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January 27, 2025

VIA E-MAIL: jcastro@northbergen.org

Law Department Liability Claims
Township of North Bergen
4233 Kennedy Blvd.
North Bergen, NJ 07047

**RE: Lieutenant Alex Guzman v. Township of North Bergen
 (Title 59 Notice of Tort Claim Request)**

Dear Ms. Castro:

Our law firm represents North Bergen Police Department Lieutenant Alex Guzman with reference to his claims as against North Bergen for violations of 42 USC 1983, N.J.S.A. 34:19-1, et seq., N.J.S.A. 10:6-2 and an illegal failure to promote claim.

Attached for filing please find executed Notice of Claim form. Please file same with North Bergen and confirm receipt.

Thank you.

Very truly yours,

s/ Patrick P. Toscano, Jr.

Patrick P. Toscano, Jr.

PPT/njt
Attach.

c: Lieutenant Alex Guzman (via e-mail)

NOTICE OF TORT CLAIM

This claim must be filed within ninety (90) days of the accident or occurrence, or you may forfeit your right. (N.J.S.A.59: B1, et seq.)

Claim Damages Against: Township of North Bergen

Forward to: **Law Department Liability Claims/**

North Bergen Town Hall

4233 Kennedy Blvd., North Bergen, NJ 07047

CLAIMANT INFORMATION

Guzman	Alex	John	[REDACTED]	1979
Last	First	Middle	Date of Birth	
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
Street Address	Mailing Address	City	State	Zip Code
[REDACTED]				
	Married			4
Social Security #	Marital Status			# of Dependents
[REDACTED]				
Home Telephone #		201-392-2141		
				Work Telephone #

If notices and correspondence in connection with this claim are to be sent to a person other than the claimant, please complete this section.

<u>The Toscano Law Firm, LLC</u>	<u>973-226-1691</u>
Name	Telephone #
<u>155 Passaic Ave., Suite 420</u>	<u>Fairfield</u>
<u>NJ</u>	<u>07004</u>
Mailing Address	City
	State
	Zip Code

Relationship to Claimant: Attorney at Law (☒) or _____
Explain Relationship

1. The occurrence or accident, which gave rise to this claim.

09/09/2024 and continuing up to and including the present day

Date

Time

AM/PM

2. Describe the location or the place of the accident or occurrence.

Township of North Bergen

Police Chief's office

Municipality

Exact location of occurrence (Indicate exact street address)

Description of Accident:

Chief Farley accused me of attacking him anonymously through an OPRA request,
then apologized to me for accusing me. Shortly after, he began re-accusing me without
any proof and slandered my name in the department using me as a scapegoat for all
the discord in the dept. that his poor decisions created. Perhaps most egregiously, Chief Farley has
illegally refused to promote me to the rank of Captain, although I currently sit #1 on the promotional
list and there exists an opening and immediate need for another Captain.

3. Draw a diagram of the area of the incident. Label all the intersecting streets. Indicate "North" with an arrow. Indicate house numbers where applicable. Mark "X" at the exact spot of occurrence and state distance in feet from the nearest intersecting streets if the spot is not otherwise identifiable. Indicate public property.

N/A

4. State the name and address of the City agency or agencies that you claim caused your damage/injury.

Township of North Bergen Police Department, 4233 Kennedy Blvd., North Bergen NJ 07047

5. State the names of the City employees whom you claim were at fault, including any information that will assist in identifying and locating them.

Chief Robert Farley, Jr. and such other persons who continuing discovery may reveal.

6. State the negligence or wrongful acts of the city agency and city employees which caused your damage.

Defamation, slander, violations of civil rights and illegal failure to promote (see also, attached Rider).

7. State the name and address of all witnesses to the accident or occurrence.

Cpt. V. Quiero, Cpt. M. Derin, Lt. O. Cruz, Det. Berouves, Sgt. A. Ortiz, Corporal Tatarrani, P.O. R. Siyam

8. State the name and address of all police officers and police departments who investigated the accident.

N/A

Claim for damages (*Check the appropriate box*):

☒ Personal Injury

☐ Property Damage

☐ Other

If other, explain in detail: _____

If you claim personal injury:

- a. Describe your injuries resulting from this accident or occurrence.

Severe emotional distress for my family and myself; pension emolument and lost pay (backpay).

- b. Do you claim permanent disability resulting from this injury?

No.

- c. For each hospital, doctor, or other practitioner rendering treatment, examination, or diagnostic service state:

Name of Hospital Doctor	Address	Date of Treatment	Amount of charges to the date	Amount paid or Payable by other sources (i.e. insurance)

- d. Set forth in detail the list claimed by you for property damage.

N/A

- e. Set forth in detail all other items, losses, or damages claimed by you and the method by which you made the calculation.

To be provided.

The amount of the claim: \$ To be provided in my expert forensic economic report
(Sobel Tinari).

Have you made a claim against anyone (including insurance companies) else for any of the losses or expenses claimed in this notice?

No.

If yes, set forth the names and addresses of all persons and insurance companies against whom you have such a claim.

N/A

Are you of the losses or expenses claimed herein covered by any policy of insurance?

Unknown.

For each policy, state the name and address of the insurance company, policy number, and benefits paid or payable:

Have you received or agreed to receive any money from anyone for the damages claimed herein?

No.

If so, set forth the details of such an agreement:

The following items must be submitted with this notice:

- Copies of itemized bills for each medical expense or other losses and expenses claimed.
- Full copies of all appraisals and estimates of property damage claimed by you.
- Copies of written reports for all expert witnesses and treating physicians.
- A letter from your employer verifying your lost wages. If self-employed, a statement showing the calculation of your claimed lost income.

I hereby certify that the foregoing statements made by me are true and that the attached statements, bills, reports, and documents are the only ones known to me to be in existence at this time. I am aware that if any statement made herein is willfully false, I am subject to punishment provided by all.

01/24/25
Date

LT.A. [Signature]
Claimant or person filing on behalf
of Claimant

To Whom It May Concern:

I hereby authorize all doctors, hospitals, or other medical service facilities to release to the N/A and all records, reports, and other information concerning the treatment of the claimant named herein.

(Signature)

(This form must be signed by the claimant or the parents of the claimants who are minors.)

All information requested in this form must be provided so that fair and full disclosure of information necessary to the orderly and expedient administrative disposition of the claim may be had. Under the scheme of the New Jersey tort claims act, a governmental entity is afforded at least six months from the date of the receipt of a completed claim form to review and settle meritorious claims. Failure to provide complete answers to all questions and/or the withholding of information may result in forfeiture of the claimant's rights (N.J.S..59:8-1, et seq.)

ALEX GUZMAN v. TOWNSHIP OF NORTH BERGEN

RIDER TO TITLE 59 NOTICE OF TORT CLAIM

By acting in the fashion that the Township of North Bergen has, and by illegally, purposely, intentionally and with deliberate indifference interfering with/stymieing/prohibiting the promotion of Guzman within the NBPD, the following statutory, constitutional and/or common law rights may have also been grossly violated by the Township of North Bergen as against claimant Guzman:

1. Illegal/wrongful promotional policy, practice and/or custom of the Township of North Bergen and certain of its agents.
2. Breach of Employment Contract and CBA.
3. Breach of the Covenant of Good Faith and Fair Dealing inherent in any contractual relationship.
4. Violation of the NJCRA.
5. Violation of the NJCEPA.
6. Intentional Interference with claimant's Prospective Economic Advantage.
7. Such other violations of law that continuing discovery may reveal.