

SUMMONS

Attorney(s) Salvatore Mattiaccio Pro-se

Office Address 3105 Bridge Ave.

Town, State, Zip Code Point Pleasant NJ 08742

Telephone Number (866)210-2740

Attorney(s) for Plaintiff _____

Salvatore Mattiaccio

Plaintiff(s)

vs.

Michael Aiello, Virginia Aiello

Point Pleasant P.D., David Scalabrini

Defendant(s)

Superior Court of New Jersey

Ocean ☒ County

Law _____ Division

Docket No: _____

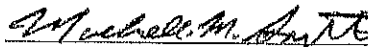
CIVIL ACTION SUMMONS

From The State of New Jersey To The Defendant(s) Named Above:

The plaintiff, named above, has filed a lawsuit against you in the Superior Court of New Jersey. The complaint attached to this summons states the basis for this lawsuit. If you dispute this complaint, you or your attorney must file a written answer or motion and proof of service with the deputy clerk of the Superior Court in the county listed above within 35 days from the date you received this summons, not counting the date you received it. (A directory of the addresses of each deputy clerk of the Superior Court is available in the Civil Division Management Office in the county listed above and online at http://www.njcourts.gov/forms/10153_deptyclerklawref.pdf.) If the complaint is one in foreclosure, then you must file your written answer or motion and proof of service with the Clerk of the Superior Court, Hughes Justice Complex, P.O. Box 971, Trenton, NJ 08625-0971. A filing fee payable to the Treasurer, State of New Jersey and a completed Case Information Statement (available from the deputy clerk of the Superior Court) must accompany your answer or motion when it is filed. You must also send a copy of your answer or motion to plaintiff's attorney whose name and address appear above, or to plaintiff, if no attorney is named above. A telephone call will not protect your rights; you must file and serve a written answer or motion (with fee of \$175.00 and completed Case Information Statement) if you want the court to hear your defense.

If you do not file and serve a written answer or motion within 35 days, the court may enter a judgment against you for the relief plaintiff demands, plus interest and costs of suit. If judgment is entered against you, the Sheriff may seize your money, wages or property to pay all or part of the judgment.

If you cannot afford an attorney, you may call the Legal Services office in the county where you live or the Legal Services of New Jersey Statewide Hotline at 1-888-LSNJ-LAW (1-888-576-5529). If you do not have an attorney and are not eligible for free legal assistance, you may obtain a referral to an attorney by calling one of the Lawyer Referral Services. A directory with contact information for local Legal Services Offices and Lawyer Referral Services is available in the Civil Division Management Office in the county listed above and online at http://www.njcourts.gov/forms/10153_deptyclerklawref.pdf.



Clerk of the Superior Court

DATED: 07/10/2017

Name of Defendant to Be Served: David Scalabrini (Det.)

Address of Defendant to Be Served: 2233 Bridge Ave Point Pleasant NJ 08742

Salvatore Mattiaccio Pro se
3105 Bridge Ave.
Point Pleasant NJ 08742
(866)210-2740
(732)475-2673 Fax

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION : OCEAN COUNTY
DOCKET NUMBER;

Salvatore Mattiaccio
Plaintiff(s)

CIVIL ACTION

V

Michael Aiello, Virginia Aiello,
Point Pleasant Boro Police Department,
David Scalabrini

Complaint

Defendant(s)

PLAINTIFF Salvatore Mattiaccio, residing at 203 Paulison Ave. Point Pleasant NJ 08742, Ocean County, State of New Jersey, Complaining of Defendant(s), states as follows:

On or about November 19, 2014, Defendant(s) Michael and Virginia Aiello filed a falsified and or misleading police report with the Point Pleasant Police Department.

Count One

Defendants Michael and Virginia Aiello asserted in their claim that Plaintiff Salvatore Mattiaccio did not pay in full the sub-contractors on the project which then caused said sub-contractors to file a lien against their residence and prevented them from obtaining final C.O. which is a direct lie and or mis truth by Defendant(s) in order to use a government agency to harass and or cause mental anguish.

Plaintiff reaffirms each and every allegation in the previous accounts and;

Count Two

Defendant(s) Michael and Virginia Aiello purposefully and intentionally made material misrepresentations to the Point Pleasant Police Department in an effort to cause harm to Plaintiffs name and business within the vicinity of Point Pleasant NJ.

Plaintiff reaffirms each and every allegation in the previous accounts and;

Count Three

Defendant(s) Michael and Virginia Aiello filed said police report that caused Plaintiff to be embarrassment by being arraigned in Point Pleasant Municipal Court amongst local residents who are aware of the local business that Plaintiff owns.

Plaintiff reaffirms each and every allegation in the previous accounts and;

Count Four

Defendant(s) Michael and Virginia Aiello acted carelessly by filing a police report that contained falsified and or embellished information in order to use a government agency to intimidate Plaintiff.

Plaintiff reaffirms each and every allegation in the previous accounts and;

Count Five

Defendant David Scalabrini acted carelessly in his position as Detective of the Point Pleasant Police Department by not completing a competent and thorough investigation of the police report filed by Defendant(s) Michael and Virginia Aiello

Plaintiff reaffirms each and every allegation in the previous accounts and;

Count Six

Defendant David Scalabrini intentionally ignored Plaintiffs request that he contact his Attorney which would have shed proper light on his investigation by setting up an interview of Plaintiff with his attorney present.

Plaintiff reaffirms each and every allegation in the previous accounts and;

Count Seven

Defendant David Scalabrini intentionally filed Complaint Summons 1524S2015000096 against Plaintiff based upon information which was intentionally falsified by Defendant(s) Michael and Virginia Aiello

Plaintiff reaffirms each and every allegation in the previous accounts and;

Count Eight

Defendant Point Pleasant Police Department by way of failing to properly supervise their employees and their investigations has led to Defendant David Scalabrini to act with carelessness and disregard to the rights afforded the citizens afforded by the Constitution of the United States of America causing a direct violation of Plaintiffs civil rights.

Plaintiff reaffirms each and every allegation in the previous accounts and;

Count Nine

Defendant Point Pleasant Police Department has intentionally with malice and disregard to law and public safety allowed its employee(s) to operate with disregard to individuals rights and impede liberty of the individuals it is charged to protect.

Wherefore, Plaintiff requests a judgment against Defendant(s) for damages, together with costs and fees, if applicable, and any other relief as the court may deem proper.

Dated: July 10, 2017 Signature: _____

Salvatore Mattiaccio

Certification

I certify that the dispute about which I am suing is not the subject of any other action pending in any other court or a pending arbitration proceeding to the best of my knowledge and belief. Also, to the best of my knowledge and belief no other action or arbitration proceeding is contemplated. Further, other than the parties set forth in this complaint, I know of no other parties that should be made a part of this lawsuit. In addition, I recognize my continuing obligation to file and serve on all parties and the court an amended certification if there is a change in the facts in this original certification.

Dated: July 10, 2017 Signature: _____

Salvatore Mattiaccio

Jury Demand

The Plaintiff demands a trial by jury on all of the triable issues of this complaint, pursuant to New Jersey Court Rules 1:8-2(b) and 4:35-1(a)

Dated: July 10, 2017 Signature: _____

Salvatore Mattiaccio

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SUPERIOR COURT OF NEW JERSEY
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Plaintiff(s)

CIVIL ACTION

V

Michael Aiello, Virginia Aiello,
Point Pleasant Boro Police Department,
David Scalabrini

Order

Defendant(s)

It is hereby ordered on this _____ Day of the _____ Month 2017-2018 that:

Plaintiff is awarded punitive damages in the amount of \$ _____ together with costs and fees of \$ _____

Plaintiff is awarded compensatory damages in the amount of \$ _____ together with costs and fees of \$ _____

Opposed _____
Unopposed _____

JSC

CERTIFICATION OF SERVICE

I hereby certify that I have served the attached summons and complaint upon the Point Pleasant Police Department and David Scalabrini via hand delivery to the Point Pleasant Police Department.

Received by: _____

Date: _____

Please state rank: _____

By: _____

Salvatore Mattiaccio