

## Form A

LUCIAN SIMIONCA  
 Plaintiff's Name (first, middle, last)  
71 NJ 35, AP 80,  
 Street Address  
EATONTOWN, NJ, 07724  
 City, State, Zip  
732-890-1221  
 Telephone Number  
EATONTOWN POLICE DEPARTMENT  
 Defendant's Name (first, middle, last)  
47 NJ-71  
 Street Address  
EATONTOWN, NJ, 07724  
 City, State, Zip  
732-542-0100  
 Telephone Number

Superior Court of New Jersey  
 Law Division, Special Civil Part  
 County

Docket Number \_\_\_\_\_  
 (to be provided by the court)

Civil Action

Complaint

Type or print the reasons you, the Plaintiff(s), are suing the Defendant(s): (See instruction B)  
 Attach additional sheets if necessary.

I WAS LEFT WITHOUT A RESIDENCE IN APRIL 2018  
BECAUSE OF A POLICE INTERVENTION. ADDITIONAL  
SHEETS ARE ATTACHED

The amount you, the Plaintiff(s) are demanding from the Defendant(s) \$ 10,000.

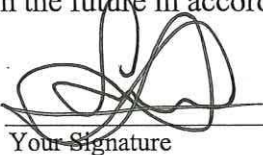
At the trial Plaintiff will need:

An interpreter ☐ Yes ☐ No Indicate language: \_\_\_\_\_  
 An accommodation for disability ☐ Yes ☐ No Indicate accommodation: \_\_\_\_\_

I certify that the matter in controversy is not the subject of any other court action or arbitration proceeding, now pending or contemplated, and that no other parties should be joined in this action.

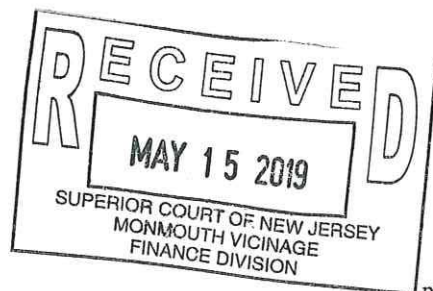
I certify that confidential personal identifiers have been redacted from documents now submitted to the court, and will be redacted from all documents submitted in the future in accordance with Rule 1:38-7(b).

05/15/2019  
 Date

  
 Your Signature

LUCIAN SIMIONCA  
 Name Typed, Stamped or Printed

Fees Attached - 82  
 Batch # - 408  
 Check # - \_\_\_\_\_  
 Cash Reference # - 16516557  
 Overpayment Amount - \_\_\_\_\_



## COMPLAINT AGAINST THE EATONTOWN POLICE DEPARTMENT

I BLAME THE EATONTOWN POLICE FOR BEING SUMMONED AT THE SUPERIOR COURT BY THE PAN AMERICAN MOTEL BEFORE RECEIVING A RESIDENCE. THE POLICE LEFT ME WITHOUT A RESIDENCE IN APRIL 2018 BY SEPARATING ME BY MY ROOMMATE AT 175 SOUTH ST APT 15, EATONTOWN, NJ, 07724 WITHOUT AN EVICTION ORDER, WITHOUT AN ARREST WARRANT, OR WITHOUT SUMMONING ME AT THE SUPERIOR COURT PRIOR TO THE EVICTION.

THE POLICE DIDN'T ISSUE ME A PASSPORT TO LEAVE THE UNITED STATES OF AMERICA AS I REQUESTED. NO RESIDENCE WAS GIVEN TO ME AND NO ATTORNEY. I WAS KEPT IN THE PAN AMERICAN MOTEL AND FORCED TO BEAR A HIGH LEVEL OF DISCOMFORT FOR A FINANCIAL DEATH TO BE CREATED, SO I MAY BE BLAMED FOR OWING MONEY TO THE MOTEL.

BESIDES THIS COMPLAINT I MUST CLAIM THE MONEY I WAS PUT TO PAY TO THE LOCAL MOTELS AFTER THE POLICE LEFT ME WITHOUT A RESIDENCE. I HAVE RECEIPTS SHOWING I PAYED OVER \$6,000.00 SIX THOUSAND DOLLARS TO THE CRYSTAL INN AND PAN AMERICAN MOTEL. I WASN'T PROVIDED WITH A LEASED CONTRACT FOR AN APARTMENT WHERE I PAY JUST A MONTH OF RENT. I SHOULDN'T HAVE PAID FOR MORE THAN A FIRST MONTH OF RENT AND A SECURITY DEPOSIT AFTER I WAS LEFT WITHOUT A RESIDENCE.

BESIDES THIS THE SKIN FROM MY BODY, FACE AND HANDS WAS DAMAGED BY CRIMINALS AND THE POLICE DIDN'T ENSURE MY SAFETY.





Court's Address and Phone Number:

0 \_\_\_\_\_ Special Civil Part  
71 MONUMENT ST, FREEHOLD  
NJ, 07728

Telephone No. 732-677-4300

Superior Court of New Jersey  
 Law Division, Special Civil Part

0 \_\_\_\_\_ County  
 Docket No: DC \_\_\_\_\_

**Civil Action**  
**SUMMONS**

Check one ☐ Contract ☒ Tort**YOU ARE BEING SUED!****Person or Business Suing You (Plaintiff)**

LUCIAN SIMIONCA  
71 NJ 35, AP 80, EATONTOWN, NJ  
07724

(See the following page(s) for additional plaintiffs)

**Plaintiff's Attorney Information****Person or Business Being Sued (Defendant)**

EATONTOWN POLICE DEPARTMENT  
47 NJ 71, EATONTOWN, NJ, 07724

(See the following page(s) for additional defendants)

**The Person or Business Suing You Claims You Owe the Following:**

|                 |                       |
|-----------------|-----------------------|
| Demand Amount   | \$ <u>10,000</u>      |
| Filing Fee      | \$ _____              |
| Service Fee     | \$ _____              |
| Attorney's Fees | \$ _____              |
| <b>TOTAL</b>    | \$ <u>10,000</u> 0.00 |

**FOR JUDICIARY USE ONLY**

In the attached complaint, the person or business suing you briefly tells the court his or her version of the facts of the case and how much money he or she claims you owe. **If you do not answer the complaint, you may lose the case automatically and the court may give the plaintiff what the plaintiff is asking for, plus interest and court costs. You have 35 days from the date of service to file your answer or a signed agreement.** If a judgment is entered against you, a Special Civil Part Officer may seize your money, wages or personal property to pay all or part of the judgment. The judgment is valid for 20 years.

**IF YOU DISAGREE WITH THE PLAINTIFF'S CLAIMS, A WRITTEN ANSWER OR SIGNED AGREEMENT MUST BE RECEIVED BY THE COURT ABOVE, ON OR BEFORE \_\_\_\_\_, OR THE COURT MAY RULE AGAINST YOU. IF YOU DISAGREE WITH THE PLAINTIFF, YOU MUST DO ONE OR BOTH OF THE FOLLOWING:**

- Answer the complaint.** An answer form that will explain how to respond to the complaint is available at any of the New Jersey Special Civil Part Offices or on the Judiciary's Internet site njcourts.gov. If you decide to file an answer to the complaint made against you:
  - Fill out the Answer form AND pay the applicable filing fee by check or money order payable to: *Treasurer, State of New Jersey*. Include *DC* \_\_\_\_\_ (your Docket Number) on the check.
  - Mail or hand deliver the completed Answer form and the check or money order to the court's address listed above.
  - Hand deliver or send by regular mail a copy of the completed Answer form to the plaintiff's attorney. If the plaintiff does not have an attorney, send your completed answer form to the plaintiff by regular and certified mail. This **MUST** be done at the same time you file your Answer with the court on or before \_\_\_\_\_.
- Resolve the dispute.** Contact the plaintiff's attorney, or contact the plaintiff if the plaintiff does not have an attorney, to resolve this dispute. The plaintiff may agree to accept payment arrangements. If you reach an agreement, mail or hand deliver the **SIGNED** agreement to the court's address listed above on or before \_\_\_\_\_.

**Please Note - You may wish to get an attorney to represent you.** If you cannot afford to pay for an attorney, free legal advice may be available by contacting Legal Services at \_\_\_\_\_. If you can afford to pay an attorney but do not know one, you may call the Lawyer Referral Services of your local County Bar Association at \_\_\_\_\_. Notify the court now if you need an interpreter or an accommodation for a disability for any future court appearance.

/s/ Name \_\_\_\_\_

Clerk of the Superior Court

John L. Bonello (#246831968)  
MANNA & BONELLO, P.A.  
648 Ocean Avenue  
Long Branch, NJ 07740  
(732) 728-1300  
Counsel for Defendant

LUCIAN SIMIONCA,

Plaintiff

vs.

BOROUGH OF EATONTOWN,  
Erroneously Identified as  
"Eatontown Police  
Department,"

Defendant

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION: SPECIAL CIVIL PART  
MONMOUTH COUNTY  
DOCKET NO.: MON-DC-4820-19

Civil Action

**ORDER GRANTING DEFENDANT'S  
MOTION AND DISMISSING  
PLAINTIFF'S COMPLAINT WITH  
PREJUDICE**

**THIS MATTER** having been brought before the Court on motion by John L. Bonello (Manna & Bonello, P.A.), counsel for the defendant; said motion on notice to the pro se plaintiff (Lucian Simionca); and the Court having considered the papers submitted in support of the defendant's motion, and any opposition papers; and good cause for granting defendant's motion appearing;

**IT IS** on this 28th day of June, 2019, **ORDERED** as follows:

1. Defendant's motion is granted.

2. Plaintiff's complaint against the defendant (the Borough of Eatontown, erroneously identified as "Eatontown Police Department") is dismissed with prejudice.

3. A copy of this Order shall be served on the pro se plaintiff within 7 days of the date hereof.

4. This Court made findings of fact and conclusions of law in connection with the defendant's motion. Said findings and conclusions are set forth in an opinion which is \_\_\_ in writing \_\_\_ verbally set forth on the record.

5. The opinion referenced in paragraph 4 issued on the following date(s): \_\_\_\_\_, 2019.

\_\_\_\_\_  
/s/ Daniel L. Weiss, J.S.C.

Honorable Daniel L. Weiss, J.S.C.

Defendant's motion was:

[ ] Opposed

[✓] Unopposed

GRANTED for reasons set forth in the moving papers.

This same matter was already dismissed on November 30, 2018 under Docket: MON-DC-10739-18.