

CITY OF BRIGANTINE

Lynn Sweeney, RMC, CMR
City Clerk/Registrar

June 24, 2020

Taeho Kim

<opra+request-12111-ff5eef72@requests.opramachine.com>XXXXXXXXXX

Re: Brigantine 2020 OPRA Request

Dear Taeho Kim,

The City of Brigantine ("City") is in receipt of your request pursuant to the New Jersey Open Public Records Act, N.J.S.A. 47:1A-1 et seq. ("OPRA") the common law right to access, received by the City on May 27, 2020. This request is being sent within the time required by law.

- 1. A list of all lawsuits and cases in which any officer of the police department was involved between 2012 and 2019. For each lawsuit/case, please provide the date (month and year) of the alleged incident at issue, whether the alleged incident was excessive force, settlement amount (if any), and final compensation amount ruled (if any).**

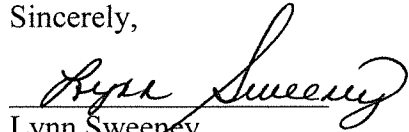
Response: Denied. OPRA provides that government records made, maintained, kept on file, or received by a public agency in the course of its official business are subject to public access unless otherwise exempt. N.J.S.A. 47:1A-1.1. However, OPRA "is not intended as a research tool to force government officials to identify and siphon useful information. Rather, OPRA simply operates to make identifiable government records readily accessible for inspection, copying, or examination." MAG Entm't, LLC v. Div. Alcoholic Beverage Control, 375 N.J. Super. 534, 546 (App. Div. 2005). "Under OPRA, agencies are required to disclose only 'identifiable' government records not otherwise exempt In short, OPRA does not countenance open-ended searches of an agency's files." Id. at 549. Here, the request does not seek identifiable government records, rather it is a request for information. Accordingly, the request is denied.

- 2. Please provide copies of the complaint in any lawsuits and cases described in above.**

Response: The responsive documents are attached. A single redaction was made to page fourteen (14) to remove a telephone number for the purpose of protecting the individual's privacy.

This completes your OPRA request.

Sincerely,

A handwritten signature in cursive script, reading "Lynn Sweeney", written over a horizontal line.

Lynn Sweeney
City Clerk

cc: Jim Bennett, City Manager
Alfred R. Scerni, Jr., Esquire, City Solicitor

Recd 6/15/15

On

UNITED STATES DISTRICT COURT
for the
District of New Jersey

City of Bayonne

SHAWN D. BRAXTON

Plaintiff

v.

JMC GASBARRO, et al

Defendant

Civil Action No. 1:13-cv-03266-RBK-JS

SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address)

RALPH SPINA

A lawsuit has been filed against you.

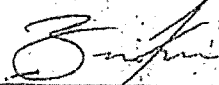
Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

SHAWN D. BRAXTON
203322
ATLANTIC COUNTY JUSTICE FACILITY
5060 ATLANTIC AVE
MAYS LANDING, NJ 08330

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

WILLIAM T. WALSH

CLERK OF COURT



Signature of Clerk or Deputy Clerk

Date: 4/29/2015

FORM TO BE USED BY A PRISONER IN FILING A COMPLAINT
UNDER THE CIVIL RIGHTS ACT 42 U.S.C. § 1983

CLERK, U.S. DISTRICT COURT
DISTRICT OF NEW JERSEY
RECEIVED

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY

2013 MAY 23 AM 10 14

2033226R

Shawn D. Braxton
(Enter above the full name of the plaintiff in this action)

Civil Action No. _____
(To be supplied by the clerk of the court)

v.

Jmc Gasbarro
Ralph Spina

(Enter above the full name of the defendant in this action)

INSTRUCTIONS -- READ CAREFULLY

1. This complaint must be legibly handwritten or typewritten, signed by the plaintiff and subscribed to under penalty of perjury as being true and correct. All questions must be answered concisely in the proper space on the form. Where more space is needed to answer any question, attach a separate sheet.
2. In accordance with Rule 8 of the Federal Rules of Civil Procedure, the complaint should contain (1) a short and plain statement of the grounds upon which the court's jurisdiction descends, (2) a short plain statement of the claim showing that you are entitled to relief, and (3) a demand for judgment for the relief which you seek.
3. You must provide the full name of each defendant or defendants and where they can be found.
4. You must send the original and one copy of the complaint to the Clerk of the District Court. You must also send one additional copy of the complaint for each defendant to the Clerk. Do not send the complaint directly to the defendants.

5. Upon receipt of a fee of \$120.00, your complaint will be filed. You will be responsible for services of a separate summons and copy of the complaint on each defendant. See Rule 4, Federal Rule of Civil Procedures.
6. If you do not have the necessary filing fee, you may request permission to proceed in forma pauperis, in which event you must execute the application accompanying this form, setting forth information establishing your inability to prepay the fees and costs or give security therefor. If you wish to proceed in forma pauperis, you must also submit a certified copy of your trust fund account statement (or institutional equivalent) which must reflect all deposits on your account for the 6-month period immediately preceding submission of this application, obtained from the appropriate official of each prison at which you are or were confined.
7. If you are given permission to proceed in forma pauperis, you may be required to pay an initial filing fee. If so, no complaint will be filed unless this initial filing fee is paid. You will also be required to make monthly payments of 20 percent of the preceding month's income credited to your account. The Department of Corrections shall forward payments from your account to the Clerk each time the amount in the account exceeds \$10 until the filing fee is paid. The Clerk will prepare and issue a copy of the summonses and the copies of the complaint which you have submitted shall be forwarded by the Clerk to the United States Marshal, who is responsible for service. The Marshal has USM-285 forms you must complete so that the Marshal can locate and serve each defendant. If the forms are sent to you, you must complete in full and return the forms to the Marshal.
8. Applications for leave to proceed in forma pauperis which do not conform to these instructions will be returned by the Clerk with a notation as to the deficiency.

QUESTIONS TO BE ANSWERED

1. Previous Lawsuits

- (a) Have you filed any other suits in federal or state court since you were imprisoned?
☒ Yes ☐ No

- (b) If your answer to (a) is "Yes", describe the lawsuit in the spaces below. (if there is more than one suit, describe the additional suits on a separate sheet, answering the same question for each suit.

i. Parties to previous suit:

Plaintiffs: Shawn Braxton

Defendants: Atlantic County Prosecutor
Office

Previous Lawsuits

Plaintiffs: Shawn Braxton

Defendants: Melissa Lenhardt, Thomas
Rehill

ii. Court (If Federal court, name the district,
if state court, name the County) Eastern
District

iii. Docket Number: 1:12-cv-05155-RBK-JS

iv. Name of Judge to whom case was
assigned: N/A

v. Disposition: Still Pending

vi. Approximate date of filing suit: 8/16/2012

viii. Issue in previous suit? filed exigent
circumstance form under false pretense

ii. Court (If Federal court, name the district, if state court, name the County) Eastern District

iii. Docket Number: 1:13-CV-01714-RBK-JS

iv. Name of Judge to whom case was assigned: N/A

v. Disposition (for example: Was the suit dismissed? Was there an Appeal? it still pending?) Still Pending

vi. Approximate date of filing suit: 3/20/13

vii. Approximate date of disposition: N/A

viii. Issue in previous suit? Due to the lack of evidence thereof has committed illicit pressings to compel an indictment

2. Place of present confinement? Atlantic County Justice Facility

3. Parties

(In item (a) below, place your name in the first blank and place your present address in the second blank. Do the same for the additional plaintiffs. If any.)

A. Name of plaintiff: Shawn Braxton

Address: 5000 Atlantic Ave. Mays Landing, New Jersey 08330

Inmate Number: 203322

B. First Defendant -- name: JMC Gasbarro

Official Position: Municipal Court Judge

Place of employment: Brigantine Municipal Court

C. Second Defendant -- name: Ralph Spina
Official Position: Detective (Police Officer)
Place of employment: Brigantine Police Dept.

How is this person involved in the case?

Detective Spina telephoned Judge to
issue a warrant. Detective Spina along
with allege victim reported disinformation
to get a warrant - complaint signed.
Detective Spina signed off claiming
the statements made are true.

How is this person involved in the case? (i.e., what are you alleging that this person did or did not do that violated your constitutional rights?) Judge

Gasbarro did not seek facts
to claim probable cause was
found to grant a warrant
violation of Due Process Clause.

- C. If there is more than one defendant, attach a separate sheet. For each specify: (1) Name, (2) Official position, (3) Place of employment, and (4) Involvement of the defendant.

4. Statement of claims

(State here as briefly as possible the facts of your case. Describe how each defendant violated your rights, giving dates and places. If you do not specify how each defendant violated your rights and the date(s) and place of the violations, your complaint may be dismissed. Include also the names of other persons who are involved, including dates and places. Do not give any legal arguments or cite any cases or statutes. If you intend to allege a number of related claims, number and set forth each claim in a separate paragraph. Use as much space as you need. Attach a separate sheet if necessary.)

On January 14, 2012 at 5:20pm
Detective Spina of Brigantine
Police Department telephoned Judge
Gasbarro to issue a warrant.
Detective Spina claims the victim
suffered a broken nose after being
assaulted. Emergency Medical Technicians
were summoned to check on the victim.
But the victim signed off on the medical
refusal form declining attention. Judge
Gasbarro claims probable cause was
found to charge me. Twenty days or
more allege victim went and had CT scans

done. And the results read facial trauma
from recent assault (no evidence of nasal
fracture).

5. Relief

(State briefly exactly what you want the Court to do for you. Make no legal arguments. Cite no cases or statutes.)

I would like to be awarded a
compensatory settlement for my
constitutional rights being violated

6. Do you request a jury or a non-jury trial? (Check only one)

☒ Jury Trial

☐ Non-Jury Trial

I declare under penalty of perjury that the foregoing is true and correct.

Signed this May day of 10, 2013

Shawn Brantley
 Signature of Plaintiff

EACH PLAINTIFF NAMED IN THE COMPLAINT MUST SIGN THE COMPLAINT HERE.
 ADD ADDITIONAL LINES IF THERE IS MORE THAN ONE PLAINTIFF. REMEMBER,
 EACH PLAINTIFF MUST SIGN THE COMPLAINT.

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

SHAWN BRAXTON,

Plaintiff,

v.

JMC GASBARRO, et al.,

Defendants.

Civ. No. 13-3266 (RBK) (JS)

ORDER

For the reasons expressed in the Opinion filed herewith:

IT IS this 29th day of April, 2015,

ORDERED that the Clerk shall reopen this case; and it is further

ORDERED that pursuant to 28 U.S.C. § 1915(a), plaintiff's application to proceed *in forma pauperis* is granted; and it is further

ORDERED that the Clerk shall file the complaint without prepayment of the filing fee; and it is further

ORDERED that pursuant to 28 U.S.C. § 1915(b), the Clerk shall serve a copy of this Order by regular mail on the Attorney General for the State of New Jersey and on the warden for the Atlantic County Justice Facility in Mays Landing, New Jersey; and it is further

ORDERED that plaintiff is assessed a filing fee of \$350.00 which shall be deducted from his prison account pursuant to 28 U.S.C. § 1915(b)(2) in the manner set forth below, regardless of the outcome of the litigation; and it is further

ORDERED that pursuant to 28 U.S.C. § 1915(b)(1)(A), plaintiff is assessed an initial partial filing fee equal to 20 % of the average monthly deposits to the plaintiff's prison account for the six-month period immediately preceding the filing of the complaint, when funds exist, the

New Jersey Department of Corrections shall deduct said initial fee from Plaintiff's prison account and forward it to the Clerk; and it is further

ORDERED that pursuant to 28 U.S.C. § 1915(b)(2), until the \$350.00 filing fee is paid, each subsequent month that the amount in plaintiff's prison account exceeds \$10.00, the New Jersey Department of Corrections shall assess, deduct from plaintiff's account, and forward to the Clerk payments equal to 20 % of the preceding month's income credited to plaintiff's prison account, which each payment referencing the docket number of this action; and it is further

ORDERED that plaintiff's claims against defendant JMC Gasbarro are dismissed with prejudice pursuant to 28 U.S.C. §§ 1915(e)(2)(B)(iii) & 1915A(b)(2) as this defendant is immune from suit; and it is further

ORDERED that the complaint shall be permitted to proceed past screening as to defendant Ralph Spina; and it is further

ORDERED that pursuant to 28 U.S.C. § 1915(d), the Clerk shall issue a summons and the U.S. Marshal shall serve the summons and a copy of the complaint and this Order and accompanying Opinion upon defendant Spina, with all costs of service advanced by the United States; and it is further

ORDERED that defendant Spina shall file and serve a responsive pleading within the time specified by Federal Rule of Civil Procedure 12; and it is further

ORDERED that the Clerk shall serve this Order and accompanying Opinion on plaintiff by regular U.S. mail.

s/Robert B. Kugler
ROBERT B. KUGLER
United States District Judge

UNITED STATES DISTRICT COURT

for the

District of New Jersey

JAMES KAILIE

Plaintiff

v.

OFC. SWEET, et al.

Defendant

Civil Action No. 1:13-cv-04792-RBK-AMD

RECEIVED JAN 23, 2014

SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address)

BRIGANTINE POLICE DEPARTMENT

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

JAMES KAILIE
507 CHARING ROAD
BALTIMORE, MD 21229

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

Date:

8/28/13

CLERK OF COURT

Signature of Clerk or Deputy Clerk

UNITED STATES DISTRICT COURT

DISTRICT OF NEW JERSEY

JAMES KAILIE

Plaintiff,

V.

OFC. SWEET, ET AL.

Defendant.

**ORDER ON APPLICATION
TO PROCEED WITHOUT
PREPAYMENT OF FEES**

Case Number: 13-cv-04792-RBK-AMD

Having considered the application to proceed without prepayment of fees under 28 U.S.C. § 1915;

IT IS ORDERED that the application is:

☒ **GRANTED, and**

☒ **The clerk is directed to file the complaint, and**

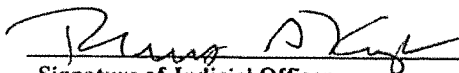
☒ **IT IS FURTHER ORDERED that the clerk issue summons and the United States marshal serve a copy of the complaint, summons and this order upon the defendant(s) as directed by the plaintiff. All costs of service shall be advanced by the United States.**

☐ **DENIED, for the following reasons:**

☐ **and the Clerk is directed to close the file.**

Plaintiff may submit a filing fee of \$400.00 within 30 days from the date of this order to reopen the case.

ENTER this 20th day of August, 2013



Signature of Judicial Officer

Robert B. Kugler, USDJ

Name and Title of Judicial Officer

CLERK, U.S. DISTRICT COURT
DISTRICT OF NEW JERSEY
RECEIVED

James Kailie

507 Charing Cross rd

Baltimore MD 21229

08/06/2013

2013 AUG 9 AM 11 04

To whom it may concern:

I hereby write this note to verify that I am a returning veteran who served in Iraq and Afghanistan on the war on terror. I was stationed in New Jersey Ft. Dix. I returned grateful to be alive but with many medical issues and injuries which I am receiving treatment and waiting for final medical discharge from the Army.

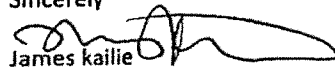
I have a family of five that I support on my disability salary, I don't have enough if there is any emergency, having a 2 and half year old and 4 months old baby brings lost on cost of living. I do plead for assistance with an attorney for this suit to help me fight for my civil rights.

I was disrespected, racially profiled, dehumanized and till now I lose sleep over the incident of that horrible stop that night. I have fought for the freedom of all Americans and I do deserve better than what happened to me. No one deserves to be humiliated and threatened to be killed when you are not a criminal but a good citizen.

I fought the initial case of the traffic stop and was happy with the result with the help of a public defender.

Please assist me with a public defender as I am determined to pursue this matter further.

Sincerely


James Kailie

410-419-3681

Scott G. Leonard, Esq
Attorney ID#044181996
LEONARD LEGAL GROUP, LLC
165 Washington Street
Morristown, New Jersey 07960
(973) 984-1414

Attorney for Plaintiff(s)

JANE DOE (said name being a
pseudonym used to protect the identity
of the victim) BY HER CO-
GUARDIANS AD LITEM, JOSEPH
C. GRASSI, ESQ. AND L.M. (said
name being a pseudonym used to
protect the identity of the victim's
mother)

Plaintiff(s),

vs.

CITY OF BRIGANTINE,
BRIGANTINE POLICE
DEPARTMENT, CHIEF TIM REED,
OFFICER RALPH PEREIRA, JOHN
DOES (1-10) unknown defendants
CITY OF ATLANTIC CITY,
ATLANTIC CITY POLICE
DEPARTMENT; CHIEF HENRY
WHITE, OFFICER ANDRE L.
CORBIN JOE DOES 1-10.

Defendant(s).

RECEIVED AND
FILED
AUG 19 2016
ATLANTIC COUNTY
LAW DIVISION

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION: ATLANTIC COUNTY
DCOCKET NO: ATL-L- 1833 -16

COMPLAINT

Plaintiff, Jane Doe, (said name being a pseudonym used to protect the identity of the victim, hereinafter referred to as Jane Doe), individually residing in Atlantic County, New Jersey, a minor, age sixteen when the incidents giving rise to the Complaint began (currently 19 years of age) and Joseph C. Grassi Esq. and L.M. (said name being a pseudonym used to protect the identity of the victim's mother, hereinafter referred to as L.M.) as Co-Guardians Ad Litem for Jane Doe, having been duly appointed by Order of the Honorable Noah Bronkesh, J.S.C. of the Superior Court of New Jersey on December 9, 2015, and Mr. Grassi maintaining an office for the practice of law in

Cape May County, New Jersey and L.M. residing in the County of Atlantic, State of New Jersey,
by way of Complaint against the defendants, alleges and says:

I. PARTIES

1. At relevant times herein, plaintiff Jane Doe was a minor who suffered from a prior significant traumatic brain injury and had been declared totally disabled by the United States Social Security Administration.
2. At all relevant times herein the defendant City of Brigantine and Brigantine Police Department were and are public entities and/or a municipal corporations organized and existing pursuant to the laws of the State of New Jersey, with a place of business at 1417 West Brigantine Avenue, Brigantine City, New Jersey and are responsible for providing police services and for establishing policies, customs and practices for the City of Brigantine and for the City of Brigantine, Brigantine Police Department.
3. The City of Brigantine and Brigantine Police Department are part of the municipal government of the City of Brigantine and are responsible for providing police services for the City of Brigantine.
4. The City of Brigantine and Brigantine Police Department and their policy makers provide public accommodations and had a duty to protect Jane Doe from violations under the New Jersey Law Against Discrimination.
5. At all relevant times herein, defendant Chief Tim Reed, was the chief supervisory official and Chief of Police of the City of Brigantine, Brigantine Police Department acting in his individual and official capacity under color of law.
6. At all times relevant herein defendant City of Brigantine, Brigantine Police

Department and their policy makers and Chief Tim Reed were the authorized decision makers creating and establishing policies and customs and practices within the City of Brigantine, Brigantine Police Department. For purposes of this Complaint the official policy makers are included under the term City of Brigantine and Brigantine Police Department as if fully set forth herein.

7. At all relevant times herein defendant Ralph Pereira was employed by the defendant City of Brigantine and Brigantine Police Department as a police officer acting under color of law. This individual is being sued in both his individual and official capacities.
8. The defendant John Does (1-10) which names are fictitious as the true identities of these defendants are unknown to date, are individuals who knew, participated in, and/or reasonably should have known or knowingly condoned and/or covered up the acts and/or omissions of the defendants City of Brigantine, Brigantine Police Department, Chief Tim Reed and Officer Ralph Pereira. Furthermore, any and all allegations set forth herein shall be directed at each of them individually and in their official capacities.
9. At all relevant times herein the defendant City of Atlantic City and Atlantic City Police Department were and are public entities and/or municipal corporations organized and existing pursuant to the laws of the State of New Jersey, with a place of business at 2715 Atlantic Avenue, Atlantic City, New Jersey and are responsible for providing police services, establishing policies, customs and practices for the City of Atlantic City and for the City of Atlantic City, Atlantic City Police Department.
10. The Atlantic Police Department is part of the municipal government of the City of Atlantic City and is responsible for providing police services for the City of Atlantic

City.

11. The City of Atlantic City and Atlantic City Police Department provide public accommodations and had a duty to protect Jane Doe from violations under the New Jersey Law Against Discrimination
12. At all relevant times herein, defendant Chief Henry White, was the chief supervisory official and Chief of Police of the City of Atlantic City and Atlantic City Police Department acting in his individual and official capacity under color of law.
13. At all relevant times at all times relevant herein defendant City of Atlantic City, Atlantic City Police Department, Chief Henry White and their policy makers were the authorized decision makers creating and establishing policies and customs and practices within the City of Atlantic City, Atlantic City Police Department. For purposes of this Complaint the official policy makers are included under the term City of Atlantic City and Atlantic City Police Department as if fully set forth herein.
14. At all relevant times herein defendant Andre L. Corbin was employed by the defendant City of Atlantic City, Atlantic City Police Department as a police officer acting under color of law. This individual is being sued in both his individual and official capacities.
15. The defendant Joe Does (1-10) which names are fictitious as the true identities of these defendants are unknown to date are individuals who knew, participated in, and/or reasonably should have known or knowingly condoned and/or covered up the acts and/or omissions of the defendants City of Atlantic City, Atlantic City Police Department, Chief Henry White, and Officer Andre L. Corbin. Furthermore, any and all allegations set forth herein shall be directed at each of them individually and in their official capacities.

FACTUAL ALLEGATIONS AS TO DEFENDANT RALPH PEREIRA, CHIEF TIM REED AND CITY OF BRIGANTINE, BRIGANTINE POLICE DEPARTMENT

16. In approximately 2009 or 2010, Defendant Ralph Pereira as a uniformed police officer for Defendant City of Brigantine, Brigantine Police Department responded to the plaintiff's family residence in Brigantine for a 911 call. At that time, he met with plaintiff Jane Doe (age 13-14 years) and who was disabled and suffering from a traumatic brain injury.
17. Defendant City of Brigantine, Brigantine Police Department, Chief Tim Reed, Ralph Pereira and John Does 1-10 were acting in loco parentis with the minor child Jane Doe and had a duty to supervise and protect her.
18. From 2009 through 2012, defendant Pereira embarked upon a campaign in which he began grooming Jane Doe as his sexual victim. Defendant Pereira had both supervisory and disciplinary power over plaintiff Jane Doe.
19. Defendant Ralph Pereira repeatedly abused his position as a sworn law enforcement officer on numerous occasions between 2009 through 2013. The aforementioned actions by Officer Pereira were known to or should have been known to his supervisors at the City of Brigantine, Brigantine Police Department and to Chief Tim Reed.
20. In late 2012, the defendant Ralph Pereira began sending suggestive, pornographic and inappropriate text messages to Jane Doe while he was on duty and in uniform. These messages also contained pornographic photographs of his genitals
21. In late 2012, defendant Officer Ralph Pereira provided Jane Doe with Vodka in a water bottle, which the child consumed and then brought with her to school.

22. On multiple occasions between December 2012 and May 2014, (and at other times to be supplied), defendant Brigantine Police Officer Ralph Pereira met alone with the minor child Jane Doe provided her with alcohol, performed oral sex on her, raped, penetrated, sexually assaulted, sexually molested, detained, restrained, fondled, humiliated, defiled, harassed, intimidated, videotaped, photographed, abused, and endangered the welfare of Jane Doe.
23. Defendant City of Brigantine, Brigantine Police Department and Chief Tim Reed were on notice of the above mentioned acts of perversion and sexual assault committed by Police Officer Ralph Pereira on or before September 25, 2013, yet they allowed Officer Ralph Pereira to remain on active duty until his arrest on May 19, 2014 (approximately 8 months), to carry his gun on and off duty, allowed him to carry his police badge, allowed him to utilize his patrol vehicle and thereby allowed Officer Ralph Pereira to commit further sexual assaults and sexual molestations upon Jane Doe between January 2013 and May 2013.
24. On or about May 1, 2014, defendant Officer Ralph Pereira did cause harm to Jane Doe, a child under the age of 18, specifically by taking pictures and/or video of Jane Doe while Jane Doe was exposing intimate body parts.
25. On or about May 1, 2014, defendant Police Officer Ralph Pereira, a sworn Police Officer of the City of Brigantine, Brigantine Police Department created child pornography from pictures and video taken of Jane Doe.
26. On May 20, 2016, defendant Ralph Pereira pled guilty to Official Misconduct and Sexual Assault of Jane Doe and upon information and belief he will be sentenced in accordance with the plea agreement to 5 years in State Prison.

FACTUAL ALLEGATIONS AS TO DEFENDANT CITY OF ATLANTIC CITY, ATLANTIC CITY POLICE DEPARTMENT, CHIEF HENRY WHITE AND ANDRE L. CORBIN

27. Prior to be applying for a position as a police officer with the City of Atlantic City, Atlantic City Police Department, Andre L. Corbin was arrested 5 times for various offenses.
28. In or about 2008, while a sworn police officer for the City of Atlantic City, Atlantic City Police Department and prior to the incidents giving rise to this Complaint, Officer Andre L. Corbin in 2008 was accused of aggravated assault causing serious bodily injury.
29. Defendant City of Atlantic City, Atlantic City Police Department and Chief Henry White retained and hired Andre L. Corbin as a police officer knowing that he had been arrested on at least 5 prior occasions.
30. Defendant City of Atlantic City, Atlantic City Police Department and Chief Henry White did not suspend, fire or put defendant Andre L. Corbin on modified duty after the 2008 allegations of aggravated assault and instead allowed him to remain on active duty with his badge and gun.
31. In or about January 2013 defendant Andre L. Corbin met the plaintiff Jane Doe, when she was 16 years old at the Popeye's Chicken Restaurant in Atlantic City, New Jersey.
32. Defendant Andre L. Corbin ingratiated himself to Jane Doe and her family beginning in early 2013. At that time, he offered to act as an Arabic translator for the family while Jane Doe's father was in the local hospital receiving treatment for a terminal illness at AtlantiCare Medical Center in Atlantic City.

33. From January 2013 through August 2013, Defendant City of Atlantic City, Atlantic City Police Department, Chief Henry White, Andre L. Corbin and Joe Does 1-10 were acting in loco parentis with the minor child Jane Doe and had a duty to supervise and protect her.
34. Beginning in January 2013, defendant Andre L. Corbin embarked upon a campaign in which he began grooming Jane Doe as his sexual victim. At that time, he had both supervisory and disciplinary power over Jane Doe.
35. In early 2013, defendant Andre L. Corbin, while on duty, placed the minor child Jane Doe, a minor child, in his police cruiser and drove her to a local Applebee's restaurant in Atlantic City, New Jersey with the purpose of sexually assaulting her, forcing her to perform oral sex and grooming her as his sexual victim.
36. In early 2013, while outside of AtlanticCare Regional Medical Center in Atlantic City, New Jersey, defendant Andre L. Corbin, while in uniform and in his police cruiser, touched the minor child Jane Doe's genitals and inserted his finger into her vagina. Defendant Andre L. Corbin attempted to perform oral sex on the minor child while in the police cruiser but was thwarted by the confines and configuration of the patrol car.
37. In 2013, defendant Andre L. Corbin forced the plaintiff minor child Jane Doe to perform oral sex on him in his patrol car, while he was on duty and in uniform.
38. Defendant Andre L. Corbin repeatedly abused his position as a sworn law enforcement officer on numerous occasions in 2013. The aforementioned actions by Officer Corbin were known to or should have been known to his supervisors at the City of Atlantic City, Atlantic City Police Department.
39. On multiple occasions between January 1, 2013 and August 1, 2013, (and at other

times to be supplied), defendant Atlantic City Police Officer André L. Corbin, a public servant raped, sexually assaulted, sexually molested, fondled, humiliated, defiled, harassed, intimidated and abused Jane Doe.

40. The defendant Officer Andre L. Corbin was indicted on January 8, 2015 and waived the Indictment Accusations of Grand Jurors of Atlantic County for allegations of Official Misconduct, Sexual Assault, Sexual Contact and Endangering the Welfare of a Child and pled guilty On January 23, 2015 to One Count of Official Misconduct and One Count of Sexual Assault.
41. On or about June 26, 2015, defendant Police Officer Andre L. Corbin was sentenced to 5 years in State Prison.

**COUNTS AS TO DEFENDANTS CITY OF BRIGANTINE, BRIGANTINE
POLICE DEPARTMENT, CHIEF TIM REED, OFFICER ANDRE L. CORBIN
AND JOHN DOES 1-10**

FIRST COUNT (Equal Protection)

42. At all times mentioned herein , defendant Ralph Pereira was an employee, agent or servant of defendant City of Brigantine, Brigantine Police Department and was at all times acting in the course of that employment The defendant John Does (1-10) which names are fictitious as the true identities of these defendants are unknown to date are individuals who knew, participated in, and/or reasonably should have known or knowingly condoned and/or covered up the acts and/or omissions of the defendants City of Brigantine, Brigantine Police Department, Chief Tim Reed and Officer Ralph Pereira.
43. The conduct of defendants, City of Brigantine, Brigantine Police Department, and/or Chief Tim Reed, John Does, (1-10) aforesaid who was/were acting individually,

jointly and in conspiracy with the other defendants, resulted in plaintiff being lured; detained; restrained; raped, sexually molested; fondled; humiliated; defiled; harassed, menaced, assaulted, falsely imprisoned, maliciously and unlawfully detained and restrained, thereby depriving plaintiff, Jane Doe of her right to be free from the unreasonable detainment to the Equal Protection of the law and to Due Process of law in violation of the Constitution of the State of New Jersey, the laws of the New Jersey including but not limited to the New Jersey Civil Rights Act, NJSA 10:6-2 and the New Jersey Child Sex Abuse Act NJSA 2A:61B-1. The defendants conduct was palpably unreasonable.

44. All of the acts aforesaid were undertaken in a willful and malicious manner with an immoral purpose and to unjustly benefit defendants and to injure the reputation, standing, and integrity of Plaintiff, Jane Doe to her detriment, and defendants are therefore liable to plaintiff for punitive damages and attorneys' fees in addition to compensatory damages.
45. The incident in question and the injuries sustained by the plaintiff Jane Doe related thereto, did occur without any negligence on the part of Jane Doe which would bar her recovery against the defendants in the within cause of action. The plaintiff, Jane Doe, has complied with the requirements of N.J.S.A. 59:8-3 (if applicable hereto)
46. As a direct and proximate result of the actions of the defendants and their misuse of authority and gross misconduct, and particularly their willful, intentional, false, malicious, reckless, or grossly negligent actions in luring; detaining; restraining; sexually molesting; fondling, humiliating, defiling, harassing, menacing, assaulting and restraining plaintiff, plaintiff was greatly humiliated and disgraced, suffered great mental and physical anguish, suffered severe damage to her reputation and standing

in the community, and has otherwise been damaged and injured in diverse other manners to her great detriment.

WHEREFORE, plaintiff(s) demands judgment for damages against defendants, the defendants, City of Brigantine, Brigantine Police Department, Chief Tim Reed, Officer Ralph Pereira and John Does, (1-10) for both compensatory and punitive, together with reasonable attorney's fees, lawful interest, and costs of suit.

SECOND COUNT (Assault & Battery)

47. Plaintiffs repeat and reallege each and every allegation contained in the above paragraphs of the Complaint as though set forth fully at length.
48. Defendant Officer Ralph Pereira touched plaintiff Jane Doe in an unlawful and offensive manner, causing her humiliation, embarrassment, and emotional distress.
49. As a result, plaintiff reasonably believed she was about to suffer bodily injury.
50. Plaintiff, a minor was unable to consent to being touched by defendant.
51. Defendant Officer Ralph Pereira is directly liable for his actions and defendants City of Brigantine, Brigantine Police Department, Chief Tim Reed and John Does, (1-10) are directly liable for its actions for failing to prevent Pereira's actions and vicariously liable for Pereira's actions which were done within the scope of his duties and an employee and sworn police officer of the City of Brigantine, Brigantine Police Department and under color of law.
52. As a direct and proximate result of the actions of the defendant Officer Ralph Pereira as aforesaid, plaintiff was greatly humiliated and disgraced, suffered great mental and physical anguish, suffered severe damage to her reputation and standing in the

community and has been damaged and injured in diverse other manners to her great detriment.

WHEREFORE, plaintiff(s) demands judgment for damages against defendants, City of Brigantine, Brigantine Police Department, Chief Tim Reed, Officer Ralph Pereira and John Does, (1-10) for both compensatory and punitive, together with reasonable attorney's fees, lawful interest, and costs of suit.

THIRD COUNT (False Detention & Imprisonment)

53. Plaintiffs repeat and reallege each and every allegation contained in the above paragraphs of the Complaint as though set forth fully at length.
54. Defendant Officer Ralph Pereira actions, individually and together and in conspiracy with the other defendants, City of Brigantine, Brigantine Police Department, Chief Tim Reed and John Does, (1-10), resulted in plaintiff Jane Doe being falsely, maliciously and unlawfully detained and restrained from her personal liberty and thereby deprived plaintiff of her right to be free from unreasonable and unlawful seizure of her person, to the equal protection of the law and to due process of law in violation of the laws of the State of New Jersey including but not limited to the Constitution and laws of the State of New Jersey including but not limited to the New Jersey Civil Rights Act, NJSA 10:6-2 and the New Jersey Child Sex Abuse Act NJSA 2A:61B-1.
55. All of the acts aforesaid were undertaken in a willful and malicious manner with an immoral purpose and to unjustly enrich the defendants City of Brigantine, Brigantine Police Department, Chief Tim Reed, Officer Ralph Pereira and John Does, (1-10) and to injure the reputation, standing and integrity of plaintiff, Jane Doe, to her detriment, and defendants City of Brigantine, Brigantine Police Department, Chief Tim Reed,

Officer Ralph Pereira and John Does, (1-10) are, therefore, liable to plaintiff for punitive damages in addition to compensatory damages.

56. At no relevant time did the plaintiff consent, nor could she consent, to the confinement and restriction of her liberty imposed by the defendants.
57. Defendant Officer Ralph Pereira detained the plaintiff intentionally, and for his own reasons.
58. Defendant Officer Ralph Pereira is directly liable for his actions and defendants City of Brigantine, Brigantine Police Department, Chief Tim Reed and John Does, (1-10) are directly liable for its actions for failing to prevent Pereira's actions and vicariously liable for Pereira's actions which were done within the scope of his duties and an employee and sworn police officer of the City of Brigantine, Brigantine Police Department and under color of law.
59. As a direct and proximate result of the actions of the defendants City of Brigantine, Brigantine Police Department, Chief Tim Reed, Officer Ralph Pereira, State of New Jersey and John Does, (1-10) as aforesaid, and particularly of their willful, intentional, false, malicious, reckless, or grossly negligent actions in luring; detaining; restraining; sexually molesting; fondling; humiliating; defiling; harassing, menacing, assaulting and restricting and imprisoning plaintiff, plaintiff was greatly humiliated and disgraced, suffered great mental and physical anguish, suffered severe damage to her reputation and standing in the community, was forced to undergo the rigors and strain of a false detention and imprisonment and has otherwise been damaged and injured in diverse other manners to her great detriment.

WHEREFORE, plaintiff Jane Doe demands judgment for damages against the defendants, City of Brigantine, Brigantine Police Department, Chief Tim Reed, Officer Ralph

Pereira and John Does, (1-10) both compensatory and punitive, together with reasonable attorney's fees, lawful interest, and costs of suit.

FOURTH COUNT (Gross Insult)

60. Plaintiffs repeat and reallege each and every allegation contained in the above paragraphs of the Complaint as though set forth fully at length.
61. Defendant Brigantine Police services are public accommodations. As with a common carrier or a place of public accommodation, plaintiff has a quasi-contractual expectation, grounded in the laws of the State of New Jersey and the New Jersey Constitution, to be free from sexual exploitation.
62. The plaintiff was sexually assaulted and greatly humiliated on numerous occasions by defendant Officer Ralph Pereira.
63. Defendant City of Brigantine, Brigantine Police Department, Chief Tim Reed and John Does, (1-10) are responsible for the gross insults of defendant Officer Ralph Pereira.
64. As a direct and proximate result of the actions of the defendants City of Brigantine, Brigantine Police Department, Chief Tim Reed, Officer Ralph Pereira, State of New Jersey and John Does, (1-10) as aforesaid, plaintiff was greatly humiliated and disgraced, suffered great mental and physical anguish, suffered severe damage to her reputation and standing in the community and has otherwise been damaged and injured in diverse other manners to her great detriment.

WHEREFORE, plaintiff Jane Doe demands judgment for damages against the defendants, City of Brigantine, Brigantine Police Department, Chief Tim Reed, Officer Ralph Pereira and John Does, (1-10) both compensatory and punitive, together with reasonable attorney's fees, lawful interest, and costs of suit.

FIFTH COUNT (New Jersey Law Against Discrimination)

65. Plaintiffs repeat and reallege each and every allegation contained in the above paragraphs of the Complaint as though set forth fully at length.
66. Defendant Ralph Pereira took advantage of plaintiff Jane Doe's disability (traumatic brain injury) and treated her differently than her non-disabled peers and discriminated against her.
67. Jane Doe, because of her traumatic brain disability related to male adult figures in a sexualized manner which required special care and accommodation. Rather than act professionally, and accommodate this behavior, defendant Ralph Pereira took advantage of the disability.
68. The pattern of sexual assault, assault, battery and sexual harassment engaged in by defendant Officer Ralph Pereira was motivated by plaintiff, Jane Doe's race and gender and disability.
69. Defendant Pereira's conduct was outrageous, and would be upsetting to any reasonable woman or any reasonable Muslim female or female child or disabled female.
70. Defendant Pereira is directly liable for his actions and defendants City of Brigantine, Brigantine Police Department, Chief Tim Reed and John Does, (1-10) are directly liable for its actions in failing to prevent Pereira's actions and vicariously liable for Pereira's actions which were done within the scope of his duties an employee of City of Brigantine, Brigantine Police Department, and under color of law.
71. Defendants City of Brigantine, Brigantine Police Department and Chief Tim Reed wrongfully aided, abetted, incited and/or compelled defendant Ralph Pereira's unlawful discriminatory treatment of plaintiff, Jane Doe, in violation of the New Jersey Law

Against Discrimination N.J.S.A. 10:5-1, et seq.

72. Defendants City of Brigantine, Brigantine Police Department and Chief Tim Reed were fully aware of the wrongful acts resulting in the plaintiff's injuries.
73. Defendants City of Brigantine, Brigantine Police Department and Chief Tim Reed failed to implement an anti-discrimination policy and or post appropriate notices, and/or monitor, supervise and train and re-train against harassment.
74. Because of the collective acts of the defendants and due to their plan, scheme and motives to harass the plaintiff in an unlawfully and discriminatory manner, defendants wrongfully aided and abetted the other.
75. As a direct and proximate result of the actions of the defendants City of Brigantine, Brigantine Police Department, Chief Tim Reed, Officer Ralph Pereira and John Does, (1-10) as aforesaid, plaintiff was greatly humiliated and disgraced, suffered great mental and physical anguish, suffered severe damage to her reputation and standing in the community and is entitled to sexual harassment damages under N.J.S.A. 10:5-1 et seq. has otherwise been damaged and injured in diverse other manners to her great detriment.

WHEREFORE, plaintiff Jane Doe demands judgment for damages against the defendants, City of Brigantine, Brigantine Police Department, Chief Tim Reed, Officer Ralph Pereira and John Does, (1-10) both compensatory and punitive, together with reasonable attorney's fees, lawful interest, and costs of suit.

SIXTH COUNT (Excessive Force)

76. Plaintiffs repeat and reallege each and every allegation contained in the above paragraphs of the Complaint as though set forth fully at length.
77. Defendant, Officer Ralph Pereira used excessive force in implementing his unreasonable

and unlawful confinement and sexual assaults against plaintiff Jane Doe in violation of the New Jersey Constitution and laws of the State of New Jersey including but not limited to the New Jersey Civil Rights Act, NJSA 10:6-2.

78. Defendant Pereira is directly liable for his actions and defendants City of Brigantine, Brigantine Police Department, Chief Tim Reed and John Does, (1-10) are directly liable for its actions in failing to prevent Pereira's actions and vicariously liable for Pereira's actions which were done within the scope of his duties as an employee of City of Brigantine, Brigantine Police Department, and under color of law.
79. As a direct and proximate result of the actions of the defendant Officer Ralph Pereira as aforesaid, plaintiff was greatly humiliated and disgraced, suffered great mental and physical anguish, suffered severe damage to her reputation and standing in the community and has been damaged and injured in diverse other manners to her great detriment.

WHEREFORE, plaintiff Jane Doe demands judgment for damages against the defendants City of Brigantine, Brigantine Police Department, Chief Tim Reed, Officer Ralph Pereira, and John Does, (1-10) both compensatory and punitive, together with reasonable attorney's fees, lawful interest, and costs of suit

SEVENTH COUNT

Intentional and Negligent Infliction of Emotional Distress

80. Plaintiffs repeat and reallege each and every allegation contained in the above paragraphs of the Complaint as though set forth fully at length
81. During the period of sexual assaults and false imprisonment as aforementioned the defendants, herein, City of Brigantine, Brigantine Police Department, Chief Tim Reed, Ralph Pereira John Does (1-10), their agents, servants and employees, engaged in actions

intended to inflict severe emotional trauma upon plaintiff, Jane Doe.

82. As a direct and proximate result of the actions of the defendants, plaintiff was greatly humiliated and disgraced, suffered great mental and physical anguish, suffered severe damage to her reputation and standing in the community and has been damaged and injured in diverse other manners to her great detriment.

WHEREFORE, plaintiff (s) demands judgment against defendants, City of Brigantine, Brigantine Police Department, Chief Tim Reed, Ralph Pereira John Does (1-10), jointly and severally for compensatory and punitive damages together with interest, costs of suit and attorney's fees and other appropriate relief.

EIGHTH COUNT (Negligent Hiring Retention and Supervision)

83. Plaintiffs repeat and reallege each and every allegation contained in the above paragraphs of the Complaint as though set forth fully at length.
84. At all times mentioned herein, the defendants City of Brigantine, Brigantine Police Department and Chief Tim Reed, were the employers, supervisors and were responsible for policies and customs at the City of Brigantine, Brigantine Police Department and were in charge of hiring and supervising of the individual defendant Officer Ralph Pereira and John Does (1-10) who were acting as its agents, servants and employees.
85. Defendants City of Brigantine, Brigantine Police Department and Chief Tim Reed owed a duty to exercise reasonable care in continual formation of Officer Ralph Pereira and John Does 1-10 as a Police Officer and had a duty to plaintiff to properly hire, train, supervise, retrain and discipline defendant Ralph Pereira and John Does 1-10 and other of its employees responsible for the screening, selection, hiring, training, re-training, supervision, retention, assignment, transferring, disciplining and

appointment and/or employment of the defendant Ralph Pereira for the work assigned to him for the purposes of determining his fitness for access to the public including plaintiff, Jane Doe.

86. The defendants City of Brigantine, Brigantine Police Department and Chief Tim Reed had an ongoing duty to keep and maintain defendant Officer Ralph Pereira and John Does 1-10 under continuous and/or reasonable supervision that provided assurance that defendant Officer Ralph Pereira and John Does 1-10 were fit to perform his/their employment and/or assigned or appointed responsibilities and did not present a risk to the health, safety and welfare of those individuals, including plaintiff, Jane Doe who would reasonably be expected to come into contact with defendant Officer Ralph Pereira and/or John Does 1-10 as a result of his/their employment and/or duties and responsibilities of his assignments and/or appointments while an officer, employee, agent, servant and to retain him only as long as he was fit and competent.
87. Defendants City of Brigantine, Brigantine Police Department and Chief Tim Reed have an additional and special duty to protect members of the general public within their jurisdiction and those that come under its care, custody or under its control or the control of their police officers.
88. Defendants City of Brigantine, Brigantine Police Department and Chief Tim Reed had actual and/or constructive knowledge of defendant Officer Ralph Pereira's and John Does 1-10 proclivities and/or improper behavior toward others, including but not limited to the plaintiff Jane Doe and it is therefore reasonably foreseeable, that, in the ordinary course of discharging an officer's, employees, agents, servants and/or volunteer duties, an officer, employee, agent, servant might present a threat of injury to the public.

89. Defendants City of Brigantine, Brigantine Police Department and Chief Tim Reed improperly hired, trained, disciplined supervised and retained Ralph Pereira and John Does 1-10 and knew or should have known that he/they were likely to act as a sexual predator towards children and as to members of the opposite sex, such as the plaintiff.
90. Defendants City of Brigantine, Brigantine Police Department and Chief Tim Reed failed to use reasonable care in the selection of its employees, agents and servants, failed to properly train and re-train and supervise the individual defendants, Ralph Pereira and John Does 1-10 and failed to provide appropriate safeguards to prevent the unlawful conduct described resulting in the violation of plaintiff's civil rights.
91. The defendants City of Brigantine, Brigantine Police Department and Chief Tim Reed breached their duty of care in that they failed to take any action to ensure that plaintiff was not harmed by defendant Ralph Pereira despite their actual and/or constructive notice of defendant Ralph Pereira's rogue conduct, more specifically, the defendants negligently screened, selected, trained, re-trained, retained, employed, assigned, transferred and/or appointed defendant Ralph Pereira, to the position of trust and authority as an officer, employee, agent, servant at City of Brigantine, Brigantine Police Department in direct contact with the public and further negligently failed to provide adequate warning to plaintiff, negligently failed and refused to remove or suspend defendant Ralph Pereira and/or John Does 1-10 from his/their duties at his various assignments or appointments or as an officer, employee, agent, servant, and/or volunteer or otherwise act to prevent defendant Ralph Pereira from pursuing his rogue acts on the public, including plaintiff Jane Doe, and otherwise failed to adopt and establish policies, guidelines, or other means protecting plaintiff, Jane Doe from Officer Ralph Pereira's and John Does 1-10 propensities for rogue behavior or

the behavior itself. Additionally, the aforementioned negligent acts of commission and/or omission amounted to gross negligence by the defendants.

92. Defendants City of Brigantine, Brigantine Police Department and Chief Tim Reed maintained an ineffective internal affairs department, internal affairs policies, internal affairs practices and internal affairs customs which led to a failure of the defendants to properly investigate and discipline their police officers and Ralph Pereira in particular and thereby created a culture of rogue and reckless and/or intentional behavior to exist within the City of Brigantine, Brigantine Police Department.
93. Defendants City of Brigantine, Brigantine Police Department and Chief Tim Reed acted individually under color of law pursuant to its official policy or custom and practice and intentionally, knowingly, recklessly, wantonly or with deliberate indifference failed to properly and adequately control and discipline on a continuing basis the individual defendants Ralph Pereira and John Does 1-10 in the performance of their duties and otherwise failed to refrain the individual defendants from the unlawful conduct described resulting in the violation of plaintiff's civil rights.
94. Defendants City of Brigantine, Brigantine Police Department, Chief Tim Reed had knowledge of or had it diligently exercised its duties to instruct, supervise, control, and discipline the individual defendants Ralph Pereira and John Does 1-10 on a continuing basis should have had knowledge of the dangerous propensities and the fact that that Ralph Pereira and John Does (1-10) were unfit to be a police officer, of the wrongs that were done as alleged and intentionally, knowingly, or with deliberate indifference to the rights of plaintiff failed or refused to prevent their commission.
95. The defendants, City of Brigantine, Brigantine Police Department and Chief Tim Reed, individually, directly or indirectly and under color of law thereby approved or

ratified the unlawful, deliberate, malicious, reckless and wanton conduct of the individual defendants Ralph Pereira and John Does 1-10.

96. As a direct and proximate result of the actions of the defendant Officer Ralph Pereira and John Does 1-10 as aforesaid, plaintiff was greatly humiliated and disgraced, suffered great mental and physical anguish, suffered severe damage to her reputation and standing in the community and has been damaged and injured in diverse other manners to her great detriment.

WHEREFORE, plaintiff(s) demands judgment against defendants City of Brigantine, Brigantine Police Department and Chief Tim Reed for both compensatory and punitive damages, together with reasonable attorney's fees, lawful interest, and costs of suit.

NINTH COUNT

(Intentional Misconduct and/or Gross Negligence)

97. Plaintiffs repeat and reallege each and every allegation contained in the above paragraphs of the Complaint as though set forth fully at length.
98. Prior to the dates the sexual assaults and sexual molestations of the plaintiff and the unlawful, detention and false imprisonment of her person, the defendants, City of Brigantine, Brigantine Police Department and Chief Tim Reed, it had been known, or should have been known to defendants that Officer Ralph Pereira and John Does 1-10 to be dangerous "rogues" with a pattern of deviating from accepted police practice and procedure for his/their own benefit, being unfit as police officers and utilizing his/their position as an employee, agent, servant of the City of Brigantine, Brigantine Police Department to the detriment of the public.
99. The City of Brigantine, Brigantine Police Department and Chief Tim Reed were aware or should have been aware that Jane Doe had been raped and sexually assaulted by

Officer Ralph Pereira as early as September 25, 2013 and did not take any action whatsoever to protect Jane Doe from further sexual assaults that occurred following their actual notice. Defendants City of Brigantine, Brigantine Police Department and Chief Tim Reed allowed Officer Pereira to remain on full active duty with his gun and badge until his eventual arrest in May 2014.

100. Between September 25, 2013 and May 2014, defendant Pereira continued his course of sexual assaults and molestation of the plaintiff Jane Doe.
101. After learning through complaints from Jane Doe, the public and other victims, officers, directors, employees, agents, servants of the other defendants that Officer Ralph Pereira had utilized his position as an officer, employee, agent, servant of the City of Brigantine, Brigantine Police Department, the defendants deliberately and/or outrageously allowed him and/or assigned him to positions as an officer, employee, agent, servant in the City of Brigantine, Brigantine Police Department where he would have full access to the public, including plaintiff, Jane Doe, thereafter, they failed to remove or suspend defendant Officer Ralph Pereira from his duties as police officer, employee, agent, servant or otherwise act to stop him from pursuing his rogue schemes on the public, including but not limited to plaintiff, Jane Doe, after receiving complaints and/or reliable information that defendant Ralph Pereira was engaging in such illegal and improper activities.
102. The actions of said defendants as alleged in the preceding paragraphs constituted intentional misconduct and/or gross negligence and/or palpably unreasonable conduct with the harm which befell plaintiff as a directly foreseeable consequence.
103. At all times material hereto, the defendants were grossly negligent, willful, wanton, malicious, reckless and outrageous in their disregard for the rights and safety of the

public in general, as well as to the plaintiff.

104. As a direct and proximate result of the actions of the defendant Officer Ralph Pereira as aforesaid, plaintiff was greatly humiliated and disgraced, suffered great mental and physical anguish, suffered severe damage to her reputation and standing in the community and has been damaged and injured in diverse other manners to her great detriment.

WHEREFORE, plaintiff Jane Doe demands judgment for damages against the defendants, City of Brigantine, Brigantine Police Department, Chief Tim Reed, Officer Ralph Pereira and John Does, (1-10) both compensatory and punitive, together with reasonable attorney's fees, lawful interest, and costs of suit.

TENTH COUNT (Entity Liability)

105. Plaintiffs repeat and reallege each and every allegation contained in the above paragraphs of the Complaint as though set forth fully at length.
106. Defendant City of Brigantine and Brigantine Police Department are a governmental entity whose activities constitute state action within the meaning of the New Jersey Constitution and the laws of the State of New Jersey.
107. Defendant Chief Tim Reed is empowered and authorized to make decisions for the City of Brigantine, Brigantine Police Department and to embark particular courses of action, that are considered to be official policy.
108. Defendant City of Brigantine, Brigantine Police Department and Chief Tim Reed have a policy, custom and/or practice of failing to adequately train and/or supervise their employees and police officers, failing to prevent racial and gender discrimination and discrimination against persons with disabilities and to protect members of the public and Jane Doe in particular.

109. Defendants City of Brigantine, Brigantine Police Department and Chief Tim Reed has an ineffective internal affairs department, internal affairs policies, internal affairs practices and internal affairs customs which led to a failure of the defendants to properly investigate and discipline their police officers and Ralph Pereira in particular and thereby created a culture of rogue and reckless and/or intentional behavior to exist within the City of Brigantine, Brigantine Police Department.
110. Defendant City of Brigantine, Brigantine Police Department and Chief Tim Reed has failed to adopt and/or enforce policies to prevent racial and gender discrimination and discrimination against persons under a disability in their police department.
111. Defendant City of Brigantine, Brigantine Police Department and Chief Tim Reed has a policy and practice of failing to protect members of the public from their rogue police officers.
112. There is a direct and proximate causal connection between the conduct of the City of Brigantine, Brigantine Police Department and Chief Tim Reed and the deprivation of Jane Does constitutional rights.
113. As a direct and proximate result of the actions of the defendant Officer Ralph Pereira City of Brigantine, Brigantine Police Department, Chief Tim Reed as aforesaid, plaintiff was greatly humiliated and disgraced, suffered great mental and physical anguish, suffered severe damage to her reputation and standing in the community and has been damaged and injured in diverse other manners to her great detriment.

WHEREFORE, plaintiff(s) demands judgment against defendants City of Brigantine, Brigantine Police Department, Chief Tim Reed, Ralph Pereira and John Doe (1-10), jointly and severally for compensatory and punitive damages together with interest, costs of suit and attorney's fees and other appropriate relief.

ELEVENTH COUNT- PUNITIVE DAMAGES

114. Plaintiffs repeat and reallege each and every allegation contained in the above paragraphs of the Complaint as though set forth fully at length.
115. Defendants, City of Brigantine, Brigantine Police Department, Chief Tim Reed, Officer Ralph Pereira and John Does, (1-10) outrageous actions constitute malice, vindictiveness, wanton and reckless disregard and indifference to plaintiffs' rights, and, therefore, Plaintiff Jane Doe also requests punitive damages for said actions.

WHEREFORE, Plaintiff, Jane Doe demands judgment against defendants, City of Brigantine, Brigantine Police Department, Chief Tim Reed, Officer Ralph Pereira and John Does 1-10, individually, jointly, severally, and/or in the alternative, for damages, interest, costs of suit, and for such other relief as the Court deems fair and equitable

TWELFTH COUNT (Child Sex Abuse Act N.J.S.A 2A:61B-1)

116. Plaintiffs repeat and reallege each and every allegation contained in the above paragraphs of the Complaint as though set forth fully at length.
117. At all relevant times hereto, defendant City of Brigantine, Brigantine Police Department, Chief Tim Reed and John Does 1-10 had a duty to protect Jane Doe and provided services and amenities characteristic of those provided to her at her home and these defendants were standing in loco parentis to the plaintiff Jane

Doe.

118. At all times relevant hereto defendant Officer Ralph Pereira committed multiple acts of sexual abuse, sexual contact, sexual penetration as defined by NJSA 2A:61B-1 with Jane Doe a child under the age of 18 years, defining him as an active abuser.
119. Defendants City of Brigantine, Brigantine Police Department and Chief Tim Reed who were standing in loco parentis within the household of Jane Doe knowingly permitted or acquiesced to the sexual abuse perpetrated by defendant Pereira upon Jane Doe, defining them as passive abusers.
120. As a direct and proximate result of the actions of the defendants as aforesaid, plaintiff was greatly humiliated and disgraced, suffered great mental and physical anguish, suffered severe damage to her reputation and standing in the community and has been damaged and injured in diverse other manners to her great detriment.

WHEREFORE, Plaintiff, Jane Doe demands judgment against defendants, City of Brigantine, Brigantine Police Department, Chief Tim Reed, Officer Ralph Pereira and John Does 1-10, individually, jointly, severally, and/or in the alternative, for damages, interest, costs of suit, and for such other relief as the Court deems fair and equitable

THIRTEENTH COUNT (L.M.'s Individual Claim)

121. Plaintiffs repeat and reallege each and every allegation contained in the above paragraphs of the Complaint as though set forth fully at length.
122. Plaintiff L.M., the mother of Jane Doe, had a reasonable expectation that City of Brigantine, Brigantine Police Department, Chief Tim Reed, Officer Ralph Pereira and John Does 1-10 would protect Jane Doe.

123. Defendants City of Brigantine, Brigantine Police Department, Chief Tim Reed, Officer Ralph Pereira and John Does 1-10 had a duty to protect Jane Doe.
124. Defendants City of Brigantine, Brigantine Police Department, Chief Tim Reed, Officer Ralph Pereira and John Does 1-10 breached their duty to protect plaintiff Jane Doe.
125. By reason of the aforesaid, the plaintiff, L.M., Individually, was obliged to incur large expenses in the care and treatment of her daughter, Jane Doe, and will be so obliged in the future and she was and will in the future be deprived of her usual services, society, earnings and companionship.

WHEREFORE, the plaintiff, L.M., Individually, demands judgment against defendants City of Brigantine, Brigantine Police Department, Chief Tim Reed Officer Ralph Pereira. John Doe (1-10) for compensatory and punitive damages together with interest, costs of suit and attorney's fees and other appropriate relief.

COUNTS AS TO DEFENDANTS ATLANTIC CITY POLICE DEPARTMENT,
CHIEF HENRY WHITE, OFFICER ANDRE L. CORBIN AND JOE DOES 1-10

FOURTEENTH COUNT (Equal Protection Due Process)

126. Plaintiffs repeat and reallege each and every allegation contained in the above paragraphs of the Complaint as though set forth fully at length.
127. At all times mentioned herein, defendant Officer Andre L. Corbin was an employee, agent or servant of defendant City of Atlantic City, Atlantic City Police Department and was at all times acting in the course of that employment. The defendant Joe Does (1-10) which names are fictitious as the true identities of these defendants are unknown to date are individuals who knew, participated in, and/or reasonably should have known or knowingly condoned and/or covered up

the acts and/or omissions of the defendants City of Atlantic City, Atlantic City Police Department, Chief Henry White, Officer Andre.L. Corbin.

128. The conduct of defendants, City of Atlantic City, Atlantic City Police Department, and/or Chief Henry White, Joe Does, (1-10) aforesaid who was/were acting individually, jointly and in conspiracy with the other defendants, resulted in plaintiff being lured; detained; restrained; raped, sexually molested; fondled; humiliated; defiled; harassed, menaced, assaulted, falsely imprisoned, maliciously and unlawfully detained and restrained, thereby depriving plaintiff, Jane Doe of her right to be free from the unreasonable detainment to the Equal Protection of the law and to Due Process of law in violation of the Constitution of the State of New Jersey, the laws of the New Jersey including but not limited to the New Jersey Civil Rights Act including but not limited to the New Jersey Civil Rights Act, NJSA 10:6-2 and the New Jersey Child Sex Abuse Act NJSA 2A:61-B-1. The defendants conduct was palpably unreasonable.
129. All of the acts aforesaid were undertaken in a willful and malicious manner with an immoral purpose and to unjustly benefit defendants and to injure the reputation, standing, and integrity of Plaintiff, Jane Doe to her detriment, and defendants are therefore liable to plaintiff for punitive damages and attorneys' fees in addition to compensatory damages.
130. As a direct and proximate result of the actions of the defendants and their misuse of authority and gross misconduct, and particularly their willful, intentional, false, malicious, reckless, or grossly negligent actions in luring; detaining; restraining; sexually molesting; fondling, humiliating, defiling, harassing, menacing, assaulting and restraining plaintiff, plaintiff was greatly humiliated and disgraced,

suffered great mental and physical anguish, suffered severe damage to her reputation and standing in the community, and has otherwise been damaged and injured in diverse other manners to her great detriment. The incident in question and the injuries sustained by the plaintiff Jane Doe related thereto, did occur without any negligence on the part of Jane Doe which would bar her recovery against the defendants in the within cause of action. The plaintiff, Jane Doe, has complied with the requirements of N.J.S.A. 59:8-3 (if applicable hereto).

WHEREFORE, plaintiff(s) demands judgment for damages against defendants, the defendants, Atlantic Police Department, Chief Henry White, Officer Andre L. Corbin and Joe Does, (1-10) for both compensatory and punitive, together with reasonable attorney's fees, lawful interest, and costs of suit.

FIFTEENTH COUNT (Assault & Battery)

131. Plaintiffs repeat and reallege each and every allegation contained in the above paragraphs of the Complaint as though set forth fully at length.
132. Defendant Officer Andre L. Corbin touched plaintiff Jane Doe in an unlawful and offensive manner, causing her humiliation, embarrassment, and emotional distress.
133. As a result, plaintiff reasonably believed she was about to suffer bodily injury.
134. Plaintiff, a minor was unable to consent to being touched by defendant.
135. Defendant Officer Andre L. Corbin is directly liable for his actions and defendants City of Atlantic City, Atlantic City Police Department, Chief Henry White and Joe Does, (1-10) are directly liable for its actions for failing to prevent Corbin's actions and vicariously liable for Corbin's actions which were done within the scope of his duties and an employee and sworn police officer of the

City of Atlantic City, Atlantic City Police Department and under color of law.

136. As a direct and proximate result of the actions of the defendant Officer Andre L. Corbin as aforesaid, plaintiff was greatly humiliated and disgraced, suffered great mental and physical anguish, suffered severe damage to her reputation and standing in the community and has been damaged and injured in diverse other manners to her great detriment.

WHEREFORE, plaintiff(s) demands judgment for damages against defendants, the defendants, City of Atlantic City, Atlantic City Police Department, Chief Henry White, Officer Andre L. Corbin and Joe Does 1-10 for both compensatory and punitive, together with reasonable attorney's fees, lawful interest, and costs of suit.

SIXTEENTH COUNT (False Detention & Imprisonment)

137. Plaintiffs repeat and reallege each and every allegation contained in the above paragraphs of the Complaint as though set forth fully at length.
138. Defendant Officer Andre L. Corbin's actions, individually and together and in conspiracy with the other defendants, City of Atlantic City, Atlantic City Police Department, Chief Henry White and Joe Does, (1-10), resulted in plaintiff Jane Doe being falsely, maliciously and unlawfully detained and restrained from her personal liberty and thereby deprived plaintiff of her right to be free from unreasonable and unlawful seizure of her person, to the equal protection of the law and to due process of law in violation of the laws of the State of New Jersey including but not limited to the Constitution and laws of the State of New Jersey including but not limited to the New Jersey Civil Rights Act, NJSA 10:6-2 and the New Jersey Child Sex Abuse Act NJSA 2A:61-B-1.
139. All of the acts aforesaid were undertaken in a willful and malicious manner with

- an immoral purpose and to unjustly enrich the defendants City of Atlantic City, Atlantic City Police Department, Henry White, Officer Henry White and Joe Does, (1-10) and to injure the reputation, standing and integrity of plaintiff, Jane Doe, to her detriment, and defendants City of Atlantic City, Atlantic City Police Department, Chief Henry White, Officer Andre L. Corbin. are, therefore, liable to plaintiff for punitive damages in addition to compensatory damages.
140. At no relevant time did the plaintiff consent, nor was she able to consent, to the confinement and restriction of her liberty imposed by the defendants.
141. Defendant Officer Andre L. Corbin detained the plaintiff intentionally, and for his own reasons.
142. Defendant Officer Andre L. Corbin is directly liable for his actions and defendants City of Atlantic City, Atlantic City Police Department, Chief Henry White and Joe Does 1-10 are directly liable for its actions for failing to prevent Corbin's actions and vicariously liable for Corbin's actions which were done within the scope of his duties and an employee and sworn police officer of the City of Atlantic City, Atlantic City Police Department and under color of law.
143. As a direct and proximate result of the actions of the defendants City of Atlantic City, Atlantic City Police Department, Chief Henry White, Officer Andre L. Corbin and Joe Does 1-10 as aforesaid, and particularly of their willful, intentional, false, malicious, reckless, or grossly negligent actions in luring; detaining; restraining; sexually molesting; fondling; humiliating; defiling; harassing, menacing, assaulting and restricting and imprisoning plaintiff, plaintiff was greatly humiliated and disgraced, suffered great mental and physical anguish, suffered severe damage to her reputation and standing in the community, was

forced to undergo the rigors and strain of a false detention and imprisonment has otherwise been damaged and injured in diverse other manners to her great detriment.

WHEREFORE, plaintiff Jane Doe demands judgment for damages against the defendants, City of Atlantic City, Atlantic City Police Department, Chief Henry White, Officer Andre L. Corbin and Joe Does 1-10 both compensatory and punitive, together with reasonable attorney's fees, lawful interest, and costs of suit.

SEVENTEENTH COUNT (Gross Insult)

144. Plaintiffs repeat and reallege each and every allegation contained in the above paragraphs of the Complaint as though set forth fully at length.
145. Defendant City of Atlantic City, Atlantic City Police Department's services are public accommodations. As with a common carrier or a place of public accommodation, plaintiff has a quasi-contractual expectation, grounded in the laws of the State of New Jersey and the New Jersey Constitution, to be free from sexual exploitation.
146. Plaintiff Jane Doe was sexually assaulted and suffered great humiliation as a result of the actions of defendant Officer Andre L. Corbin.
147. Defendant City of Atlantic City, Atlantic City Police Department, Chief Henry White and Joe Does 1-10 are responsible for the gross insults of defendant Officer Andre L. Corbin.
148. As a direct and proximate result of the actions of the defendants City of Atlantic City, Atlantic City Police Department, Chief Henry White, Officer Andre L. Corbin and Joe Does 1-10 as aforesaid, plaintiff was greatly humiliated, sexually

exploited and disgraced, suffered great mental and physical anguish, suffered severe damage to her reputation and standing in the community and has otherwise been damaged and injured in diverse other manners to her great detriment.

WHEREFORE, plaintiff Jane Doe demands judgment for damages against the defendants, City of Atlantic City, Atlantic City Police Department, Chief Henry White, Officer Andre L. Corbin and Joe Does 1-10 both compensatory and punitive, together with reasonable attorney's fees, lawful interest, and costs of suit.

EIGHTEENTH COUNT (New Jersey Law Against Discrimination)

149. Plaintiffs repeat and reallege each and every allegation contained in the above paragraphs of the Complaint as though set forth fully at length.
150. Defendant Andre L. Corbin took advantage of plaintiff Jane Doe's disability (traumatic brain injury) and treated her differently than her non-disabled peers and discriminated against her.
151. Jane Doe, because of her traumatic brain disability related to male adult figures in a sexualized manner which required special care and accommodation. Rather than act professionally, and accommodate this behavior, defendant Andre L. Corbin took advantage of the disability.
152. The pattern of sexual assault, assault, battery and sexual harassment engaged in by defendant Officer Andre L. Corbin was motivated by plaintiff, Jane Doe's race and gender and disability.
153. Defendant Corbin's conduct was outrageous, and would be upsetting to any reasonable woman or any reasonable Muslim female or female child or disabled female.

154. Defendant Corbin is directly liable for his actions and defendants City of Atlantic City, Atlantic City Police Department, Chief Henry White and Joe Does 1-10 are directly liable for its actions in failing to prevent Corbin's actions and vicariously liable for Corbin's actions which were done within the scope of his duties as an employee of City of Atlantic City and Atlantic City Police Department, and under color of law.
155. Defendants City of Atlantic City, Atlantic City Police Department and Chief Henry White wrongfully aided, abetted, incited and/or compelled defendant Andre L. Corbin's unlawful discriminatory treatment of plaintiff, Jane Doe, in violation of the New Jersey Law Against Discrimination N.J.S.A. 10:5-1, et seq.
156. Defendants City of Atlantic City, Atlantic City Police Department and Chief Henry White were fully aware of the wrongful acts resulting in the plaintiff's injuries.
157. Defendants City of Atlantic City, Atlantic City Police Department and Chief Henry White failed to implement an anti-discrimination policy and or post appropriate notices, and/or monitor, supervise and train and re-train against harassment.
158. Because of the collective acts of the defendants and due to their plan, scheme and motives to harass the plaintiff in an unlawfully and discriminatory manner, defendants wrongfully aided and abetted the other.
159. As a direct and proximate result of the actions of the defendants City of Atlantic City, Atlantic City Police Department, Chief Henry White, Officer Andre L. Corbin and Joe Does, (1-10) as aforesaid, plaintiff was greatly humiliated and disgraced, suffered great mental and physical anguish, suffered severe damage to

her reputation and standing in the community and is entitled to sexual harassment damages under N.J.S.A. 10:5-1 et seq. has otherwise been damaged and injured in diverse other manners to her great detriment.

WHEREFORE, plaintiff (s) demands judgment against defendants, City of Atlantic City, Atlantic City Police Department, Chief Henry White, Officer Andre L. Corbin and Joe Does 1-10 jointly and severally for compensatory and punitive damages together with interest, costs of suit and attorney's fees and other appropriate relief

NINETEENTH COUNT (Excessive Force)

160. Plaintiffs repeat and reallege each and every allegation contained in the above paragraphs of the Complaint as though set forth fully at length.
161. Defendant, Officer Andre L. Corbin used excessive force in implementing his unreasonable and unlawful confinement and sexual assaults against plaintiff Jane Doe in violation of the New Jersey Constitution and laws of the State of New Jersey including but not limited to the New Jersey Civil Rights Act, NJSA 10:6-2.
162. Defendant Corbin is directly liable for his actions and defendants City of Atlantic City, Atlantic City Police Department, Chief Henry White and Joe Does 1-10 are directly liable for its actions in failing to prevent Corbin's actions and vicariously liable for Corbin's actions which were done within the scope of his duties as an employee of City of Atlantic City, Atlantic City Police Department, and under color of law.
163. As a direct and proximate result of the actions of the defendant Officer Andre L. Corbin as aforesaid, plaintiff was greatly humiliated and disgraced, suffered great mental and physical anguish, suffered severe damage to her reputation and standing in the community and has been damaged and injured in diverse other

manners to her great detriment.

WHEREFORE, plaintiff Jane Doe demands judgment for damages against the defendants, City of Atlantic City, Atlantic City Police Department, Chief Henry White, Officer Andre L. Corbin and Joe Does 1-10 both compensatory and punitive, together with reasonable attorney's fees, lawful interest, and costs of suit.

TWENTIETH COUNT

Intentional and Negligent Infliction of Emotional Distress

164. Plaintiffs repeat and reallege each and every allegation contained in the above paragraphs of the Complaint as though set forth fully at length.

165. During the period of sexual assaults and false imprisonment as aforementioned the defendants, herein, City of Atlantic City, Atlantic City Police Department, Chief Henry White, Officer Andre L. Corbin and Joe Does 1-10 their agents, servants and employees, engaged in actions intended to inflict severe emotional trauma upon plaintiff, Jane Doe.

166. As a direct and proximate result of the actions of the defendants, plaintiff was greatly humiliated and disgraced, suffered great mental and physical anguish, suffered severe damage to her reputation and standing in the community and has been damaged and injured in diverse other manners to her great detriment.

WHEREFORE, plaintiff(s) demands judgment against defendants, City of Atlantic City, Atlantic City Police Department, Chief Henry White, Officer Andre L. Corbin and Joe Does 1-10 jointly and severally for compensatory and punitive damages together with interest, costs of suit and attorney's fees and other appropriate relief.

TWENTY FIRST COUNT (Negligent Hiring Retention and Supervision)

167. Plaintiffs repeat and reallege each and every allegation contained in the above paragraphs of the Complaint as though set forth fully at length.
168. At all times mentioned herein, the defendants City of Atlantic City, Atlantic City Police Department and Chief Henry White, were the employers, supervisors and were in charge of hiring and supervising of the individual defendant Officer Andre L. Corbin and Joe Does (1-10) who were acting as its agents, servants and employees.
169. Defendants City of Atlantic City, Atlantic City Police Department and Chief Henry White owed a duty to exercise reasonable care in continual formation of Officer Andre L. Corbin and Joe Does 1-10 and had a duty to plaintiff to properly hire, train, supervise, retrain and discipline defendant Andre L. Corbin and Joe Does 1-10 and other of its employees responsible for the screening, selection, hiring, training, re-training, supervision, retention, assignment, transferring, disciplining and appointment and/or employment of the defendant Andre L. Corbin for the work assigned to him for the purposes of determining his fitness for access to the public including plaintiff, Jane Doe.
170. The defendants City of Atlantic City, Atlantic City Police Department and Chief Henry White had an ongoing duty to keep and maintain defendant Officer Andre L. Corbin and Joe Does 1-10 under continuous and/or reasonable supervision that provided assurance that defendant Officer Andre L. Corbin and Joe Does 1-10 were fit to perform his/their employment and/or assigned or appointed responsibilities and did not present a risk to the health, safety and welfare of those individuals, including plaintiff, Jane Doe who would reasonably be expected to

come into contact with defendant Officer Andre L. Corbin and/or Joe Does 1-10 as a result of his/their employment and/or duties and responsibilities of his assignments and/or appointments while an officer, employee, agent, servant and to retain him only as long as he was fit and competent.

171. Defendants City of Atlantic City, Atlantic City Police Department and Chief Henry White have an additional and special duty to protect those members of the public within their jurisdiction and those who require their aid and assistance and those that come under its care, custody or under its control or the control of their police officers.
172. Defendants City of Atlantic City, Atlantic City Police Department and Chief Henry White had actual and/or constructive knowledge of defendant Officer Andre L. Corbin's and Joe Does 1-10 proclivities and/or improper behavior toward others, including but not limited to the plaintiff Jane Doe and it is therefore reasonably foreseeable, that, in the ordinary course of discharging an officer's, employees, agents, servants and/or volunteer duties, an officer, employee, agent, servant might present a threat of injury to the public.
173. Defendants City of Atlantic City, Atlantic City Police Department and Chief Henry White improperly hired, trained, disciplined supervised and retained Andre L. Corbin and Joe Does 1-10 and knew or should have known that he/they were likely to act as a sexual predator towards children and as to members of the opposite sex, such as the plaintiff.
174. Defendants City of Atlantic City, Atlantic City Police Department and Chief Henry White failed to use reasonable care in the selection of its employees, agents and servants, failed to properly train and re-train and supervise the individual

defendants, Andre L. Corbin and Joe Does 1-10 and failed to provide appropriate safeguards to prevent the unlawful conduct described resulting in the violation of plaintiff's civil rights.

175. The defendants City of Atlantic City, Atlantic City Police Department and Chief Henry White breached their duty of care in that they failed to take any action to ensure that plaintiff was not harmed by defendant Andre L. Corbin despite their actual and/or constructive notice of defendant Corbin's rogue conduct, more specifically, the defendants negligently screened, selected, trained, re-trained, retained, employed, assigned, transferred and/or appointed defendant Andre L. Corbin, to the position of trust and authority as an officer, employee, agent, servant at City of Atlantic City, Atlantic City Police Department in direct contact with the public and further negligently failed to provide adequate warning to plaintiff, negligently failed and refused to remove or suspend defendant Andre L. Corbin and Joe Does 1-10 from his/their duties at his various assignments or appointments or as an officer, employee, agent, servant, and/or volunteer or otherwise act to prevent defendant Andre L. Corbin from pursuing his rogue acts on the public, including plaintiff and to require him to report same to his victims, and otherwise failed to adopt and establish policies, guidelines, or other means protecting plaintiff, Jane Doe from Officer Andre L. Corbin's and Joe Does 1-10 propensities for rogue behavior or the behavior itself. Additionally, the aforementioned negligent acts of commission and/or omission amounted to gross negligence by the defendants.
176. Defendants Atlantic Police Department and Chief Henry White maintained an ineffective internal affairs department, internal affairs policies, internal affairs

practices and internal affairs customs which led to a failure of the defendants to properly investigate and discipline their police officers and Andre L. Corbin in particular and thereby created a culture of rogue and reckless and/or intentional behavior to exist within the City of Atlantic City, Atlantic City Police Department.

177. Defendants City of Atlantic City, Atlantic City Police Department and Chief Henry White acted individually under color of law pursuant to its official policy or custom and practice and intentionally, knowingly, recklessly, wantonly or with deliberate indifference failed to properly and adequately control and discipline on a continuing basis the individual defendants Andre L. Corbin and Joe Does 1-10 in the performance of their duties and otherwise failed to refrain the individual defendants from the unlawful conduct described resulting in the violation of plaintiff's civil rights.
178. Defendants City of Atlantic City, Atlantic City Police Department, Chief Henry White had knowledge of or had it diligently exercised its duties to instruct, supervise, control, and discipline the individual defendants Andre L. Corbin and Joe Does 1-10 on a continuing basis should have had knowledge of the dangerous propensities and the fact that that Andre L. Corbin and Joe Does (1-10) were unfit to be a police officer, of the wrongs that were done as alleged and intentionally, knowingly, or with deliberate indifference to the rights of plaintiff failed or refused to prevent their commission.
179. The defendants, City of Atlantic City, Atlantic City Police Department and Chief Henry White, individually, directly or indirectly and under color of law thereby approved or ratified the unlawful, deliberate, malicious, reckless and wanton

conduct of the individual defendants Andre L. Corbin and Joe Does 1-10.

180. As a direct and proximate result of the actions of the defendant Officer Andre L. Corbin and Joe Does 1-10 as aforesaid, plaintiff was greatly humiliated and disgraced, suffered great mental and physical anguish, suffered severe damage to her reputation and standing in the community and has been damaged and injured in diverse other manners to her great detriment.

WHEREFORE, plaintiff(s) demands judgment against defendants City of Atlantic City, Atlantic City Police Department and Chief Henry White for both compensatory and punitive damages, together with reasonable attorney's fees, lawful interest, and costs of suit.

TWENTY SECOND COUNT

(Intentional Misconduct and/or Gross Negligence)

181. Plaintiffs repeat and reallege each and every allegation contained in the above paragraphs of the Complaint as though set forth fully at length.
182. Prior to the dates the sexual assaults and sexual molestations of the plaintiff and the unlawful, detention and false imprisonment of her person, the defendants, City of Atlantic City, Atlantic City Police Department and Chief Henry White it had been known, or should have been known to defendants that Officer Andre L. Corbin and Joe Does 1-10 to be dangerous "rogues" with a pattern of deviating from accepted police practice and procedure for his/their own benefit, being unfit as police officers and utilizing his/their position as an employee, agent, servant of the City of Atlantic City, Atlantic City Police Department to the detriment of the public.
183. After learning through complaints from the public and other victims, officers, directors, employees, agents, servants of the other defendants that Officer Andre L.

Corbin had utilized his position as an officer, employee, agent, servant of the City of Atlantic City, Atlantic City Police Department, the defendants deliberately and/or outrageously allowed him and/or assigned him to positions as an officer, employee, agent, servant in City of Atlantic City, Atlantic City Police Department where he would have full access to the public, including plaintiff, Jane Doe, thereafter, they failed to remove or suspend defendant Officer Andre L. Corbin from his duties as police officer, employee, agent, servant or otherwise act to stop him from pursuing his rogue schemes on the public, including but not limited to plaintiff, Jane Doe, after receiving complaints and/or reliable information that defendant Andre L. Corbin was engaging in such illegal and improper activities.

184. The actions of said defendants as alleged in the preceding paragraphs constituted intentional misconduct and/or gross negligence and/or palpably unreasonable conduct with the harm which befell plaintiff as a directly foreseeable consequence.
185. At all times material hereto, the defendants were grossly negligent, willful, wanton, malicious, reckless and outrageous in their disregard for the rights and safety of the public in general, as well as to the plaintiff.
186. As a direct and proximate result of the actions of the defendant Officer Andre L. Corbin as aforesaid, plaintiff was greatly humiliated and disgraced, suffered great mental and physical anguish, suffered severe damage to her reputation and standing in the community and has been damaged and injured in diverse other manners to her great detriment.

WHEREFORE, plaintiff(s) demands judgment against defendants City of Atlantic City, Atlantic City Police Department, Chief Henry White, Officer Andre L. Corbin and Joe Does 1-10 jointly and severally for compensatory and punitive damages together with interest, costs of suit

and attorney's fees and other appropriate relief.

TWENTY THIRD COUNT (Child Sex Abuse Act NJSA 2A:61B-1)

187. Plaintiffs repeat and reallege each and every allegation contained in the above paragraphs of the Complaint as though set forth fully at length.
188. At all relevant times hereto, defendant City of Atlantic City, Atlantic City Police Department, Chief Henry White and John Does 1-10 had a duty to protect Jane Doe and provided services and amenities characteristic of those provided to her at her home and these defendants were standing in loco parentis to the plaintiff Jane Doe.
189. At all times relevant hereto defendant Officer Andre L. Corbin committed multiple acts of sexual abuse, sexual contact, sexual penetration as defined by NJSA 2A:61B-1 with Jane Doe a child under the age of 18 years, defining Officer Pereira as an active abuser.
190. Defendants Atlantic City Department and Chief Henry White who were standing in loco parentis within the household of Jane Doe knowingly permitted or acquiesced to the sexual abuse perpetrated by defendant Corbin upon Jane Do, defining these defendants as passive abusers.
191. As a direct and proximate result of the actions of the defendants as aforesaid, plaintiff was greatly humiliated and disgraced, suffered great mental and physical anguish, suffered severe damage to her reputation and standing in the community and has been damaged and injured in diverse other manners to her great detriment.

WHEREFORE, plaintiff(s) demands judgment against defendants City of Atlantic City, Atlantic City Police Department, Chief Henry White, Andre L. Corbin and Joe Doe (1-10), jointly and severally for

compensatory and punitive damages together with interest, costs of suit and attorney's fees and other appropriate relief.

TWENTY FOURTH COUNT (ENTITY LIABILITY)

192. Plaintiffs and realleges each and every allegation contained in the above paragraphs of the Complaint as though set forth fully at length.
193. Defendant City of Atlantic City and Atlantic City Police Department are governmental entities whose activities constitute state action within the meaning of the New Jersey Constitution and the laws of the State of New Jersey.
194. Defendant Chief Henry White is empowered and authorized to make decisions for the City of Atlantic City, Atlantic City Police Department and to embark particular courses of action, that are considered to be official policy.
195. Defendant City of Atlantic City, Atlantic City Police Department and Chief Henry White have a policy, custom and/or practice of failing to adequately train and/or supervise their employees and police officers to prevent racial and gender discrimination and discrimination against persons under a disability in their police department and to protect members of the public and Jane Doe in particular.
196. Defendants City of Atlantic City, Atlantic Police Department and Chief Henry White maintained an ineffective internal affairs department, internal affairs policies, internal affairs practices and internal affairs customs which led to a failure of the defendants to properly investigate and discipline their police officers and Andre L. Corbin in particular and thereby created a culture of rogue and reckless and/or intentional behavior to exist within the City of Atlantic City, Atlantic City Police Department.
197. Defendants City of Atlantic City, Atlantic City Police Department and Chief

Henry White have failed to adopt policies to prevent racial and gender discrimination and discrimination against persons under a disability in their police department.

198. Defendant City of Atlantic City, Atlantic City Police Department and Chief Henry White have a policy and practice of failing to protect members of the public from their rogue police officers.
199. There is a direct and proximate causal connection between the conduct of the City of Atlantic City, Atlantic City Police Department and Chief Henry White and the deprivation of Jane Does constitutional rights.
200. As a direct and proximate result of the actions of the defendant Officer Andre L. Corbin and defendants City of Atlantic City, Atlantic City Police Department, Chief Henry White and Joe Does 1-10 as aforesaid, plaintiff was greatly humiliated and disgraced, suffered great mental and physical anguish, suffered severe damage to her reputation and standing in the community and has been damaged and injured in diverse other manners to her great detriment.

WHEREFORE, plaintiff(s) demands judgment against defendants City of Atlantic City, Atlantic City Police Department, Chief Henry White, Andre L. Corbin and Joe Doe (1-10), jointly and severally for compensatory and punitive damages together with interest, costs of suit and attorney's fees and other appropriate relief.

TWENTY FIFTH COUNT- PUNITIVE DAMAGES

201. Plaintiffs repeat and reallege each and every allegation contained in the above paragraphs of the Complaint as though set forth fully at length.
202. Defendants, City of Atlantic City, Atlantic City Police Department, Chief Henry White Officer Andre L. Corbin and Joe Does, (1-10) and outrageous actions

constitute malice, vindictiveness, wanton and reckless disregard and indifference to plaintiffs' rights, and, therefore, Plaintiff Jane Doe also requests punitive damages for said actions.

WHEREFORE, Plaintiff, Jane Doe demands judgment against defendants, City of Atlantic City, Atlantic City Police Department, Chief Henry White, Officer Andre L. Corbin and Joe Does 1-10 individually, jointly, severally, and/or in the alternative, for damages, interest, costs of suit, and for such other relief as the Court deems fair and equitable.

TWENTY SIXTH COUNT (L.M.'s Individual Claim)

203. Plaintiffs repeat and reallege each and every allegation contained in the above paragraphs of the Complaint as though set forth fully at length.
204. Plaintiff L.M., mother of Jane Doe, had a reasonable expectation that City of Atlantic City, Atlantic City Police Department, Chief Henry White, Officer Andre L. Corbin and Joe Does 1-10 would protect Jane Doe.
205. Defendants City of Atlantic City, Atlantic City Police Department, Chief Henry White, Officer Andre L. Corbin and Joe Does 1-10 had a duty to protect Jane Doe.
206. Defendants City of Atlantic City, Atlantic City Police Department, Chief Henry White, Officer Andre L. Corbin and Joe Does 1-10 breached their duty to protect plaintiff Jane Doe.
207. By reason of the aforesaid, the plaintiff, L.M., Individually, was obliged to incur large expenses in the care and treatment of her daughter, Jane Doe, and will be so obliged in the future and she was and will in the future be deprived of her usual services, society, earnings and companionship.

WHEREFORE, the plaintiff, L.M., Individually, demands judgment against defendants

City of Atlantic City, Atlantic City Police Department, Chief Henry White, Officer Andre L. Corbin and Joe Does 1-10 for compensatory and punitive damages together with interest, costs of suit and attorney's fees and other appropriate relief.

JURY DEMAND

Plaintiffs hereby demand trial by jury on all issues.

DESIGNATION OF TRIAL COUNSEL

PLEASE TAKE NOTICE that pursuant to Rule 4:25-4, Scott G. Leonard Esquire is hereby designated as Trial Counsel in the within matter.

CERTIFICATION

It is hereby certified that the foregoing matter in controversy is not the subject of any other pending action in any Court or of a pending arbitration proceeding, nor is any other action or arbitration proceeding contemplated. I further certify that there are no other parties of whom I am aware who should be joined in this action.

LEONARD LEGAL GROUP, LLC.
Attorneys for Plaintiffs

By: 

Scott G. Leonard, Esq

August 16, 2016