COMPLAINT - WARRANT

COMPLAINT NUMBER			
1326	W	2019	000199
COURT CODE	PREFIX	YEAR	SEQUENCE NO.

MANALAPAN TWP MUNICIPAL COURT
120 RT 522
MANALAPAN NJ 07726-0000
732-446-6656 COUNTY OF: MONMOUTH

THE STATE OF NEW JERSEY
VS.
JOSEPH L TRINGALI

ADDRESS: 70 STRATFORD DRIVE
MANALAPAN NJ 07726-0000

# of CHARGES	CO-DEFTS	POLICE CASE #:
1		19MN21826

COMPLAINANT NAME: DET B BELARDO
120 RT 522 & TAYLOR
MANALAPAN NJ 07726

DEFENDANT INFORMATION
SEX: M EYE COLOR: BROWN DOB: 03/12/1972
DRIVER'S LIC. #: DL STATE:
SOCIAL SECURITY #: xxx-xx-x SBI #:
TELEPHONE #: (H)
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 09/01/2019 in MANALAPAN TWP , MONMOUTH County, NJ did:
WITHIN THE JURISDICTION OF THIS COURT, COMMIT AGGRAVATED SEXUAL ASSAULT BY COMMITTING AN ACT OF SEXUAL PENETRATION UPON T.H., WHILE T.H. WAS ONE WHOM THE DEFENDANT KNEW OR SHOULD HAVE KNOWN WAS PHYSICALLY HELPLESS OR INCAPACITATED INTELLECTUALLY OR MENTALLY INCAPACITATED OR HAD A MENTAL DIESEASE OR DEFECT, SPECIFICALLY BY THE DEFENDANT PERFORMING ORAL SEX ON THE MALE VICTIM WHILE THE VICTIM WAS SLEEPING. IN VIOLATION OF N.J.S. 2C:14-2A(7)

in violation of:

	1)	2)	3)
Original Charge	2C:14-2A(7)		
AmendedCharge			

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: DET B BELARDO **Date:** 09/05/2019

You will be notified of your Central First Appearance/CJP date to be held at the Superior Court in the county of MONMOUTH
at the following address: MONMOUTH COUNTY COURTS
71 MONUMENT PARK PO BOX 1271 FREEHOLD NJ 07728-0000
Date of Arrest: **Appearance Date:** **Time:** **Phone:** 732-677-4500

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. JACLYN REIMAN JUDICIAL OFFICER 09/05/2019
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

Affidavit of Probable Cause

COMPLAINT NUMBER			
1326	W	2019	000199
COURT CODE	PREFIX	YEAR	SEQUENCE NO

MANALAPAN TWP MUNICIPAL COURT
120 RT 522
MANALAPAN NJ 07726-0000
732-446-6656 COUNTY OF: MONMOUTH

# of CHARGES	CO-DEFTS	POLICE CASE #:
1		19MN21826

COMPLAINANT NAME: DET B BELARDO
120 RT 522 & TAYLOR
MANALAPAN NJ 07726

THE STATE OF NEW JERSEY
VS.
JOSEPH L TRINGALI

ADDRESS: 70 STRATFORD DRIVE
MANALAPAN NJ 07726-0000

DEFENDANT INFORMATION
SEX: M EYE COLOR: BROWN DOB: 03/12/1972
DRIVER'S LIC. #: [redacted] DL STATE:
SOCIAL SECURITY #: xxx-xx-x SBI #:
TELEPHONE #: (H)
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:

VICTIM GAVE TYPED WITNESS STATEMENT. VICTIM AND TWO WITNESSES PUT THE SUSPECT IN THE SAME ROOM AS THE VICTIM DURING THE TIME FRAME THE INCIDENT OCCURRED. COPIES OF TEXT MESSAGES TO FIRST CONTACTS FROM THE VICTIM WERE RECOVERED.

Affidavit of Probable Cause

COMPLAINT NUMBER			
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THE STATE OF NEW JERSEY
VS.
JOSEPH L TRINGALI

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

I AM AWARE OF THE FACT BECAUSE I SPOKE WITH THE WITNESS AND VICTIMS AND TOOK STATEMENTS FROM THE WITNESS AND VICTIMS

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: DET B BELARDO LAW ENFORCEMENT OFFICER Date: 09/05/2019

Manalapan Police Department

120 Route 522 MANALAPAN, NJ 07726 (732)446-4300

Individual Arrest Report

Name:	JOSEPH L TRINGALI (136077)		
Street Address:	70 STRATFORD DR	**City, State Zip:**	MANALAPAN, NJ 07726
Date of Birth:	03/12/72	**Social Security:**	
Local ID Numbers:			
State ID Number:		**FBI number:**	
Attorney:		**Occupation:**	
Place of Birth:		**State:**	
Sex:	M	**Race:**	W
Height:	5'06"	**Weight:**	0
Hair Color:		**Eyes Color:**	BRO
Drivers License:		**State:**	NJ
Marital Status:			
Home Phone:		**Work Phone:**	
Employer:			
Alias For:			

Scars, Marks, and Tattoo Information

Arrest/Offense Information

Booking Number:	19BK10732	**Arrest Reference Number:**	
Time/Date Arrested:	11:16:31 09/01/19	**Arresting Officer:**	Brady, R
Arresting Agency:	P26	**Age at Arrest:**	47
Statute:	2C:14-2A, Aggravated Sexual Assault	**Class:** 1D	**Court:**
Offense:	AGSA, Assault, Aggravated Sexual	**Counts:** 1	**OTN:**
Warr/Cmplnt #:	1326-W-2019-000199	**Related Incident:**	19MN21826

Report Includes:
All dates arrested, All booking numbers matching `19BK10732`, All arresting agencies, All arresting officers, All arrest types, All arrest area codes, All judicial age statuses, All inmate name numbers, All offense codes, All statute codes, All alcohol/drug codes, All crime class codes, All law jurisdictions, All court codes, All entry codes, All custody flags, All offenses and arrests,

Supplement

14:26:49 09/05/2019 - Mellaci, D

```
CAD Call info/comments
==============================

12:36:47 09/05/2019 - Keavney, W
1 10-41 in custody
12:46:13 09/05/2019 - Mellaci, D - From: Brady, R
enrt 10-41 male sm- 12729.4 to HQ
12:50:46 09/05/2019 - Mellaci, D - From: Brady, R
em-12731.8
13:42:27 09/05/2019 - Mellaci, D
p26156 req CCH T74314107303722 nj // direct printed
14:06:17 09/05/2019 - Mellaci, D - From: Brady, R
sm-12731.9 transporting adult male 10-41 to MCCI
14:15:06 09/05/2019 - Mellaci, D - From: Brady, R
em-12735.8
```

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION (CRIMINAL)
MONMOUTH COUNTY

THE STATE OF NEW JERSEY	:	
Plaintiff,	:	
v.	:	Indictment No. 20-01-00018 Case No. 19-03632
JOSEPH TRINGALI,	:	
Defendant.	:	

FIRST COUNT

AGGRAVATED SEXUAL ASSAULT

FIRST DEGREE CRIME

The Grand Jurors of the State of New Jersey, for the County of Monmouth, upon their oaths present that JOSEPH TRINGALI, on or about September 1, 2019, in or about the Township of Manalapan, County of Monmouth, and within the jurisdiction of this Court, did commit the crime of Aggravated Sexual Assault, by committing an act of sexual penetration with T.H., while T.H. was one whom JOSEPH TRINGALI knew or should have known was physically helpless, which rendered T.H. temporarily incapable of understanding the nature of his conduct, contrary to the provisions of N.J.S.A. 2C:14-2a(7), and against the peace of this State, the Government, and dignity of the same.

SECOND COUNT

SEXUAL ASSAULT

SECOND DEGREE CRIME

The Grand Jurors of the State of New Jersey, for the County of Monmouth, upon their oaths present that JOSEPH

TRINGALI, on or about September 1, 2019, in or about the Township of Manalapan, County of Monmouth, and within the jurisdiction of this Court, did commit the crime of Sexual Assault, by committing an act of sexual penetration with T.H., while using physical force or coercion, contrary to the provisions of N.J.S.A. 2C:14-2c(1), and against the peace of this State, the Government, and dignity of the same.

MICHAEL J. WOJCIECHOWSKI
DEPUTY FIRST ASSISTANT
PROSECUTOR

Endorsed:

Foreperson

Judgment of Conviction

Superior Court of New Jersey, MONMOUTH County

State of New Jersey v.

Last Name	First Name	Middle Name
TRINGALI	JOSEPH	L

Also Known As

Date of Birth	SBI Number	Date(s) of Offense
03/12/1972	484031G	09/01/2019

Date of Arrest	PROMIS Number	Date Ind / Acc / Complt Filed	Original Plea	Date of Original Plea
	19 003632-001	01/03/2020	☐ Not Guilty ☑ Guilty	01/21/2020

Adjudication By ☑ Guilty Plea ☐ Jury Trial Verdict ☐ Non-Jury Trial Verdict ☐ Dismissed / Acquitted Date: 01/21/2020

Original Charges

Ind / Acc / Complt	Count	Description	Statute	Degree
20-01-00018-I	1	AGG SEX ASSAULT-V HELPLESS, INCAPACITATED, ETC.	2C:14-2A(7)	1
20-01-00018-I	2	SEXUAL ASSAULT-FORCE/COERCION NO SEVERE PERSONAL INJURY	2C:14-2C(1)	2

Final Charges

Ind / Acc / Complt	Count	Description	Statute	Degree
20-01-00018-I	AMENDED 1	AGGRAVATED CRIMINAL SEXUAL CONTACT	2C:14-3A	3

Sentencing Statement

It is, therefore, on 04/30/2020 **ORDERED** and **ADJUDGED** that the defendant is sentenced as follows:

Count 1: The defendant is sentenced to financial penalties, and is subject the reporting and registration requirements of Megan's Law and the conditions of Parole Supervision for Life. The defendant is ordered no victim contact.

Financial penalties are to be collected through parole.

Count 2 is dismissed.

☐ It is further ORDERED that the sheriff deliver the defendant to the appropriate correctional authority.

Total Custodial Term	Institution Name	Total Probation Term
000 Years 00 Months 000 Days		00 Years 00 Months

State of New Jersey v.
TRINGALI, JOSEPH L

S.B.I. # 484031G Ind / Acc / Complt # 20-01-00018-I

DEDR (*N.J.S.A.* 2C:35-15 and 2C:35-5.11)

A mandatory Drug Enforcement and Demand Reduction (DEDR) penalty is imposed for each count. (Write in number of counts for each degree.)

☐ DEDR penalty reduction granted (*N.J.S.A.* 2C:35-15a(2))

	Standard	Doubled
1st Degree	____ @ $	____ @ $
2nd Degree	____ @ $	____ @ $
3rd Degree	____ @ $	____ @ $
4th Degree	____ @ $	____ @ $
DP or Petty DP	____ @ $	____ @ $

Total DEDR Penalty $ ____

☐ The court further ORDERS that collection of the DEDR penalty be suspended upon defendant's entry into a residential drug program for the term of the program. (*N.J.S.A.* 2C:35-15e)

Forensic Laboratory Fee (*N.J.S.A.* 2C:35-20)	Total Lab Fee
____ Offenses @ $ ____	$ ____

VCCO Assessment (*N.J.S.A.* 2C:43-3.1)

Counts	Number	Amount
1	1 @	$ 50.00
	@	$
	@	$
	@	$

Total VCCO Assessment $ 50.00

Vehicle Theft / Unlawful Taking Penalty (*N.J.S.A.* 2C:20-2.1)

Offense	Mandatory Penalty
	$

Offense Based Penalties

Penalty	Amount
SEX OFFENDER SUPV FEE ($30/MO) NJSA 30:4-123.97	$30.00

Other Fees and Penalties

Law Enforcement Officers Training and Equipment Fund Penalty (*N.J.S.A.* 2C:43-3.3)
☑ $ 30.00

Safe Neighborhoods Services Fund Assessment (*N.J.S.A.* 2C:43-3.2)
☑ 1 Offenses @ $ 75.00
Total: $ 75.00

Probation Supervision Fee (*N.J.S.A.* 2C:45-1d)
☐ $ ____

Statewide Sexual Assault Nurse Examiner Program Penalty (*N.J.S.A.* 2C:43-3.6)
☑ 1 Offenses @ $ 800.00
Total $ 800.00

Transaction Fee (*N.J.S.A.* 2C:46-1.1)
☐

Domestic Violence Offender Surcharge (*N.J.S.A.* 2C:25-29.4)
☐ $ ____

Certain Sexual Offenders Surcharge (*N.J.S.A.* 2C:43-3.7)
☑ $ 100.00

Fine
$ 150.00

Sex Crime Victim Treatment Fund Penalty (*N.J.S.A.* 2C:14-10)
☑ $ 750.00

Restitution $ ____ Joint & Several ☐

Total Financial Obligation
$ 1,955.00

Details

Additional Conditions

☑ The defendant is hereby ordered to provide a DNA sample and ordered to pay the costs for testing of the sample provided (*N.J.S.A.* 53:1-20.20 and *N.J.S.A.* 53:1-20.29).

☐ The defendant is hereby sentenced to community supervision for life (CSL) if offense occurred before 1/14/04 (*N.J.S.A.* 2C:43-6.4).

☐ The defendant is hereby sentenced to parole supervision for life (PSL) if offense occurred on or after 1/14/04 (*N.J.S.A.* 2C:43-6.4).

☐ The defendant is hereby ordered to serve a ____ year term of parole supervision, pursuant to the No Early Release Act (NERA), which term shall begin as soon as the defendant completes the sentence of incarceration (*N.J.S.A.* 2C:43-7.2).

☐ The court imposes a Drug Offender Restraining Order (DORO) (*N.J.S.A.* 2C:35-5.7h). DORO expires ____

☐ The court continues/imposes a Sex Offender Restraining Order (SORO) if the offense occurred on or after 8/7/07 (Nicole's Law *N.J.S.A.* 2C:14-12 or *N.J.S.A.* 2C:44-8).

☐ The court imposes a Stalking Restraining Order (*N.J.S.A.* 2C:12-10.1).

☐ The defendant is prohibited from purchasing, owning, possessing, or controlling a firearm and from receiving or retaining a firearms purchaser identification card or permit to purchase a handgun (*N.J.S.A.* 2C:25-27c(1)).

Findings Per *N.J.S.A.* 2C:47-3

☐ The court finds that the defendant's conduct was characterized by a pattern of repetitive and compulsive behavior.

☐ The court finds that the defendant is amenable to sex offender treatment.

☐ The court finds that the defendant is willing to participate in sex offender treatment.

License Suspension

☐ CDS / Paraphernalia (*N.J.S.A.* 2C:35-16) ☐ Waived

☐ Auto Theft / Unlawful Taking (*N.J.S.A.* 2C:20-2.1)

☐ Eluding (*N.J.S.A.* 2C:29-2)

☐ Other

Number of Months	☐ Non-resident driving privileges revoked
Start Date	End Date
Details	
Driver's License Number	Jurisdiction

If the court is unable to collect the license, complete the following:
Defendant's Address

City	State	Zip

Date of Birth	Sex	Eye Color
	☐ M ☐ F	

State of New Jersey v.
TRINGALI, JOSEPH L

S.B.I. # 484031G **Ind / Acc / Complt #** 20-01-00018-I

Time Credits

Time Spent in Custody *R.* 3:21-8	Gap Time Spent in Custody *N.J.S.A.* 2C:44-5b(2)	Prior Service Credit
Date: From - To	Date: From - To	Date: From - To
09/05/2019 - 09/16/2019	-	-
-	-	-
-	-	-
-	Total Number of Days	-
-	**Rosado Time**	-
-	Date: From - To	-
-	-	-
-	-	-
-	-	-
-	Total Number of Days	-
Total Number of Days 12		Total Number of Days

Statement of Reasons - Include all applicable aggravating and mitigating factors

AGGRAVATING FACTORS

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3. The risk that the defendant will commit another offense.

9. The need for deterring the defendant and others from violating the law.

There are no Mitigating Factors.

There is a preponderance of Aggravating Factors.

This was an agreement between the Prosecutor and the defendant. The plea appears fair and in the interest of justice. The Court will impose the recommended sentence.

Attorney for Defendant at Sentencing	Public Defender
EMEKA NKWUO	☐ Yes ☑ No
Prosecutor at Sentencing	**Deputy Attorney General**
THOMAS F FICHTER	☐ Yes ☑ No
Judge at Sentencing	
Joseph Oxley	
Judge (Signature)	**Date**
/s Joseph Oxley	05/01/2020