

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

County Office Annex Building
1100 Cooper Avenue
Box 2191
Toms River, New Jersey 08754-2191
P.O. Box 2191
Toms River, N.J. 08754-2191
732-929-2027

August 24, 2021

Via OPRA Machine: opra+request-2546-d918c250@requests.opramachine.com

Re: Open Public Records Act (OPRA) Request
OCPO Case# 2100212 Act (Henry Tice)

Dear Sir/Madam:

Enclosed please find the Complaint Summons, Affidavit, Preliminary Law Enforcement Incident Report and Remand letter pursuant to your request made under the New Jersey Open Public Records Act (OPRA).

Please be advised that there are responsive documents pursuant to your request for the Global Subject Activity Report, Arrest Report, Indictment, Judgment of Conviction, Criminal Information Form and Plea Form.

If I can be of further assistance, please do not hesitate to contact me directly at 732-929-2027, x3135.

Sincerely,

R. Khajezadeh

R. Khajezadeh
Assistant Prosecutor

DRK/ec

Enclosures

FW: [EXTERNAL] OPRA request - Case reports

Khajezadeh, Dina

Sat 8/21/2021 1:53 PM

To: Prestia, Donna <DPrestia@co.ocean.nj.us>; Carey, Erin <ECarey@co.ocean.nj.us>;

Categories: IMPORTANT DOCUMENTS

Sent from my Verizon, Samsung Galaxy smartphone

----- Original message -----

From: Resident <opra+request-25546-d918c250@requests.opramachine.com>

Date: 8/21/21 2:38 PM (GMT-05:00)

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:

Douglas Chuck (Case # 16001943)

Henry Tice (Case # 21002129)

Luis Garcia (Case # 21002220)

Michael Stallworth (charged 7/26/21) **21002118**

Jose Serrano-Robles (charged 8/16/21) **21002375**

Yours sincerely,

Resident

COMPLAINT - SUMMONS

COMPLAINT NUMBER			
1506	S	2021	000134
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	POLICE CASE #: 5252-2021	DEFENDANT INFORMATION SEX: EYE COLOR: DOB: DRIVER'S LIC. #: SOCIAL SECURITY #: TELEPHONE #: LIVSCAN PCN #:
COMPLAINANT NAME: KRISTA MARINO 8 HIDDEN HARBOR POINT PLEASANT NJ 08742			ADDRESS: 2071 RT 88 BRICK NJ 08724-0000

THE STATE OF NEW JERSEY

VS.

HENRY A TICE

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 01/22/2021 in BRICK TWP, OCEAN County, NJ did: WITHIN THE JURISDICTION OF THIS COURT, ON JANUARY 22, 2021 I WENT INTO THE ARROWHEAD AT APPROXIMATELY 4:30PM. I SAT DOWN AT A TABLE. MR. TICE IMMEDIATELY SAT DOWN NEXT TO ME AND ASKED WHAT'LL YOU HAVE? I ASKED FOR A BEER. HE TOLD THE BARTENDER "THAT ONE'S ON ME". THERE WAS ANOTHER PATRON NAMED MATEO THAT WAS SITTING AT THE SAME TABLE. HE WAS FACING TOWARDS ME. AS I WAS WAITING FOR MY BEER MR. TICE LOOKED AT ME AND SAID "YOU HAVE SUCH CUTE DIMPLES" AND PUSHED THEM IN WITH HIS INDEX FINGERS SO HARD THAT THE INSIDES OF MY CHEEKS WERE ALMOST TOUCHING. I PUSHED HIM AWAY AND TURNED TO MATEO AND WE MADE EYE CONTACT LOOKING AT EACH OTHER LIKE "WHAT WAS THAT?". AT THAT TIME MY BACK WAS TURNED AWAY FROM MR. TICE HE PUT HIS HANDS AROUND MY NECK AND WAS SQUEEZING SO TIGHT I COULDN'T BREATHE HE KEPT SAYING "YOU ARE SO BEAUTIFUL I WANT TO CHOKE YOU OUT". HE WAS SQUEEZING SO HARD THAT I THOUGHT MY TRACHEA WAS GOING TO BREAK I THOUGHT I WAS GOING TO DIE. HE WAS STRANGLING MY NECK AND SHAKING MY HEAD FROM FRONT TO BACK.

in violation of:

Original Charge	1) 2C:12-1B(1)	2)	3)
Amended Charge			

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

Signed: _____ Date: _____

PROBABLE CAUSE DETERMINATION AND ISSUANCE OF SUMMONS

☐ 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-summons:

Signature of Judge _____ Date _____

SUMMONS

YOU ARE HEREBY SUMMONED to appear before the Superior Court in the county of: OCEAN

at the following address: OCEAN SUPERIOR COURT

120 HOOPER AVE

TOMS RIVER

NJ 08753-0000

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

Date of Arrest: _____ Appearance Date: 07/19/2021 Time: 09:45AM Phone: 732-504-0700

Signature of Person Issuing Summons: JOSEPH GRISANTI JUDICIAL OFFICER Date: 07/19/2021

☐ 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	2021	000134	HENRY A TICE					
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: 07/19/2021		☐ 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:12-1B (1)		2)		3)			
Amended Charge									
Waiver Indt/Jury									
Plea/Date of Plea		Plea: _____ Date: _____		Plea: _____ Date: _____		Plea: _____ Date: _____			
Adjudication (* see code)		Finding Code: _____ Date: _____		Finding Code: _____ Date: _____		Finding Code: _____ Date: _____			
Jail Term		Jail time credit _____ Susp. Imp _____		Jail time credit _____ Susp. Imp _____		Jail time credit _____ Susp. Imp _____			
Probation Term		Susp. Imp _____		Susp. Imp _____		Susp. Imp _____			
Cond. Discharge Term									
Community Service									
D/L Suspension Term									
Fines/Costs		Fines: _____ Costs: _____		Fines: _____ Costs: _____		Fines: _____ Costs: _____			
VCCB/SNSF		VCCB: _____ SNSF: _____		VCCB: _____ SNSF: _____		VCCB: _____ SNSF: _____			
DEDR/Lab Fee		DEDR: _____ LAB: _____		DEDR: _____ LAB: _____		DEDR: _____ LAB: _____			
CD Fee/Drug Ed Fnd		CD: _____ DAEF: _____		CD: _____ DAEF: _____		CD: _____ DAEF: _____			
DV Surch/Other Fees		DV: _____ Other: _____		DV: _____ Other: _____		DV: _____ Other: _____			
Restitution Beneficiary: _____									
Miscellaneous Information, Adjournments, Companion Complaints, Co-Defendants, Case Notes:						* Finding Codes 1 – Guilty 2 – Not Guilty 3 – Dismissed – Other 4 – Guilty but Merged 5 – Dismissed-Rule 6 – Dismissed Lack of Prosecution 7 – Dismissed – Pros Motion/Vic Req 8 – Conditional Discharge D – Dismissed- Prosecutor Discretion M – Dismissed- Mediation P – Dismissed-Plea Agreement S – Disposed at Superior W – Dismissed-False ID			
Related Traffic Tickets and Complaints:									
JUDGE'S SIGNATURE _____				DATE _____					
				ORIGINAL - Court Action					
				Page 2 of 7 NJ/CDR1 1/1/2017					

COMPLAINT - SUMMONS (DEFENDANT'S COPY)

COMPLAINT NUMBER			
COURT CODE	PREFIX	YEAR	SEQUENCE NO.
1506	S	2021	000134
BRICK TOWNSHIP MUNICIPAL COURT 401 CHAMBERS BRIDGE BRICK NJ 08723-0000 732-262-1226 COUNTY OF: OCEAN			
# of CHARGES 1	CO-DEFTS	POLICE CASE #: 5252-2021	DEFENDANT INFORMATION SEX: EYE COLOR: DOB: DRIVER'S LIC. #: DL STATE: SOCIAL SECURITY #: SBI #: TELEPHONE #: () LIVESCAN PCN #:
COMPLAINANT NAME: KRISTA MARINO			ADDRESS: 2071 RT 88 BRICK NJ 08724-0000

By certification or on oath, the complainant says that to the best of his/her knowledge, information and belief the named defendant on or about **01/22/2021** in **BRICK TWP**, **OCEAN** County, NJ did: WITHIN THE JURISDICTION OF THIS COURT, ON JANUARY 22, 2021 I WENT INTO THE ARROWHEAD AT APPROXIMATELY 4:30PM. I SAT DOWN AT A TABLE. MR. TICE IMMEDIATELY SAT DOWN NEXT TO ME AND ASKED WHAT'LL YOU HAVE? I ASKED FOR A BEER. HE TOLD THE BARTENDER "THAT ONE'S ON ME". THERE WAS ANOTHER PATRON NAMED MATEO THAT WAS SITTING AT THE SAME TABLE. HE WAS FACING TOWARDS ME. AS I WAS WAITING FOR MY BEER MR. TICE LOOKED AT ME AND SAID "YOU HAVE SUCH CUTE DIMPLES" AND PUSHED THEM IN WITH HIS INDEX FINGERS SO HARD THAT THE INSIDES OF MY CHEEKS WERE ALMOST TOUCHING. I PUSHED HIM AWAY AND TURNED TO MATEO AND WE MADE EYE CONTACT LOOKING AT EACH OTHER LIKE "WHAT WAS THAT?". AT THAT TIME MY BACK WAS TURNED AWAY FROM MR. TICE HE PUT HIS HANDS AROUND MY NECK AND WAS SQUEEZING SO TIGHT I COULDN'T BREATHE HE KEPT SAYING "YOU ARE SO BEAUTIFUL I WANT TO CHOKE YOU OUT". HE WAS SQUEEZING SO HARD THAT I THOUGHT MY TRACHEA WAS GOING TO BREAK I THOUGHT I WAS GOING TO DIE. HE WAS STRANGLING MY NECK AND SHAKING MY HEAD FROM FRONT TO BACK.

in violation of:

Original Charge	1) 2C:12-1B(1)	2)	3)
Amended Charge			

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

Signed: _____ Date: _____

PROBABLE CAUSE DETERMINATION AND ISSUANCE OF SUMMONS

☐ 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-summons:

Signature of Judge _____ Date _____

SUMMONS

YOU ARE HEREBY **SUMMONED** to appear before the Superior Court in the county of: OCEAN

at the following address: OCEAN SUPERIOR COURT

120 HOOPER AVE

TOMS RIVER

NJ 08753-0000

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

Date of Arrest: _____ Appearance Date: 07/19/2021 Time: 09:45AM Phone: 732-504-0700

Signature of Person Issuing Summons: JOSEPH GRISANTI JUDICIAL OFFICER Date: 07/19/2021

☐ Domestic Violence – Confidential ☐ Related Traffic Tickets or Other Complaints ☐ Serious Personal Injury/ Death Involved

Special conditions of release:

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

COMPLAINT - SUMMONS (DEFENDANT'S COPY)

RETURN OF SERVICE INFORMATION

COMPLAINT NUMBER				THE STATE OF NEW JERSEY VS. HENRY A TICE	
1506	S	2021	000134		
COURT CODE	PREFIX	YEAR	SEQUENCE NO.		
BRICK TOWNSHIP MUNICIPAL COURT 401 CHAMBERS BRIDGE BRICK NJ 08723-0000 732-262-1226 COUNTY OF: OCEAN				ADDRESS: 2071 RT 88 BRICK NJ 08724-0000	
# of CHARGES 1	CO-DEFTS	POLICE CASE #: 5252-2021		DEFENDANT INFORMATION	
COMPLAINANT KRISTA MARINO NAME: 8 HIDDEN HARBOR POINT PLEASANT NJ 08742				SEX: EYE COLOR: DOB: DRIVER'S LIC. #: DL STATE: SOCIAL SECURITY # SBI #: TELEPHONE #: () LIVSCAN PCN #:	

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 **01/22/2021** in **BRICK TWP**, **OCEAN** County, NJ did: WITHIN THE JURISDICTION OF THIS COURT, ON JANUARY 22, 2021 I WENT INTO THE ARROWHEAD AT APPROXIMATELY 4:30PM. I SAT DOWN AT A TABLE. MR. TICE IMMEDIATELY SAT DOWN NEXT TO ME AND ASKED WHAT'LL YOU HAVE? I ASKED FOR A BEER. HE TOLD THE BARTENDER "THAT ONE'S ON ME". THERE WAS ANOTHER PATRON NAMED MATEO THAT WAS SITTING AT THE SAME TABLE. HE WAS FACING TOWARDS ME. AS I WAS WAITING FOR MY BEER MR. TICE LOOKED AT ME AND SAID "YOU HAVE SUCH CUTE DIMPLES" AND PUSHED THEM IN WITH HIS INDEX FINGERS SO HARD THAT THE INSIDES OF MY CHEEKS WERE ALMOST TOUCHING. I PUSHED HIM AWAY AND TURNED TO MATEO AND WE MADE EYE CONTACT LOOKING AT EACH OTHER LIKE "WHAT WAS THAT?". AT THAT TIME MY BACK WAS TURNED AWAY FROM MR. TICE HE PUT HIS HANDS AROUND MY NECK AND WAS SQUEEZING SO TIGHT I COULDN'T BREATHE HE KEPT SAYING "YOU ARE SO BEAUTIFUL I WANT TO CHOKE YOU OUT". HE WAS SQUEEZING SO HARD THAT I THOUGHT MY TRACHEA WAS GOING TO BREAK I THOUGHT I WAS GOING TO DIE. HE WAS STRANGLING MY NECK AND SHAKING MY HEAD FROM FRONT TO BACK.

in violation of:

Original Charge	1) 2C:12-1B(1)	2)	3)
-----------------	-----------------------	----	----

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

Signed: _____ Date of Action: _____
Name, Title and Department of Officer

Affidavit of Probable Cause

COMPLAINT NUMBER				THE STATE OF NEW JERSEY VS. HENRY A TICE ADDRESS: 2071 RT 88 BRICK NJ 08724-0000	
1506	S	2021	000134		
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	POLICE CASE #: 5252-2021		DEFENDANT INFORMATION SEX: EYE COLOR: DOB: DRIVER'S LIC. #. DL STATE: SOCIAL SECURITY #: SBI #: TELEPHONE #: () LIVESCAN PCN #:	
COMPLAINANT KRISTA MARINO NAME: 8 HIDDEN HARBOR POINT PLEASANT NJ 08742					

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 heard crackling in my neck, it was so violent I kept thinking is this how I am going to die? in shock I looked at Mateo who looked back at me in shock. while we were looking at each other mr. tice strangled me again crushing my trachea again but not as hard as the first time. I was in such shock I got up went to the bathroom. I didn't know what just happened. I came back to the table stunned got my pocketbook and coat. on my way out I approached a group of men that I knew and asked them to come outside and they did. by this time what just happened hit me and I became hysterical. I realized I left my glasses and keys on the table. one of the 4 men that came outside (scooter) went in to get them for me.i got into my car and drove tot the idol hour where I was supposed to meet my partner for dinner (she expected to meet me there around 5:30 6:00 she was not there yet so I waited outside on the smoking gazebo for her until she came. when she got there we decided to call the police. I begged the officers to review the video. they said that mr.tice at first was going to show them then refused he was drunk and belligerent. the following Monday I called the brick detective bureau and spoke with detective farnkopf.i begged him to please go and see if he can look a the video. he went and spoke with mr. tice who then showed him a short

Affidavit of Probable Cause

Affidavit of Probable Cause

COMPLAINT NUMBER

1506

S

2021

000134

COURT CODE

PREFIX

YEAR

SEQUENCE NO.

THE STATE OF NEW JERSEY

VS.

HENRY A TICE

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

piece of the surveillance video that mr. tice videoed from his cell phone. detective farnkopf called me back after he saw it and said "I understand why your neck hurts. did you know he lunged at you?" detective farnkopf told me that they were working on getting the surveillance video, I reached out to detective farnkopf on 02/01/2021 to ask if mr. tice brought them the video and he said mr. tice has an attorney involved so not it is out of his hands

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: _____

Date: 02/22/2021

Affidavit of Probable Cause

Page 6 of 7

1/1/2017

Preliminary Law Enforcement Incident Report

COMPLAINT NUMBER			
COURT CODE	PREFIX	YEAR	SEQUENCE NO.
1506	S	2021	000134
BRICK TOWNSHIP MUNICIPAL COURT 401 CHAMBERS BRIDGE BRICK NJ 08723-0000 732-262-1226 COUNTY OF: OCEAN			
# of CHARGES 1	CO-DEFTS	POLICE CASE #: 5252-2021	
COMPLAINANT NAME: KRISTA MARINO 8 HIDDEN HARBOR POINT PLEASANT NJ 08742			
DEFENDANT INFORMATION SEX: EYE COLOR: DOB: DL STATE: DRIVER'S LIC. #: SOCIAL SECURITY #: TELEPHONE #: () LIVESCAN PCN #:			

THE STATE OF NEW JERSEY

VS.

HENRY A TICE

ADDRESS: 2071 RT 88

BRICK NJ 08724-0000

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.

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

7/20/2018

OFFICE OF THE PROSECUTOR
COUNTY OF OCEAN
OCEAN COUNTY COURTHOUSE
TOMS RIVER NJ 08753-0000
PH: 732-929-2027
FAX: 732-929-2145

HENRY A TICE
2071 RT 88
BRICK NJ 08724

BRICK TOWNSHIP MUNICIPAL COURT
401 CHAMBERS BRIDGE
BRICK NJ 08723

DATE OF LETTER : JULY 28, 2021
STATE V : TICE
DATE OF BIRTH :
CASE/DEFT # : 21-002129 001
POLICE CASE # : 52522021
SBI # :
DATE OF ARREST :
AKA :

AFTER REVIEWING THE ABOVE-CAPTIONED CASE, THE OCEAN COUNTY
PROSECUTOR'S OFFICE IS RETURNING THE FOLLOWING COMPLAINTS TO THE
BRICK TOWNSHIP MUNICIPAL COURT AS A DOWNGRADE.

CDR NO	DOCKET NO	ORIGINAL CHARGE	DOWNGRADE CHARGE
S 20210001341506	001	2C:12-1B(1)	2C:12-1A(1)

THE CASE WILL BE CALENDARED FOR DISPOSITION IN THE MUNICIPAL COURT,
AND ALL CONCERNED PARTIES WILL BE NOTIFIED BY THE MUNICIPAL COURT
ADMINISTRATOR. IF YOU HAVE ANY QUESTIONS, PLEASE CONTACT THE
BRICK TOWNSHIP MUNICIPAL COURT ADMINISTRATOR.

ADR

BRADLEY D BILLHIMER
COUNTY PROSECUTOR