

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 2, 2022

Tiffany Roberts

Via OPRA Machine: opra+request-36558-51b02fde@requests.opramachine.com

Re: Open Public Records Act (OPRA) Request
Email Log and Emails of Assistant Prosecutor

Dear Ms. Roberts:

This Office is in receipt of your request made under the New Jersey Open Public Records Act (OPRA). Enclosed please find the responsive documents for item 2 of your request.

Also enclosed please find the email logs requested in items 1 and 3 of your request. Please be advised that personal identifying information has been redacted pursuant to N.J.S.A. 47:1A-1.1, et seq. Please be further advised that redactions of the subject line have been made wherein it consists of confidential information, attorney work product and/or intra-agency/inter-agency advisory, consultative or deliberative material. Additional redactions have been made where the subject matter may reveal a current or prior investigation regarding events where no arrest has been made.

Our courts have previously held that a prosecutor's office is ethically bound to refuse to confirm or deny the existence of records that may reveal whether there is, or has been, an investigation surrounding events for which a person has not been subject to arrest:

In sum, before OPRA was enacted, judicial decisions recognized the need to maintain "a high degree of confidentiality" for records regarding a person who has not been arrested or charged. The confidentiality accorded such information promotes both the integrity and effectiveness of law enforcement efforts for the benefit of the public at large. In addition, the grant of confidentiality protects the privacy interest of the individual who, lacking an opportunity to challenge allegations in court, would face irremediable public condemnation. The need and scope of confidentiality recognized in our courts' decisions "may duly be claimed

to restrict public access to a public record or government record.” *N.J.S.A.* 47:1A-9(b). We therefore hold that, pursuant to *N.J.S.A.* 47:1A-9(b), an exemption exists for information received or maintained by law enforcement agencies regarding a person who has not been arrested or charged with an offense.

N. Jersey Media Grp. Inc. v. Bergen Cty. Prosecutor’s Office, 447 N.J. Super. 182, 204 (App. Div. 2016).

Please be advised that the email requested in item 4 of your request consists of intra-agency advisory, consultative or deliberative material and, as such, is exempt from disclosure under OPRA, pursuant to *N.J.S.A.* 47:1A-1.1, et seq. Therefore, your request for that email is denied.

Should you disagree with our decision, please contact us in writing with your concerns so that we may consider them. If I can be of further assistance, please do not hesitate to contact me directly at 732-929-2027, x3135.

Yours very truly,

Dina R. Khajezadeh

Dina R. Khajezadeh
Assistant Prosecutor

DRK/ec

Enclosures

Carey, Erin

From: Toscano, Taylor <TToscano@co.ocean.nj.us>
Sent: Tuesday, June 14, 2022 1:34 PM
To: meg@hoernerlaw.com
Subject: change of venue order
Attachments: Samaritano Change of Venue Order.pdf

Hi Meg,

Thanks for the call today to clarify some things. I've attached the Order sending the case to Atlantic. It does not state the reason for the transfer, but the matter was only transferred after his application to drug court. He had multiple hearings before Trial judges. Additionally, it was sent back here for indictment purposes only, further showing that the conflict is not with OCPO or the judiciary.

Thanks!
Taylor



Taylor Toscano
Assistant Prosecutor
119 Hooper Avenue P.O. Box 2191
Toms River, NJ 08754-2191
Phone: (732) 929-2027 Ext. 2741
Email: ttoscano@co.ocean.nj.us

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FOR OFFICIAL USE ONLY - LAW ENFORCEMENT SENSITIVE

Carey, Erin

From: Meg McCormick Hoerner <meg@hoernerlaw.com>
Sent: Tuesday, June 14, 2022 1:45 PM
To: Toscano, Taylor
Subject: [EXTERNAL] Re: change of venue order

This message has originated from an **External Source**. Please use proper judgment and caution when opening attachments, clicking links, or responding to this email.

Understood! Thank you for the clarification - look forward to meeting you next week,

Meg

On Tue, Jun 14, 2022 at 1:33 PM Toscano, Taylor <TToscano@co.ocean.nj.us> wrote:

Hi Meg,

Thanks for the call today to clarify some things. I've attached the Order sending the case to Atlantic. It does not state the reason for the transfer, but the matter was only transferred after his application to drug court. He had multiple hearings before Trial judges. Additionally, it was sent back here for indictment purposes only, further showing that the conflict is not with OCPO or the judiciary.

Thanks!

Taylor



Taylor Toscano
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FOR OFFICIAL USE ONLY - LAW ENFORCEMENT SENSITIVE

Carey, Erin

From: Toscano, Taylor <TToscano@co.ocean.nj.us>
Sent: Monday, June 20, 2022 8:45 AM
To: Logan Tower
Cc: heyer_l@acpo.org; Meg McCormick Hoerner
Subject: Re: [EXTERNAL] FW: [External]Re: Letter from Judge Waldman

Good morning,

Thank you, I appreciate that very much. I understand the matter is scheduled for 3:00pm. I reread this email thread and just wanted to throw out that I have court at 10:30am, but could make myself available any other time if the court wanted to hear this matter earlier.

Thank you again for the courtesy of appearing virtually!

Taylor

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From: Logan Tower <logan.tower@njcourts.gov>
Sent: Monday, June 20, 2022 7:49:08 AM
To: TToscano@co.ocean.nj.us <TToscano@co.ocean.nj.us>
Cc: heyer_l@acpo.org <heyler_l@acpo.org>; Meg McCormick Hoerner <meg@hoernerlaw.com>
Subject: [EXTERNAL] FW: [External]Re: Letter from Judge Waldman

This message has originated from an **External Source**. Please use proper judgment and caution when opening attachments, clicking links, or responding to this email.

Good Morning A/P Toscano,

Judge would like to give you the option of appearing virtually for today's hearing with Def. Samaritano. I have attached the zoom link for your convenience. The hearing will be at 3:00 P.M. today.

<https://njcourts.zoomgov.com/j/1603757879?pwd=UWlhSWdrRmJaeWdtN3RGaXBGaFR1QT09>

Kind Regards,
Logan V. Tower, J.D.
Law Clerk to the Honorable Jeffrey J. Waldman, J.S.C.
Superior Court of New Jersey – Criminal Division
Phone: (609) 402-0100 ext. 47325

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From: Jeffrey Waldman <jeffrey.waldman@njcourts.gov>

Sent: Monday, June 20, 2022 6:49 AM

To: Meg McCormick Hoerner <meg@hoernerlaw.com>; Logan Tower <logan.tower@njcourts.gov>; Lynn Heier <heier_l@acpo.org>; Luke Wepy <luke.wepy@njcourts.gov>

Subject: Re: [External]Re: Letter from Judge Waldman

Meg and Lynn,

Good morning. I have the jail cases in at 9, but I will do my best to get you done in between. Logan, please reach out to the Ocean AP, let her know that she can appear virtually, and forward this email to her along with the zoom link.

Logan, the matter for Wednesday has been postponed. I discussed this with Judge DeLury. I will give it a new date today.

Yours truly,

Jeffrey J. Waldman, J.S.C.

Superior Court of New Jersey

Criminal Division, Vicinage 1

609-402-0100, ext. 47326



From: Meg McCormick Hoerner <meg@hoernerlaw.com>

Sent: Sunday, June 19, 2022 8:20 PM

To: Logan Tower <logan.tower@njcourts.gov>

Cc: Jeffrey Waldman <jeffrey.waldman@njcourts.gov>

Subject: Re: [External]Re: Letter from Judge Waldman

Logan:

I just noticed that you said 3:00 pm. I told Jason 9am. I will be there at 9 for something else.

I met with him for 4 hours in my office last week and I believe he will just be withdrawing his motion to represent himself. If we could handle right at 9 I would greatly appreciate it as I have other courtrooms to be in in the afternoon.

Thank you.

Meg

On Wed, Jun 8, 2022 at 10:35 AM Meg McCormick Hoerner <meg@hoernerlaw.com> wrote:

Got it! No worries and thank you for the clarification!

On Wed, Jun 8, 2022 at 10:23 AM Logan Tower <logan.tower@njcourts.gov> wrote:

Ms. Horner,

Luke just informed me that 6/22 in front of Judge D'Arcy has not been postponed, I'm sure he did inform you as well but just for further clarification. He's is to be in front of Judge Waldman on June 20 at 3PM and then in front of Judge D'Arcy on June 22. Sorry for all this confusion.

Kind Regards,

Logan Tower, J.D.

Law Clerk to the Honorable Jeffrey J. Waldman, J.S.C.

Superior Court of New Jersey – Criminal Division

Atlantic & Cape May Counties

Phone: (609) 402-0100 ext. 47325

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From: Logan Tower

Sent: Wednesday, June 8, 2022 10:15 AM

To: 'Meg McCormick Hoerner' <meg@hoernerlaw.com>

Cc: Luke Wepy <luke.wepy@njcourts.gov>; Alyssa Mallgrave <alyssa.mallgrave@njcourts.gov>

Subject: RE: [External]Re: Letter from Judge Waldman

Judge said the appearance for Def. Smaritano in front of Judge D'Arcy on the 22nd has been postponed and to please reach out Judge D'Arcy's team. Her team leader is Luke Wepy. Thank you.

Kind Regards,

Logan Tower, J.D.

Law Clerk to the Honorable Jeffrey J. Waldman, J.S.C.

Superior Court of New Jersey – Criminal Division

Atlantic & Cape May Counties

Phone: (609) 402-0100 ext. 47325

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From: Meg McCormick Hoerner <meg@hoernerlaw.com>

Sent: Tuesday, June 7, 2022 7:36 PM

To: Logan Tower <logan.tower@njcourts.gov>

Subject: Re: [External]Re: Letter from Judge Waldman

Got it. Just keep me posted and I will be there and will advise Mr. Samaritano.

Have a good night,

Meg

On Tue, Jun 7, 2022 at 7:34 PM Logan Tower <logan.tower@njcourts.gov> wrote:

I will double confirm with Judge, but I believe 6/22 he is to appear in front of Judge D'Arcy for his remaining ocean county indictments that were transferred and not a part of the initial recovery court plea, but since he has been requesting Judge Waldman to remove the PD's office from his matters, Judge wanted to give him a separate date and bring him into court to allow Def. Samaritano the opportunity to have a motion to remove the PDs office.

I will send him an email and get back to you ASAP.

Kind Regards,
Logan Tower, J.D.
Law Clerk to the Honorable Jeffrey J. Waldman, J.S.C.
Superior Court of New Jersey – Criminal Division
Phone: (609) 402-0100 ext. 47325

From: Meg McCormick Hoerner <meg@hoernerlaw.com>
Sent: Tuesday, June 7, 2022 7:07 PM
To: Logan Tower <logan.tower@njcourts.gov>
Subject: [External]Re: Letter from Judge Waldman

CAUTION: This email originated from outside the Judiciary organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Thank you.

May I confirm the date? The public defenders office and criminal case management told me 6/22. When I spoke with Mr. Samaritano today he did mention he had requested 6/20. I am available either day, just let me know when you can.

I spoke with him at length today and I have a meeting with Mr. Samaritano and his wife in my office this coming Tuesday.

Meg

On Tue, Jun 7, 2022 at 6:15 PM Logan Tower <logan.tower@njcourts.gov> wrote:

Dear Mr. Samaritano,

Please review the attached letter from Honorable Judge Jeffrey J. Waldman. Thank you.

Kind Regards,
Logan Tower, J.D.
Law Clerk to the Honorable Jeffrey J. Waldman, J.S.C.
Superior Court of New Jersey – Criminal Division
Phone: (609) 402-0100 ext. 47325

Carey, Erin

From: Toscano, Taylor <TToscano@co.ocean.nj.us>
Sent: Monday, June 20, 2022 8:51 AM
To: Logan Tower
Cc: heyer_l@acpo.org; Meg McCormick Hoerner
Subject: Re: [EXTERNAL] FW: [External]Re: Letter from Judge Waldman

Understood. Thanks so much!

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From: Logan Tower <logan.tower@njcourts.gov>
Sent: Monday, June 20, 2022 8:46:05 AM
To: TToscano@co.ocean.nj.us <TToscano@co.ocean.nj.us>
Cc: heyer_l@acpo.org <heyer_l@acpo.org>; Meg McCormick Hoerner <meg@hoernerlaw.com>
Subject: RE: [EXTERNAL] FW: [External]Re: Letter from Judge Waldman

Thank you A/P Toscano, but Ms. Hoerner told Def. Samaritano to just appear at 3PM today so we're just going to stick with the original time, but we appreciate your flexibility in this matter.

Kind Regards,
Logan V. Tower, J.D.
Law Clerk to the Honorable Jeffrey J. Waldman, J.S.C.
Superior Court of New Jersey – Criminal Division
Phone: (609) 402-0100 ext. 47325

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From: Toscano, Taylor <TToscano@co.ocean.nj.us>
Sent: Monday, June 20, 2022 8:45 AM
To: Logan Tower <logan.tower@njcourts.gov>
Cc: heyer_l@acpo.org; Meg McCormick Hoerner <meg@hoernerlaw.com>
Subject: Re: [EXTERNAL] FW: [External]Re: Letter from Judge Waldman

Good morning,

Thank you, I appreciate that very much. I understand the matter is scheduled for 3:00pm. I reread this email thread and just wanted to throw out that I have court at 10:30am, but could make myself available any other time if the court wanted to hear this matter earlier.

Thank you again for the courtesy of appearing virtually!

Carey, Erin

From: Meg McCormick Hoerner <meg@hoernerlaw.com>
Sent: Tuesday, June 21, 2022 5:58 AM
To: Luke Wepy
Cc: Lynn Heyer; Toscano, Taylor
Subject: [EXTERNAL] State v. Jason Samaritano

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Good morning, Luke:

We were all before Judge Waldman yesterday and he indicated he would keep Jason's cases for the time being and that we do NOT have to appear before Judge Darcy tomorrow 6/22.

We are due to come back before Waldman on 8/1.

Just wanted to make sure you got word so there is no confusion tomorrow. Any questions, let me know.

Meg

Carey, Erin

From: Meg McCormick Hoerner <meg@hoernerlaw.com>
Sent: Friday, July 29, 2022 2:15 PM
To: Lynn Heyer; Michael Taylor; Toscano, Taylor
Subject: Jason Samaritano

Good afternoon:

At this time, Mr. Samaritano has no interest in applying to recovery court on his new matters. I obtained the GJ transcripts and will likely be filing motions to dismiss.

Does it make sense to leave this on before Waldman on Monday or should we just return it to Darcy's list?

Meg

Carey, Erin

From: Toscano, Taylor <TToscano@co.ocean.nj.us>
Sent: Friday, July 29, 2022 2:30 PM
To: Meg McCormick Hoerner; Lynn Heyer; Michael Taylor
Subject: RE: [EXTERNAL] Jason Samaritano

I have no issue returning it to the trial team, however, in my opinion the matters should be sent back to Ocean as the only reason it was transferred to Atlantic was due to a recovery court conflict here.

Please keep me updated as to whether the matter will be adjourned Monday as I have to leave my office early afternoon to make the 2pm hearing. Thank you! Hope you all have a great weekend!

Taylor



Taylor Toscano
Assistant Prosecutor
119 Hooper Avenue P.O. Box 2191
Toms River, NJ 08754-2191
Phone: (732) 929-2027 Ext. 2741
Email: ttoscano@co.ocean.nj.us

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FOR OFFICIAL USE ONLY - LAW ENFORCEMENT SENSITIVE

From: Meg McCormick Hoerner <meg@hoernerlaw.com>
Sent: Friday, July 29, 2022 2:15 PM
To: Lynn Heyer <heyer_l@acpo.org>; Michael Taylor <michael.taylor@njcourts.gov>; Toscano, Taylor <TToscano@co.ocean.nj.us>
Subject: [EXTERNAL] Jason Samaritano

This message has originated from an **External Source**. Please use proper judgment and caution when opening attachments, clicking links, or responding to this email.

Good afternoon:

At this time, Mr. Samaritano has no interest in applying to recovery court on his new matters. I obtained the GJ transcripts and will likely be filing motions to dismiss.

Does it make sense to leave this on before Waldman on Monday or should we just return it to Darcy's list?

Meg

Carey, Erin

From: Meg McCormick Hoerner <meg@hoernerlaw.com>
Sent: Friday, July 29, 2022 2:33 PM
To: Toscano, Taylor
Subject: Re: [EXTERNAL] Jason Samaritano

Hi:

It might be helpful to both of us if we can get something from Ocean CCM / the assignment judge clarifying the reason for the conflict. The assignment judge's order is unclear.

Thanks and have a great weekend!

Meg

On Fri, Jul 29, 2022 at 2:30 PM Toscano, Taylor <TToscano@co.ocean.nj.us> wrote:

I have no issue returning it to the trial team, however, in my opinion the matters should be sent back to Ocean as the only reason it was transferred to Atlantic was due to a recovery court conflict here.

Please keep me updated as to whether the matter will be adjourned Monday as I have to leave my office early afternoon to make the 2pm hearing. Thank you! Hope you all have a great weekend!

Taylor



Taylor Toscano
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FOR OFFICIAL USE ONLY - LAW ENFORCEMENT SENSITIVE

Carey, Erin

From: Meg McCormick Hoerner <meg@hoernerlaw.com>
Sent: Friday, July 29, 2022 4:01 PM
To: Michael Taylor
Cc: Evridiki Golas; TToscano@co.ocean.nj.us; heyer_l@acpo.org
Subject: Re: [EXTERNAL] Jason Samaritano

Thank you.

On Fri, Jul 29, 2022 at 3:49 PM Michael Taylor <Michael.Taylor@njcourts.gov> wrote:

Judge Waldman said we can cancel the appearance on Monday. I will check with Judge Darcy's team to see what date they will schedule his matters.

Michael Taylor

Court Services Supervisor 2

Atlantic & Cape May Drug Court

Phone (609) 402-0100 ext: 47376

Fax (609) 826-7048

From: Toscano, Taylor <TToscano@co.ocean.nj.us>
Sent: Friday, July 29, 2022 2:30 PM
To: Meg McCormick Hoerner <meg@hoernerlaw.com>; heyler_l@acpo.org; Michael Taylor <Michael.Taylor@njcourts.gov>
Subject: RE: [EXTERNAL] Jason Samaritano

I have no issue returning it to the trial team, however, in my opinion the matters should be sent back to Ocean as the only reason it was transferred to Atlantic was due to a recovery court conflict here.

Please keep me updated as to whether the matter will be adjourned Monday as I have to leave my office early afternoon to make the 2pm hearing. Thank you! Hope you all have a great weekend!

Carey, Erin

From: Toscano, Taylor <TToscano@co.ocean.nj.us>
Sent: Tuesday, August 2, 2022 11:49 AM
To: Meg McCormick Hoerner
Subject: RE: [EXTERNAL] Jason Samaritano

Hi Meg,

I just spoke with the criminal division manager in Ocean. Without going into detail, she advised that the matters should remain in Atlantic County. As such, I won't be arguing that the cases should come back to Ocean and will make my appearance in Atlantic.

Thanks!
Taylor



Taylor Toscano
Assistant Prosecutor
119 Hooper Avenue P.O. Box 2191
Toms River, NJ 08754-2191
Phone: (732) 929-2027 Ext. 2741
Email: ttoscano@co.ocean.nj.us

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FOR OFFICIAL USE ONLY - LAW ENFORCEMENT SENSITIVE

From: Meg McCormick Hoerner <meg@hoernerlaw.com>
Sent: Friday, July 29, 2022 2:33 PM
To: Toscano, Taylor <TToscano@co.ocean.nj.us>
Subject: Re: [EXTERNAL] Jason Samaritano

Hi:

It might be helpful to both of us if we can get something from Ocean CCM / the assignment judge clarifying the reason for the conflict. The assignment judge's order is unclear.

Thanks and have a great weekend!

Meg

On Fri, Jul 29, 2022 at 2:30 PM Toscano, Taylor <TToscano@co.ocean.nj.us> wrote:

I have no issue returning it to the trial team, however, in my opinion the matters should be sent back to Ocean as the only reason it was transferred to Atlantic was due to a recovery court conflict here.

Carey, Erin

From: Meg McCormick Hoerner <meg@hoernerlaw.com>
Sent: Tuesday, August 2, 2022 12:06 PM
To: Toscano, Taylor
Subject: Re: [EXTERNAL] Jason Samaritano

Ok. Thank you very much for following up and letting me know.

On Tue, Aug 2, 2022 at 11:49 AM Toscano, Taylor <TToscano@co.ocean.nj.us> wrote:

Hi Meg,

I just spoke with the criminal division manager in Ocean. Without going into detail, she advised that the matters should remain in Atlantic County. As such, I won't be arguing that the cases should come back to Ocean and will make my appearance in Atlantic.

Thanks!

Taylor



Taylor Toscano
Assistant Prosecutor
119 Hooper Avenue P.O. Box 2191
Toms River, NJ 08754-2191
Phone: (732) 929-2027 Ext. 2741
Email: ttoscano@co.ocean.nj.us

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FOR OFFICIAL USE ONLY - LAW ENFORCEMENT SENSITIVE

From: Meg McCormick Hoerner <meg@hoernerlaw.com>
Sent: Friday, July 29, 2022 2:33 PM
To: Toscano, Taylor <TToscano@co.ocean.nj.us>
Subject: Re: [EXTERNAL] Jason Samaritano

Carey, Erin

From: Meg McCormick Hoerner <meg@hoernerlaw.com>
Sent: Wednesday, August 31, 2022 12:28 PM
To: Bernard DeLury; Luke Wepy; Rosaria Mooney; Toscano, Taylor
Cc: Jeffrey Waldman; Lynn Heyer
Subject: State v. Jason Samaritano
Attachments: State v. Jason Samaritano - Letter to Judge DeLury.pdf

Judge DeLury:

Please see the attached letter in the above-referenced matter. I am also copying Ocean County Assistant Prosecutor Taylor Toscano who is handling the matters on behalf of the State.

Thank you,
Meg Hoerner



801 Asbury Avenue, Suite 201 • Ocean City, NJ 08226
hoernerlaw.com 609.938.0809

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Carey, Erin

From: Meg McCormick Hoerner <meg@hoernerlaw.com>
Sent: Wednesday, August 31, 2022 2:16 PM
To: Bernard DeLury
Cc: Luke Wepy; Rosaria Mooney; TToscano@co.ocean.nj.us; Jeffrey Waldman; heyer_l@acpo.org
Subject: Re: [External]State v. Jason Samaritano

Thank you.

The defense and the State are requesting the 9/22 date. As my client has indicated that he will not agree to be arraigned, by copy of this e-mail to Mr. Wepy, I am requesting the arraignment be carried with the case management conference on your Honor's list.

Thanks you for your courtesies,

Meg Hoerner

On Wed, Aug 31, 2022 at 12:47 PM Bernard DeLury <Bernard.Delury@njcourts.gov> wrote:

Ms. Hoerner: I have reviewed your letter and request for team assignment. I will be available to conference all matters related to Mr. Samaritano on either September 15 or September 22 on my regular vicinage case management conference. Depending on the outcome of that conference, we will review further filings and team assignments. Please coordinate with Luke Wepy regarding scheduling. If advisable, the new indictments may be arraigned before the team judge before our conference. If more expedient, we can carry the arraignments with the management conference before me. Of course, A/P Toscano's input and schedule should be considered in any scheduling of the case.

Thank you.

Bernard E. DeLury, Jr., [P.J.Cr.](#)

Presiding Judge, Criminal Part

Atlantic and Cape May Counties

Criminal Courts Complex

4997 Unami Boulevard

Mays Landing, NJ 08330

(609) 402-0100, ext. 47360

From: Meg McCormick Hoerner <meg@hoernerlaw.com>
Sent: Wednesday, August 31, 2022 12:28 PM
To: Bernard DeLury <Bernard.Delury@njcourts.gov>; Luke Wepy <luke.wepy@njcourts.gov>; Rosaria Mooney <Rosaria.Mooney@njcourts.gov>; TToscano@co.ocean.nj.us
Cc: Jeffrey Waldman <jeffrey.waldman@njcourts.gov>; heyer_l@acpo.org
Subject: [External]State v. Jason Samaritano

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Judge DeLury:

Please see the attached letter in the above-referenced matter. I am also copying Ocean County Assistant Prosecutor Taylor Toscano who is handling the matters on behalf of the State.

Thank you,

Meg Hoerner



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Carey, Erin

From: Toscano, Taylor <TToscano@co.ocean.nj.us>
Sent: Monday, September 19, 2022 11:46 AM
To: Luke Wepy; Meg McCormick Hoerner
Subject: RE: [EXTERNAL] RE: [External]State v. Jason Samaritano

Hi Luke & Meg,

I am unable to access Mr. Samaritano's cases that were transferred on PG or on eCourts. Can you advise what time the matter is listed for on 9/22 before Judge DeLury, and if it is possible, and with Ms. Hoerner's consent, to get a ready hold for 10am in case there is traffic heading down please? Thank you both!



Taylor Toscano
Assistant Prosecutor
119 Hooper Avenue P.O. Box 2191
Toms River, NJ 08754-2191
Phone: (732) 929-2027 Ext. 2741
Email: ttoscano@co.ocean.nj.us

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FOR OFFICIAL USE ONLY - LAW ENFORCEMENT SENSITIVE

From: Luke Wepy <luke.wepy@njcourts.gov>
Sent: Thursday, September 1, 2022 10:42 AM
To: Bernard DeLury <Bernard.DeLury@njcourts.gov>; Meg McCormick Hoerner <meg@hoernerlaw.com>
Cc: Rosaria Mooney <Rosaria.Mooney@njcourts.gov>; Toscano, Taylor <TToscano@co.ocean.nj.us>; Jeffrey Waldman <jeffrey.waldman@njcourts.gov>; heyer_l@acpo.org; Linda Ruff <linda.ruff@njcourts.gov>; Brooke Zelig <brooke.zelig@njcourts.gov>
Subject: [EXTERNAL] RE: [External]State v. Jason Samaritano

This message has originated from an **External Source**. Please use proper judgment and caution when opening attachments, clicking links, or responding to this email.

All matters listed for 9/12 will be moved to 9/22 before Judge DeLury.
Ms. Hoerner – please advise your client of the new date.

Luke Wepy
Team Leader for Honorable Judge Pamela D'Arcy / Team D
Team Leader for Honorable Judge Dorothy Garrabrant / Team E
Phone: (609) 402-0100 ext. 47337
Atlantic County Superior Court
Criminal Division

****FOR TEAM E MATTERS PLEASE CONTACT NAVIGATOR CHRISTINA CRAWFORD**

****EFFECTIVE 8/29/2022 I AM NO LONGER TEAM LEADER FOR TEAM B**



From: Bernard DeLury <Bernard.DeLury@njcourts.gov>
Sent: Wednesday, August 31, 2022 2:18 PM
To: Meg McCormick Hoerner <meg@hoernerlaw.com>
Cc: Luke Wepy <luke.wepy@njcourts.gov>; Rosaria Mooney <Rosaria.Mooney@njcourts.gov>; TToscano@co.ocean.nj.us; Jeffrey Waldman <jeffrey.waldman@njcourts.gov>; heyer_l@acpo.org; Linda Ruff <linda.ruff@njcourts.gov>; Brooke Zelig <brooke.zelig@njcourts.gov>
Subject: RE: [External]State v. Jason Samaritano

OK. Luke pls carry PI before me with CE and any other pending statuses. Team assignments remain as they are for now (Recovery Court/Team D). I'll see the parties and the defendant on 9/22. Thx.

Bernard E. DeLury, Jr., P.J.Cr.
Presiding Judge, Criminal Part
Atlantic and Cape May Counties
Criminal Courts Complex
4997 Unami Boulevard
Mays Landing, NJ 08330
(609) 402-0100, ext. 47360

From: Meg McCormick Hoerner <meg@hoernerlaw.com>
Sent: Wednesday, August 31, 2022 2:16 PM
To: Bernard DeLury <Bernard.DeLury@njcourts.gov>
Cc: Luke Wepy <luke.wepy@njcourts.gov>; Rosaria Mooney <Rosaria.Mooney@njcourts.gov>; TToscano@co.ocean.nj.us; Jeffrey Waldman <jeffrey.waldman@njcourts.gov>; heyler_l@acpo.org
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Thank you.

The defense and the State are requesting the 9/22 date. As my client has indicated that he will not agree to be arraigned, by copy of this e-mail to Mr. Wepy, I am requesting the arraignment be carried with the case management conference on your Honor's list.

Thanks you for your courtesies,

Meg Hoerner

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Thank you.

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Cc: Jeffrey Waldman <jeffrey.waldman@njcourts.gov>; heyer l@acpo.org

Subject: [External]State v. Jason Samaritano

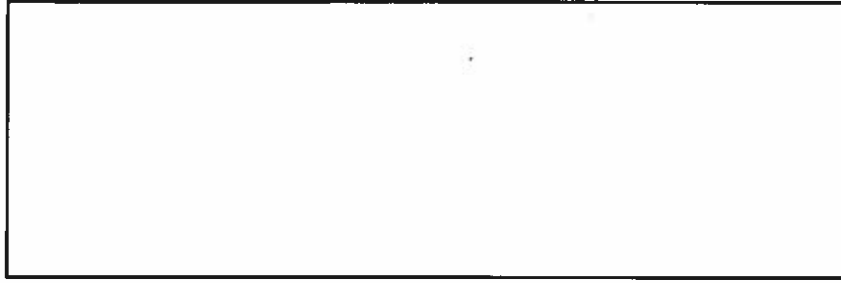
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Carey, Erin

From: Toscano, Taylor <TToscano@co.ocean.nj.us>
Sent: Monday, September 19, 2022 1:24 PM
To: Luke Wepy; Meg McCormick Hoerner
Subject: RE: [EXTERNAL] RE: [External]State v. Jason Samaritano

Thank you!



Taylor Toscano
Assistant Prosecutor
119 Hooper Avenue P.O. Box 2191
Toms River, NJ 08754-2191
Phone: (732) 929-2027 Ext. 2741
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From: Luke Wepy <luke.wepy@njcourts.gov>
Sent: Monday, September 19, 2022 11:56 AM
To: Toscano, Taylor <TToscano@co.ocean.nj.us>; Meg McCormick Hoerner <meg@hoernerlaw.com>
Subject: RE: [EXTERNAL] RE: [External]State v. Jason Samaritano

Rosaria advised 10:00 is fine.

Luke Wepy
Team Leader for Honorable Judge Pamela D'Arcy / Team D
Team Leader for Honorable Judge Dorothy Garrabrant / Team E
Phone: (609) 402-0100 ext. 47337
Atlantic County Superior Court
Criminal Division

****FOR TEAM E MATTERS PLEASE CONTACT NAVIGATOR CHRISTINA CRAWFORD**

****EFFECTIVE 8/29/2022 I AM NO LONGER TEAM LEADER FOR TEAM B**



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Carey, Erin

From: Meg McCormick Hoerner <meg@hoernerlaw.com>
Sent: Wednesday, September 21, 2022 1:08 PM
To: Bernard DeLury; Toscano, Taylor; Luke Wepy; Rosaria Mooney; Lynn Heyer; Jeffrey Waldman; Scott Sherwood
Subject: State v. Jason Samaritano - Motion to be Relieved
Attachments: NOM - State v. Jason Samaritano - To Be Relieved.pdf; Jason Samaritano - Certification - Motion to be Relieved.pdf; Order - Jason Samaritano - Motion to be Relieved.docx

Attached please find a courtesy copy of a Motion to be Relieved with accompanying Certification in the above-referenced matter. A copy will be sent to Mr. Samaritano under a separate e-mail.

Thank you,
Meg Hoerner



801 Asbury Avenue, Suite 201 • Ocean City, NJ 08226
hoernerlaw.com 609.938.0809

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Carey, Erin

From: Meg McCormick Hoerner <meg@hoernerlaw.com>
Sent: Thursday, September 22, 2022 9:46 AM
To: Rosaria Mooney; Toscano, Taylor
Subject: Jason Samaritano

This was moved to 11 and Mr. Samaritano is permitted to appear via zoom?

Meg