

BRADLEY D. BILLHIMER
Ocean County Prosecutor

ANTHONY U. CARRINGTON
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

December 28, 2021

Resident

Via OPRA Machine: opra+request-28366-f231a16a@requests.opramachine.com

Re: Open Public Records Act (OPRA) Request
OCPO Case# 21003447 – Robert Smalls

Dear Sir/Madam:

Enclosed please find the Global Subject Activity Report, 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. 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, 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, x3135.

Yours very truly,
Dina R. Khajezadeh
Dina R. Khajezadeh
Assistant Prosecutor

DRK/ec

Enclosures

Carey, Erin

From: Khajezadeh, Dina
Sent: Wednesday, December 22, 2021 10:39 PM
To: Prestia , Donna; Carey, Erin
Subject: FW: [EXTERNAL] OPRA request - Case reports

Categories: IMPORTANT DOCUMENTS

Sent from my Verizon, Samsung Galaxy smartphone

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

From: Resident <opra+request-28366-f231a16a@requests.opramachine.com>
Date: 12/22/21 10:10 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:

Robert Smalls (Case # 21003447)
Jacquelyn Best (Case # 21003472)
Andrew Williams (Case # 21003006)
David O'Brien (Case #21003571)

Yours sincerely,

Resident

Please use deliver records electronically via email to the below UNIQUE address for all replies to this request:
opra+request-28366-f231a16a@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:



Global Subject Activity Report

Detail



Print Date/Time: 11/30/2021 08:43

Login ID: jsisco

Brick Township Police Department

ORI Number: NJ0150600

Small, Robert Michael, Jr.

Jacket: 166203 A

SSN:

Address: 1617 SHORE BLVD

Sex: Male

Toms River

NJ 08753

Height: 6ft 2in to 6ft 2in

Phone #: [REDACTED]

Weight: 161.0 lbs. to 161.0 lbs.

DOB: 06/03/1988

Eyes: Brown

Race: White

Hair: Black

DL State: NJ

DL#: [REDACTED]

Physical Characteristics:

Appearance: Disheveled

Country/State of Birth: USA

Age Range: 33

Hair Style: Straight

City of Birth: Denville

Hand Preference: Right

Hair Length: Short

County of Origin: Morris County

Place of Birth: UNITED STATES

Facial Shape: Oval

Ethnicity: Hispanic

Occupation: Self Employed

Complexion: Light

Citizenship: US

of Dependents: 0

Build: Large

Tribe: Not Applicable

Primary Language: English

Glasses: No

Hate Group: Not Applicable

Second Language:

Teeth: Normal

Military Service: Not Applicable

Gang Affiliation: Not Applicable

Speech: Normal

Military Discharge:

Marital Status: Single

Voice: Medium Pitch

School: High School - Diploma

Blood Type: Unknown

Mustache: Thin

Beard: Full

Religion: Catholic

DNA Collected: No

DNA Collected Date:

Illegal Alien: No

Known Offender:

County of Conviction:

State Of Conviction:

Wants and Warrants

Identifying Clothing:

Assaultive

Modus Operandi

Crime Specialities

Aliases

Type	Alias	DOB	Race	Sex	SSN	Hair	Eyes	DL#	Height	Weight	Phone
AKA	Small, Robert M, Jr.	06/03/1988	White	Male		Black	Brown	[REDACTED]	6ft 2in	161.0 lbs.	[REDACTED]
AKA	Small, Robert Michael, Jr.	06/03/1988	White	Male		Black	Brown	[REDACTED]	6ft 2in	161.0 lbs.	[REDACTED]
AKA	Small, Robert M, Jr.	06/03/1988	White	Male		Black	Brown	[REDACTED]	6ft 2in	161.0 lbs.	[REDACTED]
AKA	Small, Robert, Jr.	06/03/1988	White	Male		Black	Brown	[REDACTED]	6ft 2in	161.0 lbs.	[REDACTED]

Nicknames

Entered Date/Time	Nickname Type	Nickname
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Associated IDs

Issue Date	ID Type	Number	Issuing State	Start Date	Expire Date
	*SBI	335225H	NJ		

Known Associates

Relationship	Name
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School/Employer Information

Relationship	School/Employer Name	Phone Type	Phone
Employer	Lowes Home Improvement		

Scars, Marks, Tattoos

Type	Location	Scar, Mark or Tattoo Detail	Description
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Global Subject Activity Report



Detail

Print Date/Time: 11/30/2021 08:43

Login ID: jsisco

Handicap Information
Handicap

Brick Township Police Department

ORI Number: NJ0150600

Current Address Information

Address Type	Address	City	State	Zip
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Prior Address Information

Address Type	Address	City	State	Zip	From Date	To Date
	1617 SHORE BLVD	Toms River	NJ	08753		

Contact Information

Date	Type	Phone	Extension
02/12/2021 07:17	Cell		

Vehicle Information

Vehicle #	Role	Contact Date	Vehicle Type	Make	Model	Vehicle Year	Registration Number	State
779422	Owner - Operator	11/25/2021	Passenger Car	FORD	Focus	2018		NJ

Activity

Date	Activity Reference	Description	ORI

Type : Arrest

Date	Activity Reference	Description	ORI
11/29/2021 00:00	54345	Arrest Type: Taken into Custody - Warrant Charge(s): 2C:17-3a(1),Criminal Mischief 2C:12-1a(1),Simple Assault - Purposely, knowingly or recklessly attempts or causes bodily injury.	NJ0150600

Type : Booking

Date	Activity Reference	Description	ORI
11/29/2021 00:19	2021-00000991	Booking Charge(s): 2C:17-3a(1),Criminal Mischief 2C:12-1a(1),Simple Assault - Purposely, knowingly or recklessly attempts or causes bodily injury.	NJ0150600

COMPLAINT - WARRANT

COMPLAINT NUMBER			
1506	W	2021	000867
COURT CODE	PREFIX	YEAR	SEQUENCE NO.
BRICK TOWNSHIP MUNICIPAL COURT 401 CHAMBERS BRIDGE BRICK NJ 08723-0000 732-262-1226 COUNTY OF: OCEAN			
# of CHARGES 2	CO-DEFTS 0	POLICE CASE #:	
COMPLAINANT NAME: MICHAEL MILLER PTL. 401 CHAMBERS BRIDGE RD ATTN WARRANTS BRICK TOWN NJ 08723		DEFENDANT INFORMATION SEX: M EYE COLOR: BROWN DOB: 06/03/1988 DRIVER'S LIC. # [REDACTED] DL STATE: NJ SOCIAL SECURITY # [REDACTED] SBI #: TELEPHONE # [REDACTED] (C) LIVESCAN PCN #:	
ADDRESS: 1617 SHORE BLVD. TOMS RIVER NJ 08753-0000			
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 11/25/2021 in BRICK TWP, OCEAN County, NJ did: WITHIN THE JURISDICTION OF THIS COURT, DID COMMIT THE OFFENSE OF SIMPLE ASSAULT, SPECIFICALLY BY PURPOSELY PUNCHING [REDACTED] IN THE STOMACH WITH A CLOSED FIST WHILE KNOWING SHE IS PREGNANT.			
WITHIN THE JURISDICTION OF THIS COURT, DID COMMIT THE OFFENSE OF CRIMINAL MISCHIEF, SPECIFICALLY BY PURPOSELY DESTROYING A 45 INCH JBL ELEMENT TELEVISION (\$400), A GALAXY 10 CELLULAR PHONE (\$250), AND A ROCKET VACUUM (\$100) BELONGING TO [REDACTED]			
in violation of:			
Original Charge	1) 2C:12-1A(1)	2) 2C:17-3A(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 willfully false, I am subject to punishment. Signed: MICHAEL MILLER PTL. Date: 11/25/2021			
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 Date of Arrest: 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		Signature of Judge	
Date		Date	
☒ Probable cause IS found for the issuance of this complaint. DONNA MORRA JUDICIAL OFFICER 11/25/2021 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	
		Page 1 of 7	
		NJ/CDR2 1/1/2017	

COMPLAINT – WARRANT (Court Action)

COMPLAINT NUMBER				STATE V.					
1506	W	2021	000867	ROBERT M SMALL JR.					
COURT CODE	PREFIX	YEAR	SEQUENCE NO.						
FTA Bail Information		Date Bail Set:	Amount Bail Set: \$		by:		☐ Bail Recog. Attached		
Released on Bail (v)	R.O.R.	Committed Default	Committed 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:12-1A(1)			2) 2C:17-3A(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		COMPLAINT - WARRANT (Court Action)			
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COMPLAINT - WARRANT

COMPLAINT NUMBER			
1506	W	2021	000867
COURT CODE	PREFIX	YEAR	SEQUENCE NO.
BRICK TOWNSHIP MUNICIPAL COURT 401 CHAMBERS BRIDGE BRICK NJ 08723-0000 732-262-1226 COUNTY OF: OCEAN			
# of CHARGES 2	CO-DEFTS 0	POLICE CASE #:	
COMPLAINANT NAME: MICHAEL MILLER PTL.		DEFENDANT INFORMATION SEX: M EYE COLOR: BROWN DOB: 06/03/1988 DRIVER'S LIC. #: [REDACTED] DL STATE: NJ SOCIAL SECURITY #: [REDACTED] SBI #: [REDACTED] TELEPHONE #: [REDACTED] (c) LIVESCAN 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 11/25/2021 in BRICK TWP, OCEAN County, NJ did: WITHIN THE JURISDICTION OF THIS COURT, DID COMMIT THE OFFENSE OF SIMPLE ASSAULT, SPECIFICALLY BY PURPOSELY PUNCHING [REDACTED] IN THE STOMACH WITH A CLOSED FIST WHILE KNOWING SHE IS PREGNANT. WITHIN THE JURISDICTION OF THIS COURT, DID COMMIT THE OFFENSE OF CRIMINAL MISCHIEF, SPECIFICALLY BY PURPOSELY DESTROYING A 45 INCH JBL ELEMENT TELEVISION (\$400), A GALAXY 10 CELLULAR PHONE (\$250), AND A ROCKET VACCUM (\$100) BELONGING TO [REDACTED]			
in violation of:			
Original Charge	1) 2C:12-1A(1)	2) 2C:17-3A(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 willfully false, I am subject to punishment Signed: MICHAEL MILLER PTL. Date: 11/25/2021			
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 Date of Arrest: Appearance Date: Time: Phone: 732-504-0700 TOMS RIVER NJ 08753-0000			
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. DONNA MORRA JUDICIAL OFFICER 11/25/2021 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)	
		Page 3 of 7 NJ/CDR2 1/1/2017	

COMMITMENT

COMPLAINT NUMBER

1506**W****2021****000867**

COURT CODE

PREFIX

YEAR

SEQUENCE NO.

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

of CHARGES 2 CO-DEFTS 0 POLICE CASE #:

COMPLAINANT NAME: MICHAEL MILLER PTL.
401 CHAMBERSBRDG RD
ATTN WARRANTS
BRICK TOWN NJ 08723

THE STATE OF NEW JERSEY**VS.****ROBERT M SMALL****JR.**

ADDRESS: 1617 SHORE BLVD.

TOMS RIVER**NJ 08753-0000****DEFENDANT INFORMATION**

SEX: M EYE COLOR: BROWN DOB: 06/03/1988

DRIVER'S LIC. #. [REDACTED] DL STATE: NJ

SOCIAL SECURITY #. [REDACTED] SBI #:

TELEPHONE #: [REDACTED] (C)

LIVESCAN PCN #:

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.				
2.				
3.				
4.				

Commitment Reason:

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:

Phone: 732-504-0700

Signature and Title of Judicial Officer Issuing Warrant

Date

COMMITMENT

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Affidavit of Probable Cause

COMPLAINT NUMBER

1506**W****2021****000867**

COURT CODE

PREFIX

YEAR

SEQUENCE NO.

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

of CHARGES 2
CO-DEFTS
POLICE CASE #:

COMPLAINANT MICHAEL MILLER PTL.
NAME: 401 CHAMBERS BRIDGE RD
ATTN WARRANTS
BRICK TOWN NJ 08723

THE STATE OF NEW JERSEY**VS.****ROBERT M SMALL****JR.**

ADDRESS: 1617 SHORE BLVD.

TOMS RIVER**NJ 08753-0000****DEFENDANT INFORMATION**

SEX: M EYE COLOR: BROWN DOB: 06/03/1988

DRIVER'S LIC. #. [REDACTED] DL STATE: NJ

SOCIAL SECURITY #. [REDACTED] SBI #:

TELEPHONE #. [REDACTED] (C)

LIVESCAN PCN #:

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:

ON 11/25/21 AT APPROXIMATELY 1524 HOURS PTL. TORTORICI (#317) AND I WERE DISPATCHED TO 20 ROSE MANOR CT. IN REFERENCE TO A DOMESTIC DISPUTE. UPON ARRIVAL WE MET WITH THE RESIDENT. VICTIM [REDACTED] INFORMED US SHE WAS ENGAGED IN A VERBAL DISPUTE WITH HER BOYFRIEND, ROBERT SMALL JR. [REDACTED] STATED DURING THE DISPUTE SMALL DESTROYED HER 45 INCH JBL TELEVISION, ROCKET VACUUM, AND GALAXY 10 CELL PHONE. [REDACTED] STATED SMALL THEN PLACED HIS HAND OVER HER MOUTH WHEN SHE YELLED AT HIM, AND THEN PUNCHED HER IN THE STOMACH. [REDACTED] STATED SHE IS PREGNANT WITH SMALL'S CHILD AND HE IS AWARE OF IT. [REDACTED] HAD NO SIGN OF INJURY, NO COMPLAINT OF PAIN, AND DECLINED MEDICAL ATTENTION. SMALL LEFT THE RESIDENCE PRIOR TO OUR ARRIVAL.

Affidavit of Probable Cause**Page 5 of 7****1/1/2017**

Affidavit of Probable Cause

COMPLAINT NUMBER

1506**W****2021****000867**

COURT CODE

PREFIX

YEAR

SEQUENCE NO.

THE STATE OF NEW JERSEY**VS.****ROBERT M SMALL****JR.**

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: MICHAEL MILLER PTL. LAW ENFORCEMENT OFFICER

Date: 11/25/2021

Affidavit of Probable Cause**Page 6 of 7**

1/1/2017

Preliminary Law Enforcement Incident Report

COMPLAINT NUMBER				THE STATE OF NEW JERSEY VS. ROBERT M SMALL JR.	
1506	W	2021	000867		
COURT CODE	PREFIX	YEAR	SEQUENCE NO.		
BRICK TOWNSHIP MUNICIPAL COURT 401 CHAMBERS BRIDGE BRICK NJ 08723-0000 732-262-1226 COUNTY OF: OCEAN				ADDRESS: 1617 SHORE BLVD. TOMS RIVER NJ 08753-0000	
# of CHARGES 2	CO-DEFTS	POLICE CASE #:		DEFENDANT INFORMATION SEX: M EYE COLOR: BROWN DOB: 06/03/1988 DRIVER'S LIC. #. [REDACTED] DL STATE: NJ SOCIAL SECURITY #. [REDACTED] SBI #: [REDACTED] TELEPHONE #. [REDACTED] (C) LIVESCAN PCN #: [REDACTED]	
COMPLAINANT MICHAEL MILLER PTL. NAME: 401 CHAMBERSBRDG RD ATTN WARRANTS BRICK TOWN NJ 08723					

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 offense Involved domestic violence.
 - DVCR was checked.
- ODARA was completed and:
 - Victim concern about future assaults
 - Assault on Victim while she was pregnant (at Index Assault or prior assault)
- Defendant characteristics include:
 - The defendant is unemployed or has a history of chronic unemployment
- The defendant was known to the victim as:
 - Intimate Partner

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: MICHAEL MILLER PTL. LAW ENFORCEMENT OFFICER Date: 11/25/2021

Preliminary Law Enforcement Incident Report

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7/20/2018