

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

June 19, 2024

Yossi Friedman

Via OPRA Machine: opra+request-62489-552e2fbb@requests.opramachine.com

Re: Open Public Records Act (OPRA) Request
OCPO Case# 21003628 – Luis Olivos

Dear Sir/Madam:

Enclosed please find the Complaint Warrant, Affidavit, Preliminary Law Enforcement Incident report and Indictment 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 Global Subject Activity reports, Arrest reports, Plea Forms, Motions, 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

1514**W****2021****000785**

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**210563536**

COMPLAINANT R

W REESE

NAME:

NEW JERSEY STATE POLICE**THE STATE OF NEW JERSEY****VS.****LUIS J OLIVOS**

ADDRESS:

344 CABLE AVE**BEACHWOOD****NJ 08722-0000**

DEFENDANT INFORMATION

SEX: M EYE COLOR: BROWN

DOB: 08/30/2002

DRIVER'S LIC. #:

DL STATE: NJ

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 **11/20/2021** in **LAKEWOOD TWP**, **OCEAN** County, NJ did: **WITHIN THE JURISDICTION OF THIS COURT, DID COMMIT VEHICULAR HOMICIDE BY OPERATING A 2013 SILVER VOLKSWAGEN PASSAT BEARING NEW JERSEY REGISTRATION [REDACTED] WHILE UNDER THE INFLUENCE OF AN INTOXICATING SUBSTANCE, CAUSING THE DEATH OF J [REDACTED] O [REDACTED] IN VIOLATION OF N.J.S. 2C:11-5A (A SECOND DEGREE CRIME).**

WITHIN THE JURISDICTION OF THIS COURT, DID COMMIT ASSAULT BY AUTO BY DRIVING HIS 2013 SILVER VOLKSWAGEN PASSAT BEARING NEW JERSEY REGISTRATION [REDACTED] RECKLESSLY AND CAUSING SERIOUS BODILY INJURY TO D [REDACTED] O [REDACTED] WHILE BEING UNDER THE INFLUENCE OF AN INTOXICATING SUBSTANCE, IN VIOLATION OF N.J.S. 2C:12-1C(1) (A FOURTH DEGREE CRIME).

in violation of:

Original Charge

1) **2C:11-5A**2) **2C:12-1C(1)**

3)

Amended Charge

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

Signed:

R W REESEDate: **12/14/2021**

You will be notified of your **Central First Appearance/CJP** date to be held at the **Superior Court** in the county of **OCEAN** at the following address: **OCEAN SUPERIOR COURT**

120 HOOPER AVE

Date of Arrest:

Appearance Date:

Time:

TOMS RIVER**NJ 08753-0000**Phone: **732-504-0700**

PROBABLE CAUSE DETERMINATION AND ISSUANCE OF WARRANT

☐ Probable cause **IS NOT** found for the issuance of this complaint.

Signature of Court Administrator or Deputy Court Administrator

Date

Signature of Judge

Date

☒ Probable cause **IS** found for the issuance of this complaint. **ASHLEYA RIVERA JUDICIAL OFFICER** **12/14/2021**

Signature and Title of Judicial Officer Issuing Warrant

Date

TO ANY PEACE OFFICER OR OTHER AUTHORIZED PERSON: PURSUANT TO THIS WARRANT YOU ARE HEREBY COMMANDED TO ARREST THE NAMED DEFENDANT AND BRING THAT PERSON FORTHWITH BEFORE THE COURT TO ANSWER THE COMPLAINT.

Ball 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****2021****000785**

COURT CODE

PREFIX

YEAR

SEQUENCE NO.

STATE V.**LUIS J OLIVOS****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:11-5A

2) 2C:12-1C(1)

3)

Amended Charge

Waiver Indt/Jury

Plea/Date of Plea

Plea:

Date:

Plea:

Date:

Plea:

Date:

Adjudication (* see code)

Finding
Code:

Date:

Finding
Code:

Date:

Finding
Code:

Date:

Jail Term

Jail time credit

Susp. Imp

Jail time credit

Susp. Imp

Jail time credit

Susp. Imp

Probation Term

Susp. Imp

Susp. Imp

Susp. Imp

Cond. Discharge Term

Community Service

D/L Suspension Term

Fines/Costs

Fines:

Costs:

Fines:

Costs:

Fines:

Costs:

VCCB/SNSF

VCCB:

SNSF:

VCCB:

SNSF:

VCCB:

SNSF:

DEDR/Lab Fee

DEDR:

LAB:

DEDR:

LAB:

DEDR:

LAB:

CD Fee/Drug Ed Fnd

CD:

DAEF:

CD:

DAEF:

CD:

DAEF:

DV Surch/Other Fees

DV:

Other:

DV:

Other:

DV:

Other:

Restitution

Beneficiary: _____

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

1514**W****2021****000785**

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**210563536**

COMPLAINANT

NAME:

R**W REESE****THE STATE OF NEW JERSEY****VS.****LUIS J OLIVOS**

ADDRESS:

344 CABLE AVE**BEACHWOOD****NJ 08722-0000**

DEFENDANT INFORMATION

SEX: **M** EYE COLOR: **BROWN**DOB: **08/30/2002**

DRIVER'S LIC. #:

DL STATE: **NJ**

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 **11/20/2021** in **LAKEWOOD TWP**, **OCEAN** County, NJ did: WITHIN THE JURISDICTION OF THIS COURT, DID COMMIT VEHICULAR HOMICIDE BY OPERATING A 2013 SILVER VOLKSWAGEN PASSAT BEARING NEW JERSEY REGISTRATION [REDACTED] WHILE UNDER THE INFLUENCE OF AN INTOXICATING SUBSTANCE, CAUSING THE DEATH OF J [REDACTED] IN VIOLATION OF N.J.S. 2C:11-5A (A SECOND DEGREE CRIME).

WITHIN THE JURISDICTION OF THIS COURT, DID COMMIT ASSAULT BY AUTO BY DRIVING HIS 2013 SILVER VOLKSWAGEN PASSAT BEARING NEW JERSEY REGISTRATION [REDACTED] RECKLESSLY AND CAUSING SERIOUS BODILY INJURY TO D [REDACTED] O [REDACTED], WHILE BEING UNDER THE INFLUENCE OF AN INTOXICATING SUBSTANCE, IN VIOLATION OF N.J.S. 2C:12-1C(1) (A FOURTH DEGREE CRIME).

In violation of:

Original Charge

1) **2C:11-5A**2) **2C:12-1C(1)**

3)

Amended Charge

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

Signed:

R W REESEDate: **12/14/2021**

You will be notified of your Central First Appearance/CJP date to be held at the Superior Court

in the county of **OCEAN**at the following address: **OCEAN SUPERIOR COURT****120 HOOPER AVE****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. **ASHLEYA RIVERA JUDICIAL OFFICER 12/14/2021**

Signature and Title of Judicial Officer Issuing Warrant

Date

TO ANY PEACE OFFICER OR OTHER AUTHORIZED PERSON: PURSUANT TO THIS WARRANT YOU ARE HEREBY COMMANDED TO ARREST THE NAMED DEFENDANT AND BRING THAT PERSON FORTHWITH BEFORE THE COURT TO ANSWER THE COMPLAINT.

Ball 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****2021****000785**

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 #:
210563536

COMPLAINANT R

W REESE

NAME:

NEW JERSEY STATE POLICE**THE STATE OF NEW JERSEY****VS.****LUIS J OLIVOS**

ADDRESS:

344 CABLE AVE**BEACHWOOD****NJ 08722-0000**

DEFENDANT INFORMATION

SEX: **M** EYE COLOR: **BROWN**DOB: **08/30/2002**

DRIVER'S LIC. #

DL STATE: **NJ**

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
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

Page 4 of 7

NJ/CDR2 1/1/2017

Affidavit of Probable Cause

COMPLAINT NUMBER

1514**W****2021****000785**

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 #:

210563536

COMPLAINANT R

W REESE

NAME:

NEW JERSEY STATE POLICE**THE STATE OF NEW JERSEY****VS.****LUIS J OLIVOS**

ADDRESS:

344 CABLE AVE**BEACHWOOD****NJ 08722-0000**

DEFENDANT INFORMATION

SEX: **M** EYE COLOR: **BROWN**DOB: **08/30/2002**

DRIVER'S LIC. #:

DL STATE: **NJ**

SOCIAL SECURITY #:

SBI #:

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 11/20/2021, Luis Olivos was operating a 2013 Silver Volkswagen Passat bearing NJ registration, [REDACTED] with his sister, D [REDACTED] O [REDACTED] sitting in the front right passenger seat and his younger brother, J [REDACTED] O [REDACTED] sitting in the rear middle seat. While the Olivos Volkswagen was traveling on the southbound 89A entrance ramp to the Garden State Parkway, Luis Olivos was involved in a motor vehicle accident causing the vehicle to overturn. J [REDACTED] O [REDACTED] who was unbelted was ejected from the vehicle and subsequently succumbed to his injuries. D [REDACTED] was injured to due crash and was transported to Ocean Medical Center for treatment. Tpr. A. Guerra #8003 arrived on scene where he detected the smell of an alcoholic beverage emanating from Luis Olivos breath. Tpr. Guerra had Luis perform standard field sobriety test which Luis failed. Tpr. Guerra contacted the Ocean County Prosecutor's Office and apprised Assistant Prosecutor Michael Abatemarco with the facts of the case. Ocean County Superior Court Judge Wendel Daniels authorized a telephonic search warrant to draw a blood sample from Luis Olivos. The blood sample was taken and subsequently transported to Drugscan Laboratories in Pennsylvania for a quantitative analysis. The toxicology report was completed and revealed that Luis Olivos blood alcohol content was a .150% and his blood also contained 6 nanograms of Delta 9 THC (Marijuana constituent). I contacted AP Abatemarco and advised him of the toxicology report and he authorized Luis Olivos to be charged with one (1) count of 2nd degree Death by Auto and one (1) of 4th degree Assault by Auto.

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

Affidavit of Probable Cause

COMPLAINT NUMBER

1514**W****2021****000785**

COURT CODE

PREFIX

YEAR

SEQUENCE NO.

THE STATE OF NEW JERSEY**VS.****LUIS J OLIVOS**

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: R W REESE LAW ENFORCEMENT OFFICER

Date: 12/14/2021

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

1/1/2017

Preliminary Law Enforcement Incident Report

COMPLAINT NUMBER				THE STATE OF NEW JERSEY VS. LUIS J OLIVOS ADDRESS: 344 CABLE AVE BEACHWOOD NJ 08722-0000	
1514	W	2021	000785		
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 #: 210563536		DEFENDANT INFORMATION	
COMPLAINANT R W REESE NAME: NEW JERSEY STATE POLICE				SEX: M EYE COLOR: BROWN DOB: 08/30/2002	
				DRIVER'S LIC. #. [REDACTED] DL STATE: NJ	
				SOCIAL SECURITY #: [REDACTED] SBI #: [REDACTED]	
				TELEPHONE #: [REDACTED] (C) LIVESCAN PCN #:	

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 defendant was known to the victim as:
 - Family
- The victim was injured and:
 - Victim transported to medical facility
- The defendant operated a motor vehicle in a manner that endangered public safety.
- Child(ren) were present at the time of the offense and:
 - Child(ren) were the victim
- The defendant appeared to be under the influence of drugs or alcohol at the time of the offense.

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: **R W REESE LAW ENFORCEMENT OFFICER** Date: **12/14/2021**

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION - OCEAN COUNTY

THE STATE OF NEW JERSEY :

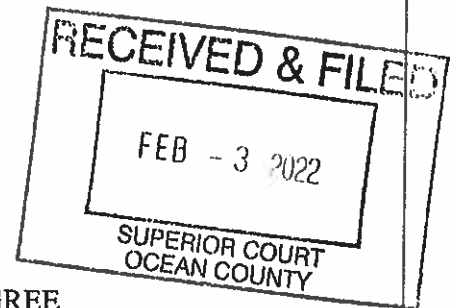
VS. :

LUIS J. OLIVOS :

Defendant :

INDICTMENT

NO. 22-02-243



COUNT ONE

DEATH BY AUTO - SECOND DEGREE

The Grand Jurors of the State of New Jersey, in and for the County of Ocean, upon their oaths present that LUIS J. OLIVOS, on or about November 20, 2021, in the Township of Lakewood, County of Ocean, and within the jurisdiction of this Court, recklessly did drive a motor vehicle, that is, a silver 2013 Volkswagen Passat bearing New Jersey Registration [REDACTED] while under the influence of an intoxicating substance, thereby causing the death of J [REDACTED] O [REDACTED] contrary to the provisions of N.J.S.A. 2C:11-5a, and against the peace of this State, the Government and dignity of the same.

COUNT TWO

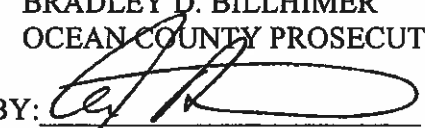
STRICT LIABILITY VEHICULAR HOMICIDE - THIRD DEGREE

The Grand Jurors of the State of New Jersey, in and for the County of Ocean, upon their oaths present that LUIS J. OLIVOS, on or about November 20, 2021, in the Township of Lakewood, County of Ocean, and within the jurisdiction of this Court, did drive a motor vehicle, that is, a silver 2013 Volkswagen Passat bearing New Jersey Registration [REDACTED]

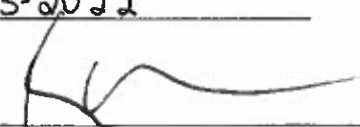
while intoxicated in violation of N.J.S.A. 39:4-50, and thereby caused the death of J [REDACTED]
O [REDACTED] contrary to the provisions of N.J.S.A. 2C:11-5.3a, and against the peace of this State,
the Government and dignity of the same.

BRADLEY D. BILLHIMER
OCEAN COUNTY PROSECUTOR

DATED: 2-3-2022

BY: 

MICHAEL ABATEMARCO
ASSISTANT PROSECUTOR

ENDORSED: 
Foreperson

Superior Court of New Jersey
Law Division, Ocean County

THE STATE

VS.

LUIS J. OLIVOS

INDICTMENT NO.

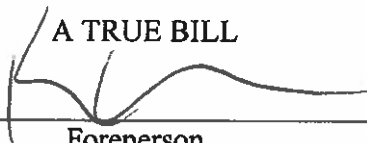
22-02-243

INDICTMENT FOR

DEATH BY AUTO
STRICT LIABILITY VEHICULAR HOMICIDE

BRADLEY D. BILLHIMER
Ocean County Prosecutor

A TRUE BILL


Foreperson

ELIGIBLE
DEFENDANT
UNDER BAIL
REFORM:

Bail

ROR

Condition Of Bail