

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
www.OCPONJ.gov

August 16, 2022

Resident

Via OPRA Machine: opra+request-34672-f5b7043f@requests.opramachine.com

Re: Open Public Records Act (OPRA) Request
OCPO Case# 20002575 – Jorge Santiago-Garcia

Dear Sir/Madam:

Enclosed please find the Complaint Warrant, Affidavit, Preliminary Law Enforcement Incident report, Indictment, 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.

As of this date, please be advised that there are no responsive documents pursuant to your request for the Global Subject Activity Report, Arrest Report, Criminal Information Forms and Sentencing Information. You are welcome to resubmit your request for any documents/materials not in our possession.

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

Prestia , Donna

20002575
Santiago-Garcia

From: Khajezadeh, Dina
Sent: Thursday, August 11, 2022 6:27 PM
To: Prestia , Donna
Subject: FW: [EXTERNAL] OPRA request - Case reports

Sent from my Verizon, Samsung Galaxy smartphone

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

From: Resident <opra+request-34672-f5b7043f@requests.opramachine.com>
Date: 8/11/22 5:24 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:

Jairr Maynard (Case # 22002258)

Marc Campofiori (Case # 22002373)

✓ Jorge Santiago-Garcia (sentencing announced 8/5/22) 20002575

John Madden (charges announced 8/8/22) 20001067

Yours sincerely,

Resident

Please use deliver records electronically via email to the below UNIQUE address for all replies to this request:
opra+request-34672-f5b7043f@requests.opramachine.com

✓ JOC checked 8/12
not rec'd yet

COMPLAINT - WARRANT

COMPLAINT NUMBER

1514**W****2020****000724**

COURT CODE

PREFIX

YEAR

SEQUENCE NO.

LAKEWOOD MUNICIPAL COURT**231 THIRD ST****LAKEWOOD****NJ 08701-0000****732-364-2500** COUNTY OF: **OCEAN**# of CHARGES
3CO-DEFTS
0POLICE CASE #:
20-072318COMPLAINANT **PTL M DENNIS JR #347**NAME: **231 THIRD STREET****ATTN WARRANTS****LAKEWOOD****NJ 08701***THE STATE OF NEW JERSEY**VS.***JORGE SANTIAGO-GARCIA**

ADDRESS:

HOMELESS**LAKEWOOD****NJ 08701-0000**

DEFENDANT INFORMATION

SEX: **M** EYE COLOR: **BROWN**DOB: **09/20/1988**

DRIVER'S LIC. #:

DL STATE:

SOCIAL SECURITY #:

SBI #: **823129G**

TELEPHONE #:

()LIVSCAN PCN #: **151402009739**

By certification or on oath, the complainant says that to the best of his/her knowledge, information and belief the named defendant on or about **08/31/2020** in **LAKEWOOD TWP**, **OCEAN** County, NJ did: WITHIN THE JURISDICTION OF THIS COURT, DID KNOWINGLY COMMIT THE CRIME OF MURDER SPECIFICALLY BY STABBING RODRIGO JIMENEZ-PAZ IN THE CHEST ONE TIME WITH A KNIFE WHICH RESULTED IN THE DEATH OF JIMENEZ IN VIOLATION N.J.S. 2C:11-3

WITHIN THE JURISDICTION OF THIS COURT, DID KNOWINGLY HAVE IN HIS POSSESSION A WEAPON FOR AN UNLAWFUL PURPOSE SPECIFICALLY BY POSSESSING A KNIFE WHICH WAS USED TO COMMIT A STABBING WHICH RESULTED IN THE DEATH OF RODRIGO JIMENEZ-PAZ IN VIOLATION OF N.J.S. 2C:39-4D

WITHIN THE JURISDICTION OF THIS COURT, DID KNOWINGLY COMMIT THE CRIME OF UNLAWFUL POSSESSION OF A WEAPON SPECIFICALLY BY HAVING IN HIS POSSESSION A KNIFE WHICH WAS USED TO STAB RODRIGO JIMENEZ-PAZ IN VIOLATION OF N.J.S. 2C:39-5D

in violation of:

Original Charge

1) **2C:11-3A(1)**2) **2C:39-4D**3) **2C:39-5D**

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: **PTL M DENNIS JR #347**Date: **08/31/2020**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: **08/31/2020** 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. **LOURDES SERRANO JUDICIAL OFFICER** **08/31/2020**
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				STATE V.					
COURT CODE	PREFIX	YEAR	SEQUENCE NO.						
1514	W	2020	000724	JORGE SANTIAGO-GARCIA					
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	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:11-3A(1)		2) 2C:39-4D		3) 2C:39-5D			
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			
1514	W	2020	000724
COURT CODE	PREFIX	YEAR	SEQUENCE NO.
LAKEWOOD MUNICIPAL COURT 231 THIRD ST LAKEWOOD NJ 08701-0000 732-364-2500 COUNTY OF: OCEAN			
# of CHARGES 3	CO-DEFTS 0	POLICE CASE #: 20-072318	DEFENDANT INFORMATION SEX: M EYE COLOR: BROWN DOB: 09/20/1988 DRIVER'S LIC. #: SOCIAL SECURITY #: TELEPHONE #: LIVESCAN PCN #: 151402009739
COMPLAINANT NAME: PTL M DENNIS JR #347			DL STATE: SBI #: 823129G

THE STATE OF NEW JERSEY

VS.

JORGE SANTIAGO-GARCIA

ADDRESS: **HOMELESS**

LAKEWOOD

NJ 08701-0000

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 **08/31/2020** in **LAKEWOOD TWP**, **OCEAN** County, **NJ** did: WITHIN THE JURISDICTION OF THIS COURT, DID KNOWINGLY COMMIT THE CRIME OF MURDER SPECIFICALLY BY STABBING RODRIGO JIMENEZ-PAZ IN THE CHEST ONE TIME WITH A KNIFE WHICH RESULTED IN THE DEATH OF JIMENEZ IN VIOLATION N.J.S. 2C:11-3

WITHIN THE JURISDICTION OF THIS COURT, DID KNOWINGLY HAVE IN HIS POSSESSION A WEAPON FOR AN UNLAWFUL PURPOSE SPECIFICALLY BY POSSESSING A KNIFE WHICH WAS USED TO COMMIT A STABBING WHICH RESULTED IN THE DEATH OF RODRIGO JIMENEZ-PAZ IN VIOLATION OF N.J.S. 2C:39-4D

WITHIN THE JURISDICTION OF THIS COURT, DID KNOWINGLY COMMIT THE CRIME OF UNLAWFUL POSSESSION OF A WEAPON SPECIFICALLY BY HAVING IN HIS POSSESSION A KNIFE WHICH WAS USED TO STAB RODRIGO JIMENEZ-PAZ IN VIOLATION OF N.J.S. 2C:39-5D

in violation of:

Original Charge	1) 2C:11-3A(1)	2) 2C:39-4D	3) 2C:39-5D
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: **PTL M DENNIS JR #347**

Date: **08/31/2020**

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: **08/31/2020**

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. **LOURDES SERRANO JUDICIAL OFFICER** **08/31/2020**

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

1514**W****2020****000724**

COURT CODE

PREFIX

YEAR

SEQUENCE NO.

LAKEWOOD MUNICIPAL COURT**231 THIRD ST****LAKEWOOD****NJ 08701-0000****732-364-2500**COUNTY OF: **OCEAN**# of CHARGES
3CO-DEFTS
0POLICE CASE #:
20-072318COMPLAINANT **PTL M DENNIS JR #347**NAME: **231 THIRD STREET****ATTN WARRANTS****LAKEWOOD****NJ 08701****THE STATE OF NEW JERSEY****VS.****JORGE SANTIAGO-GARCIA**

ADDRESS:

HOMELESS**LAKEWOOD****NJ 08701-0000**

DEFENDANT INFORMATION

SEX: **M** EYE COLOR: **BROWN**DOB: **09/20/1988**

DRIVER'S LIC. #:

DL STATE:

SOCIAL SECURITY #:

SBI #: **823129G**

TELEPHONE #:

()LIVESCAN PCN #: **151402009739**

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.	<u>2C:11-3A(1)</u>	<u> </u>	<u> </u>	<u>1</u>	<u>MURDER - PURPOS</u>
2.	<u>2C:39-4D</u>	<u> </u>	<u> </u>	<u>3</u>	<u>POSS OF WEAPON</u>
3.	<u>2C:39-5D</u>	<u> </u>	<u> </u>	<u>4</u>	<u>UNLAWFUL POSS W</u>
4.	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>

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: **08/31/2020**Phone: **732-504-0700****LOURDES SERRANO JUDICIAL OFFICER****08/31/2020**

Signature and Title of Judicial Officer Issuing Warrant

Date

COMMITMENT

Affidavit of Probable Cause

COMPLAINT NUMBER

1514**W****2020****000724**

COURT CODE

PREFIX

YEAR

SEQUENCE NO.

LAKEWOOD MUNICIPAL COURT**231 THIRD ST****LAKEWOOD****NJ 08701-0000****732-364-2500**COUNTY OF: **OCEAN**# of CHARGES
3

CO-DEFTS

POLICE CASE #:
20-072318COMPLAINANT **PTL M DENNIS JR #347**NAME: **231 THIRD STREET****ATTN WARRANTS****LAKEWOOD****NJ 08701***THE STATE OF NEW JERSEY**VS.***JORGE SANTIAGO-GARCIA**

ADDRESS:

HOMELESS**LAKEWOOD****NJ 08701-0000**

DEFENDANT INFORMATION

SEX: **M** EYE COLOR: **BROWN**DOB: **09/20/1988**

DRIVER'S LIC. #.

DL STATE:

SOCIAL SECURITY #:

SBI #: **823129G**

TELEPHONE #:

()LIVESCAN PCN #: **151402009739**

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:

SEE ATTACHED APPENDIX A

Affidavit of Probable Cause

Affidavit of Probable Cause

COMPLAINT NUMBER

1514**W****2020****000724**

COURT CODE

PREFIX

YEAR

SEQUENCE NO.

THE STATE OF NEW JERSEY**VS.****JORGE SANTIAGO-GARCIA**

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

I AM AWARE OF THE FACTS ABOVE DUE TO OBSERVING SURVEILLANCE VIDEO FROM THE SCENE, AND BEING PRESENT DURING THE INTERVIEWS OF THE WITNESS, AND THE SUSPECT.

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

VICTIM IS DECEASED AS A RESULT OF THIS CRIME.

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: PTL M DENNIS JR #347 LAW ENFORCEMENT OFFICER

Date: 08/31/2020

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

1/1/2017

Preliminary Law Enforcement Incident Report

COMPLAINT NUMBER				<i>THE STATE OF NEW JERSEY</i> <i>VS.</i> JORGE SANTIAGO-GARCIA	
1514	W	2020	000724		
COURT CODE	PREFIX	YEAR	SEQUENCE NO.		
LAKEWOOD MUNICIPAL COURT 231 THIRD ST LAKEWOOD NJ 08701-0000 732-364-2500 COUNTY OF: OCEAN				ADDRESS: HOMELESS LAKEWOOD NJ 08701-0000	
# of CHARGES 3	CO-DEFTS	POLICE CASE #: 20-072318		DEFENDANT INFORMATION	
COMPLAINANT NAME: PTL M DENNIS JR #347		SEX: M EYE COLOR: BROWN		DOB: 09/20/1988	
231 THIRD STREET		DRIVER'S LIC. #:		DL STATE:	
ATTN WARRANTS		SOCIAL SECURITY #:		SBI #: 823129G	
LAKEWOOD NJ 08701		TELEPHONE #:		()	
		LIVESCAN PCN #: 151402009739			

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/incident was recorded using electronic/surveillance via:
 - Surveillance Camera
- The defendant was known to the victim as:
 - Acquaintance
- The victim was injured and:
 - Victim transported to medical facility
- A weapon was involved in the incident:
 - Knife/Cutting Instrument
- The defendant attempted to conceal, discard or destroy evidence, DISCARDED KNIFE
- A member of the public provided information to a 9-1-1 call center or dispatcher (or similar).
- The police received relevant information via radio from a 911 dispatcher (or similar).
- The investigation involved the seizure of one or more cellphones, computers or similar electronic devices.
List the type of device(s) and total number of each recovered: CELLPHONE

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: **PTL M DENNIS JR #347 LAW ENFORCEMENT OFFICER**

Date: **08/31/2020**

Preliminary Law Enforcement Incident Report

20-072318

On August 31, 2020 Lakewood Police responded to the Pine Cone Liquor Store located at 248 2nd Street, after multiple callers reported that an individual had been stabbed. Lakewood Police and Medic Unit 7224 and 1480 responded and the victim identified as Rodrigo Jimenez-Paz was transported to Jersey Shore University Medical Center. Lifesaving efforts were unsuccessful and the body of Rodrigo Jimenez-Paz was pronounced dead at 1744 hours by Dr. Shin. Video surveillance from the exterior of Pine Cone Liquors was obtained by Law Enforcement via consent. Officers viewed the surveillance video from the Pine Cone Liquors and observed outside the defendant to be a Hispanic male with bushy black hair, wearing a white tee shirt with lettering across the chest area, and blue jeans.

At this time, patrol officers broadcasted a description of the defendant via police radio, as well as distributed a photo of the defendant via cellular phone.

Further examination of the surveillance video from Pine Cone Liquors the victim was outside of the liquor store and appearing to have a conversation with the defendant at which time the defendant brandishes a knife lunging at the victim stabbing him once in the chest. The defendant is then seen fleeing the scene heading north into a municipal parking lot. At 1728 hours, the defendant was ultimately located by Lakewood Police at 1st Street and Madison Avenue in the "Muster Zone", wearing a white t-shirt and blue jeans which is consistent with what was observed in the surveillance video.

A witness, who was seen in the surveillance video from the Pine Cone Liquors was interviewed who indicated that he was familiar with both the defendant and the decedent. However, the witness did not recall the victim and the defendant's names. The witness stated that he never observed the knife, however did see the defendant appear to push or punch the decedent in the chest.

A DVD recorded statement of the defendant, Jorge Santiago-Garcia was recorded at the Lakewood Police Department. After being advised of his constitutional rights as per Miranda, Santiago-Garcia waived his rights and began to speak with Detectives. Detectives asked the defendant what started the argument between him and the victim at the Pine Cone Liquors? The defendant responded that you would need to ask the victim what he did to his daughter. Ultimately, the defendant denies being at the scene and further denies stabbing the victim due to the fact that he was not arrested with the murder weapon. At this time, Santiago-Garcia advised that he was finished answering question from law enforcement.

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION - OCEAN COUNTY

THE STATE OF NEW JERSEY :

VS. :

JORGE SANTIAGO-GARCIA :

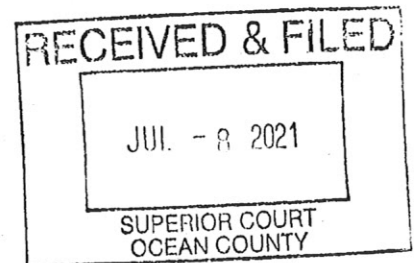
Defendant :

INDICTMENT

NO. 21-07-876

COUNT ONE

MURDER - FIRST DEGREE



The Grand Jurors of the State of New Jersey, in and for the County of Ocean, upon their oaths present that JORGE SANTIAGO-GARCIA, on or about August 31, 2020, in the Township of Lakewood, County of Ocean, and within the jurisdiction of this Court, did purposely or knowingly cause the death of Rodrigo Jimenez-Paz or knowingly caused serious bodily injury resulting in the death of Rodrigo Jimenez-Paz, contrary to the provisions of N.J.S.A. 2C:11-3a(1), and against the peace of this State, the Government and dignity of the same.

COUNT TWO

POSSESSION OF A WEAPON FOR AN UNLAWFUL PURPOSE-THIRD DEGREE

The Grand Jurors of the State of New Jersey, in and for the County of Ocean, upon their oaths present that JORGE SANTIAGO-GARCIA, on or about August 31, 2020, in the Township of Lakewood, County of Ocean, and within the jurisdiction of this Court, did possess a certain weapon, that is, a knife, with a purpose to use it unlawfully against the

person or property of another, contrary to the provisions of N.J.S.A. 2C:39-4d, and against the peace of this State, the Government and dignity of the same.

COUNT THREE

UNLAWFUL POSSESSION OF A WEAPON-FOURTH DEGREE

The Grand Jurors of the State of New Jersey, in and for the County of Ocean, upon their oaths present that JORGE SANTIAGO-GARCIA, on or about August 31, 2020, in the Township of Lakewood, County of Ocean, and within the jurisdiction of this Court, knowingly did possess a certain weapon, that is, a knife, under circumstances not manifestly appropriate for such lawful uses as it may have, contrary to the provisions of N.J.S.A. 2C:39-5d, and against the peace of this State, the Government and dignity of the same.

BRADLEY D. BILLHIMER
OCEAN COUNTY PROSECUTOR

DATED: 7-8-2021

BY: s/Kaitlyn Burke
KAITLYN BURKE
ASSISTANT PROSECUTOR

ENDORSED: Devane Shepard / DS
Foreperson

CJ Docket #: 20002575

Superior Court of New Jersey
Law Division, Ocean County

THE STATE

VS.

JORGE SANTIAGO-GARCIA

INDICTMENT NO.

21-07-876

INDICTMENT FOR

MURDER

POSSESSION OF A WEAPON FOR AN UNLAWFUL PURPOSE
UNLAWFUL POSSESSION OF A WEAPON

BRADLEY D. BILLHIMER
Ocean County Prosecutor

A TRUE BILL

Veran J. [Signature]
Foreperson

Eligible defendant
under Bail Reform -
DETAINED

Bail

Condition Of Bail

NOTICE: This is a public document, which means the document as submitted will be available to the public upon request. Therefore, do not enter personal identifiers on it, such as Social Security number, driver's license number, vehicle plate number, insurance policy number, active financial account number, active credit card number or military status.

Las demandas, pedimentos y demás papeles presentados al tribunal deben estar en inglés.
Complaints, motions and other papers submitted to the court should be in English



New Jersey Judiciary
Poder Judicial de Nueva Jersey
Plea Form
Formulario de Declaración de
Culpabilidad (Spanish)

County Ocean
Condado
Prosecutor File Number 20002575
Número de archivo del fiscal

Defendant's Name: Jorge Santiago - Garcia
Nombre del acusado:
before Judge: Rochelle Gramski, JSC
ante el Juez

1. List the charges to which you are pleading guilty:
Enumere los cargos a los que usted se declara culpable:

Ind./Acc./ Comp.# No. de Ac. Formal / Ac./Denuncia.	Count	Nature of Offense Naturaleza de la infracción	Degree Grado	Statutory Maximum/ Penalidades legales máximas			VCCO Assmt* Multa de la VCCO*
				Time Tiempo	Fine Multa		
21-07-05876	1	Aggravated Manslaughter 2C:11-4a(1) (as amended from murder)	1 ^o	Max/ Máximo 30	\$200,000		100
				Max/ Máximo			
				Max/ Máximo			
				Max/ Máximo			
				Max/ Máximo			
Your total exposure as the result of this plea is: Su exposición total como resultado de esta declaración de culpabilidad es:				Total/ Total	30	\$200,000	100

Please Circle Appropriate Answer/Sírvase marcar la respuesta apropiada con un círculo

2. a. Did you commit the offense(s) to which you are pleading guilty? ☒ Yes/Sí ☐ No/No
¿Cometió usted la infracción (las infracciones) a las que se declara culpable?

*Victims of Crime Compensation Office Assessment/Multa de la Oficina de Compensación a Víctimas de Delitos

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/Sí ☐ No/No

¿Entiende que antes de que el juez pueda determinar que usted es culpable, tendrá que decirle al juez qué es lo que usted hizo que lo hace culpable de la infracción particular (de las infracciones particulares)?

3. Do you understand what the charges mean?

☒ Yes/Sí ☐ No/No

¿Entiende lo que significan los cargos?

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

¿Entiende que al declararse culpable, usted renuncia a ciertos derechos? Entre los cuales están:

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

☒ Yes/Sí ☐ No/No

El derecho a un juicio con jurado en que el Estado tiene que probar su culpabilidad fuera de duda razonable?

b. The right to remain silent?

☒ Yes/Sí ☐ No/No

El derecho a guardar silencio?

c. The right to confront the witnesses against you?

☒ Yes/Sí ☐ No/No

El derecho a carearse con los testigos en su contra?

d. Do you understand that by pleading guilty **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. 3:28-6(d))?

☒ Yes/Sí ☐ No/No

¿Entiende que al declararse culpable **usted no renuncia** a su derecho a apelar (1) la denegación de un pedimento para excluir pruebas físicas (R. 3:5-7(d)) ni (2) la denegación de admisión a un programa de intervención antes del juicio (PTI) (R. 3:28(d))?

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/Sí ☐ No/No

¿Entiende, además, que al declararse culpable **usted renuncia** a su derecho a apelar la denegación de todos los demás pedimentos previos al juicio excepto los siguientes:

5. Do you understand that if you plead guilty:

¿Entiende que si usted se declara culpable:

a. You will have a criminal record?

Tendrá antecedentes penales?

☒ Yes/Sí ☐ No/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 Office Assessment?

A menos que el convenio declaratorio estipule otra cosa, se le podría sentenciar a cumplir el tiempo máximo de reclusión, a pagar la multa máxima y a pagar la multa máxima de la Oficina de Compensación a Víctimas de Delitos?

☒ Yes/Sí ☐ No/No

c. You must pay a minimum Victims of Crime Compensation Office 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.)

Tendrá que pagar una multa mínima de la Oficina de Compensación a Víctimas de Delitos de \$50 dólares (un mínimo de \$100 dólares si se le condena por un delito violento) por cada cargo al que usted se declare culpable? (La multa es \$30 dólares si la infracción ocurrió entre el 9 de enero de 1986 y el 22 de diciembre de 1991; \$25 dólares si la infracción ocurrió antes del primero de enero de 1986.)

☒ Yes/Sí ☐ No/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?

Si la infracción ocurrió el primero de febrero de 1993 o después de dicha fecha, pero antes del 13 de marzo de 1995 y se le está sentenciando a libertad a prueba o a una institución correccional del estado, usted tendrá que pagar un gasto de transacción de hasta \$1.00 dólar en cada ocasión en que se haga un pago o se abone una cuota? Si la infracción ocurrió el 13 de marzo de 1995 o después de esa fecha, y se le sentencia a libertad a prueba, o si la sentencia por otro motivo requiere pagos de obligaciones financieras a la división de libertad a prueba, usted tendrá que pagar un gasto de transacción de hasta \$2.00 dólares en cada ocasión en que se haga un pago o se abone una cuota?

☒ Yes/Sí ☐ No/No

sl

- e. If the offense occurred on or after August 2, 1993 you must pay a ☒ Yes/Sí ☐ No/No
\$75 Safe Neighborhood Services Fund assessment for each conviction?

Si la infracción ocurrió el 2 de Agosto de 1993 o después de esa fecha, tiene que pagar una contribución obligatoria de \$75.00 al Fondo de Servicios para una Comunidad Segura (Safe Neighborhood Services Fund) por cada sentencia condenatoria?

- 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/Sí ☐ No/No

Si la infracción ocurrió el 5 de enero de 1994 o después de dicha fecha y se le está sentenciando a libertad a prueba, usted tendrá que pagar un cargo de un máximo de \$25 dólares por mes durante el término de la libertad a prueba?

- 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/Sí ☐ No/No

Si el delito ocurrió el 9 de enero de 1997 o después de esa fecha, usted tendrá que pagar una multa de \$30 dólares al Fondo de Capacitación y Equipo de Oficiales del Orden Público?

- 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/Sí ☐ No/No

Se requerirá que usted suministre una muestra de su ADN y que pague el costo de analizarla, la cual podría ser usada por las autoridades del orden público en la investigación de actividades delictivas?

- 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(3) (causes or permits child to engage in sexual act that is to be photographed or exhibited), if the crime was committed on or after February 1, 2018, N.J.S.A. 2C:24-4b(4) (photographs or films a child in sexual act), if the crime was committed on or after February 1, 2018, N.J.S.A. 2C:24-4b(5)(b) (knowingly possessing or knowingly viewing child pornography), N.J.S.A. 2C:24-4.1 (leader of a child pornography network), if the crime was committed on or after February 1, 2018, N.J.S.A. 2C:34-3 (selling, distributing or exhibiting obscene material to a person under age 18) or an offense involving computer criminal activity in violation of any provision of Title 2C, chapter 20, you will be assessed a mandatory penalty as listed below for each offense for which you pled guilty? ☒ Yes/Sí ☐ No/No

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

sl/ 

number of years/months) and this period cannot be reduced by good time, work, or minimum custody credits.

Si usted se está declarando culpable de tal cargo, el período mínimo obligatorio sin posibilidades de libertad condicional es de ____ años y ____ meses (llene la cantidad de años/meses) y el período máximo sin posibilidades de libertad condicional podrá ser de ____ años y ____ meses (llene la cantidad de años/meses) y este período no se podrá reducir por créditos por buen comportamiento, trabajo o custodia mínima.

- b. If you are pleading guilty to such a charge, the minimum mandatory extended term is ____ years and ____ months (fill in the number of years/months) and the maximum mandatory extended term can be ____ years and ____ months (fill in the number of years/months).

Si usted se está declarando culpable de tal cargo, el período obligatorio prolongado mínimo es de ____ años y ____ meses (llene la cantidad de años/meses), y el término obligatorio prolongado máximo puede ser de ____ años y ____ meses (llene la cantidad de años/meses).

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/Sí ☐ No/No

¿Se declara usted culpable de un delito que conlleva la presunción de encarcelamiento, lo cual quiere decir que es casi seguro que usted irá a una prisión estatal?

9. Are you presently on probation or parole?

☐ Yes/Sí ☒ No/No

¿Actualmente se encuentra usted bajo libertad a prueba o libertad condicional?

- a. Do you realize that a guilty plea may result in a violation of your probation or parole?

☐ Yes/Sí ☐ No/No ☒ NA/No aplica

¿Se da usted cuenta que una declaración de culpabilidad podrá tener como resultado un incumplimiento de su libertad a prueba o libertad bajo palabra?

10. Are you presently serving a custodial sentence on another charge?

☐ Yes/Sí ☒ No/No

¿Actualmente está cumpliendo usted una sentencia privativa de libertad por otro cargo?

- a. Do you understand that a guilty plea may affect your parole eligibility?

☐ Yes/Sí ☐ No/No ☒ NA/No aplica

¿Entiende usted que una declaración de culpabilidad podría afectar su idoneidad para obtener la libertad condicional?

(5) \$ 250 in the case of a disorderly persons or petty disorderly persons offense

Total CCPF Penalty \$ _____

Multa del Fondo de Prevención de Delitos con una Computadora (Computer Crime Prevention Fund Penalty (CCPF)), N.J.S.A. 2C:43-3.8 (L. 2009, c. 143). Si el delito tiene que ver con una infracción de N.J.S.A. 2C:24-4b(3) (causar o permitir que un/una menor participe en un acto sexual al que se le va a tomar fotografías o se va a exhibir) si el delito se cometió el 1 de febrero de 2018 o después de esa fecha, N.J.S.A. 2C:24-4b(4) (tomar fotografías o películas de un/una menor en un acto sexual) si el delito se cometió el 1 de febrero de 2018 o después de esa fecha, N.J.S.A. 2C:24-4b (5)(b) (poseer a sabiendas o mirar a sabiendas pornografía infantil), N.J.S.A. 2C:24-4.1 (ser dirigente de una red de pornografía infantil) si el delito se cometió el 1 de febrero de 2018 o después de esa fecha, N.J.S.A. 2C:34-3 (vender, distribuir o exhibir material obsceno a una persona menor de 18 años) o una infracción que envuelva una actividad delictiva en la computadora que infringe cualquier disposición del Título 2C, capítulo 20, se le fijará una multa obligatoria de acuerdo con la lista que sigue a continuación para cada infracción de la cual se haya declarado culpable?

- (1) \$2,000 en el caso de un delito de primer grado
- (2) \$1,000 en el caso de un delito de segundo grado
- (3) \$750 en el caso de un delito de tercer grado
- (4) \$500 en el caso de un delito de cuarto grado
- (5) \$250 en el caso de un delito contra la moral pública o una infracción menor contra la moral pública

Multa total del CCPF \$ _____

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/Sí ☐ No/No

¿Entiende que usando su poder discrecional, **el juez podría** imponerle un tiempo mínimo de reclusión que tendrá que cumplir antes de que pueda ser apto para la libertad condicional, y que ese período podría ser tan largo como la mitad del período de la sentencia de privación de libertad que se le haya impuesto?

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/Sí ☐ No/No

¿Presentó usted una declaración de culpabilidad a algún cargo **que requiera** un período obligatorio sin posibilidades de libertad condicional o un término obligatorio prolongado?

a. If you are pleading guilty to such a charge, the minimum mandatory period of parole ineligibility is 8 years and 6 months (fill in the number of years/months) and the maximum period of parole ineligibility can be 25 years and 6 months (fill in the

11. Do you understand that if you have plead guilty to, or have ☐ Yes/Sí ☐ No/No ☒ NA/No aplica
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?

¿Entiende usted que si se ha declarado culpable de otros cargos, o
lo han encontrado culpable de otros cargos, o si actualmente está
cumpliendo un término de privación de libertad y el convenio
declaratorio no menciona el tema, el juez puede requerir que todas
las sentencias sean consecutivas?

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

Enumere los cargos que el fiscal haya acordado recomendar que se desestimen:

Ind./Acc./Compl.# No. de Ac. Formal/Ac./ Denun.	Count Cargo	Nature of Offense and Degree Naturaleza y grado de la infracción
21-07-00876	2	Poss. Weapon Unlawful Purpose
	3	Unlawful Poss. Weapon

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

Especifique cualquier sentencia que el fiscal haya acordado recomendar:

State to seek a sentence of 30 years, subject to NERA (85%).
Defense reserves the right to argue for and the court inclined to
impose, a sentence of 25 (twenty five) years, subject to NERA.

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

¿Ha prometido el fiscal que él o ella NO:

- a. Speak at sentencing?

Hablará cuando le sentencien?

☐ Yes/Sí ☒ No/No

- b. Seek an extended term of confinement?

Tratará de obtener un período prolongado de reclusión?

☐ Yes/Sí ☒ No/No

If yes, was this promise or agreement part of a negotiated plea
where the prosecutor represents you are otherwise eligible to
receive a mandatory extended term for repeat drug offenders and
the prosecutor has agreed to request a period of incarceration or
parole ineligibility that is less than what would be required for an
extended term?

☐ Yes/Sí ☒ No/No

Si responde afirmativamente, fue esta promesa o acuerdo parte de una
declaración de culpabilidad negociada en la que el fiscal afirma que de otro

modo usted es apto para recibir un periodo prolongado obligatorio para los narcotraficantes reincidentes y el fiscal ha acordado solicitar un periodo de encarcelamiento o uno durante el cual no reuniría las condiciones necesarias para la libertad condicional que es menor del que se requeriría para la imposición de un periodo prolongado?

c. Seek a stipulation of parole ineligibility?

Tratará de obtener una estipulación de que usted no reúne las condiciones para la libertad condicional?

☐ Yes/Sí ☒ No/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/Sí ☐ No/No ☐ NA/No aplica

¿Sabe usted que si el juez determina que existe una víctima que ha sufrido una pérdida y, si el juez determina que usted puede ahora o podrá en el futuro pagar una restitución, tendrá que pagar una restitución?

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/Sí ☐ No/No ☒ NA/No aplica

¿Entiende usted que si ocupa un cargo público o si es un empleado público, se podrá requerir que renuncie a su cargo o empleo en virtud de su declaración de culpabilidad?

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

☐ Yes/Sí ☒ No/No

¿Es usted un ciudadano de los Estados Unidos?

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

Si ha contestado que "no" a esta pregunta, debe contestar las Preguntas 17b a 17F. Si ha contestado que "sí" a esta pregunta, pase a la pregunta 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/Sí ☐ No/No

¿Entiende que si usted no es un ciudadano de los Estados Unidos, esta declaración de culpabilidad puede tener como resultado su expulsión de los Estados Unidos y/o que se le impida que pueda entrar o volver a entrar legalmente en los Estados Unidos?

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/Sí ☐ No/No

¿Entiende que usted tiene derecho a buscar el consejo individualizado de un abogado sobre el efecto que su declaración de culpabilidad tendrá sobre su situación como inmigrante?

- 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/Sí ☒ No/No

¿Ha hablado con un abogado sobre las posibles consecuencias de inmigración por su declaración de culpabilidad? Si su respuesta es "No," pase a la pregunta 17e. Si la respuesta es "Sí," pase a la pregunta 17f.

- e. Would you like the opportunity to do so?

☐ Yes/Sí ☒ No/No

¿Le gustaría tener la oportunidad de hacerlo?

- 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/Sí ☐ No/No

Después de haber sido informado de las posibles consecuencias de inmigración y de su derecho a buscar consejos legales individualizados sobre esas consecuencias de inmigración ¿todavía quiere declararse culpable?

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, or upon entry of a guilty plea if a guilty plea is a condition of admission to the Pretrial Intervention Program, that return to your residence may be delayed pending acceptance of the transfer of your supervision by your state of residence?

☒ Yes/Sí ☐ No/No

¿Entiende que, conforme a las reglas del Acuerdo Interestatal de Supervisión de Infractores Adultos, si usted reside fuera del estado de Nueva Jersey en el momento en que es sentenciado, o al declararse culpable si una declaración de culpabilidad es una condición para su admisión al Programa de Intervención Antes del Juicio, el regreso a su residencia podría demorarse hasta que el estado donde usted reside acepte la transferencia de su supervisión?

- 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, or upon entry of a guilty plea if a guilty plea is a condition of admission to the Pretrial Intervention Program, 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/Sí ☐ No/No

¿Entiende también que, conforme al mismo Acuerdo Interestatal, un estado puede denegar o restringir la transferencia de su supervisión a ese estado en cualquier momento después de que haya sido sentenciado, o al declararse culpable si una declaración de culpabilidad es una condición para la admisión al Programa de Intervención Antes del Juicio, si ese estado determina que se requiere que usted se inscriba como un delincuente sexual

s/ 

en ese estado o si Nueva Jersey ha requerido que se inscriba como un delincuente sexual?

19. Have you discussed with your attorney the legal doctrine of ☒ Yes/Sí ☐ No/No ☐ NA/No aplica

¿Ha hablado usted con su abogado sobre la doctrina legal de fusión?

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/Sí ☐ No/No ☒ NA/No aplica

¿Renuncia usted a su derecho a alegar en el momento en que lo sentencien que hay cargos a los cuales se declaró culpable por los que no se le puede imponer una condena aparte?

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:

Enumere cualquier otra promesa o representación que haya hecho usted, el fiscal, su abogado defensor, o cualquier otra persona como parte de esta declaración de culpabilidad:

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/Sí ☒ No/No

¿Se le ha hecho alguna otra promesa aparte de las que se han mencionado en este formulario, o se le han hecho algunas amenazas, para hacer que usted se declare culpable?

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/Sí ☐ No/No

¿Entiende que el juez no está obligado por ninguna promesa ni recomendación del fiscal y que el juez tiene derecho a rechazar la declaración de culpabilidad antes de sentenciarlo y tiene derecho a imponerle una condena más severa?

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/Sí ☐ No/No

¿Entiende que si el juez decide imponerle una sentencia más severa que la recomendada por el fiscal, usted podrá retractar su declaración de culpabilidad?

- 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/Sí ☐ No/No

¿Entiende que si se permite que usted retracte su declaración de culpabilidad debido a la sentencia que el juez le imponga, cualquier cosa que usted diga para apoyar su declaración de culpabilidad no se podrá usar en su contra en el juicio?

24. Are you satisfied with the advice you have received from your lawyer? ☒ Yes/Sí ☐ No/No
¿Está usted conforme con los consejos que ha recibido de su abogado?

25. Do you have any questions concerning this plea? ☐ Yes/Sí ☒ No/No
¿Tiene usted alguna pregunta con respecto a esta declaración de culpabilidad?

Date 6/9/22 Defendant s/ X JO RO
Fecha Acusado(a)

Defense Attorney s/ [Signature]
Abogado(a) defensor(a)

Prosecutor s/ [Signature]
Fiscal

- ☐ 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.

Esta declaración de culpabilidad es el resultado de las indicaciones condicionales del juez en cuanto a la sentencia máxima que él o ella impondría independientemente de la recomendación del fiscal. Por consiguiente, se ha completado el "Formulario Suplementario para Declaraciones de Culpabilidad No Negociadas".

NOTICE: This is a public document, which means the document as submitted will be available to the public upon request. Therefore, do not enter personal identifiers on it, such as Social Security number, driver's license number, vehicle plate number, insurance policy number, active financial account number, active credit card number or military status.

AVISO: Este es un documento público, lo cual significa que el documento tal como se envíe estará a la disposición del público cuando se solicite. Por lo tanto, no anote en el mismo ningún identificador personal, como por ejemplo: el número de Seguridad Social, el número de la licencia de conducir, el número de la matrícula del vehículo, el número de la póliza del seguro, el número de una cuenta financiera activa, el número de una tarjeta de crédito activa o el rango militar.

Las demandas, pedimentos y demás papeles presentados al tribunal deben estar en inglés
Complaints, motions and other papers submitted to the court should be in English

New Jersey Judiciary
Poder Judicial de Nueva Jersey



Supplemental Plea Form for *No Early Release Act*
(NERA) Cases (N.J.S.A. 2C:43-7.2)

Formulario suplementario para una declaración de culpabilidad en causas sujetas a la
Ley Contra Excarcelación Prematura (NERA) (N.J.S.A. 2C:43-7.2) (Spanish)

The following questions need to be answered only if you are pleading guilty to a first- or second-degree violent crime that occurred **between June 9, 1997 and June 29, 2001**.

Es necesario contestar las siguientes preguntas solamente si usted se está declarando culpable de un delito violento de primer o segundo grado ocurrido entre el 9 de junio de 1997 y el 29 de junio de 2001.

A violent crime means any crime in which you caused death, serious bodily injury, or you used or threatened the immediate use of a deadly weapon. A violent crime also includes any aggravated sexual assault, or sexual assault in which you used, or threatened the immediate use of, physical force. Deadly weapon means any firearm or other weapon, device, instrument, material or substance, whether animate or inanimate, which in the manner in which it is used or intended to be used, is known to be capable of producing death or serious bodily injury. Serious bodily injury means bodily injury which creates a substantial risk of death or which causes serious, permanent disfigurement, or protracted loss or impairment of the function of any bodily member or organ.

Un delito violento significa cualquier delito en que usted causó la muerte, lesiones corporales graves o usó o amenazó usar inmediatamente un arma mortífera. Un delito violento también incluye cualquier agresión sexual con agravantes o una agresión sexual en la que usó fuerza física o amenazó usarla inmediatamente. Un arma mortífera significa cualquier arma de fuego u otra arma, aparato, instrumento, material o sustancia, sea animada o inanimada, capaz de producir la muerte o una lesión corporal grave por la manera en que se usa o en que se tiene la intención de usarla. Una lesión corporal grave significa cualquier lesión corporal que crea un verdadero riesgo de muerte o que causa una desfiguración grave y permanente o el deterioro o la pérdida prolongada de la función de cualquier miembro u órgano del cuerpo

1. Do you understand that because of your plea of guilty to

☒ Yes/Sí ☐ No/No

¿Entiende que por su declaración de culpabilidad

1st Aggravated Manslaughter
(List First or Second Degree Violent Crimes)/(Indique los delitos violentos de primer o segundo grado/List First or Second Degree Violent Crimes)

you will be required to serve 85% of the sentence imposed for that offense(s) before
you will be eligible for parole on that offense(s)?

se requerirá que cumpla el 85% de la sentencia impuesta por ese delito o esos delitos antes que esté
en condiciones de recibir libertad condicional por ese delito o esos delitos?

2. Do you understand that because you have pled guilty to these charges the court must
impose a 5 year term of parole supervision and that term will begin as soon as
you complete the sentence of incarceration?

☒ Yes/Sí ☐ No/No

First Degree Term of Parole Supervision - 5 years

Second Degree Term of Parole Supervision - 3 years

¿Entiende que porque se declaró culpable de estos cargos, el juez tiene que imponer un período de supervisión de la libertad condicional de _____ años, y que dicho período comenzará en cuanto usted cumpla la sentencia de encarcelamiento?

Período de Supervisión de la Libertad Condicional por un Delito de Primer Grado - 5 años

Período de Supervisión de la Libertad Condicional por un Delito de Segundo Grado - 3 años

3. Do you understand that if you violate the conditions of your parole supervision that your parole may be revoked and you may be subject to return to prison to serve all or any portion of the remaining period of parole supervision, even if you have completed serving the term of imprisonment previously imposed?

☒ Yes/Sí ☐ No/No

¿Entiende que si infringe las condiciones de la supervisión de su libertad condicional, se podrá revocar su libertad condicional y es posible que tenga que volver a la cárcel para cumplir todo el período de supervisión de su libertad condicional o cualquier porción del mismo, aún cuando usted ya haya cumplido el período de encarcelamiento que se le impuso anteriormente?

4. Do you understand that by pleading guilty and admitting that the crime(s) are a violent crime you are waiving your right to have a jury determine, beyond a reasonable doubt, that the circumstance(s) that make the crime(s) a violent crime(s) are present?

☒ Yes/Sí ☐ No/No

¿Entiende que al declararse culpable y admitir que se trata de un delito o delitos violentos, usted renuncia a su derecho a que un jurado determine, más allá de una duda razonable, que están presentes las circunstancias que hacen que el delito o delitos sean violentos?

Date/Fecha: 6/19/22 Defendant/Acusado: S/ JO ROX

Defense Attorney/Abogado Defensor: S/ [Signature]

Prosecutor/Fiscal: S/ Kyle Burke