

BRADLEY D. BILLHIMER
Ocean County Prosecutor

ANTHONY U. CARRINGTON
Chief of Detectives



MICHAEL T. NOLAN, JR.
First Assistant Prosecutor

ROBERT J. ARMSTRONG

OFFICE OF THE PROSECUTOR

119 Hooper Avenue
P.O. Box 2191
Toms River, New Jersey 08754-2191
732-929-2027
www.OCPONJ.gov

March 28, 2023

Via OPRA Machine: opra+request-40999-2e40ea5b@requests.opramachine.com

Re: Open Public Records Act (OPRA) Request
OCPO Case# 23000760
State v. Ricardo Buitron

Dear Sir/Madam:

Enclosed please find the Complaint Warrant, Affidavit and Preliminary Law Enforcement Incident Report, pursuant to your request made under the New Jersey Open Public Records Act (OPRA). Personal identifying information has been redacted pursuant to N.J.S.A. 47:1A-1.1, et seq. Additionally, redactions of medical history have been made pursuant to Executive Order No. 26 and based upon general privacy concerns.

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

If I can be of further assistance, please contact me at 732-929-2027, x3135.

Yours very truly,

Dina R. Khajezadeh

Dina R. Khajezadeh
Assistant Prosecutor

DRK/jd

Enclosures

due: 3/28/23

DeBello, Jacqueline

From: Khajezadeh, Dina
Sent: Monday, March 20, 2023 2:08 PM
To: Carey, Erin; DeBello, Jacqueline
Subject: FW: OPRA request - Case reports

From: Resident <opra+request-40999-2e40ea5b@requests.opramachine.com>
Sent: Monday, March 20, 2023 2:08 PM
To: Khajezadeh, Dina <DKhajezadeh@co.ocean.nj.us>
Subject: OPRA request - Case reports

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:

Gerson Aguilar (Case # 23000732)
Ricardo Buitron (Case # 23000760)
Max Sanchez (Case # 23000804)

Yours sincerely,

Resident

Please deliver records electronically via email to the below UNIQUE address for all replies to this request:
opra+request-40999-2e40ea5b@requests.opramachine.com

Is DKhajezadeh@co.ocean.nj.us the wrong address for OPRA requests to Ocean County Prosecutor's Office? If so, please contact us using this form:

https://opramachine.com/change_request/new?body=ocean_county_prosecutors_office

Disclaimer: This message and any reply that you make will be published on the internet. Our privacy and copyright policies:

<https://opramachine.com/help/officers>

View this OPRA request & responses online:

https://opramachine.com/request/case_reports_74

COMPLAINT - WARRANT

COMPLAINT NUMBER				THE STATE OF NEW JERSEY	
1514	W	2023	000176	VS.	
COURT CODE	PREFIX	YEAR	SEQUENCE NO.	RICARDO BUITRON	
LAKEWOOD MUNICIPAL COURT 231 THIRD ST LAKEWOOD NJ 08701-0000 732-364-2500 COUNTY OF: OCEAN				ADDRESS: HOMELESS LAKEWOOD NJ 08701-0000	
# of CHARGES 4	CO-DEFTS 0	POLICE CASE #: 23-022501		DEFENDANT INFORMATION	
COMPLAINANT PTL K DONNELLY #353 NAME: 231 THIRD STREET ATTN WARRANTS LAKEWOOD NJ 08701				SEX: M EYE COLOR: BROWN DOB: 03/27/2001 DRIVER'S LIC. #. DL STATE: SOCIAL SECURITY #: SBI #: 237703H TELEPHONE #: () LIVSCAN PCN #: 151402011551	
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 03/09/2023 in LAKEWOOD TWP, OCEAN County, NJ did: WITHIN THE JURISDICTION OF THIS COURT, COMMIT ROBBERY BY PURPOSELY PUTTING ANGEL CAMPOS IN FEAR OF IMMEDIATE BODILY INJURY IN THE COURSE OF COMMITTING A THEFT, SPECIFICALLY BY DEMANDING MONEY FROM THE VICTIM WHILE HOLDING A PAIR OF SCISSORS IN A THREATENING MANNER TOWARDS THE VICTIM, IN VIOLATION OF N.J.S. 2C:15-1A(2). WITHIN THE JURISDICTION OF THIS COURT, PURPOSELY OR KNOWINGLY START A FIRE OR CAUSE AN EXPLOSION WITH PURPOSE OF DESTROYING THE BUILDING OR STRUCTURE OF ANOTHER, SPECIFICALLY BY STARTING A FIRE TO A CARDBOARD BOX WITH AN OPEN FLAME TO AN IGNITABLE LIQUID (GASOLINE) WITHIN DIRECT PROXIMITY OF THE STRUCTURE OF 207 4TH STREET, IN VIOLATION OF N.J.S. 2C:17-1A(2). WITHIN THE JURISDICTION OF THIS COURT, PURPOSELY OR KNOWINGLY START A FIRE OR CAUSE AN EXPLOSION WITH PURPOSE OF DESTROYING THE BUILDING OR STRUCTURE OF ANOTHER, SPECIFICALLY BY STARTING A FIRE TO A SWEATSHIRT WITH AN OPEN FLAME TO in violation of:					
Original Charge	1) 2C:15-1A(2)		2) 2C:17-1A(2)		3) 2C:17-1A(2)
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 K DONNELLY #353 Date: 03/10/2023					
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: 03/09/2023 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 03/10/2023 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 10 NJ/CDR2 1/1/2017	

COMPLAINT - WARRANT

COMPLAINT NUMBER

1514

W

2023

000176

STATE V.

RICARDO BUITRON

COURT CODE

PREFIX

YEAR

SEQUENCE NO.

AN IGNITABLE LIQUID (GASOLINE) WITHIN DIRECT PROXIMITY OF THE STRUCTURE OF 207 4TH STREET, IN VIOLATION OF N.J.S. 2C:17-1A(2).

WITHIN THE JURISDICTION OF THIS COURT, KNOWINGLY POSSESS A WEAPON, NAMELY A PAIR OF BLACK AND RED SCISSORS, UNDER CIRCUMSTANCES NOT MANIFESTLY APPROPRIATE FOR LAWFUL USE, SPECIFICALLY BY HOLDING A PAIR OF SCISSORS IN A THREATENING MANNER DURING THE COURSE OF A ROBBERY, IN VIOLATION OF N.J.S. 2C:39-5D.

Original Charge

4) 2C:39-5D

Amended Charge

COMPLAINT - WARRANT

Page 2 of 10

NJ/CDR2 1/1/2017

COMPLAINT – WARRANT (Court Action)

COMPLAINT NUMBER**1514****W****2023****000176**

COURT CODE

PREFIX

YEAR

SEQUENCE NO.

STATE V.**RICARDO BUITRON****FTA Bail Information**

Date Bail Set: _____

Amount Bail Set: \$ _____

by: _____

☐ Bail Recog. AttachedReleased
on Bail
(v)

R.O.R.

Committed
DefaultCommitted
w/o Bail

Place Committed: _____

Date Referred to
County Prosecutor: _____Date of First
Appearance: _____☐ Advised of Rights by _____Defendant Desires Counsel:
☐ Yes ☐ No**Prosecuting Attorney Information****Defense Counsel Information****Name:**

State

County

Municipal

Other

Name:

None

Retained

Public Def

Assigned

Waived

Other

Original Charge

1) **2C:15-1A(2)**2) **2C:17-1A(2)**3) **2C:17-1A(2)**

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:**Related Traffic Tickets and Complaints:***** 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

COMPLAINT - WARRANT (Court Action)

JUDGE'S SIGNATURE _____

DATE _____

Page 3 of 10

NJ/CDR2 1/1/2017

COMPLAINT – WARRANT (Court Action)

COMPLAINT NUMBER										STATE V.															
1514		W		2023		000176		RICARDO BUITRON																	
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: _____				☐ 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		4) 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			
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)															
										Page 4 of 10															
										NJ/CDR2 1/1/2017															

COMPLAINT - WARRANT

COMPLAINT NUMBER				THE STATE OF NEW JERSEY	
1514	W	2023	000176	VS.	
COURT CODE	PREFIX	YEAR	SEQUENCE NO.	RICARDO BUITRON	
LAKEWOOD MUNICIPAL COURT 231 THIRD ST LAKEWOOD NJ 08701-0000 732-364-2500 COUNTY OF: OCEAN				ADDRESS: HOMELESS LAKEWOOD NJ 08701-0000	
# of CHARGES 4	CO-DEFTS 0	POLICE CASE #: 23-022501		DEFENDANT INFORMATION SEX: M EYE COLOR: BROWN DOB: 03/27/2001 DRIVER'S LIC. #. DL STATE: SOCIAL SECURITY #: SBI #: 237703H TELEPHONE #: () LIVSCAN PCN #: 151402011551	
COMPLAINANT NAME: PTL K DONNELLY #353					
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 03/09/2023 in LAKEWOOD TWP, OCEAN County, NJ did: WITHIN THE JURISDICTION OF THIS COURT, COMMIT ROBBERY BY PURPOSELY PUTTING ANGEL CAMPOS IN FEAR OF IMMEDIATE BODILY INJURY IN THE COURSE OF COMMITTING A THEFT, SPECIFICALLY BY DEMANDING MONEY FROM THE VICTIM WHILE HOLDING A PAIR OF SCISSORS IN A THREATENING MANNER TOWARDS THE VICTIM, IN VIOLATION OF N.J.S. 2C:15-1A(2).					
WITHIN THE JURISDICTION OF THIS COURT, PURPOSELY OR KNOWINGLY START A FIRE OR CAUSE AN EXPLOSION WITH PURPOSE OF DESTROYING THE BUILDING OR STRUCTURE OF ANOTHER, SPECIFICALLY BY STARTING A FIRE TO A CARDBOARD BOX WITH AN OPEN FLAME TO AN IGNITABLE LIQUID (GASOLINE) WITHIN DIRECT PROXIMITY OF THE STRUCTURE OF 207 4TH STREET, IN VIOLATION OF N.J.S. 2C:17-1A(2).					
WITHIN THE JURISDICTION OF THIS COURT, PURPOSELY OR KNOWINGLY START A FIRE OR CAUSE AN EXPLOSION WITH PURPOSE OF DESTROYING THE BUILDING OR STRUCTURE OF ANOTHER, SPECIFICALLY BY STARTING A FIRE TO A SWEATSHIRT WITH AN OPEN FLAME TO					
in violation of:					
Original Charge	1) 2C:15-1A(2)		2) 2C:17-1A(2)		3) 2C:17-1A(2)
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 K DONNELLY #353				Date: 03/10/2023	
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: 03/09/2023 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 03/10/2023 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 5 of 10 NJ/CDR2 1/1/2017	

COMPLAINT - WARRANT

COMPLAINT NUMBER

1514

W

2023

000176

STATE V.

RICARDO BUITRON

COURT CODE

PREFIX

YEAR

SEQUENCE NO.

AN IGNITABLE LIQUID (GASOLINE) WITHIN DIRECT PROXIMITY OF THE STRUCTURE OF 207 4TH STREET, IN VIOLATION OF N.J.S. 2C:17-1A(2).

WITHIN THE JURISDICTION OF THIS COURT, KNOWINGLY POSSESS A WEAPON, NAMELY A PAIR OF BLACK AND RED SCISSORS, UNDER CIRCUMSTANCES NOT MANIFESTLY APPROPRIATE FOR LAWFUL USE, SPECIFICALLY BY HOLDING A PAIR OF SCISSORS IN A THREATENING MANNER DURING THE COURSE OF A ROBBERY, IN VIOLATION OF N.J.S. 2C:39-5D.

Original Charge

4) 2C:39-5D

Amended Charge

COMPLAINT - WARRANT (DEFENDANT'S COPY)

Page 6 of 10

NJ/CDR2 1/1/2017

C

COMPLAINT NUMBER

1514

W

2023

0001

COURT CODE

PREFIX

YEAR

SEQUENCE

LAKEWOOD MUNICIPAL COURT

231 THIRD ST

LAKEWOOD

NJ 08701-00

732-364-2500

COUNTY OF: OCEAN

of CHARGES
4CO-DEFTS
0POLICE CASE #:
23-022501

COMPLAINANT PTL K DONNELLY #353

NAME: 231 THIRD STREET

ATTN WARRANTS

LAKEWOOD

NJ 08701

To any Law Enforcement Official of
this defendant to the Warden of this
in custody until a release or detent

Offense

Aux Offense

1. 2C:15-1A(2)

2. 2C:17-1A(2)

3. 2C:17-1A(2)

4. 2C:39-5D

Commitment Reason: Criminal Justice Re:

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

Date of Arrest: 03/09/2023

LOURDES SERRANO JUDICIAL OFFI

Signature and Title of Judicial Officer Issuing Warrant

Affidavit of Probable Cause

COMPLAINT NUMBER			
1514	W	2023	000176
COURT CODE	PREFIX	YEAR	SEQUENCE NO.
LAKEWOOD MUNICIPAL COURT			
231 THIRD ST			
LAKEWOOD NJ 08701-0000			
732-364-2500 COUNTY OF: OCEAN			
# of CHARGES 4	CO-DEFTS	POLICE CASE #: 23-022501	
COMPLAINANT NAME:	PTL K DONNELLY #353 231 THIRD STREET ATTN WARRANTS LAKEWOOD NJ 08701		
DEFENDANT INFORMATION SEX: M EYE COLOR: BROWN DOB: 03/27/2001 DRIVER'S LIC. #: SOCIAL SECURITY #: SBI #: 237703H DL STATE: TELEPHONE #: () LIVESCAN PCN #: 151402011551			

THE STATE OF NEW JERSEY

VS.

RICARDO BUITRON

ADDRESS: **HOMELESS**

LAKEWOOD

NJ 08701-0000

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 APPENDIX "A". The 2nd degree charges associated with this complaint were approved by Ocean County Senior Assistant Prosecutor Meghan O'Neill.

Affidavit of Probable Cause

Affidavit of Probable Cause

COMPLAINT NUMBER

1514

W

2023

000176

COURT CODE

PREFIX

YEAR

SEQUENCE NO.

THE STATE OF NEW JERSEY

VS.

RICARDO BUITRON

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: PTL K DONNELLY #353 LAW ENFORCEMENT OFFICER

Date: 03/10/2023

Affidavit of Probable Cause

Preliminary Law Enforcement Incident Report

COMPLAINT NUMBER				THE STATE OF NEW JERSEY	
1514	W	2023	000176	VS.	
COURT CODE	PREFIX	YEAR	SEQUENCE NO.	RICARDO BUITRON	
LAKEWOOD MUNICIPAL COURT 231 THIRD ST LAKEWOOD NJ 08701-0000 732-364-2500 COUNTY OF: OCEAN				ADDRESS: HOMELESS LAKEWOOD NJ 08701-0000	
# of CHARGES 4	CO-DEFTS	POLICE CASE #: 23-022501		DEFENDANT INFORMATION	
COMPLAINANT NAME: PTL K DONNELLY #353		231 THIRD STREET ATTN WARRANTS LAKEWOOD NJ 08701		SEX: M EYE COLOR: BROWN DOB: 03/27/2001 DRIVER'S LIC. #: SOCIAL SECURITY #: TELEPHONE #: LIVESCAN PCN #: 151402011551	
SBI #: 237703H DL STATE:					

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 charge was based on the observations/statements made by an eyewitness(es).
 - *The witness statement(s) were recorded via:
 - *Body-Worn Camera
 - *Stationhouse interview room camera
- The defendant made statements/admissions.
 - *It was recorded using:
 - *Stationhouse interview room camera
- The defendant was known to the victim as:
 - *Family
- The defendant was a stranger to the victim.
- Identification procedures were used by utilizing:
 - *Showup
- A weapon was involved in the incident:
 - *Knife/Cutting Instrument
- Physical evidence was seized/recovered:
 - *Other Type(s) of physical evidence gasoline can, clothes
- The case involves a consent search.
- 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: **MOTOROLA SMARTPHONE**

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 K DONNELLY #353 LAW ENFORCEMENT OFFICER	Date: 03/10/2023
Preliminary Law Enforcement Incident Report	
Page 10 of 10	
7/20/2018	

APPENDIX "A"

On March 9th 2023 at approximately 2135 hours, Angel Campos walked into Lakewood Police Headquarters to report an attempted robbery that just occurred in the area of Lexington Avenue and Fourth Street. The Lakewood Police Department is located approximately one block from the reported location of the incident. Campos reported a male approached him in this area and requested cash while displaying a pair of scissors in his hand. Campos reported he was able to push the male and run into an ice cream shop (Yismach Yisroel) located at 402 Lexington Avenue. The male then reportedly fled the area on foot. Campos provided a description of the suspect, being a Hispanic male, approximately twenty years old, wearing a blue sweatshirt with lettering on the back and a hospital band on his wrist.

Members of the Lakewood Police Department responded as a result of this report and began canvassing the area. While in the area of 207 4th Street, Officer Ganley was flagged down by an individual identified as Emmanuel Canseco. Canseco reported a fire that was set behind the business of 207 4th Street (Herbalife), and provided the same suspect description as given for the robbery. It should be noted that 207 4th Street is located within the immediate vicinity of where the robbery was reported to have occurred. More specifically, the rear of both the ice cream shop (Yismach Yisroel) and Herbalife share a rear common area behind the businesses. Officer Ganley inspected the rear area of these businesses and observed evidence of a fire and a gasoline container. A cardboard box was observed to be ignited directly behind Herbalife, with a gas can in the immediate area. Officer Ganley smelled a heavy gasoline scent and observed the rear of Herbalife to be doused in the same. Officer Ganley then spoke with the owner of the business, Carmen Avendano. Avendano advised Officer Ganley this circumstance fits the modus operandi of her son, Ricardo Buitron. [REDACTED]

[REDACTED] Lakewood Police Dispatch then got in contact with physciatric emergency screening services (P.E.S.S.), who advised that Buitron was released on this date at 1929 hours from St. Barnabas Health in Toms River, New Jersey.

Shortly after, members of the Lakewood Police Department located a male matching the physical description by both the victim of the robbery and witness to the fire in the area of 3rd Street and Clifton Avenue (approximately two blocks from the reported incidents). The male was identified as Ricardo Buitron. Buitron was also observed to have a hospital bracelet on his left wrist as described by Angel Campos. A subsequent show up identification was conducted with Angel Campos, revealing a positive identification of Buitron being the male responsible for the attempted robbery. A second show up identification was then conducted with witness Emmanuel Canseco, also producing a positive identification of Buitron being responsible for the fire behind 207 4th Street. Buitron was arrested without incident and transported to Lakewood Police Headquarters. A search incident to arrest yielded a cell phone and a red lighter.

The Ocean County Fire Marshall's Office and Ocean County Sherriff's Office Criminal Investigations Unit responded to process the scene. Detectives John Doran and Christopher Bonner of the Ocean County Prosecutor's Office Major Crimes-Arson unit also responded to conduct a follow up investigation along with this Affiant. Taped statements were conducted with Angel Campos, Carmen Avendano, and Emmanuel Canseco. All taped statements were consistent with the aforementioned in this affidavit.

A taped statement of Ricardo Buitron was conducted after being read his Miranda Rights verbatim from a Lakewood Police Department Rights Waiver form. Buitron acknowledged his understanding and agreed to speak with Det. Doran and this Affiant. During the interview, Buitron admitted to being at his mother's business (207 4th Street), in addition to being in the rear common area where the fire was determined to have been set. Buitron also acknowledged being in possession of a lighter while in the rear area of the business, and admitted to lighting fires in this particular area in the past. Buitron was ambiguous with his answers when asked about the fire set on this date. He also admitted to being in the area of the ice cream shop, but denied any involvement with the robbery or possession of scissors.

A scene examination was done which determined two points of origin, being on a black sweatshirt and a cardboard box within the immediate vicinity of the rear of the structure. The cause of both fires were determined to be incendiary by an unknown person(s) by open flame to ignitable liquid. Buitron was later determined to be the person responsible for said fire.

The 2nd degree charges associated with this complaint were approved by Supervising Assistant Prosecutor Meghan O'Neill.

/S Det. Kevin Donnelly

Det. Kevin Donnelly #353

Detective Bureau

Lakewood Police Department