

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 17, 2021

Via OPRA Machine: opra+request-25398-9b3b1eca@requests.opramachine.com

Re: Open Public Records Act (OPRA) Request
OCPO Case# 21002017 – Brian Salters

Dear Sir/Madam:

Enclosed please find the Complaint Warrant, Affidavit and Preliminary Law Enforcement Incident Report, pursuant to your request made under the New Jersey Open Public Records Act (OPRA). Personal identifying information has been redacted pursuant to N.J.S.A. 47:1A-1.1, et seq.

Please be advised that there are no responsive documents pursuant to your request for Arrest Reports, Global Subject Activity Reports, Indictments, Plea Forms, Sentencing Information and Criminal Information Forms.

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

Yours very truly,

Dina R. Khajezadeh

Dina R. Khajezadeh
Assistant Prosecutor

DRK/dp

Enclosures

Khajezadeh, Dina

From: Resident <opra+request-25398-9b3b1eca@requests.opramachine.com>
Sent: Saturday, August 14, 2021 10:56 PM
To: Khajezadeh, Dina
Subject: [EXTERNAL] OPRA request - Case reports

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

Dear Ocean County Prosecutor's Office,

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

Records requested:

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

- 1 Brian Scott (Case # 16002849)
- 2 David Woegens (Case # 16003295)
- 3 David Hale (Case # 16003424)
- 4 Michael McGowan (Case # 21001934)
- 5 Melissa Civale (Case # 21001941)
- 6 Brian Salters (Case # 21002017)

Yours sincerely,

Resident

Please use deliver records electronically via email to the below UNIQUE address for all replies to this request:
opra+request-25398-9b3b1eca@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,ypKf7P-EaPT7_ORkO-s9wmNmDdmrzZFPsZUVih7R67Kshdk7otrsIhFvvf1FOV15pnQ9luxKDG_PoqO0nskov5POwHwDyYGil9Hb3qxcwQ,,&typo=1

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<https://linkprotect.cudasvc.com/url?a=https%3a%2f%2fopramachine.com%2fhelp%2fofficers&c=E,1,ZiHvDiRRIO-c-Uyfv67CIYczUTChdh->

COMPLAINT - WARRANT

COMPLAINT NUMBER

1526**W****2021****000406**

COURT CODE

PREFIX

YEAR

SEQUENCE NO.

*THE STATE OF NEW JERSEY**VS.***BRIAN P SALTERS**

ADDRESS:

62 NAUTILUS DRIVE**BRICK****NJ 08723-0000****SEASIDE HGTS MUNICIPAL COURT**
116 SHERMAN AVE
SEASIDE HEIGHTS NJ 08751-0000
732-830-2202 COUNTY OF: **OCEAN**# of CHARGES
1

CO-DEFTS

POLICE CASE #:
21SH06443COMPLAINANT
NAME:**LOGAN****SHEEHAN****116 SHERMAN AVENUE****ATTN WARRANTS****SEASIDE HEIGHTS****NJ 08751**

DEFENDANT INFORMATION

SEX: **M** EYE COLOR: **HAZEL**DOB: **07/25/1979**

DRIVER'S LIC. #:

DL STATE: **NJ**

SOCIAL SECURITY #:

SBI #: **332143C**

TELEPHONE #:

(c)LIVSCAN PCN #: **152602003425**

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 **07/17/2021** in **SEASIDE HEIGHTS BORO**, **OCEAN** County, NJ did: WITHIN THE JURISDICTION OF THIS COURT, THE DEFENDANT KNOWN AS BRIAN SALTERS WAS FOUND IN POSSESSION OF A STOLEN IPHONE XS WITH THE APPROXIMATE VALUE OF \$500.00. THE PROPERTY WAS TAKEN SPECIFICALLY BY, POSSESSING AND OBTAINING THE PHONE WITH NO INTENT TO RETURN IT.

in violation of:

Original Charge

1) **2C:20-7.1A**

2)

3)

Amended Charge

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

Signed: _____

LOGAN SHEEHANDate: **07/17/2021**

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

120 HOOPER AVEDate of Arrest: **07/17/2021** Appearance Date:

Time:

TOMS RIVER**NJ 08753-0000**Phone: **732-504-0700****PROBABLE CAUSE DETERMINATION AND ISSUANCE OF WARRANT**☐ Probable cause **IS NOT** found for the issuance of this complaint.

Signature of Court Administrator or Deputy Court Administrator

Date

Signature of Judge

Date

☒ Probable cause **IS** found for the issuance of this complaint. **JACQUELINE HOLIDAY JUDICIAL OFFICER** **07/17/2021**

Signature and Title of Judicial Officer Issuing Warrant

Date

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

Bail Amount Set: _____ by: _____

(if different from judicial officer that issued warrant)

☐ Domestic Violence – Confidential☐ Related Traffic Tickets
or Other Complaints☐ Serious Personal Injury/ Death
Involved**Special conditions of release:**☐ No phone, mail or other personal contact w/victim☐ No possession firearms/weapons☐ Other (specify): _____**ORIGINAL**

COMPLAINT – WARRANT (Court Action)

COMPLAINT NUMBER

1526**W****2021****000406**

COURT CODE

PREFIX

YEAR

SEQUENCE NO.

STATE V.**BRIAN P SALTERS****FTA Bail Information**

Date Bail Set: _____

Amount Bail Set: \$ _____

by: _____

☐ Bail Recog. AttachedReleased
on Bail
(v)

R.O.R.

Committed
DefaultCommitted
w/o Bail

Place Committed: _____

Date Referred to

County Prosecutor: _____

Date of First
Appearance:☐ Advised of Rights by _____

Defendant Desires Counsel:

☐ Yes ☐ No**Prosecuting Attorney Information****Defense Counsel Information****Name:****Name:**

State

County

Municipal

Other

None

Retained

Public Def

Assigned

Waived

Other

Original Charge

1) **2C:20-7.1A**

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:**COMPLAINT - WARRANT (Court Action)**

JUDGE'S SIGNATURE _____

DATE _____

Page 2 of 7

NJ/CDR2 1/1/2017

COMPLAINT - WARRANT

COMPLAINT NUMBER

1526**W****2021****000406**

COURT CODE

PREFIX

YEAR

SEQUENCE NO.

SEASIDE HGTS MUNICIPAL COURT
116 SHERMAN AVE
SEASIDE HEIGHTS NJ 08751-0000
732-830-2202 COUNTY OF: OCEAN

of CHARGES
1

CO-DEFTS

POLICE CASE #:
21SH06443COMPLAINANT
NAME:

LOGAN

SHEEHAN

*THE STATE OF NEW JERSEY**VS.***BRIAN P SALTERS**

ADDRESS:

62 NAUTILUS DRIVE**BRICK****NJ 08723-0000**

DEFENDANT INFORMATION

SEX: **M** EYE COLOR: **HAZEL**DOB: **07/25/1979**

DRIVER'S LIC. #:

DL STATE: **NJ**

SOCIAL SECURITY #:

SBI #: **332143C**

TELEPHONE #:

(C)

LIVSCAN PCN #: **152602003425**

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 **07/17/2021** in **SEASIDE HEIGHTS BORO**, **OCEAN** County, NJ did: WITHIN THE JURISDICTION OF THIS COURT, THE DEFENDANT KNOWN AS BRIAN SALTERS WAS FOUND IN POSSESSION OF A STOLEN IPHONE XS WITH THE APPROXIMATE VALUE OF \$500.00. THE PROPERTY WAS TAKEN SPECIFICALLY BY, POSSESSING AND OBTAINING THE PHONE WITH NO INTENT TO RETURN IT.

in violation of:

Original Charge

1) **2C:20-7.1A**

2)

3)

Amended Charge

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

Signed:

LOGAN SHEEHANDate: **07/17/2021**

You will be notified of your central First Appearance/CJP date to be held at the Superior Court

in the county of **OCEAN**at the following address: **OCEAN SUPERIOR COURT****120 HOOPER AVE****TOMS RIVER****NJ 08753-0000**Date of Arrest: **07/17/2021** Appearance Date:

Time:

Phone: **732-504-0700****PROBABLE CAUSE DETERMINATION AND ISSUANCE OF WARRANT**☐ Probable cause **IS NOT** found for the issuance of this complaint.

Signature of Court Administrator or Deputy Court Administrator

Date

Signature of Judge

Date

☒ Probable cause **IS** found for the issuance of this complaint. **JACQUELINE HOLIDAY JUDICIAL OFFICER** **07/17/2021**

Signature and Title of Judicial Officer Issuing Warrant

Date

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

Bail Amount Set:

by:

(if different from judicial officer that issued warrant)

☐ Domestic Violence – Confidential☐ Related Traffic Tickets
or Other Complaints☐ Serious Personal Injury/ Death
Involved**Special conditions of release:**☐ No phone, mail or other personal contact w/victim☐ No possession firearms/weapons☐ Other (specify):**COMPLAINT - WARRANT (DEFENDANT'S COPY)**

COMMITMENT

COMPLAINT NUMBER

1526**W****2021****000406**

COURT CODE

PREFIX

YEAR

SEQUENCE NO.

SEASIDE HGTS MUNICIPAL COURT
116 SHERMAN AVE
SEASIDE HEIGHTS NJ 08751-0000
732-830-2202 COUNTY OF: OCEAN

of CHARGES
1

CO-DEFTS

POLICE CASE #:
21SH06443

COMPLAINANT LOGAN SHEEHAN
NAME: 116 SHERMAN AVENUE
ATTN WARRANTS
SEASIDE HEIGHTS NJ 08751

*THE STATE OF NEW JERSEY**VS.***BRIAN P SALTERS**

ADDRESS:
62 NAUTILUS DRIVE

BRICK**NJ 08723-0000**

DEFENDANT INFORMATION

SEX: M EYE COLOR: HAZEL

DOB: 07/25/1979

DRIVER'S LIC. #:

DL STATE: NJ

SOCIAL SECURITY #:

SBI #: 332143C

TELEPHONE #:

(c)

LIVESCAN PCN #: 152602003425

To any Law Enforcement Official of New Jersey, You are commanded to transport this defendant to the Warden of this county who is required to keep the defendant in custody until a release or detention decision is made.

Offense

Aux Offense

Drug Code

Degree

Offense Description

1.	2C:20-7.1A			3	FENCING-POSSESS
2.					
3.					
4.					

Commitment Reason: Criminal Justice Reform

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

in the county of **OCEAN**

TOMS RIVER

NJ 08753-0000

Date of Arrest: 07/17/2021

Phone: 732-504-0700

JACQUELINE HOLIDAY JUDICIAL OFFICER07/17/2021

Signature and Title of Judicial Officer Issuing Warrant

Date

COMMITMENT

Affidavit of Probable Cause

COMPLAINT NUMBER			
1526	W	2021	000406
COURT CODE	PREFIX	YEAR	SEQUENCE NO.
SEASIDE HGTS MUNICIPAL COURT 116 SHERMAN AVE SEASIDE HEIGHTS NJ 08751-0000 732-830-2202 COUNTY OF: OCEAN			
# of CHARGES 1	CO-DEFTS	POLICE CASE #: 21SH06443	
COMPLAINANT LOGAN SHEEHAN NAME: 116 SHERMAN AVENUE ATTN WARRANTS SEASIDE HEIGHTS NJ 08751		ADDRESS: 62 NAUTILUS DRIVE BRICK NJ 08723-0000	
		DEFENDANT INFORMATION SEX: M EYE COLOR: HAZEL DOB: 07/25/1979 DRIVER'S LIC. #. [REDACTED] DL STATE: NJ SOCIAL SECURITY #: [REDACTED] SBI #: 332143C TELEPHONE #: [REDACTED] (C) LIVESCAN PCN #: 152602003425	

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:
I, PTL SHEEHAN WAS FLAGGED DOWN ON THE BOARDWALK AT FRANKLIN AVE BY A MALE IDENTIFIED AS MICHAEL SMITH. MR. SMITH ADVISED ME THAT WAS LOOKING FOR HIS LANDLORD'S PHONE VIA "FIND MY IPHONE LOCATION SERVICES". AT THIS TIME, I OBSERVED THE MISSING PHONE HEADING SOUTH ON OCEAN TERRACE TOWARD HANCOCK. AT THIS TIME, I APPROACHED THE LOCATION VIA PATROL BIKE LATER MAKING CONTACT WITH THE DEFANDANT IDENTIFIED AS BRIAN SALTERS. I THEN ASKED BRIAN IF HE WAS IN POSSESION OF A BLACK IPHONE XS AND HE REPLIED "NO". HEARING THIS I EXPLAINED TO HIM THAT I WAS TRACKING THE LOCATION OF THE PHONE AND IT WAS COMING BACK TO HIS LOCATION. I THEN, ACTIVATED THE LOCATION PING AND THE MISSING SOUNDED IN HIS LEFT POCKET. AT WHICH TIME HE STATED, HE WAS GIVEN THE PHONE FROM A CHILD IN BREAKWATER BEACH WATER PARK. FOLLOWING THAT, I REQUESTED THE VICTIM CARMEN ARENCIBIA TO MEET ME AND BRIAN AT THE CORNER OF HANCOCK AND OCEAN TERRACE WHERE THE IPHONE WAS THEN CLAIMED BY THE RIGHTFUL OWNER. I, PTL SHEEHAN THEN PLACED BRIAN SALTERS UNDER ARREST FOR POSSESION OF STOLEN PROPERTY OVER \$500.00, IN VIOLATION OF N.J.S.A. 2C:20-7A.

Affidavit of Probable Cause

Affidavit of Probable Cause

COMPLAINT NUMBER

1526

W

2021

000406

COURT CODE

PREFIX

YEAR

SEQUENCE NO.

THE STATE OF NEW JERSEY

VS.

BRIAN P SALTERS

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

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

Certification:

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

Signed: LOGAN SHEEHAN LAW ENFORCEMENT OFFICER

Date: 07/17/2021

Affidavit of Probable Cause

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1/1/2017

Preliminary Law Enforcement Incident Report

COMPLAINT NUMBER			
1526	W	2021	000406
COURT CODE	PREFIX	YEAR	SEQUENCE NO.
SEASIDE HGTS MUNICIPAL COURT 116 SHERMAN AVE SEASIDE HEIGHTS NJ 08751-0000 732-830-2202 COUNTY OF: OCEAN			
# of CHARGES 1	CO-DEFTS	POLICE CASE #: 21SH06443	
COMPLAINANT NAME: LOGAN SHEEHAN 116 SHERMAN AVENUE ATTN WARRANTS SEASIDE HEIGHTS NJ 08751		DEFENDANT INFORMATION SEX: M EYE COLOR: HAZEL DOB: 07/25/1979 DRIVER'S LIC. #: [REDACTED] DL STATE: NJ SOCIAL SECURITY #: [REDACTED] SBI #: 332143C TELEPHONE #: [REDACTED] (C) LIVESCAN PCN #: 152602003425	

THE STATE OF NEW JERSEY

VS.

BRIAN P SALTERS

ADDRESS: **62 NAUTILUS DRIVE**

BRICK

NJ 08723-0000

Purpose: The Preliminary Law Enforcement Incident Report (PLEIR) is intended to document basic information known to the officer at the time of its preparation. It is recognized that additional relevant information will emerge as an investigation continues. The PLEIR shall be in addition to, not in lieu of, any regular police arrest, incident, or investigation reports. Note that the PLEIR is specific to each defendant charged in an investigation.

- The defendant was a stranger to the victim.
- Physical evidence was seized/recovered:
 - Stolen Property, Approximate Value \$ 500.00

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: **LOGAN SHEEHAN LAW ENFORCEMENT OFFICER** Date: **07/17/2021**

Preliminary Law Enforcement Incident Report

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7/20/2018