

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

August 16, 2021

Via OPRA Machine: opra+request-25337-228d9203@requests.opramachine.com

Re: Open Public Records Act (OPRA) Request
OCPO Case# 16002487 – Timothy Cole

Dear Sir/Madam:

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

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

If I can be of further assistance, please do not hesitate to contact me directly at 732-929-2027, x3623.

Yours very truly,

Dina R. Khajezadeh

Dina R. Khajezadeh
Assistant Prosecutor

DRK/dp

Enclosures

Prestia , Donna

From: Khajezadeh, Dina
Sent: Thursday, August 12, 2021 3:40 PM
To: Prestia , Donna
Subject: FW: [EXTERNAL] OPRA request - Case reports

-----Original Message-----

From: Resident <opra+request-25337-228d9203@requests.opramachine.com>
Sent: Thursday, August 12, 2021 3:38 PM
To: Khajezadeh, Dina <DKhajezadeh@co.ocean.nj.us>
Subject: [EXTERNAL] OPRA request - Case reports

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

Dear Ocean County Prosecutor's Office,

This is a request for public records made under OPRA and the common law right of access. I am not required to fill out an official form. Please acknowledge receipt of this message.

Records requested:

Any relevant arrest reports, global subject activity reports, preliminary law enforcement incident reports, complaint warrants, complaint summonses, affidavits, indictments, criminal information forms, plea forms, and sentencing information, where applicable, for the following defendants:

Michele Hawkes (Case # 16002209)
Lesley Finelli (Case # 16002417)
Stephen Szymanski (Case # 16002463)
Timothy Cole (Case # 16002487)
David Hale (Case # 16002517 & Case # 16003194) Joshua Preston (Case # 16002738)

Yours sincerely,

Resident

Please use deliver records electronically via email to the below UNIQUE address for all replies to this request:
opra+request-25337-228d9203@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,FmGC3EDE2ojj-

COMPLAINT - WARRANT

COMPLAINT NUMBER				THE STATE OF NEW JERSEY	
1506	W	2016	000903	VS.	
COURT CODE	PREFIX	YEAR	SEQUENCE NO.	TIMOTHY M COLE	
BRICK TOWNSHIP MUNICIPAL COURT 401 CHAMBERS BRIDGE BRICK NJ 08723-0000 732-262-1226 COUNTY OF: OCEAN				ADDRESS: 9 LIBERTY PLACE JACKSON NJ 08527-0000	
# of CHARGES 2	CO-DEFTS 1	POLICE CASE #: 41728-16		DEFENDANT INFORMATION	
COMPLAINANT NAME: RYAN TALTY PTL. 401 CHAMBERS BRIDGE RD ATTN WARRANTS BRICK TOWN NJ 08723				SEX: M EYE COLOR: BROWN DOB: 11/10/1987 DRIVER'S LIC. #: [REDACTED] DL STATE: NJ SOCIAL SECURITY #: [REDACTED] SBI #: [REDACTED] 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 07/04/2016 in **BRICK TWP**, **OCEAN** County, NJ did: WITHIN THE JURISDICTION OF THIS COURT, COMMIT THE CRIME OF DISTRIBUTION OF CDS BY KNOWINGLY OR PURPOSELY DISTRIBUTING CDS SPECIFICALLY BY SELLING 50 WHITE WAX FOLDS OF HEROIN WITH BLUE "BLUE MAGIC" STAMP TO JEREMIAH WICKS FOR \$250 IN THE WALMART PARKING LOT.

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 70 WHITE WAX FOLDS WITH BLUE "BLUE MAGIC" STAMP, SUSPECT HEROIN.

In violation of:

Original Charge	1) 2C:35-5B(3)	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: **RYAN TALTY PTL.** Date: **07/04/2016**

DATE OF FIRST APPEARANCE **07/04/2016** TIME **06:04PM** DATE OF ARREST **07/04/2016**

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.

Signature and Title of Judicial Officer Issuing Warrant **[Signature]** Date **7/4/16**
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: **30,000.00** FULL by: _____
(if different from judicial officer that issued warrant)

☐ Domestic Violence - Confidential

☒ Related Traffic Tickets
or Other Complaints

☐ Serious Personal Injury/ Death
Involved

Special conditions of release:

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

ORIGINAL

COMPLAINT – WARRANT (Court Action)

COMPLAINT NUMBER

1506**W****2016****000903****STATE V.****TIMOTHY M COLE**

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: **07/04/2016**☐ 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:35-5B (3)**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:
WICKS, JEREMIAH**Related Traffic Tickets and Complaints:**
E TICKET*** 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

ORIGINAL – Court Action

JUDGE'S SIGNATURE

DATE

Page 2 of 7

NJ/CDR2-8/1/2005

COMPLAINT - SUMMONS

COMPLAINT NUMBER				THE STATE OF NEW JERSEY VS. TIMOTHY M COLE ADDRESS: 9 LIBERTY PLACE JACKSON NJ 08527-0000	
1506	S	2016	000904		
COURT CODE	PREFIX	YEAR	SEQUENCE NO.		
BRICK TOWNSHIP MUNICIPAL COURT 401 CHAMBERS BRIDGE BRICK NJ 08723-0000 732-262-1226 COUNTY OF: OCEAN					
# of CHARGES 1	CO-DEFTS 1	POLICE CASE #: 41728-16		DEFENDANT INFORMATION	
COMPLAINANT NAME: RYAN TALTY PTL. 401 CHAMBERS BRIDGE RD ATTN WARRANTS BRICK TOWN NJ 08723				SEX: M EYE COLOR: BROWN DOB: 11/10/1987 DRIVER'S LIC. #. [REDACTED] DL STATE: NJ SOCIAL SECURITY #: [REDACTED] SBI #: [REDACTED] 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 07/04/2016 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 70 WHITE WAX FOLDS USED TO CONCEAL OR TRANSPORT CDS.

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: 07/04/2016

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: **07/04/2016** TIME: **06:04PM** RYAN TALTY PTL. 07/04/2016
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	000904	TIMOTHY M COLE					
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: 07/04/2016		☐ 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: WICKS, JEREMIAH						* 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/CDB1/8/1/2005			

AFFIDAVIT FORM 4

Agency:

Ocean County Superior Court

**AFFIDAVIT IN SUPPORT FOR
ARREST WARRANT**

State of New Jersey

v.

Defendant(s)

Timothy Cole

State of New Jersey :

County of Ocean : ss.

THIS AFFIDAVIT ONLY APPLIES TO DRUG CHARGES

I Ryan Talty #250, of full age, being duly sworn according to law upon his/her oath, depose and says:

1. I am employed as a Patrolman with the Brick Township Police Dept.
2. In the course of my duties, I have had occasion to investigate: **(state all indictable charges you are signing for which this affidavit applies)**

2C:25-5B(3) - Distribution of CDS

2C:35-10A(1) - Possession of CDS

3. I have probable cause to believe that Timothy Cole committed the above offense(s).
4. The defendant had the following drugs in his/her possession. (Please check)
 - a. ☐ Cocaine
 - b. ☒ Heroin
 - c. ☐ Marijuana (☐ Over 50 Grams OR ☐ Under 50 Grams)
 - d. ☐ Ecstasy
 - e. ☐ LSD
 - f. ☐ Other (Name drug)

5. I am charging the defendant based on the following proof. ***This must be completed. Do not simply restate the allegations set forth in the complaint. Provide information to the court to show the defendant committed the above offense(s).***

The defendant was observed in a silver Acura in the parking lot of Wendy's (101 Jack Martin Blvd). During this time I observed another male, later identified as Jeremiah Wicks, exit a van in the parking lot of Walmart (1872 RT 88). Wicks walked toward the parked Acura and entered the front passenger seat. The vehicle exited and the defendant began to drive toward the front entrance to Walmart. I began to follow the defendant in an unmarked police vehicle. The vehicle drove slowly as both subjects were talking to each other. I exited my vehicle and observed the suspect vehicle stop in front of Walmart. With the suspect vehicle stopped, I observed Wicks hand the defendant an unknown amount of currency. Immediately after, I observed the defendant hand Wicks a small object believed to be CDS. Wicks quickly exited the vehicle and began to walk back toward his parked vehicle. Officers made contact with Wicks where he admitted to receiving a total of fifty (50) bags of heroin from the defendant in exchange for \$250.00 while in front of Walmart. The defendant left the area after the transaction where he was later stopped and placed into custody by officers. A total of fifty (50) bags of heroin stamped 'Blue Magic' were recovered from Wicks. Officers also located twenty (20) additional bags of heroin stamped 'Blue Magic' in the defendant's vehicle.

6. I am charging the defendant with possession with intent to distribute heroin based on the following:

- a. The weight of the drug seized is approximately .
- b. If the possession with intent charge is based on the number of pieces or bags, please note the number. If crack count the pieces. What is the number? 50 bags of heroin
- c. If based on observations specifically note those observations here unless those observations were noted in paragraph 5 of this affidavit.

- d. Paraphernalia seized associated with possession with intent? ☐ Yes ☒ No

Describe paraphernalia seized. (Scales etc.)

- e. Money seized? ☒ Yes ☐ No

How much? \$2,201.00

In what denominations? 3 x \$100= \$300

3 x \$50= \$150

85 x \$20= \$1,700

3 x \$10= \$30

21 x \$1= \$21

7. If School Zone charge pursuant to N.J.S. 2C:35-7, please name the school.
(This statute applies only where the defendant is charged with possession with intent or distribution.)
8. If School Zone, please describe or note how close to school.
9. If Recreation Zone, please describe what recreations facility, public park or building.
(This statute applies only where the defendant is charged with intent or distribution.)

10. Was a drug restraining order obtained? ☐ Yes ☒ No

If yes, a copy must come to the jail with the defendant to be provided to the Prosecutor's Office.

11. Statement of defendant implicating him/herself. ☐ Yes ☒ No

12. Field test performed. ☐ Yes ☒ No

If yes, results of test.

13. Was a child under the age of 18 years involved or present during the commission of the offense or the subsequent arrest? ☐ Yes ☒ No

14. If the answer to Question 13 was yes, did you or someone from your department report the incident to DYFS at **877 NJ ABUSE (877-652-2873)** ? ☐ Yes ☒ No

**THE FOLLOWING APPLIES TO ANY CHARGES SECOND DEGREE OR GREATER
(Do not leave blank)**

15. I am signing charges which are second degree or greater. ☐ Yes ☒ No

(Any drug related second degree crime is a crime with bail restrictions)

- a. If the answer to the above is yes, name the Assistant Prosecutor who approved the signing of the complaint.

b. I am signing charges involving a Crime with Bail restrictions. (N.J.S. 2A:162-12)

☐ Yes ☐ No.

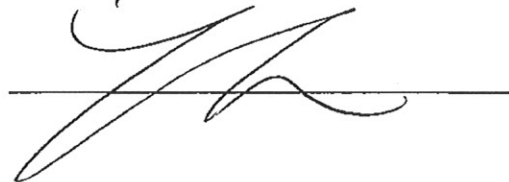
c. If the answer to Question 15b is yes, please not the complaint number and the count number. Complaint No.: Count No.:



Officer Signature

Sworn and subscribed to before me

This 4 day of 7 2016



SUPERIOR COURT OF NEW JERSEY
LAW DIVISION - OCEAN COUNTY

THE STATE OF NEW JERSEY :

VS. :

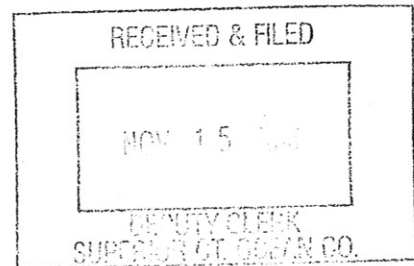
TIMOTHY M. COLE :

Defendant :

INDICTMENT

NO. 16-11-2155

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 TIMOTHY M. COLE, on or about July 4, 2016, in the Township of Brick, 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.

COUNT TWO

POSSESSION WITH INTENT TO DISTRIBUTE A CDS-THIRD DEGREE

The Grand Jurors of the State of New Jersey, in and for the County of Ocean, upon their oaths present that TIMOTHY M. COLE, on or about July 4, 2016, in the Township of Brick, County of Ocean, and within the jurisdiction of this Court, knowing or purposely did possess or have under his control with intent to distribute a controlled dangerous substance, namely, Heroin, a schedule I drug, in a quantity of less than one half ounce, contrary to the

provisions of N.J.S.A. 2C:35-5a(1) and N.J.S.A. 2C:35-5b(3), and against the peace of this State, the Government and dignity of the same.

COUNT THREE

DISTRIBUTION 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 TIMOTHY M. COLE, on or about July 4, 2016, in the Township of Brick, County of Ocean, and within the jurisdiction of this Court, knowing or purposely did distribute a controlled dangerous substance, namely, Heroin, a schedule I drug, in a quantity of less than one half ounce, contrary to the provisions of N.J.S.A. 2C:35-5a(1) and N.J.S.A. 2C:35-5b(3), and against the peace of this State, the Government and dignity of the same.

JOSEPH D. CORONATO
OCEAN COUNTY PROSECUTOR

DATED: 11/15/16

BY: Samantha D. E. Tucker
SAMANTHA D.E. TUCKER
ASSISTANT PROSECUTOR

ENDORSED: [Signature] Rojas
Foreperson

GJ Docket # : 16002487

Superior Court of New Jersey
Law Division, Ocean County

THE STATE

VS.

TIMOTHY M. COLE

INDICTMENT NO.

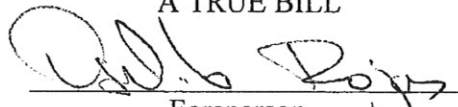
16-11-2155

INDICTMENT FOR

POSSESSION OF A CONTROLLED DANGEROUS SUBSTANCE
POSSESSION WITH INTENT TO DISTRIBUTE A CDS
DISTRIBUTION OF A CONTROLLED DANGEROUS SUBSTANCE

Joseph D. Coronato
Ocean County Prosecutor

A TRUE BILL


Foreperson

Bail

\$30,000 no 10% -
posted 7/6/16

Condition Of Bail

No bail conditions

3/13/16



Judgment of Conviction & Order for Commitment

Superior Court of New Jersey, OCEAN County

State of New Jersey

v.

Last Name

COLE

First Name

TIMOTHY

Middle Name

M

Also Known As

Date of Birth

11/10/1987

SBI Number

117709D

Date(s) of Offense

07/04/2016

Date of Arrest

PROMIS Number

16 002487-001

Date Ind / Acc / Complt Filed

11/15/2016

Original Plea

☒ Not Guilty

☐ Guilty

Date of Original Plea

12/12/2016

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
16-11-02155-I	1	POSS CDS/ANALOG - SCHD I II III IV	2C:35-10A(1)	3
16-11-02155-I	2	MANUF/DISTR CDS-HEROIN/METH/LSD <1/2OZ/ETC	2C:35-5A(1)	3
		CDS - MANU/DIST/PWID - HEROIN/COCAINE - < .5OZ	2C:35-5B(3)	
16-11-02155-I	3	MANUF/DISTR CDS-HEROIN/METH/LSD <1/2OZ/ETC	2C:35-5A(1)	3
		CDS - MANU/DIST/PWID - HEROIN/COCAINE - < .5OZ	2C:35-5B(3)	
S-2016-000904-1506	901	USE/POSS W/INTENT TO USE DRUG PARAPHERNALIA	2C:36-2	DP

Final Charges

Ind / Acc / Complt	Count	Description	Statute	Degree
16-11-02155-I	3	MANUF/DISTR CDS-HEROIN/METH/LSD <1/2OZ/ETC	2C:35-5A(1)	3
		CDS - MANU/DIST/PWID - HEROIN/COCAINE - < .5OZ	2C:35-5B(3)	

Sentencing Statement

It is, therefore, on 03/24/2017 **ORDERED** and **ADJUDGED** that the defendant is sentenced as follows:

Defendant is hereby sentenced in accordance with a negotiated plea as follows:

On Count Three of Indictment 16-11-02155, defendant is sentenced to five (5) years to the custody of the Commissioner of the Department of Corrections.

This sentence shall run concurrent with the sentences imposed on Indictments 14-03-00590, 13-04-01053, 13-01-00228, Accusation 17-02-00199 and motor vehicle summons E16-004186-1506.

Defendant is to receive jail credit of 199 days.

Defendant is assessed the fines, fees and penalties as set forth on page two hereof and these fines, fees and penalties are to be paid through the Department of Corrections.

Defendant is hereby ordered to provide a DNA sample and pay the costs for testing.

With respect to motor vehicle summons E16-004186-1506, defendant is sentenced to pay the following: FINE: \$1,000, COURT COSTS: \$5.50, COURT ASSESSMENT: \$6. These monetary penalties are to be paid directly to the Brick Township Municipal Court. Defendant's New Jersey driving privileges are suspended for a period of one (1) day.
(Cont...)



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

Total Custodial Term

005 Years 00 Months 000 Days

Institution Name

CARE COMMISS/CORR

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)

1 Offenses @ \$ 50.00

Total Lab Fee

\$ 50.00

VCCO Assessment (N.J.S.A. 2C:43-3.1)

Counts	Number	Amount
3	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

\$ 175.00

Details

The Court merged the DEDR Penalty in this matter with Indictment 14-03-00590.

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).

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
07/04/2016 - 07/06/2016	-	-
09/09/2016 - 03/23/2017	-	-
-	-	-
-	Total Number of Days _____	-
-	Rosado Time	-
-	Date: From - To	-
-	-	-
-	-	-
-	-	-
-	Total Number of Days _____	-
Total Number of Days 199		Total Number of Days

AGGRAVATING FACTORS

MITIGATING FACTORS

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.

03/29/2017

Continuation

SENTENCING STATEMENT (Cont.)

Any bail that has been posted in this matter is discharged.

The following are dismissed: Counts One and Two of Indictment 16-11-02155, Count 901 of S-2016-000904-1506 and motor vehicle tickets E16-004185-1506, E16-004187-1506 and E16-004188-1506.

OCEAN COUNTY SUPERIOR COURT - LAW DIVISION
CRIMINAL INFORMATION FORM

NAME Cole, Timothy DATE 3/24/17
IND # 16-11-2155-T ACC # _____ CASE # 16002487-001

WARRANT/COMPLAINT # _____ MUN. APP. # _____
CHARGES 2C:35-5A(1) + 2C:35-5B(3) 3rd MUNICIPALITY _____

BAIL: ☐ 1st APP ☐ INFORM ☐ FORMAL ☐ CONT'D ☐ REDUCED ☐ FORF'D ☐ REINSTATED ☐ DISCHARGED ☐ INCREASED
☐ AMOUNT _____ ☐ NO 10% ALTERNATIVE ☐ CASH ONLY ☐ ROR
☐ BAW (ISSUED FOR FTA AND BAIL FORFEITED) ☐ BAW ISSUED FOR FTA AND BAIL NOT FORFEITED ☐ BAW VACATED

PLEA: ☒ NOT GUILTY ☐ READING WAIVED
☒ GUILTY TO Ct 3 - Manuf/Distr/CDS-Heroin-CDS-1
Pw ID - 2C:35-5A(1) + 2C:35-5B(3) 3rd
☐ LR ATTACHED ☐ P.B.I. ORDERED ☐ BAIL CONT'D
TO BE DISMISSED _____

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

SENTENCE: OCJ _____ TERM _____ SUSP _____ WKND _____ COMMENCING _____
DOC ☒ TERM 3 years PAROLE INELIG _____ AVENUE _____ YOC _____
☒ CC ☐ CS CREDIT FOR TIME SERVED 199 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. 50.00 DEPR PENALTY 1000.00 merged LAB FEE 50.00 LEOTEF PENALTY _____

S.N.S.F. 75.00 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: Appeal rights form signed 45 days to Appeal pending

DISMISSED: Cts 1, & 2 of the Indictment to NJSP

Ct 1 of 20160009041506

JUDGE James H. Blaney PROSECUTOR A. Tito

REPORTER Court Smith DEPT'S ATTY K. Toner

NOTES: _____

CLERK'S SIGNATURE D. Coker

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

Page ____ of ____

Defendant Name: Cole, Timothy Date: 3/24/17
Indictment No.: 16-11-2155-I Judge: James H. Blong
CS# 16002487-001

Def't Pledgai lty to MV summary E 16-4186-1506
Driving while suspended 39:3-40

Fine - 1,000.00

Court costs 5.50

Assessment 6.00

Loss of license - 1 Day

Dismissals: E 16-4185-1506-4187-1506 + 4188-1506

Clerk: D. Coce

Pros: A. Tito

White: Court

DA: K. Toner

Yellow: Warden

Pink: Defendant

OCEAN COUNTY SUPERIOR COURT - LAW DIVISION
CRIMINAL INFORMATION FORM

NAME Cole, Timothy DATE 2/13/17
IND. # 16-11-2155 ACC. # _____ CASE # 16002487-001
WARRANT/COMPLAINT # W20160009631506 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: Ct 3- Distribution of CDS 2c:35-SA(1)+ 2c:35-5B(3)3
Pdgt MUTicket E-16-4186- Driving while Suspended
☒ LR ATTACHED ☐ P.S.I. ORDERED ☐ BAIL CONT'D if any
TO BE DISMISSED _____

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

SENTENCE: OCJ _____ TERM _____ SUSP _____ WKND8 _____ COMMENCING _____
DOC _____ TERM _____ PAROLE INELIG _____ AVENEL _____ VCIC _____
☐ C/C ☐ C/S CREDIT FOR TIME SERVED _____

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. _____ 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 SURCHARGE OF \$100 INSURANCE FRAUD SURCHARGE _____
PAYMENT RATE _____ PER _____ COMMENCING _____
☐ BAIL DISCHARGED ☐ ORDERED RELEASED ☐ REMAND OCEAN COUNTY JAIL

DETAINERS:

DISMISSED:

JUDGE James H. Blaney PROSECUTOR P. Shrehan
REPORTER Courtsmart DEFT'S ATTY K. Toner
NOTES: SE 3/24/17

CLERK'S SIGNATURE D. Cacci



**New Jersey Judiciary
Plea Form**

County Ocean
Prosecutor File Number 16003425-007

Defendant's Name: Timothy Cole
before Judge: Blaney

List the charges to which you are pleading guilty:

Ind./Acc./Comp.#	Count	Nature of Offense	Degree	Statutory Maximum		
				Time	Fine	VCCO Assmt*
<u>16-11-2155</u>	<u>3</u>	<u>Distribution of CDS</u>	<u>3</u>	Max <u>5yrs</u>	<u>\$35,000</u>	<u>\$50</u>
<u>E16-4186</u>	<u>MV</u>	<u>Driving While Susp. (3+)</u>		Max <u>10 days</u>	<u>\$1,000</u>	<u>0</u>
<u>17-02-199</u>	<u>1</u>	<u>Possession/Intent to Distribute CDS</u>	<u>2</u>	Max <u>10yrs</u>	<u>\$150,000</u>	<u>\$50</u>
				Max		
				Max		
Your total exposure as the result of this plea is:				Total <u>15yrs, 10 days</u>	<u>\$186,000</u>	<u>\$100</u>

Please Circle
Appropriate
Answer

2. a. Did you commit the offense(s) to which you are pleading guilty? ☒ [Yes] ☐ [No]
- b. Do you understand that before the judge can find you guilty, you will have to tell the judge what you did that makes you guilty of the particular offense(s)? ☒ [Yes] ☐ [No]
3. Do you understand what the charges mean? ☒ [Yes] ☐ [No]
4. Do you understand that by pleading guilty you are giving up certain rights? Among them are:
 - a. The right to a jury trial in which the State must prove you guilty beyond a reasonable doubt? ☒ [Yes] ☐ [No]
 - b. The right to remain silent? ☒ [Yes] ☐ [No]
 - c. The right to confront the witnesses against you? ☒ [Yes] ☐ [No]
 - d. Do you understand that by pleading 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?
- (1) \$2,000 in the case of a 1st degree crime
- (2) \$1,000 in the case of a 2nd degree crime
- (3) \$ 750 in the case of a 3rd degree crime
- (4) \$ 500 in the case of a 4th degree crime
- (5) \$ 250 in the case of a disorderly persons or petty disorderly persons offense

Total CCPF Penalty \$ 0

6. Do you understand that the court could, in its discretion, impose a minimum time in confinement to be served before you become eligible for parole, which period could be as long as one half of the period of the custodial sentence imposed? (Yes) [No]
7. Did you enter a plea of guilty to any charges that require a mandatory period of parole ineligibility or a mandatory extended term? [Yes] (No)
- a. If you are pleading guilty to such a charge, the minimum mandatory period of parole ineligibility is 0 years and 0 months (fill in the number of years/months) and the maximum period of parole ineligibility can be 0 years and 0 months (fill in the number of years/months) and this period cannot be reduced by good time, work, or minimum custody credits.
- b. If you are pleading guilty to such a charge, the minimum mandatory extended term is 0 years and 0 months (fill in the number of years/months) and the maximum mandatory extended term can be 0 years and 0 months (fill in the number of years/months).
8. Are you pleading guilty to a crime that contains a presumption of imprisonment which means that it is almost certain that you will go to state prison? (Yes) [No]
9. Are you presently on probation or parole? [Yes] (No)
- a. Do you realize that a guilty plea may result in a violation of your probation or parole? [Yes] [No] (NA)
10. Are you presently serving a custodial sentence on another charge? [Yes] (No)
- a. Do you understand that a guilty plea may affect your parole eligibility? [Yes] [No] (NA)
11. Do you understand that if you have plead guilty to, or have been found guilty on other charges, or are presently serving a custodial term and the plea agreement is silent on the issue, the court may require that all sentences be made to run consecutively? [Yes] [No] (NA)

12. List any charges the prosecutor has agreed to recommend for dismissal:

Ind./Acc./Compl.#	Count	Nature of Offense and Degree
Ind 16-11-2155		Balance of cmplt. 2016-W-1282-1506
		Balance
		Balance of charges, incl. MV ticket

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

on 16-11-2155, 4 flat NJSP concurrent to pending Ocean County cases and Monmouth County

on 17-02-199, 7 flat NJSP concurrent to pending Ocean County cases and Monmouth County

↳ conditional on lab results in the second degree

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? *Orange, NJ* ☒ [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] ☒ [NA]
 - 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] ☒ [NA]
 - 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] ☒ [NA]
 - e. Would you like the opportunity to do so? [Yes] [No] ☒ [NA]
 - 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] ☒ [NA]
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]

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 J. Cel
Defense Attorney Reed
Prosecutor Maghan M. O'Neill

[] 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.



New Jersey Judiciary
Supplemental Plea Form for Drug Offenses

The following additional questions need to be answered only if you are pleading guilty pursuant to an offense under N.J.S.A. 2C:35-1 et seq. or N.J.S.A. 2C:36-1 et seq.

1. Have you and the Prosecutor entered into any agreement to provide for a lesser sentence or period of parole ineligibility than would otherwise be required? (If yes, be sure to include in questions 12 and 13 above). [Yes] [No]
2. Do you understand that if you plead guilty:
 - a. You will be required to forfeit your driver's license for a period of time from 6 to 24 months, unless the court finds compelling circumstances warranting an exception? [Yes] [No]
 - b. You will be required to pay a forensic laboratory fee of \$50 for each offense for which you plead guilty? [Yes] [No]
 - c. You will be required to pay a mandatory drug enforcement and demand reduction (D.E.D.R.) penalty as listed below for each offense for which you plead guilty? [Yes] [No]

The mandatory penalties are as follows:

- (1) \$3,000 in the case of a 1st degree crime
- (2) \$2,000 in the case of a 2nd degree crime
- (3) \$1,000 in the case of a 3rd degree crime
- (4) \$ 750 in the case of a 4th degree crime
- (5) \$ 500 in the case of a disorderly persons or petty disorderly persons offense

TOTAL D.E.D.R. Penalty \$ 3,000

Date: 2/13/17 Defendant: Mr. Col
Defense Attorney: Wells
Prosecutor: Meghan M. O'Neill