

AO 440 (Rev. 12/09) Summons in a Civil Action

Judge Dinice

serve

UNITED STATES DISTRICT COURT

for the

District of New Jersey

LARRY DUIGUID, JR.

Plaintiff

v.

DONNA ROBINSON, ET AL

Defendant

Civil Action No. 15-8528SDW

2015 JAN -7 PM 3:43

RECEIVED USMS
JAN 6 2016

SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* DONNA ROBINSON, P.O. NART MARZA #321, DET. JASON KLOSK
#269, P.O. ANTHONY IANNAcone #313,
DET. DANE MARBLE #271, LT. CORCONRAN, JUDGE LOUIS DINICE,
ASST. PROSECUTOR RYAN MAGEE, P.O. RICHARD MAIETTA, #321,

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:

LARRY DUIGUID, JR.
BERGEN COUNTY JAIL
160 SOUTH RIVER ST.
HACKENSACK, NJ 07601

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.

CLERK OF COURT

Date: 01/05/2016

Norma Rodriguez

Signature of Clerk or Deputy Clerk

Civil Action No. 15-8528SDW

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))

This summons for *(name of individual and title, if any)* _____
was received by me on *(date)* _____.

☐ I personally served the summons on the individual at *(place)* _____
_____ on *(date)* _____; or

☐ I left the summons at the individual's residence or usual place of abode with *(name)* _____
_____, a person of suitable age and discretion who resides there,
on *(date)* _____, and mailed a copy to the individual's last known address; or

☐ I served the summons on *(name of individual)* _____, who is
designated by law to accept service of process on behalf of *(name of organization)* _____
_____ on *(date)* _____; or

☐ I returned the summons unexecuted because _____; or

☐ Other *(specify)*:

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ _____ 0.00.

I declare under penalty of perjury that this information is true.

Date: _____

Server's signature

Printed name and title

Server's address

Additional information regarding attempted service, etc:

AO 240A (Rev. 01/09; NJ 01/14) Order to Proceed Without Prepaying Fees or Costs

UNITED STATES DISTRICT COURT
for the
DISTRICT OF NEW JERSEY

LARRY DUIGUID JR.,

Plaintiff(s),

v.

DONNA ROBINSON, et al.,

Defendant(s).

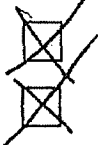
ORDER ON APPLICATION
TO PROCEED WITHOUT
PREPAYMENT OF FEES

Civil Action No. 15-8528(SDW)

2016 JAN -7 PM 3:40

RECEIVED USMS
NEWARK, N.J. 07102

Having considered the application to proceed without prepayment of fees under 28 U.S.C. §1915, **IT IS ORDERED** the application is:



GRANTED, and

The clerk is ordered to file the complaint,



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



DENIED, for the following reasons:



IT IS FURTHER ORDERED, the clerk is ordered to close the file. Plaintiff(s) may submit payment in the amount of \$400 within 14 days from the date of this order to reopen the case without further action from the Court.

ENTERED this

11th day of

December 2015

s/

Signature of Judicial Officer

Susan D. Wigenton, USDJ

Name and Title of Judicial Officer

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

Larry Duiguid Jr.

(In the space above enter the full name(s) of the plaintiff(s).)

- against -

Donna Robinson
P.O. Richard Maletta #306
P.O. Nart Marza #321
Det. Jason Klosk #269
P.O. Anthony Iannacone #313
Det. Dane Marble #271
Lt. Corconran
Judge Louis Dinice
Asst. Prosecutor Ryan Magee

COMPLAINT

Jury Trial: ☒ Yes ☐ No
(check one)

(In the space above enter the full name(s) of the defendant(s). If you cannot fit the names of all of the defendants in the space provided, please write "see attached" in the space above and attach an additional sheet of paper with the full list of names. The names listed in the above caption must be identical to those contained in Part I. Addresses should not be included here.)

I. Parties in this complaint:

- A. List your name, address and telephone number. Do the same for any additional plaintiffs named. Attach additional sheets of paper as necessary.

Plaintiff	Name	<u>Larry Duiguid Jr.</u>
	Street Address	<u>160 South River St. (Bergen County Jail)</u>
	County, City	<u>Bergen County, Hackensack</u>
	State & Zip Code	<u>New Jersey, 07601</u>
	Telephone Number	<u>201-336-3500 Ext. 7651 or 7654</u>
		<u>Fax #(201) 343-1561</u>

2016 JAN -7 PM 3:44

RECEIVED USMS
FBI NEW YORK
2016 JAN 07 10:02

- B. List all defendants. You should state the full name of the defendants, even if that defendant is a government agency, an organization, a corporation, or an individual. Include the address where each defendant can be served. Make sure that the defendant(s) listed below are identical to those contained in the above caption. Attach additional sheets of paper as necessary.

Defendant No. 1 Name Donna Robinson
Street Address 163 Central Ave
County, City Bergen County, Hackensack
State & Zip Code New Jersey, 07601

Defendant No. 2 Name P.O. Richard Maietta #306
Street Address 225 State Street
County, City Bergen County, Hackensack
State & Zip Code New Jersey, 07601

Defendant No. 3 Name P.O. Nart Marza #321
Street Address 225 State Street
County, City Bergen County, Hackensack
State & Zip Code New Jersey, 07601

Defendant No. 4 Name Det. Jason Klosk #269
Street Address 225 State Street
County, City Bergen County, Hackensack
State & Zip Code New Jersey, 07601

II. Basis for Jurisdiction:

Federal courts are courts of limited jurisdiction. There are four types of cases that can be heard in federal court: 1) Federal Question - Under 28 U.S.C. § 1331, a case involving the United States Constitution or federal laws or treaties is a federal question case; 2) Diversity of Citizenship - Under 28 U.S.C. § 1332, a case in which a citizen of one state sues a citizen of another state and the amount in damages is more than \$75,000 is a diversity of citizenship case; 3) U.S. Government Plaintiff; and 4) U.S. Government Defendant.

- A. What is the basis for federal court jurisdiction? (check all that apply)

☐ Federal Questions

☐ Diversity of Citizenship

☐ U.S. Government Plaintiff

☒ U.S. Government Defendant

- B. If the basis for jurisdiction is Federal Question, what federal Constitutional, statutory or treaty right is at issue? _____

Defendant No. 5

Name P.O. Anthony Tannacone #313

Street Address 225 State Street

County, City Bergen County, Hackensack

State & Zip Code New Jersey, 07601

Defendant No. 6

Name Det. Dane Marble #271

Street Address 225 State Street

County, City Bergen County, Hackensack

State & Zip Code New Jersey, 07601

Defendant No. 7

Name Lt. Corcoran

Street Address 225 State Street

County, City Bergen County, Hackensack

State & Zip Code New Jersey, 07601

Defendant No. 8

Name Judge: Louis J. Dinice
Street Address 215 State Street
County, City Bergen County, Hackensack
State & Zip Code New Jersey, 07601

Defendant No. 9

Name Assistant Prosecutor: Ryan Magee
Street Address 10 Main St. Prosecutor's Office
County, City Bergen County, Hackensack
State & Zip Code New Jersey, 07601

C. If the basis for jurisdiction is Diversity of Citizenship, what is the state of citizenship of each party?

Plaintiff(s) state(s) of citizenship _____

Defendant(s) state(s) of citizenship _____

III. Statement of Claim:

State as briefly as possible the facts of your case. Describe how each of the defendants named in the caption of this complaint is involved in this action, along with the dates and locations of all relevant events. You may wish to include further details such as the names of other persons involved in the events giving rise to your claims. Do not 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. Attach additional sheets of paper as necessary.

A. Where did the events giving rise to your claim(s) occur? Hackensack, New Jersey

B. What date and approximate time did the events giving rise to your claim(s) occur? July 16, 2014 Between 1:00 a.m. and 1:45 a.m.

c. Facts: Please see attached document

What
happened
to you?

Who did
what?

Was
anyone
else
involved?

Who else
saw what
happened?

IV. Injuries:

If you sustained injuries related to the events alleged above, describe them and state what medical treatment, if any, you required and received.

emotional stress, depression, anxiety and sleep disorders, mood swings

V. Relief:

State what you want the Court to do for you and the amount of monetary compensation, if any, you are seeking, and the basis for such compensation.

I Larry Duiguid Jr. am asking for monetary compensation in the amount of \$886,000.00 in which it totals of \$2,000.00 a day for 443 days I was incarcerated for these false allegations, preventing me from furthering my education and being employed to help provide in the house hold in which I resided. And to take care of my children as a father.

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

Signed this 3RD day of December, 2015.

Signature of Plaintiff *Harry J. Inguand Jr.*
Mailing Address *Bergen County Jail*
160 South River St.
Hackensack, New Jersey 07601
Telephone Number *(201) 336-3500 Ext. 7651*
Fax Number (if you have one) *201-527-3073*
E-mail Address _____

Note: All plaintiffs named in the caption of the complaint must date and sign the complaint.

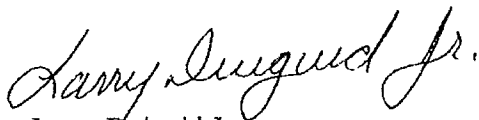
Signature of Plaintiff *Harry J. Inguand Jr.*
Dawn M. Breedon
DAWN M. BREEDON
Notary Public, State of New Jersey
My Commission Expires
December 20, 2015

Larry Duiguid Jr. (plaintiff)

On July 15th 2014 I Larry Duiguid Jr. attended Team Management 2000 located on 84 Main Street Hackensack, New Jersey 07601 from the hours of 9:00 a.m. until 3:00 p.m. Monday thru Friday per Bergen County Board of Social Services do to my receiving full benefits from the state for General Assistance. On this day I had an appointment with my public defender Mr. Aaron Miller for my previous case which was a secret indictment case. I got to Mr. Millers office around 2:30 or 2:40 p.m. The meeting between me and Mr. Miller was adjourned until a later date so I left 60 State Street and went to a friends job which was on the corner of Union Street and Lawrence Street her name is Pamela Roberson. I sat at her job with her until it was closing time then we proceeded north on Union Street towards Central Avenue. Upon our near arrival at the rear of the Hackensack Police Department Pamela said she needed to go make a payment for a municipal fine for her boss so we parted was. I arrived home at 190 Central Avenue around 4:00 p.m. I was inside the house watching a movie and decided to ride my stepson's bike to the liquor store which is located on the corner of Essex Street and Lehigh Street Hackensack, New Jersey. I returned to my residence and was in my front yard with my neighbor listening to music and conversing then around 6:30 or 7:30 it started to rain so everyone went to there designated residence. I remained inside the house until 9:30 p.m. I walked to the corner store which is located on the corner of Central Avenue and First Street Hackensack, New Jersey were I purchased a pack of cigarettes then returned home where I remained in the house the rest of the night. Approximately 1:20 or 1:30 a.m. on July 16th there was a knock on the door I Larry Duiguid was in the house playing video games, I went to answer the door and there were 2 police officer's and 1 detective which I recognized from a past arrest which his name was Det. Jason Klosk # 269. Det. Klosk asked was there a Larry at this address and I told him that was me my name is Larry he then asked me was I outside riding around on a bike any time tonight and I told the officer no I've been in the house since earlier in the evening when it started raining. The detective then told me that my name has been implicated in a incident and they need for me to come with them. I went with the officers and they drove me to 163 Central Avenue which was the residence of Donna and Kevin Robinson. They took me to the rear of the ambulance and turned off the lights then flashed a light in my face and asked the victim was I the assailant and I

could see the victim and she stated I was the person whom assaulted her. I was taken to the police station where I awaited to be interviewed by another detective by the name of Det. Dane Marble # 271 and he stated why don't I just own up to this incident so he can go home and I told this detective I didn't do anything and that I don't even converse with this woman. The detective asked me would I be willing to take a polygraph test and I agreed to take one, but I asked can the victim also take one and the detective didn't respond. The victim told the detective two or more stories which said I was hired to assault her and I assaulted her because she told on someone whom I know that was a residence on Central Avenue. But these accusations were false and not investigated properly because the so called individuals that were said to be involved were not interrogated, interviewed or charged in this matter, and as far as I know the victim didn't file a complaint nor give a statement. Therefore leaving me confined to Bergen County Jail for over 443 days for a crime I didn't commit. I was indicted for this offense and made my public defender and the courts aware that I wanted to go to trial for this matter to prove my innocence, but for some reason the courts seen fit for this charge to be dismissed after serving over 443 days in the county jail. My public defender also sent his investigator out to my address where I told him there are witnesses on my behalf and in doing so the investigator received several written statements from these witnesses explaining I never left my residence when this incident took place. This whole ordeal has taken a mental and stressful toll on me, and has caused some disturbing feelings with my family and them thinking I'm guilty for these accusations. I Larry Duiguid Jr. certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements are willfully false, I am subject to punishment.

Respectfully submitted,


Larry Duiguid Jr.