	Start Date	Expire Date
	Drivers License	[REDACTED]	NJ		
	*FBI	598562TD5	NJ		
	*SBI	930373E	NJ		

Known Associates

Relationship	Name
	[REDACTED]

School/Employer Information

Relationship	School/Employer Name	Phone Type	Phone
Employer	JVS Enterprise	Business	[REDACTED]

Scars, Marks, Tattoos



Global Subject Activity Report

Detail



Print Date/Time: 11/15/2016 09:44

Brick Township Police Department

Login ID: jsisco

ORI Number: NJ0150600

Type	Location	Scar, Mark or Tattoo Detail	Description
Tattoo	TAT L CALF	Name	Preston
Tattoo	TAT R CALF	Wizard	Wizard
Tattoo	TAT UL ARM	Cross	Cross w/ star
Tattoo	TAT UR ARM	Cartoon Character	Popeye
Tattoo	TAT NECK	Chinese	Chinese letters
Tattoo	TAT L ARM	Flower	flower with "Taylor"
Tattoo	TAT UR ARM	Anchor	Anchor, lighthouse, star

Handicap Information

Handicap

Current Address Information

Address Type	Address	City	State	Zip
Home	1623 WE PRINCETON AVE	BRICK TOWNSHIP	NJ	08724

Prior Address Information

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

Contact Information

Date	Type	Phone	Extension
07/24/2016 15:43	Cell		
08/03/2015 05:49	Cell		

Vehicle Information

Vehicle #	Role	Contact Date	Vehicle Type	Make	Model	Vehicle Year	Registration Number	State
725001	Passenger	08/26/2016	Passenger Car	NISSAN	Altima	2000		NJ
625130	Owner - Operator	07/08/2009	Truck/Van	TOYOTA	Tundra	2002		NJ

Activity



Global Subject Activity Report

Detail



Print Date/Time: 11/15/2016 09:44
Login ID: jsisco
Type : Arrest

Brick Township Police Department
ORI Number: NJ0150600

Date	Activity Reference	Description	ORI
[REDACTED]			
11/03/2016 16:38	46855	Paraphernalia Arrest Type: On-View Charge(s): 2A:10-1,Contempt of Court 39:4-49.1,Possession of CDS in Motor Vehicle 2C:35-10A(1),Possess or use CDS or its Analog Classified in Schedule I, II, III or IV 2C:36-2,Possession of Drug Paraphernalia 2C:36-6,Possession or Distribution of Hypodermic Needle	NJ0150600



Global Subject Activity Report

Detail



Print Date/Time: 11/15/2016 09:44
Login ID: jsisco
Type : Booking

Brick Township Police Department
ORI Number: NJ0150600

Date	Activity Reference	Description	ORI
[REDACTED]			
11/03/2016 17:16	2016-00001584	Paraphernalia Booking Charge(s): 2A:10-1,Contempt of Court 39:4-81,Disregard of any official traffic control device 39:4-144,Failure to stop or yield 39:4-49.1,Possesion of CDS in Motor Vehicle 2C:35-10A(1),Possess or use CDS or its Analog Classified in Schedule I, II, III or IV 2C:35-10A(1),Possess or use CDS or its Analog Classified in Schedule I, II, III or IV 2C:36-2,Possession of Drug Paraphernalia 2C:36-6,Possession or Distribution of Hypodermic Needle	NJ0150600



Global Subject Activity Report

Detail



Print Date/Time: 11/15/2016 09:44
Login ID: jsisco
Type : Case

Brick Township Police Department
ORI Number: NJ0150600

Date	Activity Reference	Description	ORI
[REDACTED]			

11/03/2016 16:38	2016-00070944	Subject Type: Suspect, Incident Type: NJ0150600 CDS - Possession Charge(s): 2A:10-1, Contempt of Court 39:4-49.1, Possession of CDS in Motor Vehicle 2C:35-10A(1), Possess or use CDS or its Analog Classified in Schedule I, II, III or IV 2C:36-6A, Possession / Sell Hypodermic Syringe 2C:36-2, Possession of Drug Paraphernalia	
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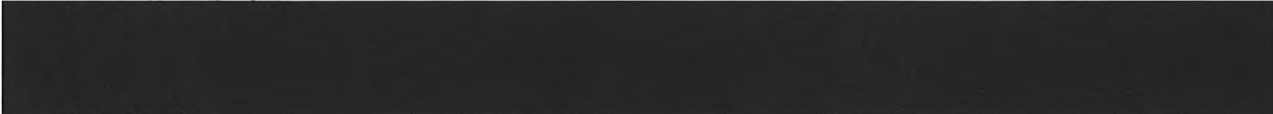
Global Subject Activity Report

Detail



Print Date/Time: 11/15/2016 09:44
Login ID: jsisco

Brick Township Police Department
ORI Number: NJ0150600



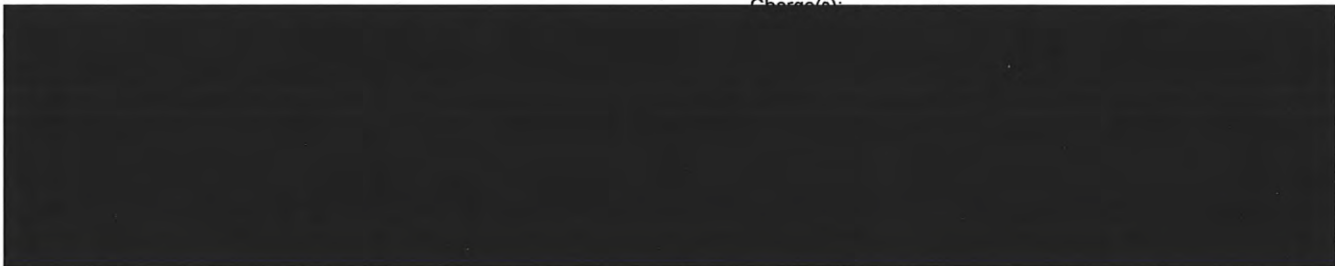
Type : Incident

Date	Activity Reference	Description	ORI

11/03/2016 16:38

2016-00070944

Charge(s):
Incident Type : Motor Vehicle Stop, Role NJ0150600
: Officer NCIC Person
Charge(s):





Global Subject Activity Report

Detail



Print Date/Time: 11/15/2016 09:44
Login ID: jsisco
Type : Property

Brick Township Police Department
ORI Number: NJ0150600

Date	Activity Reference	Description	ORI
[REDACTED]			
11/03/2016 00:00	Case: 2016-00070944	Property Type: Drug Paraphenalia; Property Code(s): Evidence / Seized Charge(s):	NJ0150600
11/03/2016 00:00	Case: 2016-00070944	Property Type: Drugs; Property Code(s): Evidence / Seized Charge(s):	NJ0150600

Type : Tickets & Citations

Date	Activity Reference	Description	ORI
[REDACTED]			



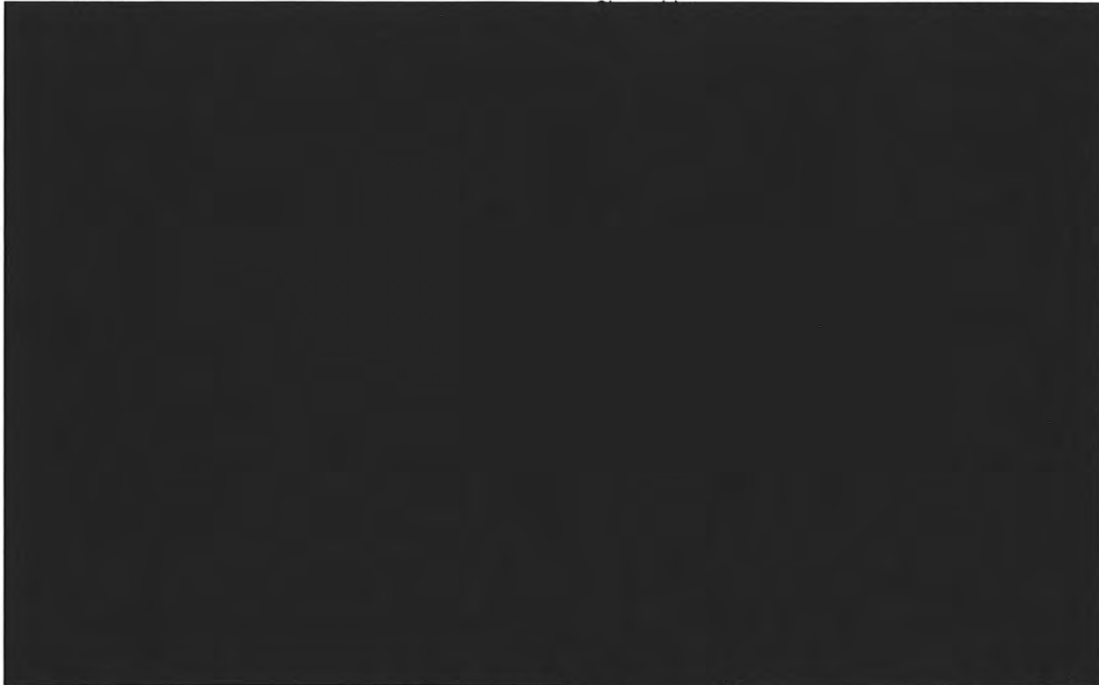
Global Subject Activity Report

Detail



Print Date/Time: 11/15/2016 09:44
Login ID: jsisco

Brick Township Police Department
ORI Number: NJ0150600



11/03/2016 18:30	1506 E16 006897	Ticket	NJ0150600
		Charge(s):	
		39:4-49.1, Possession of CDS in Motor Vehicle	
11/03/2016 18:30	1506 E16 006898	Ticket	NJ0150600
		Charge(s):	
		39:4-81, Disregard of any official traffic control device	
11/03/2016 18:30	1506 E16 006899	Ticket	NJ0150600
		Charge(s):	
		39:4-144, Failure to stop or yield	

Total Activity : 

COMPLAINT - SUMMONS

COMPLAINT NUMBER				THE STATE OF NEW JERSEY VS. JOSHUA S PRESTON ADDRESS: 1623 WEST PRINCETON AVE BRICK NJ 08724-0000	
1506	S	2016	001524		
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 1	POLICE CASE #: 70944-16		DEFENDANT INFORMATION SEX: M EYE COLOR: BLUE DOB: 10/09/1987 DRIVER'S LIC. #: [REDACTED] DL STATE: NJ SOCIAL SECURIT [REDACTED] SBI #: TELEPHONE #:	
COMPLAINANT NAME: DOMINICK PUCCIO, 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 **11/03/2016** in **BRICK TWP**, **OCEAN** County, **NJ** did: WITHIN THE JURISDICTION OF THIS COURT, COMMIT THE OFFENSE OF POSSESSION OF A HYPODERMIC SYRINGE ADAPTED FOR THE USE OF A CONTROLLED DANGEROUS SUBSTANCE SPECIFICALLY BY POSSESSING TWO CLEAR PLASTIC HYPODERMIC SYRINGES WITH AN ORANGE TIPS CONTAINING CDS RESIDUE.

WITHIN THE JURISDICTION OF THIS COURT, COMMIT THE OFFENSE OF POSSESSION OF CDS PARAPHERNALIA BY POSSESSING WITH INTENT TO USE CDS PARAPHERNALIA, SPECIFICALLY BY POSSESSING MULTIPLE WAX FOLDS USED TO TRANSPORT OR CONCEAL CDS, A GREEN TIE USED TO INJECT CDS INTO THE HUMAN BODY AND A GLASS PIPE USED TO INHALE OR INGEST CDS INTO THE HUMAN BODY.

in violation of:

Original Charge	1) 2C:36-6A	2) 2C:36-2	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 wilfully false, I am subject to punishment.

Signed: DOMINICK PUCCIO, PTL Date: 11/03/2016

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 this court to answer this complaint. If you fail to appear on the date and at the time stated below, a warrant may be issued for your arrest.

DATE TO APPEAR: 11/03/2016 TIME: 04:38PM DOMINICK PUCCIO, PTL 11/03/2016
Signature of Person Issuing Summons Date

- | | | |
|---|---|--|
| ☐ 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

1506**S****2016****001524**

STATE V.

JOSHUA S PRESTON

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: **11/03/2016**☐ 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:36-6A**2) **2C:36-2**

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:
JEFFREY JORDAN*** 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:
ETICKET**ORIGINAL – Court Action**

JUDGE'S SIGNATURE _____

DATE _____

Page 2 of 7

NJ/CPR1 8/1/2005

COMPLAINT - SUMMONS

COMPLAINT NUMBER				THE STATE OF NEW JERSEY VS. JOSHUA S PRESTON ADDRESS: 1623 WEST PRINCETON AVE BRICK NJ 08724-0000	
1506	S	2016	001523		
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 3	CO-DEFTS 1	POLICE CASE #: 70944-16		DEFENDANT INFORMATION SEX: M EYE COLOR: BLUE DOB: 10/09/1987 DRIVER'S LIC. #. [REDACTED] DL STATE: NJ SOCIAL SECURITY #. [REDACTED] SBI #: [REDACTED] TELEPHONE #: [REDACTED]	
COMPLAINANT NAME: DOMINICK PUCCIO, 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 **11/03/2016** in **BRICK TWP**, **OCEAN** County, **NJ** did:
WITHIN THE JURISDICTION OF THIS COURT COMMIT THE CRIME OF 'POSSESSION OF CDS BY PURPOSELY OR KNOWINGLY POSSESSING A CONTROLLED DANGEROUS SUBSTANCE SPECIFICALLY BY POSSESSING APPROXIMATELY 8 WHITE WAX FOLDS WITH RED STAMP CONTAINING HEROIN.

WITHIN THE JURISDICTION OF THIS COURT COMMIT THE CRIME OF POSSESSION OF CDS BY PURPOSELY OR KNOWINGLY POSSESSING A CONTROLLED DANGEROUS SUBSTANCE SPECIFICALLY BY POSSESSING 7 SUBOXONE 8MG FILMS WITHOUT VALID PRESCRIPTION.

WITHIN THE JURISDICTION OF THIS COURT COMMIT THE CRIME OF POSSESSION OF CDS BY PURPOSELY OR KNOWINGLY POSSESSING A CONTROLLED DANGEROUS SUBSTANCE SPECIFICALLY BY POSSESSING A CLEAR PIECE OF PLASTIC CONTAINING CRACK COCAINE.

in violation of:

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

CERTIFICATION:

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

Signed: DOMINICK PUCCIO, PTL Date: 11/03/2016

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 this court to answer this complaint. If you fail to appear on the date and at the time stated below, a warrant may be issued for your arrest.

DATE TO APPEAR: **11/03/2016** **TIME:** **04:38PM** DOMINICK PUCCIO, PTL 11/03/2016
Signature of Person Issuing Summons Date

☐ 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		2016		001523		JOSHUA S PRESTON											
COURT CODE		PREFIX		YEAR		SEQUENCE NO.													
FTA Bail Information				Date Bail Set:				Amount Bail Set: \$ _____				by: _____		☐ Bail Recog. Attached					
Released on Bail		R.O.R.		Committed Default		Committed w/o Bail		Place Committed:				Date Referred to County Prosecutor: _____							
Date of First Appearance: 11/03/2016				☐ 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) 2C:35-10A(1)				3) 2C:35-10A(1)							
Amended Charge																			
Waiver Indt/Jury																			
Plea/Date of Plea				Plea: _____ Date: _____				Plea: _____ Date: _____				Plea: _____ Date: _____							
Adjudication (* see code)				Finding Code: _____ Date: _____				Finding Code: _____ Date: _____				Finding Code: _____ Date: _____							
Jail Term				Jail time credit		Susp. Imp		Jail time credit		Susp. Imp		Jail time credit		Susp. Imp					
Probation Term						Susp. Imp				Susp. Imp				Susp. Imp					
Cond. Discharge Term																			
Community Service																			
D/L Suspension Term																			
Fines/Costs				Fines:		Costs:		Fines:		Costs:		Fines:		Costs:					
VCCB/SNSF				VCCB:		SNSF:		VCCB:		SNSF:		VCCB:		SNSF:					
DEDR/Lab Fee				DEDR:		LAB:		DEDR:		LAB:		DEDR:		LAB:					
CD Fee/Drug Ed Fnd				CD:		DAEF:		CD:		DAEF:		CD:		DAEF:					
DV Surch/Other Fees				DV:		Other:		DV:		Other:		DV:		Other:					
Restitution Beneficiary: _____																			
Miscellaneous Information, Adjournments, Companion Complaints, Co-Defendants, Case Notes: JEFFREY JORDAN										* 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: ETICKET																			
JUDGE'S SIGNATURE _____								DATE _____								ORIGINAL – Court Action			
								Page 2 of 7								NJ/CDR1 8/1/2005			

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION-OCEAN COUNTY

THE STATE OF NEW JERSEY :
:
VS. :
JOSHUA S. PRESTON, :
:
DEFENDANT :
_____ :

ACCUSATION
NO. 17-02-201

having been charged upon oath, before a Magistrate in the said County of Ocean with:

**CONSPIRACY TO POSSESS A CONTROLLED DANGEROUS SUBSTANCE,
THIRD DEGREE**

and having in writing addressed to the County Prosecutor, waived prosecution by indictment, and said request having been duly reported and granted:

**COUNT ONE - THIRD DEGREE
CONSPIRACY TO POSSESS A CONTROLLED DANGEROUS SUBSTANCE**

THE COUNTY PROSECUTOR for the said County of Ocean, ALLEGES that JOSHUA S. PRESTON, on or about November 3, 2016, in the Township of Brick, County of Ocean, and within the jurisdiction of this Court, with the purpose of promoting or facilitating the crime of possession of a controlled dangerous substance, namely, Heroin, a Schedule I drug, did agree with another person or persons that they or one or more of them knowingly would engage in conduct which would constitute the aforesaid crime,

The COUNTY PROSECUTOR for the County of Ocean, FURTHER ALLGES that in the pursuance of the said conspiracy, the follow OVERT ACT, among others, was committed:

- 1.) The said Joshua S. Preston did proceed to a location where the unlawful possession of Heroin was to occur.

All in violation of N.J.S.A. 2C:5-2, and against the peace of this State, the Government and dignity of the same.

JOSEPH D. CORONATO
OCEAN COUNTY PROSECUTOR

DATED: 2/13/17

By: 
Kelly Biringer
Assistant Prosecutor

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION-OCEAN COUNTY

THE STATE OF NEW JERSEY :

VS. :

JOSHUA S. PRESTON
DEFENDANT

WAIVER OF INDICTMENT

ACCUSATION NO. 17-02-201

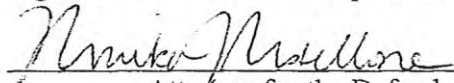
TO THE COUNTY PROSECUTOR:

The above-named defendant who is charged with one count of Conspiracy to Possess a Controlled Dangerous Substance, Third Degree, pursuant to N.J.S.A. 2C:5-2, and having been advised of the nature of the charge against him and of his right to indictment, hereby waives prosecution by indictment.

Dated in Toms River, New Jersey, the day of , 2017.


Defendant

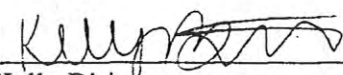
Signed and delivered in the presence of


Attorney for the Defendant

Approved


The Honorable Wendel E. Daniels, P.J.Cr.

JOSEPH D. CORONATO
OCEAN COUNTY PROSECUTOR

By: 
Kelly Biringer
Assistant Prosecutor



**New Jersey Judiciary
Plea Form**

Defendant's Name: Joshua Preston
before Judge: Daniels

County Ocean
Prosecutor File Number 16 004145-1
16002738-1
16002048-1

List the charges to which you are pleading guilty:

Ind./Acc./Comp.#	Count	Nature of Offense	Degree	Statutory Maximum		
				Time	Fine	VCCO Assmt*
16-12-2323	1	poss cps Amended to:	3	Max 5 yrs.	\$15K	\$50
		Consp. poss cps 2c: 5-2		Max		
A-17-02-201	1	Comp. poss cps 2c: 5-2	3	Max 5 yrs.	\$15K	\$50
1506 S2014 4978	1	Wandering (Amended) DP		Max 6 mo.	\$1000	\$50
Ticket# E16-4657	1	Driving suspended 31-3-40		Max 10 days	\$1000	\$50 (2)
Your total exposure as the result of this plea is:				Total 10.5 yrs	\$15K	\$150 \$250
E16-5119	1	Driving suspended 39-3-40		+ 20 days	\$33k	

2. a. Did you commit the offense(s) to which you are pleading guilty?
- 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)?
3. Do you understand what the charges mean?
4. Do you understand that by pleading guilty you are giving up certain rights? Among them are:
- The right to a jury trial in which the State must prove you guilty beyond a reasonable doubt?
 - The right to remain silent?
 - The right to confront the witnesses against you?
 - Do you understand that by pleading you are **not waiving** your right to appeal (1) the denial of a motion to suppress physical evidence (R. 3:5-7(d)) or (2) the denial of acceptance into a pretrial intervention program (PTI) (R. 3:28(g))?
 - 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:

Please Circle
Appropriate
Answer

[Yes] [No]

[Yes] [No]

[Yes] [No]

[Yes] [No]

[Yes] [No]

[Yes] [No]

[Yes] [No]

[Yes] [No]

* Victims of Crime Compensation Office Assessment

5. Do you understand that if you plead guilty:

a. You will have a criminal record?

☒ [Yes] ☐ [No]

b. Unless the plea agreement provides otherwise, you could be sentenced to serve the maximum time in confinement, to pay the maximum fine and to pay the maximum Victims of Crime Compensation Agency Assessment?

☒ [Yes] ☐ [No]

c. You must pay a minimum Victims of Crime Compensation Agency 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(5)(b) (knowingly possessing or knowingly viewing child pornography, 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 \$ _____

[Signature]

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 ____ years and ____ months (fill in the number of years/months) and the maximum period of parole ineligibility can be ____ years and ____ months (fill in the number of years/months) and this period cannot be reduced by good time, work, or minimum custody credits.

b. If you are pleading guilty to such a charge, the minimum mandatory extended term is ____ years and ____ months (fill in the number of years/months) and the maximum mandatory extended term can be ____ years and ____ 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
✓ 1506 S2016 15231	2, 3	POSS CDS (3rd) 2C:35-10a(1)
✓ 1506 S2016 15241	1, 2	POSS drug paraphernalia (PP) 2C:36-2
1506 S2016 15241	1, 2	POSS CDS (3rd) 2C:35-10a(1)
1506 S2016 979	1, 2	POSS drug paraphernalia (PP) 2C:36-2

13. Specify any sentence the prosecutor has agreed to recommend:
MV-E14-4658 - OPMV/CDS
MV-E14-6897, 6898, 6899 - OPMV/CDS, Fail. obs. traffic device, disregard stop sign

non-custodial probation
mandatory fines/penalties on MV offenses (to run concurrent)
~~probation~~

[Signature]

Ocean County Superior Court - Law Division
Supplement to Criminal Information FormDefendant Name: Joshua Preston Date: 2/13/17Indictment No.: 110-12-2323; Accusation # Judge: Daniels
Compl. # 1506 S 2016 11023; 1702-201
978Continued Q # 12 on plea form (Dismissals):Ticket # E16-005118 (unlawful U-turn) 39:4-125E16-004658 (CDS in vehicle) 39:4-49.1~~11023~~E16-006897 (CDS in vehicle) 39:4-49.1E16-006898 (failure to observe) 39:4-81E16-006899 (failure to stop/yield) 39:4-144~~1506 S 2016 1524 (poss drug paraph) 36:121 (1+2)~~~~1506 S 2016 1524 (poss drug paraph) 36:121 (1+2)~~S-2016-978-1506- count 2 dismiss (POSS CDS 3°) - Ct. 1 → plead guilty

Clerk: _____

14. Has the prosecutor promised that he or she will NOT:
- a. Speak at sentencing? [Yes] [No] (No)
 - b. Seek an extended term of confinement? (Yes) [Yes] [No]
 - c. Seek a stipulation of parole ineligibility? (Yes) [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) [Yes] [No] N.J.
- 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]
 - d. Have you discussed with an attorney the potential immigration consequences of your plea? If the answer is "No," proceed to question 17e. If the answer is "Yes," proceed to question 17f. [Yes] [No]
 - e. Would you like the opportunity to do so? [Yes] [No]
 - f. Having been advised of the possible immigration consequences and of your right to seek individualized legal advice on your immigration consequences, do you still wish to plead guilty? [Yes] [No]
18. a. Do you understand that pursuant to the rules of the Interstate Compact for Adult Offender Supervision if you are residing outside the State of New Jersey at the time of sentencing that return to your residence may be delayed pending acceptance of the transfer of your supervision by your state of residence? (Yes) [Yes] [No]
- b. Do you also understand that pursuant to the same Interstate Compact transfer of your supervision to another state may be denied or restricted by that state at any time after sentencing if that state determines you are required to register as a sex offender in that state or if New Jersey has required you to register as a sex offender? [Yes] [No] N/A
19. Have you discussed with your attorney the legal doctrine of merger? (Yes) [Yes] [No] [NA]

[Handwritten Signature]

20. Are you giving up your right at sentence to argue that there are charges you pleaded guilty to for which you cannot be given a separate sentence? [Yes] [No] ☒ [NA]

21. List any other promises or representations that have been made by you, the prosecutor, your defense attorney, or anyone else as a part of this plea of guilty:

22. Have any promises other than those mentioned on this form, or any threats, been made in order to cause you to plead guilty? [Yes] ☒ [No]

23. a. Do you understand that the judge is not bound by any promises or recommendations of the prosecutor and that the judge has the right to reject the plea before sentencing you and the right to impose a more severe sentence? ☒ [Yes] [No]

b. Do you understand that if the judge decides to impose a more severe sentence than recommended by the prosecutor, that you may take back your plea? ☒ [Yes] [No]

c. Do you understand that if you are permitted to take back your plea of guilty because of the judge's sentence, that anything you say in furtherance of the guilty plea cannot be used against you at trial? ☒ [Yes] [No]

24. Are you satisfied with the advice you have received from your lawyer? ☒ [Yes] [No]

25. Do you have any questions concerning this plea? [Yes] ☒ [No]

Date 2/13/17 Defendant [Signature]

Defense Attorney [Signature]

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.



Judgment of Conviction

Superior Court of New Jersey, OCEAN County

State of New Jersey

v.

Last Name

PRESTON

First Name

JOSHUA

Middle Name

S

Also Known As

PRESTON JOSHUA S

Date of Birth

10/09/1987

SBI Number

930373E

Date(s) of Offense

11/03/2016

Date of Arrest

PROMIS Number

16 004145-001

Date Ind / Acc / Complt Filed

02/17/2017

Original Plea

☐ Not Guilty

☒ Guilty

Date of Original Plea

02/17/2017

Adjudication By

☒ Guilty Plea

☐ Jury Trial Verdict

☐ Non-Jury Trial Verdict

☐ Dismissed / Acquitted

Date: 02/17/2017

Original Charges

Ind / Acc / Complt	Count	Description	Statute	Degree
17-02-00201-A	1	CONSPIRACY - AGREE/ENGAGE IN CONDUCT CONSITUTE A CRIME	2C:5-2A(1)	3
		POSS CDS/ANALOG - SCHD I II III IV	2C:35-10A(1)	
S-2016-001524-1506	901	POSS/SELL HYPODERMIC SYRINGE FOR USE WITH CDS	2C:36-6A	DP
S-2016-001524-1506	902	USE/POSS W/INTENT TO USE DRUG PARAPHERNALIA	2C:36-2	DP

Final Charges

Ind / Acc / Complt	Count	Description	Statute	Degree
17-02-00201-A	1	CONSPIRACY - AGREE/ENGAGE IN CONDUCT CONSITUTE A CRIME	2C:5-2A(1)	3
		POSS CDS/ANALOG - SCHD I II III IV	2C:35-10A(1)	

Sentencing Statement

It is, therefore, on 01/26/2018 **ORDERED** and **ADJUDGED** that the defendant is sentenced as follows:
Defendant is sentenced to a Two-Year Period of Probation concurrent to Indictment Number 16-12-2323.

Defendant is to comply with any and all conditions as established by Probation, including but not limited to, random urine monitoring and a Substance Abuse Evaluation, and is to comply with all recommendations thereof. Defendant is entitled to 50 days Credit for Time Served.

Defendant is to maintain part-time gainful employment. Defendant is to pay the monetary penalties as set forth on page two hereof, through Probation at a rate of \$50.00 per month commencing March 15, 2018 and then by the 15th day of each month thereafter.

If Defendant tests positive within the next 60 days, Defendant must cease driving and the matter of driver's license revocation will be revisited by the court.

Any bail posted in this matter is discharged. The following are dismissed: Counts 901 and 902 of S-2016-1524-1506 and Motor Vehicle Ticket Numbers E16-006897, E16-006898 and E16-006899.

☐ 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

02 Years 00 Months

DEDR (N.J.S.A. 2C:35-15 and 2C:35-5.11)

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))

	Standard	Doubled
1st Degree	@ \$	@ \$
2nd Degree	@ \$	@ \$
3rd Degree	@ \$	@ \$
4th Degree	@ \$	@ \$
DP or	@ \$	@ \$
Petty DP	@ \$	@ \$

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)

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)

☒ \$ 30.00

Safe Neighborhood 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)

☒ \$ 10.00

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

Details
See Page 1.

Additional Conditions

- ☒ 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)).

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

Time Spent in Custody	Gap Time Spent in Custody	Prior Service Credit
R. 3:21-8	N.J.S.A. 2C:44-5b(2)	
Date: From - To	Date: From - To	Date: From - To
11/03/2016 - 11/04/2016	-	-
01/14/2017 - 02/03/2017	-	-
05/09/2017 - 05/10/2017	-	-
08/04/2017 - 08/10/2017	-	-
01/10/2018 - 01/27/2018	Total Number of Days _____	-
-	Rosado Time	-
-	Date: From - To	-
-	-	-
-	-	-
-	-	-
Total Number of Days 50	Total Number of Days _____	Total Number of Days _____

AGGRAVATING FACTORS

MITIGATING FACTORS

10. The defendant is particularly likely to respond affirmatively to probationary treatment.

The court gives light weight to aggravating factor #3; heavy weight to aggravating factor #9. The court is clearly convinced that the aggravating factors substantially outweigh the mitigating factors in this matter. 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 ALEXANDER COVEN	Public Defender ☒ Yes ☐ No
Prosecutor at Sentencing ROBERT J CASSIDY	Deputy Attorney General ☐ Yes ☒ No
Judge at Sentencing WENDEL E. DANIELS	
Judge (Signature) /s/ WENDEL E. DANIELS	Date 03/12/2018

OCEAN COUNTY SUPERIOR COURT - LAW DIVISION
CRIMINAL INFORMATION FORM

NAME Preston, Joshua DATE 1/26/18

IND. # _____ ACC. # 17-02-201 CASE # 16004145-001

WARRANT/COMPLAINT # _____ MUN. APP. # _____

CHARGES CT 1 - 2C:5-2A(1) CONSPIRACY TO PASS CDS 3rd Deg MUNICIPALITY _____

BAIL: ☐ 1st APP ☐ INFRML ☐ FORMAL ☐ CONT'D ☐ REDUCED ☐ FORF'D ☐ REINSTATED ☐ DISCHRGD ☐ INCREASED
☐ AMOUNT _____ ☐ NO 10% ALTERNATIVE ☐ CASH ONLY ☐ RON
☐ BAW ISSUED FOR FTA and BAIL FORFEITED ☐ BAW ISSUED FOR FTA AND BAIL NOT FORFEITED ☐ BAW VACATED

PLEA: ☐ NOT GUILTY ☐ READING WAIVED
☐ GUILTY TO: _____

☐ LR ATTACHED ☐ P.S.I. ORDERED ☐ BAIL CONT'D
TO BE DISMISSED _____

VOP: GUILTY TO: _____ VERDICT: _____

☐ TERMINATE PROBATION ☐ PAY PAROLE ☐ DISMISSED _____

SENTENCE OCJ _____ TERM _____ SUSP _____ WKNDZ _____ COMMENCING _____
DOC _____ TERM _____ PAROLE INELIG _____ AVENEL _____ YDC _____

☒ C/C ☐ C/S CREDIT FOR TIME SERVED _____

PROBATION 2 years C/C w/ 16002048-001

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

PATIENT: ☐ IN ☐ OUT TRANSPORT BY _____ UPON COMPLETION _____

EMPLOYMENT: OBTAIN MAINTAIN ETwp COMM SRVC HRS _____ FINE _____

☐ PAROLE SUPERVISION FOR LIFE ☐ DNA ORDERED _____ RESTITUTION AMOUNT _____

V.C.C.B. 50- DEOR PENALTY _____ LAB FEE _____ LEOTEF PENALTY 30

S.N.S.F. 75 SUP FEE/MO 10- ☐ D.I. REVOKED _____ MV THEFT FINE _____

S.A.N.E. _____ ☐ SEX ASSAULT SURCHARGE OF \$100 INSURANCE FRAUD SURCHARGE _____

PAYMENT RATE 50- PER month COMMENCING 3/15/18

☐ BAIL DISCHARGED ☒ ORDERED RELEASED ☐ REMAND OCEAN COUNTY JAIL

DETAINEES: _____

DISMISSED: S-2016-1524-1506 DP 901 + DP 902

MV - E 16 - 006897 - 1506, E 16 006898-1506, E 16-006899-1506

If tests Positive next 60 days - must Stop Driving Matter will be revisited

JUDGE Wendel E. Daniels PJCP PROSECUTOR R Cassidy

REPORTER CIS DEFT'S ATTY A Cohen

NOTES: _____

45 Days to Appeal + PCR Form Signed

CLERK'S SIGNATURE RF #2439

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 2, 2021

Via OPRA Machine: opra+request-24361-5815693b@requests.opramachine.com

Re: Open Public Records Act (OPRA) Request
OCPO Case# 17002521– Joshua Preston

Dear Sir/Madam:

Enclosed please find the Complaint Warrant, Affidavit, Preliminary Law Enforcement Incident Report, Plea Form, Judgment of Conviction and Criminal Information Forms, pursuant to your request made under the New Jersey Open Public Records Act (OPRA). Personal identifying information has been redacted pursuant to N.J.S.A. 47:1A-1.1, et seq. 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 Global Subject Activity Reports, Arrest Reports and Indictments.

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-24361-5815693b@requests.opramachine.com>
Sent: Tuesday, June 29, 2021 7:12 PM
To: Khajezadeh, Dina
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 for the years 2005-present:

- 1, Alexa Ray Cook - 18003781 ✓
2. Joshua Scott Preston

Yours sincerely,

Resident

Preston
17002521 ✓ 16002048 ✓
16004145 ✓ 13010244
16002738 ✓

Please use deliver records electronically via email to the below UNIQUE address for all replies to this request:
opra+request-24361-5815693b@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,Q46jI27RngbPvF_z3PRfnQ2jhN7TqW0UrUNWzue5FYsY1XcPt55PQYqSU5WS0mVmzbAxLsdE_CRVxFRxFIBYOEjRA9ABshNzZFEhRai2q4r0zLalF-bt&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,HJIBF7WyVLyGMnWafIzv2KrX3VvpilM3dEN3jD0U_fRU6EdukZq9QRGb390stZ9qrfSgCoNftz0F-e1-OrMNYJESXK4q8Ormc8X8TqETYA,,&typo=1

View this OPRA request & responses online:

https://linkprotect.cudasvc.com/url?a=https%3a%2f%2fopramachine.com%2frequest%2fcase_reports_43&c=E,1,2h9DWlEzG2y5yKogLoUZNmtju2MemcEZ3oYHIKLS9d60wP5Y3fB58uKpmK6FrL2PQaMetJnVeUnExIPfPyDhVdyU6a3dT51Ecps34fd2GJfXptweDOd3QRI2w,,&typo=1

Please note that in some cases publication of requests and responses will be delayed.

17002521

COMPLAINT - WARRANT

COMPLAINT NUMBER				THE STATE OF NEW JERSEY VS. JOSHUA S PRESTON ADDRESS: 59 JEFFERSON ST. WARETOWN NJ 08758-0000	
1524	W	2017	000119		
COURT CODE	PREFIX	YEAR	SEQUENCE NO.		
POINT PLEASANT BORO MUN CT P.O. BOX 25 PT PLEASANT NJ 08742-0000 732-899-1636 COUNTY OF: OCEAN					
# of CHARGES 4	CO-DEFTS	POLICE CASE #: 17S014387		DEFENDANT INFORMATION	
COMPLAINANT NAME: DET. RYAN SCHUMANN #176 OCEAN COUNTY SHERIFF'S OFFICE 120 HOOPER AVE. TOMS RIVER NJ 08753				SEX: M EYE COLOR: BLUE DOB: 10/09/1987 DRIVER'S LIC. #. [REDACTED] DL STATE: NJ SOCIAL SECURITY #: [REDACTED] SBI #: 930373E TELEPHONE #: [REDACTED] (c) LIVSCAN PCN #: 150003006052	

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 **08/03/2017** in **POINT PLEASANT BORO**, **OCEAN** County, NJ did: WITHIN THE JURISDICTION OF THIS COURT, USE OR POSSESS WITH INTENT TO USE DRUG PARAPHERNALIA TO CONTAIN A CONTROLLED DANGEROUS SUBSTANCE OR CONTROLLED SUBSTANCE ANALOG, SPECIFICALLY BY KNOWINGLY POSSESSING WITHIN HIS CONTROL A ZIPLOC BAG WITH A LARGE QUANTITY OF EMPTY WAX PAPER FOLDS WITH VARIOUS STAMPED MARKINGS ON THEM ALONG WITH A QUANTITY OF HYPODERMIC SYRINGES, SPOONS AND A STRING USED AS A TOURNIQUET, IN VIOLATION OF N.J.S. 2C:36-2, A DISORDERLY PERSONS OFFENSE.

WITHIN THE JURISDICTION OF THIS COURT, USE OR POSSESS WITH INTENT TO USE DRUG PARAPHERNALIA TO INJECT A CONTROLLED DANGEROUS SUBSTANCE OR CONTROLLED SUBSTANCE ANALOG, SPECIFICALLY BY KNOWINGLY POSSESSING WITHIN HIS CONTROL A ZIPLOC BAG WITH A LARGE QUANTITY OF EMPTY WAX PAPER FOLDS WITH VARIOUS STAMPED MARKINGS ON THEM ALONG WITH A QUANTITY OF HYPODERMIC SYRINGES, SPOONS AND A STRING USED AS A TOURNIQUET, IN VIOLATION OF N.J.S. 2C:36-6, A DISORDERLY PERSONS OFFENSE.

in violation of:

Original Charge	1) 2C:36-2	2) 2C:36-6A	3) 2C:29-1A
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: **R SCHUMANN**Date: **08/04/2017**

You will be notified of your **Central First Appearance/CJP** date to be held at the **Superior Court** in the county of **OCEAN**
 at the following address: **OCEAN SUPERIOR COURT**
100 HOOPER AVE
100 HOOPER AVE TOMS RIVER NJ 08753-0000
 Date of Arrest: **08/03/2017** Appearance Date: Time: Phone: **732-244-2121**

PROBABLE CAUSE DETERMINATION AND ISSUANCE OF WARRANT

☐ Probable cause **IS NOT** found for the issuance of this complaint.

Signature of Court Administrator or Deputy Court Administrator

Date

Signature of Judge

Date

☒ Probable cause **IS** found for the issuance of this complaint. **MARY VOLA JUDICIAL OFFICER** **08/04/2017**

Signature and Title of Judicial Officer Issuing Warrant

Date

TO ANY PEACE OFFICER OR OTHER AUTHORIZED PERSON: PURSUANT TO THIS WARRANT YOU ARE HEREBY COMMANDED TO ARREST THE NAMED DEFENDANT AND BRING THAT PERSON FORTHWITH BEFORE THE COURT TO ANSWER THE COMPLAINT.

Bail Amount Set: _____ by: _____

(if different from judicial officer that issued warrant)

☐ Domestic Violence – Confidential☐ Related Traffic Tickets or Other Complaints☐ Serious Personal Injury/ Death Involved**Special conditions of release:**

- ☐ No phone, mail or other personal contact w/victim
☐ No possession firearms/weapons
☐ Other (specify): _____

ORIGINAL

COMPLAINT - WARRANT

COMPLAINT NUMBER

1524**W****2017****000119****STATE V.****JOSHUA S PRESTON**

COURT CODE

PREFIX

YEAR

SEQUENCE NO.

WITHIN THE JURISDICTION OF THIS COURT, PURPOSELY PREVENT OR ATTEMPT TO PREVENT A PUBLIC SERVANT FROM LAWFULLY PERFORMING AN OFFICIAL FUNCTION BY MEANS OF PHYSICAL INTERFERENCE OR OBSTACLE, SPECIFICALLY BY CLOSING THE BEDROOM DOOR AND LOCKING IT TO PREVENT LAW ENFORCEMENT OFFICERS FROM EFFECTUATING A LAWFUL ARREST OF A FUGITIVE WANTED ON AN OUTSTANDING SUPERIOR COURT ARREST WARRANT, WHICH REQUIRED LAW ENFORCEMENT OFFICERS TO FORCE ENTRY THROUGH THE BEDROOM DOOR.

WITHIN THE JURISDICTION OF THIS COURT, DID KNOWINGLY POSSESS A CONTROLLED DANGEROUS SUBSTANCE, OR ITS ANALOG, CLASSIFIED IN SCHEDULES I, II, III OR IV OTHER THAN THOSE COVERED IN THIS SECTION, SPECIFICALLY BY POSSESSING WITHIN HIS CONTROL A QUANTITY OF USED WAX PAPER FOLDS SUSPECTED TO STILL CONTAIN AN AMOUNT OF HEROIN, IN VIOLATION OF N.J.S. 2C:35-10A(1), A CRIME OF THE THIRD DEGREE.

Original Charge

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

Amended Charge

COMPLAINT - WARRANT**Page 1 of 7**

NJ/CDR2 1/1/2017

COMPLAINT – WARRANT (Court Action)

COMPLAINT NUMBER

1524**W****2017****000119****STATE V.****JOSHUA S PRESTON**

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****Name:**

State

County

Municipal

Other

Defense Counsel Information**Name:**

None

Retained

Public Def

Assigned

Waived

Other

Original Charge

1) 2C:36-2

2) 2C:36-6A

3) 2C:29-1A

Amended Charge

Waiver Indt/Jury

Plea/Date of Plea

Plea:

Date:

Plea:

Date:

Plea:

Date:

Adjudication (* see code)

Finding
Code:

Date:

Finding
Code:

Date:

Finding
Code:

Date:

Jail Term

Jail time credit

Susp. Imp

Jail time credit

Susp. Imp

Jail time credit

Susp. Imp

Probation Term

Susp. Imp

Susp. Imp

Susp. Imp

Cond. Discharge Term

Community Service

D/L Suspension Term

Fines/Costs

Fines:

Costs:

Fines:

Costs:

Fines:

Costs:

VCCB/SNSF

VCCB:

SNSF:

VCCB:

SNSF:

VCCB:

SNSF:

DEDR/Lab Fee

DEDR:

LAB:

DEDR:

LAB:

DEDR:

LAB:

CD Fee/Drug Ed Fnd

CD:

DAEF:

CD:

DAEF:

CD:

DAEF:

DV Surch/Other Fees

DV:

Other:

DV:

Other:

DV:

Other:

Restitution

Beneficiary: _____

Miscellaneous Information, Adjournments, Companion Complaints, Co-Defendants, Case Notes:**Related Traffic Tickets and Complaints:***** Finding Codes**

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

COMPLAINT - WARRANT (Court Action)

JUDGE'S SIGNATURE _____

DATE _____

Page 2 of 7

NJ/CDR2 1/1/2017

COMPLAINT – WARRANT (Court Action)

COMPLAINT NUMBER**1524****W****2017****000119****STATE V.****JOSHUA S PRESTON**

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

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

Amended Charge

Waiver Indt/Jury

Plea/Date of Plea

Plea:

Date:

Plea:

Date:

Plea:

Date:

Adjudication (* see code)

Finding
Code:

Date:

Finding
Code:

Date:

Finding
Code:

Date:

Jail Term

Jail time credit

Susp. Imp

Jail time credit

Susp. Imp

Jail time credit

Susp. Imp

Probation Term

Susp. Imp

Susp. Imp

Susp. Imp

Cond. Discharge Term

Community Service

D/L Suspension Term

Fines/Costs

Fines:

Costs:

Fines:

Costs:

Fines:

Costs:

VCCB/SNSF

VCCB:

SNSF:

VCCB:

SNSF:

VCCB:

SNSF:

DEDR/Lab Fee

DEDR:

LAB:

DEDR:

LAB:

DEDR:

LAB:

CD Fee/Drug Ed Fnd

CD:

DAEF:

CD:

DAEF:

CD:

DAEF:

DV Surch/Other Fees

DV:

Other:

DV:

Other:

DV:

Other:

Restitution

Beneficiary: _____

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

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

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

JUDGE'S SIGNATURE _____

DATE _____

Page 2 of 7

NJ/CDR2 1/1/2017

COMPLAINT - WARRANT

COMPLAINT NUMBER			
COURT CODE	PREFIX	YEAR	SEQUENCE NO.
1524	W	2017	000119
POINT PLEASANT BORO MUN CT P.O. BOX 25 PT PLEASANT NJ 08742-0000 732-899-1636 COUNTY OF: OCEAN			
# of CHARGES 4	CO-DEFTS	POLICE CASE #: 17S014387	
COMPLAINANT NAME: DET. RYAN SCHUMANN #176			
THE STATE OF NEW JERSEY VS. JOSHUA S PRESTON ADDRESS: 59 JEFFERSON ST. WARETOWN NJ 08758-0000			
DEFENDANT INFORMATION SEX: M EYE COLOR: BLUE DOB: 10/09/1987 DRIVER'S LIC. # [REDACTED] DL STATE: NJ SOCIAL SECURITY #: [REDACTED] SBI #: 930373E TELEPHONE #: [REDACTED] (C) LIVESCAN PCN #: 150003006052			

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 08/03/2017 in POINT PLEASANT BORO, OCEAN County, NJ did: WITHIN THE JURISDICTION OF THIS COURT, USE OR POSSESS WITH INTENT TO USE DRUG PARAPHERNALIA TO CONTAIN A CONTROLLED DANGEROUS SUBSTANCE OR CONTROLLED SUBSTANCE ANALOG, SPECIFICALLY BY KNOWINGLY POSSESSING WITHIN HIS CONTROL A ZIPLOC BAG WITH A LARGE QUANTITY OF EMPTY WAX PAPER FOLDS WITH VARIOUS STAMPED MARKINGS ON THEM ALONG WITH A QUANTITY OF HYPODERMIC SYRINGES, SPOONS AND A STRING USED AS A TOURNIQUET, IN VIOLATION OF N.J.S. 2C:36-2, A DISORDERLY PERSONS OFFENSE.

WITHIN THE JURISDICTION OF THIS COURT, USE OR POSSESS WITH INTENT TO USE DRUG PARAPHERNALIA TO INJECT A CONTROLLED DANGEROUS SUBSTANCE OR CONTROLLED SUBSTANCE ANALOG, SPECIFICALLY BY KNOWINGLY POSSESSING WITHIN HIS CONTROL A ZIPLOC BAG WITH A LARGE QUANTITY OF EMPTY WAX PAPER FOLDS WITH VARIOUS STAMPED MARKINGS ON THEM ALONG WITH A QUANTITY OF HYPODERMIC SYRINGES, SPOONS AND A STRING USED AS A TOURNIQUET, IN VIOLATION OF N.J.S. 2C:36-6, A DISORDERLY PERSONS OFFENSE.

in violation of:

Original Charge	1) 2C:36-2	2) 2C:36-6A	3) 2C:29-1A
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: R SCHUMANN Date: 08/04/2017

You will be notified of your Central First Appearance/CJP date to be held at the Superior Court in the county of OCEAN
at the following address: OCEAN SUPERIOR COURT
100 HOOPER AVE TOMS RIVER NJ 08753-0000
Date of Arrest: 08/03/2017 Appearance Date: Time: Phone: 732-244-2121

PROBABLE CAUSE DETERMINATION AND ISSUANCE OF WARRANT

☐ Probable cause IS NOT found for the issuance of this complaint.

Signature of Court Administrator or Deputy Court Administrator

Date

Signature of Judge

Date

☒ Probable cause IS found for the issuance of this complaint. MARY VOLA JUDICIAL OFFICER 08/04/2017

Signature and Title of Judicial Officer Issuing Warrant

Date

TO ANY PEACE OFFICER OR OTHER AUTHORIZED PERSON: PURSUANT TO THIS WARRANT YOU ARE HEREBY COMMANDED TO ARREST THE NAMED DEFENDANT AND BRING THAT PERSON FORTHWITH BEFORE THE COURT TO ANSWER THE COMPLAINT.

Bail Amount Set: by:

(if different from judicial officer that issued warrant)

☐ Domestic Violence – Confidential

☐ Related Traffic Tickets
or Other Complaints

☐ Serious Personal Injury/ Death
Involved

Special conditions of release:

- ☐ No phone, mail or other personal contact w/victim
- ☐ No possession firearms/weapons
- ☐ Other (specify):

COMPLAINT - WARRANT (DEFENDANT'S COPY)

COMPLAINT - WARRANT

COMPLAINT NUMBER

1524**W****2017****000119****STATE V.****JOSHUA S PRESTON**

COURT CODE

PREFIX

YEAR

SEQUENCE NO.

WITHIN THE JURISDICTION OF THIS COURT, PURPOSELY PREVENT OR ATTEMPT TO PREVENT A PUBLIC SERVANT FROM LAWFULLY PERFORMING AN OFFICIAL FUNCTION BY MEANS OF PHYSICAL INTERFERENCE OR OBSTACLE, SPECIFICALLY BY CLOSING THE BEDROOM DOOR AND LOCKING IT TO PREVENT LAW ENFORCEMENT OFFICERS FROM EFFECTUATING A LAWFUL ARREST OF A FUGITIVE WANTED ON AN OUTSTANDING SUPERIOR COURT ARREST WARRANT, WHICH REQUIRED LAW ENFORCEMENT OFFICERS TO FORCE ENTRY THROUGH THE BEDROOM DOOR.

WITHIN THE JURISDICTION OF THIS COURT, DID KNOWINGLY POSSESS A CONTROLLED DANGEROUS SUBSTANCE, OR ITS ANALOG, CLASSIFIED IN SCHEDULES I, II, III OR IV OTHER THAN THOSE COVERED IN THIS SECTION, SPECIFICALLY BY POSSESSING WITHIN HIS CONTROL A QUANTITY OF USED WAX PAPER FOLDS SUSPECTED TO STILL CONTAIN AN AMOUNT OF HEROIN, IN VIOLATION OF N.J.S. 2C:35-10A(1), A CRIME OF THE THIRD DEGREE.

Original Charge

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

Amended Charge

COMPLAINT - WARRANT (DEFENDANT'S COPY)**Page 3 of 7**

NJ/CDR2 1/1/2017

COMMITMENT

COMPLAINT NUMBER			
1524	W	2017	000119
COURT CODE	PREFIX	YEAR	SEQUENCE NO.
POINT PLEASANT BORO MUN CT			
P.O. BOX 25			
PT PLEASANT NJ 08742-0000			
732-899-1636 COUNTY OF: OCEAN			
# of CHARGES 4	CO-DEFTS	POLICE CASE #: 17S014387	
COMPLAINANT NAME: DET. RYAN SCHUMANN #176			
OCEAN COUNTY SHERIFF'S OFFICE			
120 HOOPER AVE.			
TOMS RIVER NJ 08753			
THE STATE OF NEW JERSEY VS. JOSHUA S PRESTON			
ADDRESS: 59 JEFFERSON ST.			
WARETOWN NJ 08758-0000			
DEFENDANT INFORMATION			
SEX: M EYE COLOR: BLUE DOB: 10/09/1987			
DRIVER'S LIC. #: [REDACTED] DL STATE: NJ			
SOCIAL SECURITY #: [REDACTED] SBI #: 930373E			
TELEPHONE #: [REDACTED] (c)			
LIVESCAN PCN #: 150003006052			

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:36-2		30	D	USE/POSS W/INTE
2. 2C:36-6A		30	D	POSS/SELL HYPOD
3. 2C:29-1A			D	OBSTRUCT ADMIN
4. 2C:35-10A(1)		29	3	POSS CDS/ANALOG

Commitment Reason: **Criminal Justice Reform**

You will be notified of your Central First Appearance/CJP date to be held at the Superior Court in the county of **OCEAN**
at the following address: **OCEAN SUPERIOR COURT**
100 HOOPER AVE TOMS RIVER NJ 08753-0000

Date of Arrest: **08/03/2017**

Phone: **732-244-2121**

MARY VOLA JUDICIAL OFFICER

08/04/2017

Signature and Title of Judicial Officer Issuing Warrant

Date

COMMITMENT

Affidavit of Probable Cause

COMPLAINT NUMBER			
1524	W	2017	000119
COURT CODE	PREFIX	YEAR	SEQUENCE NO.
POINT PLEASANT BORO MUN CT P.O. BOX 25 PT PLEASANT NJ 08742-0000 732-899-1636 COUNTY OF: OCEAN			
# of CHARGES 4	CO-DEFTS	POLICE CASE #: 17S014387	
COMPLAINANT NAME: DET. RYAN SCHUMANN #176 OCEAN COUNTY SHERIFF'S OFFICE 120 HOOPER AVE. TOMS RIVER NJ 08753		ADDRESS: 59 JEFFERSON ST. WARETOWN NJ 08758-0000	
		DEFENDANT INFORMATION SEX: M EYE COLOR: BLUE DOB: 10/09/1987 DRIVER'S LIC. #. [REDACTED] DL STATE: NJ SOCIAL SECURITY #: [REDACTED] SBI #: 930373E TELEPHONE #: [REDACTED] (C) LIVESCAN PCN #: 150003006052	

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:
UPON GAINING CONSENT TO ENTER THE HOME, S/O DOWE AND I CONDUCTED A PROTECTIVE SWEEP [REDACTED]. UPON ENTERING THE LIVING ROOM, WE OBSERVED 2 MALES, LATER IDENTIFIED AS BARBA AND JOSHUA PRESTON SLAM THE DOOR SHUT AND LOCK IT TO PREVENT US FROM ENTERING THE BEDROOM. UPON FORCING ENTRY THROUGH THE DOOR, S/O DOWE AND I OBSERVED THE 2 MALES STANDING IN THE MIDDLE OF THE ROOM. AFTER SECURING THE 2 SUBJECTS, WE OBSERVED IN PLAIN VIEW A SMALL BUCKET THAT WAS APPROXIMATELY 2 GALLONS WITH A LARGE QUANTITY OF USED WAX PAPER FOLDS OVERFLOWING OUT OF IT, ALONG WITH MULTIPLE HYPODERMIC SYRINGES AND VARIOUS DRUG PARAPHERNALIA ABOUT THE ROOM. ON TOP OF A SMALL NIGHTSTAND WAS A GLASS VIAL LABELED "TESTOSTERONE" CONTAINING A CLEAR LIQUID SUSPECTED TO BE ANABOLIC STEROIDS. [REDACTED]

Affidavit of Probable Cause

Affidavit of Probable Cause

COMPLAINT NUMBER

1524**W****2017****000119**

COURT CODE

PREFIX

YEAR

SEQUENCE NO.

THE STATE OF NEW JERSEY**VS.****JOSHUA S PRESTON**

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

I HAVE BEEN EMPLOYED BY THE OCEAN COUNTY SHERIFF'S OFFICE FOR OVER 4 YEARS AND HAVE ACTED AS A DETECTIVE WITHIN THE FUGITIVE WARRANTS UNIT FOR APPROXIMATELY 2 YEARS. THROUGH MY TRAINING AND EXPERIENCE, IMMEDIATELY IDENTIFIED THE OBJECTS IN THE ZIPLOC BAG AS WAX PAPER FOLDS USED TO PACKAGE AND CONTAIN CONTROLLED DANGEROUS SUBSTANCES. THE NEEDLES, TOURNIQUET AND SPOON WERE ALSO PRESENT WHICH CONFIRMED MY OBSERVATION THAT THE WAX PAPER FOLDS WERE USED TO PACKAGE OR CONTAIN CONTROLLED DANGEROUS SUBSTANCES.

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

NO INJURIES REPORTED

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: R SCHUMANN LAW ENFORCEMENT OFFICER

Date: 08/04/2017

Affidavit of Probable Cause

Page 6 of 7

1/1/2017

Preliminary Law Enforcement Incident Report

COMPLAINT NUMBER

1524**W****2017****000119**

COURT CODE

PREFIX

YEAR

SEQUENCE NO.

*THE STATE OF NEW JERSEY**VS.***JOSHUA S PRESTON**

ADDRESS:

59 JEFFERSON ST.**POINT PLEASANT BORO MUN CT****P.O. BOX 25****PT PLEASANT****NJ 08742-0000****732-899-1636** COUNTY OF: **OCEAN****WARETOWN****NJ 08758-0000**

of CHARGES

4

CO-DEFTS

POLICE CASE #:

17S014387

DEFENDANT INFORMATION

SEX: **M** EYE COLOR: **BLUE**DOB: **10/09/1987**

DRIVER'S LIC. #:

DL STATE: **NJ**

SOCIAL SECURITY #:

SBI #: **930373E**

TELEPHONE #:

(C)LIVESCAN PCN #: **150003006052**COMPLAINANT
NAME:**DET. RYAN SCHUMANN #176****OCEAN COUNTY SHERIFF'S OFFICE****120 HOOPER AVE.****TOMS RIVER****NJ 08753**

Purpose: The Preliminary Law Enforcement Incident Report (PLEIR) is designed to be appended to, and is expressly incorporated by reference in, the Affidavit of Probable Cause. It 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.

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: _____

Date: _____

Preliminary Law Enforcement Incident Report**Page 7 of 7****1/1/2017**

OCEAN COUNTY SUPERIOR COURT - LAW DIVISION
CRIMINAL INFORMATION FORM

NAME PRESTON, Joshua S. DATE 9-18-17
IND. # _____ ACC. # _____ CASE # 17002521-001
WARRANT/COMPLAINT # W-2017-119-1524 MUN. APP. # _____
CHARGES _____ MUNICIPALITY _____

BAIL: ☐ 1st APP ☐ INFRML ☐ FORMAL ☐ CONT'D ☐ REDUCED ☐ FORF'D ☐ REINSTATED ☐ DISCHRGD ☐ INCREASED
☐ AMOUNT _____ ☐ NO 10% ALTERNATIVE ☐ CASH ONLY ☐ ROR
☐ B/W ISSUED FOR FTA and BAIL FORFEITED ☐ B/W ISSUED FOR FTA AND BAIL NOT FORFEITED ☐ B/W VACATED

PLEA: ☒ NOT GUILTY ☐ READING WAIVED
☒ GUILTY TO: ct1 amended to 1p wandering
2C:33-2.1

☒ LR ATTACHED ☒ BAIL CONT'D
TO BE DISMISSED CTS 2+3 of W-2017-119-1524

VOP: GUILTY TO: _____ VERDICT: _____
☐ TERMINATE PROBATION ☐ PAY PAROLE ☐ DISMISSED

SENTENCE: OCJ _____ TERM _____ SUSP _____ WKND\$ _____ COMMENCING _____
DOC _____ TERM _____ PAROLE INELIG _____ AVENEL _____ YCIC _____
☐ C/C ☐ C/S CREDIT FOR TIME SERVED 7 Days

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

PATIENT: ☐ IN ☐ OUT TRANSPORT BY _____ UPON COMPLETION _____

EMPLOYMENT - OBTAIN/MAINTAIN COMM SRVC HR\$ _____ FINE _____

☐ PAROLE SUPERVISION FOR LIFE ☒ DNA ORDERED \$500 RESTITUTION AMOUNT _____

V.C.C.B. _____ DEOR PENALTY _____ LAB FEE _____ LEOTEF PENALTY _____

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

S.A.N.E. _____ ☐ SEX ASSAULT BURCHARGE OF \$100 INSURANCE FRAUD BURCHARGE _____

PAYMENT RATE _____ PER _____ COMMENCING _____

☒ BAIL DISCHARGED ☐ ORDERED RELEASED ☐ REMAND OCEAN COUNTY JAIL

DETAINEES: _____

DISMISSED: _____

SE- 11-3-17 (with other cases)

JUDGE WENDEL E. DANIELS, P.J. CLERK PROSECUTOR Gil O'Malley

REPORTER Court Smart DEFT'S ATTY Alex Cohen

NOTES: for Chris Diller

No PSI needed

CLERK'S SIGNATURE lelei ANDREA AREVALO COURT CLERK



**New Jersey Judiciary
Plea Form**

County Ocean

Prosecutor File Number 17-2521

Defendant's Name: Joshua Preston
before Judge: Daniels

List the charges to which you are pleading guilty:

Ind./Acc./Comp.#	Count	Nature of Offense	Degree	Statutory Maximum			VCCO Assmt*
				Time	Fine		
1524-W-2017-000119-1	1	Amended To	DP	Max	6 mos	1000	50
		DP Wandering		Max			
		to obtain CDs		Max			
		2C: 33-2.1		Max			
				Max			
Your total exposure as the result of this plea is:				Total	6 mos	1000	50

Please Circle
Appropriate
Answer

2. a. Did you commit the offense(s) to which you are pleading guilty? ☒ [Yes] ☐ [No]
- b. Do you understand that before the judge can find you guilty, you will have to tell the judge what you did that makes you guilty of the particular offense(s)? ☒ [Yes] ☐ [No]
3. Do you understand what the charges mean? ☒ [Yes] ☐ [No]
4. Do you understand that by pleading guilty you are giving up certain rights? Among them are:
 - a. The right to a jury trial in which the State must prove you guilty beyond a reasonable doubt? ☒ [Yes] ☐ [No]
 - b. The right to remain silent? ☒ [Yes] ☐ [No]
 - c. The right to confront the witnesses against you? ☒ [Yes] ☐ [No]
 - d. Do you understand that by pleading you are **not** waiving your right to appeal (1) the denial of a motion to suppress physical evidence (R. 3:5-7(d)) or (2) the denial of acceptance into a pretrial intervention program (PTI) (R. 3:28(g))? ☒ [Yes] ☐ [No]
 - e. Do you further understand that by pleading guilty you are **waiving** your right to appeal the denial of all other pretrial motions except the following: ☒ [Yes] ☐ [No]

* Victims of Crime Compensation Office Assessment

5. Do you understand that if you plead guilty:

a. You will have a criminal record?

[Yes] ☒ [No] DP

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 Agency Assessment?

☒ [Yes] [No]

c. You must pay a minimum Victims of Crime Compensation Agency 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(5)(b) (knowingly possessing or knowingly viewing child pornography, 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 \$ _____

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 _____ years and _____ months (fill in the number of years/months) and the maximum period of parole ineligibility can be _____ years and _____ months (fill in the number of years/months) and this period cannot be reduced by good time, work, or minimum custody credits.

b. If you are pleading guilty to such a charge, the minimum mandatory extended term is _____ years and _____ months (fill in the number of years/months) and the maximum mandatory extended term can be _____ years and _____ 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
1524-W-2017-000119	2/3	Drug Paraphernalia, Poss CDs

13. Specify any sentence the prosecutor has agreed to recommend:

Mandatory minimum fines only
Sentencing on previous plea agreement
entered on 2/13/17

JP

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

a. Speak at sentencing?

[Yes] ☒ [No]

b. Seek an extended term of confinement?

☒ [Yes] [No]

c. Seek a stipulation of parole ineligibility?

☒ [Yes] [No]

15. Are you aware that you must pay restitution if the court finds there is a victim who has suffered a loss and if the court finds that you are able or will be able in the future to pay restitution?

[Yes] [No] ☒ [NA]

16. Do you understand that if you are a public office holder or employee, you can be required to forfeit your office or job by virtue of your plea of guilty?

[Yes] [No] ☒ [NA]

17. a. Are you a citizen of the United States?

☒ [Yes] [No]

If you have answered "No" to this question, you must answer Questions 17b - 17f. If you have answered "Yes" to this question, proceed to Question 18

b. Do you understand that if you are not a citizen of the United States, this guilty plea may result in your removal from the United States and/or stop you from being able to legally enter or re-enter the United States?

[Yes] [No]

c. Do you understand that you have the right to seek individualized advice from an attorney about the effect your guilty plea will have on your immigration status?

[Yes] [No]

d. Have you discussed with an attorney the potential immigration consequences of your plea? If the answer is "No," proceed to question 17e. If the answer is "Yes," proceed to question 17f.

[Yes] [No]

e. Would you like the opportunity to do so?

[Yes] [No]

f. Having been advised of the possible immigration consequences and of your right to seek individualized legal advice on your immigration consequences, do you still wish to plead guilty?

[Yes] [No]

18. a. Do you understand that pursuant to the rules of the Interstate Compact for Adult Offender Supervision if you are residing outside the State of New Jersey at the time of sentencing that return to your residence may be delayed pending acceptance of the transfer of your supervision by your state of residence?

☒ [Yes] [No]

b. Do you also understand that pursuant to the same Interstate Compact transfer of your supervision to another state may be denied or restricted by that state at any time after sentencing if that state determines you are required to register as a sex offender in that state or if New Jersey has required you to register as a sex offender?

☒ [Yes] [No]

19. Have you discussed with your attorney the legal doctrine of merger?

[Yes] [No] ☒ [NA]

JP

20. Are you giving up your right at sentence to argue that there are charges you pleaded [Yes] [No] ☒ [NA]
guilty to for which you cannot be given a separate sentence?

21. List any other promises or representations that have been made by you, the prosecutor, your defense attorney, or anyone else as a part of this plea of guilty:

22. Have any promises other than those mentioned on this form, or any threats, been made in order to cause you to plead guilty? [Yes] ☒ [No]

23. a. Do you understand that the judge is not bound by any promises or recommendations of the prosecutor and that the judge has the right to reject the plea before sentencing you and the right to impose a more severe sentence? ☒ [Yes] [No]

b. Do you understand that if the judge decides to impose a more severe sentence than recommended by the prosecutor, that you may take back your plea? ☒ [Yes] [No]

c. Do you understand that if you are permitted to take back your plea of guilty because of the judge's sentence, that anything you say in furtherance of the guilty plea cannot be used against you at trial? ☒ [Yes] [No]

24. Are you satisfied with the advice you have received from your lawyer? ☒ [Yes] [No]

25. Do you have any questions concerning this plea? [Yes] ☒ [No]

Date 9/18/17 Defendant [Signature]

Defense Attorney [Signature]

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.

JP



Judgment of Conviction

Superior Court of New Jersey, OCEAN County

State of New Jersey**v.**

Last Name

PRESTON

First Name

JOSHUA

Middle Name

S

Also Known As

PRESTON JOSHUA S

Date of Birth

10/09/1987

SBI Number

930373E

Date(s) of Offense

08/03/2017

Date of Arrest

PROMIS Number

17 002521-001

Date Ind / Acc / Complt Filed

08/04/2017

Original Plea

☐ Not Guilty☐ Guilty

Date of Original Plea

Adjudication By

☒ Guilty Plea☐ Jury Trial Verdict☐ Non-Jury Trial Verdict☐ Dismissed / Acquitted

Date: 09/18/2017

Original Charges

Ind / Acc / Complt	Count	Description	Statute	Degree
W-2017-000119-1524	901	USE/POSS W/INTENT TO USE DRUG PARAPHERNALIA	2C:36-2	DP
W-2017-000119-1524	902	POSS/SELL HYPODERMIC SYRINGE FOR USE WITH CDS	2C:36-6A	DP
W-2017-000119-1524	903	OBSTRUCT ADMIN OF LAW-OBSTRUCT GOVT FUNCTION	2C:29-1A	DP
W-2017-000119-1524	1	POSS CDS/ANALOG - SCHD I II III IV	2C:35-10A(1)	3

Final Charges

Ind / Acc / Complt	Count	Description	Statute	Degree
W-2017-000119-1524	AMENDED	WANDERING/PROWLING TO OBTAIN/SELL CDS	2C:33-2.1B	DP

Sentencing Statement

It is, therefore, on 01/26/2018 **ORDERED and ADJUDGED** that the defendant is sentenced as follows:

Defendant is sentenced as follows:

Count 1 as Amended: Defendant is to serve 28 days in the Ocean County Jail, with Credit for Time Served of 31 days, and the court is applying 3 of the jail credit days towards the monetary penalties of \$125.00 pursuant to NJSA 2B:12-23.1.

Any bail posted in this matter is discharged. The following are dismissed: Counts 901, 902 and 903 of W-2017-119-1524.

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

Total Custodial Term

000 Years 00 Months 028 Days

Institution Name

COUNTY JAIL

Total Probation Term

00 Years 00 Months

DEDR (N.J.S.A. 2C:35-15 and 2C:35-5.11)

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))

	Standard		Doubled	
1st Degree	@ \$		@ \$	
2nd Degree	@ \$		@ \$	
3rd Degree	@ \$		@ \$	
4th Degree	@ \$		@ \$	
DP or	@ \$		@ \$	
Petty DP	@ \$		@ \$	

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)

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)	Safe Neighborhood 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
\$	☐ \$ 125.00

Additional Conditions

- ☒ 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)).

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		

Details
The VCCA \$50 and SNSF \$75 are deemed satisfied by application of three days jail credit pursuant to NJSA 2B:12-23.1.

Time Spent in Custody	Gap Time Spent in Custody	Prior Service Credit
R. 3:21-8	N.J.S.A. 2C:44-5b(2)	
Date: From - To	Date: From - To	Date: From - To
05/09/2016 - 05/10/2016	-	-
08/04/2017 - 08/10/2017	-	-
08/10/2017 - 08/14/2017	-	-
01/10/2018 - 01/26/2018	-	-
-	Total Number of Days _____	-
-	Rosado Time	-
-	Date: From - To	-
-	-	-
-	-	-
-	-	-
-	Total Number of Days _____	-
Total Number of Days 31		Total Number of Days

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.

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 gives light weight to Aggravating Factor #3; heavy weight to Aggravating Factor #9. The court is clearly convinced that the Aggravating Factors substantially outweigh the Mitigating Factors in this matter. 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.

☒ Yes ☐ No

☐ Yes ☒ No

03/12/2018

OCEAN COUNTY SUPERIOR COURT - LAW DIVISION
CRIMINAL INFORMATION FORM

NAME Preston, Joshua DATE 1/26/18

IND. # _____ ACC.# _____ CASE # 17002521-001

WARRANT/COMPLAINT # W-2017-119-1524 MUN. APP. # _____

CHARGES ST as Amended to NP Wandering MUNICIPALITY _____

BAIL: ☐ 1st APP ☐ INFIRM ☐ FORMAL ☐ CONT'D ☐ REDUCED ☐ FORF'D ☐ REINSTATED ☐ DISCHRGD ☐ INCREASED
☐ AMOUNT _____ ☐ NO 10% ALTERNATIVE ☐ CASH ONLY ☐ ROR
☐ B/W ISSUED FOR FTA and BAIL FORFEITED ☐ B/W ISSUED FOR FTA AND BAIL NOT FORFEITED ☐ B/W VACATED

PLEA: ☐ NOT GUILTY ☐ HEARING WAIVED
☐ GUILTY TO: _____

☐ LR ATTACHED ☐ P.B.I. ORDERED ☐ BAIL CONT'D
TO BE DISMISSED _____

VOP: GUILTY TO: _____ VERDICT: _____

☐ TERMINATE PROBATION ☐ PAY PAROLE ☐ DISMISSED _____

SENTENCE: OCJ ✓ TERM 28 SUSP _____ WKND _____ COMMENCING _____
DOC _____ TERM _____ PAROLE INELIG _____ AVENUE _____ YOC _____
☐ C/C ☐ C/S CREDIT FOR TIME SERVED 31 days

PROBATION _____

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

PATIENT: ☐ IN ☐ OUT TRANSPORT BY _____ UPON COMPLETION _____

EMPLOYMENT - OBTAIN/MAINTAIN COMM SRVC HRS _____ FINE _____

☐ PAROLE SUPERVISION FOR LIFE ☐ DNA ORDERED RESTITUTION AMOUNT _____

V.C.C.B. 50- DEOR PENALTY _____ LAB FEE _____ LEOTEF PENALTY _____

S.N.S.F. 75- SUP FEEMO _____ ☐ O.L. REVOKED _____ MV THEFT FINE _____

S.A.N.E. _____ ☐ SEX ASSAULT SURCHARGE OF \$100 INSURANCE FRAUD SURCHARGE _____

PAYMENT RATE _____ PER _____ COMMENCING _____

☒ BAIL DISCHARGED ☒ ORDERED RELEASED ☐ REMAND OCEAN COUNTY JAIL

DETAINEES: Due - 3 Days Jail Credit Applied to Fines
(21312-23.1)

DISMISSED: W-2017-119-1524 DPs 901, 902 & 903

JUDGE Wendel E. Daniels PJCrP PROSECUTOR R. Cassidy

REPORTER _____ DEPT'S ATTY A. Coven

NOTES: _____

20 Days to Appeal - PCR Form Signed

CLERK'S SIGNATURE RF #2439