

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

December 19, 2023

Resident

Via OPRA Machine: opra+request-55908-dfc6fd89@requests.opramachine.com

Re: Open Public Records Act (OPRA) Request
OCPO Case# 23003909 – Jose Pena

Dear Sir/Madam:

Enclosed please find the Complaint Warrants, Affidavits and Preliminary Law Enforcement Incident reports 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 requests for Global Subject Activity reports, 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

COMPLAINT - WARRANT

COMPLAINT NUMBER				THE STATE OF NEW JERSEY	
1514	W	2023	001018	VS.	
COURT CODE	PREFIX	YEAR	SEQUENCE NO.	JOSE PENA	
LAKEWOOD MUNICIPAL COURT 231 THIRD ST LAKEWOOD NJ 08701-0000 732-364-2500 COUNTY OF: OCEAN				ADDRESS: 1683 BURRSVILLE RD BRICK NJ 08724-0000	
# of CHARGES 1	CO-DEFTS	POLICE CASE #: 23-092494	DEFENDANT INFORMATION SEX: M EYE COLOR: BLACK DOB: 05/10/1995 DRIVER'S LIC. #. DL STATE: SOCIAL SECURITY #: SBI # TELEPHONE #: () LIVESCAN PCN #:		
COMPLAINANT T BENNETT #385 NAME: 231 THIRD STREET ATTN WARRANTS LAKEWOOD NJ 08701					
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 10/20/2023 in LAKEWOOD TWP, OCEAN County, NJ did: WITHIN THE JURISDICTION OF THIS COURT, COMMIT THE OFFENSE OF THEFT BY UNLAWFULLY TAKING OR EXERCISING CONTROL OVER CERTAIN MOVEABLE PROPERTY, TO WIT, A BOX CONTAINING 12 ALARM CLOCKS, BELONGING TO DB ELECTRONICS, WITH THE INTENT TO DEPRIVE THE OWNER THEREOF, WALKING ONTO THE LOADING DOCK OF DB ELETRONICS, PIKING UP A BOX CONTAINING 12 ALARM CLOCKS, VALUED AT APPROXIMATLEY \$575.00, AND LEAVING THE PROPERTY.					
in violation of:					
Original Charge	1) 2C:20-3A		2)	3)	
Amended Charge					
CERTIFICATION: I certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment.					
Signed: T BENNETT #385			Date: 11/28/2023		
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: 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 11/28/2023 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 7 NJ/CDR2 1/1/2017	

COMPLAINT – WARRANT (Court Action)

COMPLAINT NUMBER										STATE V.									
1514		W		2023		001018		JOSE PENA											
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:20-3A				2)				3)									
Amended Charge																			
Waiver Indt/Jury																			
Plea/Date of Plea		Plea:		Date:		Plea:		Date:		Plea:		Date:							
Adjudication (* see code)		Finding Code:		Date:		Finding Code:		Date:		Finding Code:		Date:							
Jail Term				Jail time credit		Susp. Imp				Jail time credit		Susp. Imp				Jail time credit		Susp. Imp	
Probation Term						Susp. Imp						Susp. Imp						Susp. Imp	
Cond. Discharge Term																			
Community Service																			
D/L Suspension Term																			
Fines/Costs		Fines:		Costs:		Fines:		Costs:		Fines:		Costs:							
VCCB/SNSF		VCCB:		SNSF:		VCCB:		SNSF:		VCCB:		SNSF:							
DEDR/Lab Fee		DEDR:		LAB:		DEDR:		LAB:		DEDR:		LAB:							
CD Fee/Drug Ed Fnd		CD:		DAEF:		CD:		DAEF:		CD:		DAEF:							
DV Surch/Other Fees		DV:		Other:		DV:		Other:		DV:		Other:							
Restitution Beneficiary: _____																			
Miscellaneous Information, Adjournments, Companion Complaints, Co-Defendants, Case Notes:										* Finding Codes 1 – Guilty 2 – Not Guilty 3 – Dismissed – Other 4 – Guilty but Merged 5 – Dismissed-Rule 6 – Dismissed Lack of Prosecution 7 – Dismissed – Pros Motion/Vic Req 8 – Conditional Discharge D – Dismissed- Prosecutor Discretion M – Dismissed- Mediation P – Dismissed-Plea Agreement S – Disposed at Superior W – Dismissed-False ID									
Related Traffic Tickets and Complaints:																			
JUDGE'S SIGNATURE _____										COMPLAINT - WARRANT (Court Action)									
DATE _____										Page 2 of 7 NJ/CDR2 1/1/2017									

COMPLAINT - WARRANT

COMPLAINT NUMBER			
1514	W	2023	001018
COURT CODE	PREFIX	YEAR	SEQUENCE NO.
LAKEWOOD MUNICIPAL COURT 231 THIRD ST LAKEWOOD NJ 08701-0000 732-364-2500 COUNTY OF: OCEAN			
# of CHARGES 1	CO-DEFTS	POLICE CASE #: 23-092494	
COMPLAINANT NAME: T BENNETT #385		DEFENDANT INFORMATION SEX: M EYE COLOR: BLACK DOB: 05/10/1995 DRIVER'S LIC. #: SOCIAL SECURITY #: TELEPHONE #: LIVSCAN PCN #:	
		DL STATE: SBI #: ()	

THE STATE OF NEW JERSEY
VS.
JOSE PENA

ADDRESS: **1683 BURRSVILLE RD**
BRICK NJ 08724-0000

By certification or on oath, the complainant says that to the best of his/her knowledge, information and belief the named defendant on or about **10/20/2023** in **LAKEWOOD TWP**, **OCEAN** County, NJ did: WITHIN THE JURISDICTION OF THIS COURT, COMMIT THE OFFENSE OF THEFT BY UNLAWFULLY TAKING OR EXERCISING CONTROL OVER CERTAIN MOVEABLE PROPERTY, TO WIT, A BOX CONTAINING 12 ALARM CLOCKS, BELONGING TO DB ELECTRONICS, WITH THE INTENT TO DEPRIVE THE OWNER THEREOF, WALKING ONTO THE LOADING DOCK OF DB ELETRONICS, PIKING UP A BOX CONTAINING 12 ALARM CLOCKS, VALUED AT APPROXIMATLEY \$575.00, AND LEAVING THE PROPERTY.

in violation of:

Original Charge	1) 2C:20-3A	2)	3)
Amended Charge			

CERTIFICATION: I certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment
Signed: **T BENNETT #385** Date: **11/28/2023**

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: 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 11/28/2023**

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)

COMMITMENT

COMPLAINT NUMBER

1514**W****2023****001018**

COURT CODE

PREFIX

YEAR

SEQUENCE NO.

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

of CHARGES

1

CO-DEFTS

POLICE CASE #:

23-092494COMPLAINANT **T****BENNETT #385**

NAME:

231 THIRD STREET**ATTN WARRANTS****LAKEWOOD****NJ 08701****THE STATE OF NEW JERSEY****VS.****JOSE PENA**

ADDRESS:

1683 BURRSVILLE RD**BRICK****NJ 08724-0000**

DEFENDANT INFORMATION

SEX: **M** EYE COLOR: **BLACK**DOB: **05/10/1995**

DRIVER'S LIC. #:

DL STATE:

SOCIAL SECURITY #:

SBI #:

TELEPHONE #:

()

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

Affidavit of Probable Cause

COMPLAINT NUMBER			
1514	W	2023	001018
COURT CODE	PREFIX	YEAR	SEQUENCE NO.
LAKESWOOD MUNICIPAL COURT			
231 THIRD ST			
LAKESWOOD NJ 08701-0000			
732-364-2500 COUNTY OF: OCEAN			
# of CHARGES 1	CO-DEFTS	POLICE CASE #: 23-092494	
COMPLAINANT T NAME: 231 THIRD STREET		DEFENDANT INFORMATION	
ATTN WARRANTS		SEX: M EYE COLOR: BLACK DOB: 05/10/1995	
LAKESWOOD NJ 08701		DRIVER'S LIC. #	
		SOCIAL SECURITY #: SBI #:	
		TELEPHONE #: ()	
		LIVESCAN PCN #:	

THE STATE OF NEW JERSEY

VS.

JOSE PENA

ADDRESS: **1683 BURRSVILLE RD**

BRICK

NJ 08724-0000

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:

On 11/02/2023, I, Ptl. T. Bennett #385, was assigned to the Lakewood Police Departments Detective Bureau. On this date I was investigating a package theft from 19 Clifton Ave, DB Electronics, where a package containing a 12 alarm clocks was stolen from the loading dock on October 20, 2023. Surveillance video of the theft was retrieved by patrol and attached to the call. In the footage, a Hispanic male is observed walking onto the property, specifically the area of the loading dock, picking up a large brown cardboard box containing 12 alarm clocks valued at approximately \$575.00, and walking off the property.

Based on the surveillance video, Ptl. Soriano #352, was able to positively identify the suspect as Jose Pena, who he has become familiar with throughout his tenure with the Lakewood Police Department. See Ptl. Soriano's supplemental report for further details.

Affidavit of Probable Cause

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1/1/2017

Affidavit of Probable Cause

COMPLAINT NUMBER

1514

W

2023

001018

COURT CODE

PREFIX

YEAR

SEQUENCE NO.

THE STATE OF NEW JERSEY

VS.

JOSE PENA

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

Personal Observations

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

N/A

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: T BENNETT #385 LAW ENFORCEMENT OFFICER Date: 11/28/2023

Affidavit of Probable Cause

Page 6 of 7

1/1/2017

Preliminary Law Enforcement Incident Report

COMPLAINT NUMBER				THE STATE OF NEW JERSEY VS. JOSE PENA	
1514	W	2023	001018		
COURT CODE	PREFIX	YEAR	SEQUENCE NO.		
LAKEWOOD MUNICIPAL COURT 231 THIRD ST LAKEWOOD NJ 08701-0000 732-364-2500 COUNTY OF: OCEAN				ADDRESS: 1683 BURRSVILLE RD BRICK NJ 08724-0000	
# of CHARGES 1	CO-DEFTS	POLICE CASE #: 23-092494		DEFENDANT INFORMATION	
COMPLAINANT T NAME: 231 THIRD STREET ATTN WARRANTS LAKEWOOD NJ 08701				SEX: M EYE COLOR: BLACK DOB: 05/10/1995 DRIVER'S LIC. #: SOCIAL SECURITY #: TELEPHONE #: LIVESCAN PCN #: SBI #: () 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 complaining officer personally observed the offense.
- Another law enforcement officer(s) personally observed the offense, List the officer(s) and their badge#
352
- The offense/incident was recorded using electronic/surveillance via:
•Surveillance Camera
- The defendant was a stranger to the victim.
- The case involved theft and/or stolen property. The property which was stolen and/or possessed is 12 alarm clocks

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: **T BENNETT #385 LAW ENFORCEMENT OFFICER** Date: **11/28/2023**

Preliminary Law Enforcement Incident Report

Page 7 of 7

7/20/2018

COMPLAINT - WARRANT

COMPLAINT NUMBER				THE STATE OF NEW JERSEY VS. JOSE PENA	
1514	W	2023	001016		
COURT CODE	PREFIX	YEAR	SEQUENCE NO.		
LAKEWOOD MUNICIPAL COURT 231 THIRD ST LAKEWOOD NJ 08701-0000 732-364-2500 COUNTY OF: OCEAN					
# of CHARGES 1	CO-DEFTS	POLICE CASE #: 23-092499	ADDRESS: 1683 BURRSVILLE RD BRICK NJ 08724-0000		
COMPLAINANT T BENNETT #385 NAME: 231 THIRD STREET ATTN WARRANTS LAKEWOOD NJ 08701			DEFENDANT INFORMATION SEX: EYE COLOR: BROWN DOB: 05/10/1995 DRIVER'S LIC. # DL STATE: SOCIAL SECURITY #: SBI #: TELEPHONE #: () LIVSCAN PCN #:		
By certification or on oath, the complainant says that to the best of his/her knowledge, information and belief the named defendant on or about 10/12/2023 in LAKEWOOD TWP, OCEAN County, NJ did: WITHIN THE JURISDICTION OF THIS COURT, COMMIT THE OFFENSE OF THEFT BY UNLAWFULLY TAKING OR EXERCISING CONTROL OVER CERTAIN MOVEABLE PROPERTY, TO WIT, A MINI FRIDGE, VALUED AT APPROXIMATELY \$200, BELONGING TO DB ELECTRONICS, WITH THE INTENT TO DEPRIVE THE OWNER THEREOF, SPECIFICALLY BY WALKING ONTO THE LOADING DOCK OF DB ELECTRONIS, PIKING UP A LARGE BOX CONTAINING A MINI FRIGDE, AND LEAVING THE PROPERTY.					
in violation of:					
Original Charge	1) 2C:20-3A		2)	3)	
Amended Charge					
CERTIFICATION: I certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment. Signed: T BENNETT #385 Date: 11/28/2023					
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: 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 11/28/2023 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 7 NJ/CDR2 1/1/2017	

COMPLAINT – WARRANT (Court Action)

COMPLAINT NUMBER

1514**W****2023****001016**

COURT CODE

PREFIX

YEAR

SEQUENCE NO.

STATE V.**JOSE PENA****FTA Bail Information** Date Bail Set: _____ Amount Bail Set: \$ _____ by: _____ ☐ Bail Recog. AttachedReleased
on Bail
(s)

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****Name:**

State

County

Municipal

Other

Defense Counsel Information**Name:**

None

Retained

Public Def

Assigned

Waived

Other

Original Charge

1) **2C:20-3A**

2)

3)

Amended Charge

Waiver Indt/Jury

Plea/Date of Plea

Plea:

Date:

Plea:

Date:

Plea:

Date:

Adjudication (* see code)

Finding
Code:

Date:

Finding
Code:

Date:

Finding
Code:

Date:

Jail Term

Jail time credit

Susp. Imp

Jail time credit

Susp. Imp

Jail time credit

Susp. Imp

Probation Term

Susp. Imp

Susp. Imp

Susp. Imp

Cond. Discharge Term

Community Service

D/L Suspension Term

Fines/Costs

Fines:

Costs:

Fines:

Costs:

Fines:

Costs:

VCCB/SNSF

VCCB:

SNSF:

VCCB:

SNSF:

VCCB:

SNSF:

DEDR/Lab Fee

DEDR:

LAB:

DEDR:

LAB:

DEDR:

LAB:

CD Fee/Drug Ed Fnd

CD:

DAEF:

CD:

DAEF:

CD:

DAEF:

DV Surch/Other Fees

DV:

Other:

DV:

Other:

DV:

Other:

Restitution

Beneficiary: _____

Miscellaneous Information, Adjournments, Companion Complaints, Co-Defendants, Case Notes:**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 2 of 7

NJ/CDR2 1/1/2017

COMPLAINT - WARRANT

COMPLAINT NUMBER				THE STATE OF NEW JERSEY VS. JOSE PENNA ADDRESS: 1683 BURRSVILLE RD BRICK NJ 08724-0000	
1514	W	2023	001016		
COURT CODE	PREFIX	YEAR	SEQUENCE NO.		
LAKEWOOD MUNICIPAL COURT 231 THIRD ST LAKEWOOD NJ 08701-0000 732-364-2500 COUNTY OF: OCEAN					
# of CHARGES 1	CO-DEFTS	POLICE CASE #: 23-092499		DEFENDANT INFORMATION SEX: EYE COLOR: BROWN DOB: 05/10/1995 DRIVER'S LIC. #: SOCIAL SECURITY #: TELEPHONE #: LIVESCAN PCN #:	
COMPLAINANT NAME: T BENNETT #385				DL STATE:	

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 **10/12/2023** in **LAKEWOOD TWP**, **OCEAN** County, NJ did: WITHIN THE JURISDICTION OF THIS COURT, COMMIT THE OFFENSE OF THEFT BY UNLAWFULLY TAKING OR EXERCISING CONTROL OVER CERTAIN MOVEABLE PROPERTY, TO WIT, A MINI FRIDGE, VALUED AT APPROXIMATELY \$200, BELONGING TO DB ELECTRONICS, WITH THE INTENT TO DEPRIVE THE OWNER THEREOF, SPECIFICALLY BY WALKING ONTO THE LOADING DOCK OF DB ELECTRONIS, PIKING UP A LARGE BOX CONTAINING A MINI FRIGDE, AND LEAVING THE PROPERTY.

in violation of:

Original Charge	1) 2C:20-3A	2)	3)
Amended Charge			

CERTIFICATION: I certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment
Signed: **T BENNETT #385** Date: **11/28/2023**

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: 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 11/28/2023**
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)

COMMITMENT

COMPLAINT NUMBER

1514**W****2023****001016**

COURT CODE

PREFIX

YEAR

SEQUENCE NO.

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

of CHARGES

1

CO-DEFTS

POLICE CASE #:

23-092499COMPLAINANT **T****BENNETT #385**

NAME:

231 THIRD STREET**ATTN WARRANTS****LAKEWOOD****NJ 08701****THE STATE OF NEW JERSEY****VS.****JOSE PENA**

ADDRESS:

1683 BURRSVILLE RD**BRICK****NJ 08724-0000**

DEFENDANT INFORMATION

SEX: EYE COLOR: **BROWN**DOB: **05/10/1995**

DRIVER'S LIC. #:

DL STATE:

SOCIAL SECURITY #:

SBI #:

TELEPHONE #:

()

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
at the following address: **OCEAN SUPERIOR COURT**

120 HOOPER AVEIn the county of **OCEAN****TOMS RIVER****NJ 08753-0000**

Date of Arrest:

Phone: **732-504-0700**

Signature and Title of Judicial Officer Issuing Warrant

Date

COMMITMENT

Affidavit of Probable Cause

COMPLAINT NUMBER			
COURT CODE	PREFIX	YEAR	SEQUENCE NO.
1514	W	2023	001016
LAKEWOOD MUNICIPAL COURT 231 THIRD ST LAKEWOOD NJ 08701-0000 732-364-2500 COUNTY OF: OCEAN			
# of CHARGES 1	CO-DEFTS	POLICE CASE #: 23-092499	
COMPLAINANT T BENNETT #385 NAME: 231 THIRD STREET ATTN WARRANTS LAKEWOOD NJ 08701			
DEFENDANT INFORMATION SEX: EYE COLOR: BROWN DOB: 05/10/1995 DRIVER'S LIC. #. SOCIAL SECURITY #: SBI #: TELEPHONE #: () LIVESCAN PCN #:			

THE STATE OF NEW JERSEY

VS.

JOSE PENA

ADDRESS:

1683 BURRSVILLE RD

BRICK

NJ 08724-0000

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:
On 11/02/2023, I, Ptl. T. Bennett #385, was assigned to the Lakewood Police Departments Detective Bureau. On this date I was investigating a package theft from 19 Clifton Ave, DB Electronics, where a package containing a Mini Fridge was stolen from the loading dock on October 12, 2023. Surveillance video of the theft was retrieved by patrol and attached to the call. In the footage, a Hispanic male is observed walking onto the loading dock, picking up a large box containing a mini fridge, and leaving the property.

Based on the surveillance video, Ptl. Soriano #352, was able to positively identify the suspect as Jose Pena, who he has become familiar with throughout his tenure with the Lakewood Police Department.

Affidavit of Probable Cause

Page 5 of 7

1/1/2017

Affidavit of Probable Cause

COMPLAINT NUMBER

THE STATE OF NEW JERSEY

1514

W

2023

001016

COURT CODE

PREFIX

YEAR

SEQUENCE NO.

VS.

JOSE PENA

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

Personal Observations

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

N/A

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: T BENNETT #385 LAW ENFORCEMENT OFFICER

Date: 11/28/2023

Affidavit of Probable Cause

Page 6 of 7

1/1/2017

Preliminary Law Enforcement Incident Report

COMPLAINT NUMBER				THE STATE OF NEW JERSEY VS. JOSE PENA ADDRESS: 1683 BURRSVILLE RD BRICK NJ 08724-0000	
1514	W	2023	001016		
COURT CODE	PREFIX	YEAR	SEQUENCE NO.		
LAKEWOOD MUNICIPAL COURT 231 THIRD ST LAKEWOOD NJ 08701-0000 732-364-2500 COUNTY OF: OCEAN					
# of CHARGES 1	CO-DEFTS	POLICE CASE #: 23-092499		DEFENDANT INFORMATION SEX: EYE COLOR: BROWN DOB: 05/10/1995 DRIVER'S LIC. #: SOCIAL SECURITY #: TELEPHONE #: LIVESCAN PCN #: SBI #: DL STATE:	
COMPLAINANT T NAME: BENNETT #385					
231 THIRD STREET ATTN WARRANTS LAKEWOOD NJ 08701					

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 complaining officer personally observed the offense.
- Another law enforcement officer(s) personally observed the offense, List the officer(s) and their badge#
352
- The offense/incident was recorded using electronic/surveillance via:
•Surveillance Camera
- The defendant was a stranger to the victim.
- The case involved theft and/or stolen property. The property which was stolen and/or possessed is Mini Fridge

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: **T BENNETT #385 LAW ENFORCEMENT OFFICER**

Date: **11/28/2023**

Preliminary Law Enforcement Incident Report

Page 7 of 7

7/20/2018

COMPLAINT - WARRANT

COMPLAINT NUMBER				THE STATE OF NEW JERSEY VS. JOSE PENA ADDRESS: 1683 BURRSVILLE RD BRICK NJ 08724-0000	
1514	W	2023	001022		
COURT CODE	PREFIX	YEAR	SEQUENCE NO.		
LAKEWOOD MUNICIPAL COURT 231 THIRD ST LAKEWOOD NJ 08701-0000 732-364-2500 COUNTY OF: OCEAN					
# of CHARGES 1	CO-DEFTS	POLICE CASE #: 23-091824	DEFENDANT INFORMATION SEX: M EYE COLOR: BROWN DOB: DRIVER'S LIC #: SOCIAL SECURITY #: TELEPHONE #: LIVESCAN PCN #:		
COMPLAINANT PTL. A GUZMAN JR #404 NAME: 231 THIRD STREET ATTN WARRANTS LAKEWOOD NJ 08701			DL STATE: SBI #: ()		
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 10/26/2023 in LAKEWOOD TWP, OCEAN County, NJ did: WITHIN THE JURISDICTION OF THIS COURT, COMMIT BURGLARY BY ENTERING 299 MONMOUTH AVE, LAKEWOOD, IN WHICH DEFENDANT WAS NOT LICENSED OR PRIVILEGED TO ENTER, WITH PURPOSE TO COMMIT AN OFFENSE OF THEFT THEREIN, SPECIFICALLY BY ENTERING THE PREVIOUSLY MENTIONED ESTABLISHMENT, AND OBSERVED ON SURVEILLANCE CAMERA GOING THROUGH SEVERAL OFFICES AND ROOMS PRIOR TO LEAVING, IN VIOLATION OF N.J.S. 2C:18-2A(2).					
in violation of:					
Original Charge	1) 2C:18-2A(2)		2)		3)
Amended Charge					
CERTIFICATION: I certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment. Signed: PTL. A GUZMAN JR #404 Date: 11/29/2023					
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: 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 11/29/2023 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 7 NJ/CDR2 1/1/2017	

COMPLAINT – WARRANT (Court Action)

COMPLAINT NUMBER				STATE V.					
1514	W	2023	001022	JOSE PENA					
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:18-2A(2)		2)		3)			
Amended Charge									
Waiver Indt/Jury									
Plea/Date of Plea		Plea: Date:		Plea: Date:		Plea: Date:			
Adjudication (* see code)		Finding Code: Date:		Finding Code: Date:		Finding Code: Date:			
Jail Term		Jail time credit	Susp. Imp	Jail time credit	Susp. Imp	Jail time credit	Susp. Imp		
Probation Term		Susp. Imp		Susp. Imp		Susp. Imp			
Cond. Discharge Term									
Community Service									
D/L Suspension Term									
Fines/Costs		Fines:	Costs:	Fines:	Costs:	Fines:	Costs:		
VCCB/SNSF		VCCB:	SNSF:	VCCB:	SNSF:	VCCB:	SNSF:		
DEDR/Lab Fee		DEDR:	LAB:	DEDR:	LAB:	DEDR:	LAB:		
CD Fee/Drug Ed Fnd		CD:	DAEF:	CD:	DAEF:	CD:	DAEF:		
DV Surch/Other Fees		DV:	Other:	DV:	Other:	DV:	Other:		
Restitution Beneficiary:									
Miscellaneous Information, Adjournments, Companion Complaints, Co-Defendants, Case Notes:					* Finding Codes 1 – Guilty 2 – Not Guilty 3 – Dismissed – Other 4 – Guilty but Merged 5 – Dismissed-Rule 6 – Dismissed Lack of Prosecution 7 – Dismissed – Pros Motion/Vic Req 8 – Conditional Discharge D – Dismissed- Prosecutor Discretion M – Dismissed- Mediation P – Dismissed-Plea Agreement S – Disposed at Superior W – Dismissed-False ID				
Related Traffic Tickets and Complaints:									
JUDGE'S SIGNATURE					COMPLAINT - WARRANT (Court Action)				
DATE					Page 2 of 7 NJ/CDR2 1/1/2017				

COMPLAINT - WARRANT

COMPLAINT NUMBER				THE STATE OF NEW JERSEY VS. JOSE PENA	
1514	W	2023	001022		
COURT CODE	PREFIX	YEAR	SEQUENCE NO.		
LAKEWOOD MUNICIPAL COURT 231 THIRD ST LAKEWOOD NJ 08701-0000 732-364-2500 COUNTY OF: OCEAN				ADDRESS: 1683 BURRSVILLE RD BRICK NJ 08724-0000	
# of CHARGES 1	CO-DEFTS	POLICE CASE # 23-091824		DEFENDANT INFORMATION SEX: M EYE COLOR: BROWN DOB: DRIVER'S LIC. #. SOCIAL SECURITY #: SBI #. TELEPHONE #: () LIVESCAN PCN #.	
COMPLAINANT NAME: PTL. A GUZMAN JR #404				DL STATE:	
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 10/26/2023 in LAKEWOOD TWP, OCEAN County, NJ did: WITHIN THE JURISDICTION OF THIS COURT, COMMIT BURGLARY BY ENTERING 299 MONMOUTH AVE, LAKEWOOD, IN WHICH DEFENDANT WAS NOT LICENSED OR PRIVILEGED TO ENTER, WITH PURPOSE TO COMMIT AN OFFENSE OF THEFT THEREIN, SPECIFICALLY BY ENTERING THE PREVIOUSLY MENTIONED ESTABLISHMENT, AND OBSERVED ON SURVEILLANCE CAMERA GOING THROUGH SEVERAL OFFICES AND ROOMS PRIOR TO LEAVING, IN VIOLATION OF N.J.S. 2C:18-2A(2).					
in violation of:					
Original Charge	1) 2C:18-2A(2)		2)	3)	
Amended Charge					
CERTIFICATION: I certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment Signed: PTL. A GUZMAN JR #404 Date: 11/29/2023					
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: 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 11/29/2023 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 3 of 7 NJ/CDR2 1/1/2017	

COMMITMENT

COMPLAINT NUMBER

1514**W****2023****001022**

COURT CODE

PREFIX

YEAR

SEQUENCE NO.

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

of CHARGES

1

CO-DEFTS

POLICE CASE #:

23-091824COMPLAINANT **PTL. A****GUZMAN JR #404**

NAME:

231 THIRD STREET**ATTN WARRANTS****LAKEWOOD****NJ 08701****THE STATE OF NEW JERSEY****VS.****JOSE PENA**

ADDRESS:

1683 BURRSVILLE RD**BRICK****NJ 08724-0000**

DEFENDANT INFORMATION

SEX: **M** EYE COLOR: **BROWN**

DOB:

DRIVER'S LIC. #:

DL STATE:

SOCIAL SECURITY #:

SBI #:

TELEPHONE #:

()

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
at the following address: OCEAN SUPERIOR COURT

in the county of **OCEAN****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

Affidavit of Probable Cause

COMPLAINT NUMBER			
1514	W	2023	001022
COURT CODE	PREFIX	YEAR	SEQUENCE NO.
LAKEWOOD MUNICIPAL COURT			
231 THIRD ST			
LAKEWOOD NJ 08701-0000			
732-364-2500 COUNTY OF: OCEAN			
# of CHARGES 1	CO-DEFTS	POLICE CASE #: 23-091824	
COMPLAINANT PTL. A GUZMAN JR #404			
NAME: 231 THIRD STREET			
ATTN WARRANTS			
LAKEWOOD NJ 08701			
DEFENDANT INFORMATION			
SEX: M EYE COLOR: BROWN DOB:			
DRIVER'S LIC. #:			
SOCIAL SECURITY #:			
TELEPHONE #:			
LIVESCAN PCN #:			

THE STATE OF NEW JERSEY

VS.

JOSE PENA

ADDRESS:

1683 BURRSVILLE RD

BRICK

NJ 08724-0000

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:

On Wednesday, November 29, 2023, I, Ptl. Guzman Jr #404, was assigned to the Lakewood Police Department Detective Bureau. On Tuesday, November 7, 2023, I was assigned this incident. On the same date, I retrieved/reviewed video surveillance footage located within the interior/exterior of the building. While reviewing the video's obtained, of the suspect attached to this case, I was able to positively identify the suspect as Jose G Pena. I was able to make the positive identification due to past encounters with Jose G Pena during my tenure with the Lakewood Police Department. All proper documentation was completed.

Affidavit of Probable Cause

Page 5 of 7

1/1/2017

Affidavit of Probable Cause

COMPLAINT NUMBER

THE STATE OF NEW JERSEY

1514

W

2023

001022

COURT CODE

PREFIX

YEAR

SEQUENCE NO.

VS.

JOSE PENA

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

observations

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

n/a

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 A GUZMAN JR #404 LAW ENFORCEMENT OFFICER

Date: 11/29/2023

Affidavit of Probable Cause

Page 6 of 7

1/1/2017

Preliminary Law Enforcement Incident Report

COMPLAINT NUMBER				THE STATE OF NEW JERSEY VS. JOSE PENA ADDRESS: 1683 BURRSVILLE RD BRICK NJ 08724-0000	
1514	W	2023	001022		
COURT CODE	PREFIX	YEAR	SEQUENCE NO.		
LAKEWOOD MUNICIPAL COURT 231 THIRD ST LAKEWOOD NJ 08701-0000 732-364-2500 COUNTY OF: OCEAN					
# of CHARGES 1	CO-DEFTS	POLICE CASE #: 23-091824		DEFENDANT INFORMATION SEX: M EYE COLOR: BROWN DOB: _____ DRIVER'S LIC. #: _____ DL STATE: _____ SOCIAL SECURITY #: _____ SBI #: _____ TELEPHONE #: _____ () _____ LIVESCAN PCN #: _____	
COMPLAINANT NAME: PTL. A GUZMAN JR #404					
231 THIRD STREET ATTN WARRANTS LAKEWOOD NJ 08701					

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 complaining officer personally observed the offense.
- The offense/incident was recorded using electronic/surveillance via:
 - Surveillance Camera
- The defendant was a stranger to the victim.
- The complaining officer/agency have reason to believe that the defendant is drug-dependent. Basis were:
 - Officer observation
 - Previous encounter

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. A GUZMAN JR #404 LAW ENFORCEMENT OFFICER** Date: **11/29/2023**

Preliminary Law Enforcement Incident Report

COMPLAINT - WARRANT

COMPLAINT NUMBER

1514**W****2023****001021**

COURT CODE

PREFIX

YEAR

SEQUENCE NO.

LAKEWOOD MUNICIPAL COURT

231 THIRD ST

LAKEWOOD

NJ 08701-0000

732-364-2500 COUNTY OF: OCEAN

of CHARGES

2

CO-DEFTS

POLICE CASE #:

23-093568

COMPLAINANT PTL. A

GUZMAN JR #404

NAME:

231 THIRD STREET

ATTN WARRANTS

LAKEWOOD

NJ 08701

*THE STATE OF NEW JERSEY**VS.*

JOSE G PENA

ADDRESS:

1683 BURRSVILLE ROAD

BRICK

NJ 08724-0000

DEFENDANT INFORMATION

SEX: M EYE COLOR: BROWN

DOB: 05/10/1995

DRIVER'S LIC. #:

DL STATE:

SOCIAL SECURITY #:

SBI #:

TELEPHONE #:

(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 10/20/2023 in **LAKEWOOD TWP**, **OCEAN** County, NJ did: WITHIN THE JURISDICTION OF THIS COURT, COMMIT BURGLARY BY ENTERING A STRUCTURE OF LOCATED AT 299 MONMOUTH AVE, LAKEWOOD, WHICH WAS NOT OPEN TO THE PUBLIC AT THE TIME AND WHICH DEFENDANT WAS NOT LICENSED OR PRIVILEGED TO ENTER, WITH PURPOSE TO COMMIT AN OFFENSE THEREIN THEFT AND IN THE COURSE OF COMMITTING THE BURGLARY, SPECIFICALLY BY ENTERING THE LOCATION KNOWING HE WAS NOT AUTHORIZED TO DO SO, IN VIOLATION OF N.J.S.A 2C:18-2A(1)

WITHIN THE JURISDICTION OF THIS COURT, COMMIT THE OFFENSE OF THEFT BY UNLAWFULLY TAKING OR EXERCISING CONTROL OVER CERTAIN MOVEABLE PROPERTY, TO WIT, A BLACK PORTABLE SPEAKER, BELONGING TO 299 MONMOUTH AVE, LAKEWOOD, WITH THE INTENT TO DEPRIVE THE OWNER THEREOF, SPECIFICALLY BY TAKING THE BLACK PORTABLE SPEAKER CAPTURED ON VIDEO SURVEILLANCE, IN VIOLATION OF N.J.S.A 2C:20-3A

in violation of:

Original Charge

1) 2C:18-2A(1)

2) 2C:20-3A

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: **PTL. A GUZMAN JR #404**Date: **11/29/2023**

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:

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** **11/29/2023**

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**

COMPLAINT – WARRANT (Court Action)

COMPLAINT NUMBER**1514****W****2023****001021****STATE V.****JOSE G PENA**

COURT CODE

PREFIX

YEAR

SEQUENCE NO.

FTA Bail Information

Date Bail Set:

Amount Bail Set: \$ _____

by: _____

☐ Bail Recog. AttachedReleased
on Bail
(v)

R.O.R.

Committed
DefaultCommitted
w/o Bail

Place Committed:

Date Referred to

County Prosecutor: _____

Date of First
Appearance:☐ Advised of Rights by _____

Defendant Desires Counsel:

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

State

County

Municipal

Other

None

Retained

Public Def

Assigned

Waived

Other

Original Charge

1) 2C:18-2A(1)

2) 2C:20-3A

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:**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 2 of 7

NJ/CDR2 1/1/2017

COMPLAINT - WARRANT

COMPLAINT NUMBER				<i>THE STATE OF NEW JERSEY</i> <i>VS.</i> JOSE G PENA ADDRESS: 1683 BURRSVILLE ROAD BRICK NJ 08724-0000	
1514	W	2023	001021		
COURT CODE	PREFIX	YEAR	SEQUENCE NO.		
LAKEWOOD MUNICIPAL COURT 231 THIRD ST LAKEWOOD NJ 08701-0000 732-364-2500 COUNTY OF: OCEAN					
# of CHARGES 2	CO-DEFTS	POLICE CASE #: 23-093568	DEFENDANT INFORMATION SEX: M EYE COLOR: BROWN DOB: 05/10/1995 DRIVER'S LIC. #: SOCIAL SECURITY #: TELEPHONE #: (c) LIVESCAN PCN #:		
COMPLAINANT NAME: PTL. A GUZMAN JR #404			DL STATE:		

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 **10/20/2023** in **LAKEWOOD TWP**, **OCEAN** County, NJ did: WITHIN THE JURISDICTION OF THIS COURT, COMMIT BURGLARY BY ENTERING A STRUCTURE OF LOCATED AT 299 MONMOUTH AVE, LAKEWOOD, WHICH WAS NOT OPEN TO THE PUBLIC AT THE TIME AND WHICH DEFENDANT WAS NOT LICENSED OR PRIVILEGED TO ENTER, WITH PURPOSE TO COMMIT AN OFFENSE THEREIN THEFT AND IN THE COURSE OF COMMITTING THE BURGLARY, SPECIFICALLY BY ENTERING THE LOCATION KNOWING HE WAS NOT AUTHORIZED TO DO SO, IN VIOLATION OF N.J.S.A 2C:18-2A(1)

WITHIN THE JURISDICTION OF THIS COURT, COMMIT THE OFFENSE OF THEFT BY UNLAWFULLY TAKING OR EXERCISING CONTROL OVER CERTAIN MOVEABLE PROPERTY, TO WIT, A BLACK PORTABLE SPEAKER, BELONGING TO 299 MONMOUTH AVE, LAKEWOOD, WITH THE INTENT TO DEPRIVE THE OWNER THEREOF, SPECIFICALLY BY TAKING THE BLACK PORTABLE SPEAKER CAPTURED ON VIDEO SURVEILLANCE, IN VIOLATION OF N.J.S.A 2C:20-3A

in violation of:

Original Charge	1) 2C:18-2A(1)	2) 2C:20-3A	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: **PTL. A GUZMAN JR #404** Date: **11/29/2023**

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: 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 11/29/2023**
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)

COMMITMENT

COMPLAINT NUMBER

1514**W****2023****001021**

COURT CODE

PREFIX

YEAR

SEQUENCE NO.

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

of CHARGES

2

CO-DEFTS

POLICE CASE #:

23-093568COMPLAINANT **PTL. A****GUZMAN JR #404**

NAME:

231 THIRD STREET**ATTN WARRANTS****LAKEWOOD****NJ 08701****THE STATE OF NEW JERSEY****VS.****JOSE G PENA**

ADDRESS:

1683 BURRSVILLE ROAD**BRICK****NJ 08724-0000**

DEFENDANT INFORMATION

SEX: **M** EYE COLOR: **BROWN**DOB: **05/10/1995**

DRIVER'S LIC. #:

DL STATE:

SOCIAL SECURITY #:

SBI #:

TELEPHONE #:

(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

Affidavit of Probable Cause

COMPLAINT NUMBER			
1514	W	2023	001021
COURT CODE	PREFIX	YEAR	SEQUENCE NO.
LAKEWOOD MUNICIPAL COURT			
231 THIRD ST			
LAKEWOOD NJ 08701-0000			
732-364-2500 COUNTY OF: OCEAN			
# of CHARGES	CO-DEFTS	POLICE CASE #:	
2		23-093568	
COMPLAINANT PTL. A GUZMAN JR #404			
NAME: 231 THIRD STREET			
ATTN WARRANTS			
LAKEWOOD NJ 08701			
THE STATE OF NEW JERSEY			
VS.			
JOSE G PENA			
ADDRESS:			
1683 BURRSVILLE ROAD			
BRICK NJ 08724-0000			
DEFENDANT INFORMATION			
SEX: M EYE COLOR: BROWN DOB: 05/10/1995			
DRIVER'S LIC. #:			
SOCIAL SECURITY #:			
TELEPHONE #: (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 Wednesday, November 29, 2023, I, Ptl. Guzman Jr #404, was assigned to the Lakewood Police Department Detective Bureau. On Tuesday, November 7, 2023, I was assigned this incident. On the same date, I retrieved/reviewed video surveillance footage located within the interior/exterior of the building. While reviewing the video's obtained, of the suspect attached to this case, I was able to positively identify the suspect as Jose G Pena (the defendant). I was able to make the positive identification due to past encounters with Jose G Pena during my tenure with the Lakewood Police Department. All proper documentation was completed.

Affidavit of Probable Cause

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1/1/2017

Affidavit of Probable Cause

COMPLAINT NUMBER

1514

W

2023

001021

COURT CODE

PREFIX

YEAR

SEQUENCE NO.

THE STATE OF NEW JERSEY

VS.

JOSE G PENA

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

N/A

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

N/A

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 A GUZMAN JR #404 LAW ENFORCEMENT OFFICER

Date: 11/29/2023

Affidavit of Probable Cause

Preliminary Law Enforcement Incident Report

COMPLAINT NUMBER				THE STATE OF NEW JERSEY VS. JOSE G PENA ADDRESS: 1683 BURRSVILLE ROAD BRICK NJ 08724-0000	
1514	W	2023	001021		
COURT CODE	PREFIX	YEAR	SEQUENCE NO.		
LAKEWOOD MUNICIPAL COURT 231 THIRD ST LAKEWOOD NJ 08701-0000 732-364-2500 COUNTY OF: OCEAN					
# of CHARGES 2	CO-DEFTS	POLICE CASE #: 23-093568		DEFENDANT INFORMATION SEX: M EYE COLOR: BROWN DOB: 05/10/1995 DRIVER'S LIC. #: SOCIAL SECURITY #: TELEPHONE #: [REDACTED] (C) LIVESCAN PCN #:	
COMPLAINANT NAME: PTL. A GUZMAN JR #404					
231 THIRD STREET ATTN WARRANTS LAKEWOOD NJ 08701					

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 complaining officer personally observed the offense.
- The offense/incident was recorded using electronic/surveillance via:
 - Surveillance Camera
- The defendant was a stranger to the victim.
- The case involved theft and/or stolen property. The property which was stolen and/or possessed is **PORTABLE BLACK SPEAKER**

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. A GUZMAN JR #404 LAW ENFORCEMENT OFFICER** Date: **11/29/2023**

Preliminary Law Enforcement Incident Report

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7/20/2018