

FROM

(TUE) SEP 30 2014 13:23/ST. 13:22/No. 9180636870 P 2

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A PROFESSIONAL CORPORATION
500 West Kennedy Boulevard
Lakewood, NJ 08701-1293
(732) 370-3100 • Fax: 732-370-0125
Attorneys for Plaintiff

JEFFREY S. WILLIAMS, JR.,

Plaintiffs,

v.

MONMOUTH COUNTY PROSECUTOR DETECTIVE KEITH
FINKELSTEIN, et als,

Defendants,

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION - OCEAN COUNTY
DOCKET NO: MON-L-3555-14

Civil Action

SUMMONS

THE STATE OF NEW JERSEY TO THE ABOVE NAMED DEFENDANT(S):

The plaintiffs, 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. (The address of each deputy clerk of the Superior Court is provided.) 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 \$135 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). A list of these offices is provided. 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 list of these numbers is also provided.

Dated: November 1, 2013

Michelle Smith

MICHELLE M. SMITH, CLERK
Superior Court of New Jersey

Name of Defendant(s) to be Served:

- 1&2: Serve Monmouth County Prosecutor Detective Keith Finkelstein and Monmouth County Prosecutor's Office at Monmouth County Prosecutor's Office, 132 Jerseyville Avenue, Freehold, NJ 07728.
3. Serve Monmouth County. Serve: M. Claire French, Monmouth County Clerk, Market Yard, 33 Mechanic St., Freehold, NJ 07728.
4. Serve Borough of Tinton Falls. Serve: Maureen L. Murphy, Borough Clerk, 556 Tinton Avenue, Tinton Falls, NJ 07724.
- 5,6&7 Serve Tinton Falls Police Department, Tinton Falls Police Officer James Sapia, Tinton Falls Police Officer Corporal Blake Rutherford at Tinton Falls Police Department, 556 Tinton Avenue, Tinton Falls, NJ 07724.

Directory of Superior Court Deputy Clerk's Offices County Lawyer Referral and Legal Services Offices

ATLANTIC COUNTY:

Deputy Clerk of the Superior Court
Civil Division, Direct Filing
1201 Bacharach Blvd., First Fl.
Atlantic City, NJ 08401
LAWYER REFERRAL
(609) 345-3444
LEGAL SERVICES
(609) 348-4200

BERGEN COUNTY:

Deputy Clerk of the Superior Court
Civil Division, Room 115
Justice Center, 10 Main St.
Hackensack, NJ 07601
LAWYER REFERRAL
(201) 488-0044
LEGAL SERVICES
(201) 487-2166

BURLINGTON COUNTY:

Deputy Clerk of the Superior Court
Central Processing Office
Attn: Judicial Intake
First Fl., Courts Facility
49 Rancocas Rd.
Mt. Holly, NJ 08060
LAWYER REFERRAL
(609) 261-4862
LEGAL SERVICES
(800) 496-4570

CAMDEN COUNTY:

Deputy Clerk of the Superior Court
Civil Processing Office
Hall of Justice
1st Fl., Suite 150
101 South 5th Street
Camden, NJ 08103
LAWYER REFERRAL
(856) 964-4520
LEGAL SERVICES
(856) 964-2010

CAPE MAY COUNTY:

Deputy Clerk of the Superior Court
9 N. Main Street
Cape May Court House, NJ 08210
LAWYER REFERRAL
(609) 463-0313
LEGAL SERVICES
(609) 465-3001

CUMBERLAND COUNTY:

Deputy Clerk of the Superior Court
Civil Case Management Office
60 West Broad Street
P.O. Box 10
Bridgeton, NJ 08302
LAWYER REFERRAL
(856) 696-5550
LEGAL SERVICES
(856) 691-0494

ESSEX COUNTY:

Deputy Clerk of the Superior Court
Civil Customer Service
Hall of Records, Room 201
465 Dr. Martin Luther King Jr. Blvd.
Newark, NJ 07102
LAWYER REFERRAL
(973) 622-6204
LEGAL SERVICES
(973) 624-4500

GLOUCESTER COUNTY:

Deputy Clerk of the Superior Court
Civil Case Management Office
Attn: Intake
First Fl., Court House
1 North Broad Street
Woodbury, NJ 08096
LAWYER REFERRAL
(856) 848-4589
LEGAL SERVICES
(856) 848-5360

HUDSON COUNTY:

Deputy Clerk of the Superior Court
Superior Court, Civil Records Dept.
Brennan Court House--1st Floor
583 Newark Ave.
Jersey City, NJ 07306
LAWYER REFERRAL
(201) 798-2727
LEGAL SERVICES
(201) 792-6363

HUNTERDON COUNTY:

Deputy Clerk of the Superior Court
Civil Division
65 Park Avenue
Florham, NJ 08822
LAWYER REFERRAL
(908) 735-2611
LEGAL SERVICES
(908) 782-7979

MERCER COUNTY:

Deputy Clerk of the Superior Court
Local Filing Office, Courthouse
175 S. Broad Street, P.O. Box 8068
Trenton, NJ 08650
LAWYER REFERRAL
(609) 585-6200
LEGAL SERVICES
(609) 695-6249

MIDDLESEX COUNTY:

Deputy Clerk of the Superior Court
Middlesex Vicinage
2nd Floor - Tower
56 Paterson Street, P.O. Box 2633
New Brunswick, NJ 08903-2633
LAWYER REFERRAL
(732) 828-0053
LEGAL SERVICES
(732) 249-7600

MONMOUTH COUNTY:

Deputy Clerk of the Superior Court
Court House
P.O. Box 1269
Freehold, NJ 07728-1269
LAWYER REFERRAL
(732) 431-5544
LEGAL SERVICES
(732) 866-0020

MORRIS COUNTY:

Morris County Courthouse
Civil Division
Washington and Court Streets
P. O. Box 910
Morristown, NJ 07963-0910
LAWYER REFERRAL
(973) 267-5882
LEGAL SERVICES
(973) 285-6911

OCEAN COUNTY:

Deputy Clerk of the Superior Court
118 Washington Street, Room 121
P.O. Box 2191
Toms River, NJ 08754-2191
LAWYER REFERRAL
(732) 240-3666
LEGAL SERVICES
(732) 341-2727

PASSAIC COUNTY:

Deputy Clerk of the Superior Court
Civil Division
Court House
77 Hamilton Street
Paterson, NJ 07605
LAWYER REFERRAL
(973) 278-9223
LEGAL SERVICES
(973) 523-2900

SALEM COUNTY:

Deputy Clerk of the Superior Court
Attn: Civil Case Management Office
92 Market Street
Salem, NJ 08079
LAWYER REFERRAL
(856) 935-5629
LEGAL SERVICES
(856) 451-0003

SOMERSET COUNTY:

Deputy Clerk of the Superior Court
Civil Division
P.O. Box 3000
40 North Bridge Street
Somerville, N.J. 08876
LAWYER REFERRAL
(908) 685-2323
LEGAL SERVICES
(908) 231-0840

SUSSEX COUNTY:

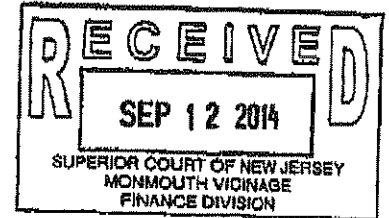
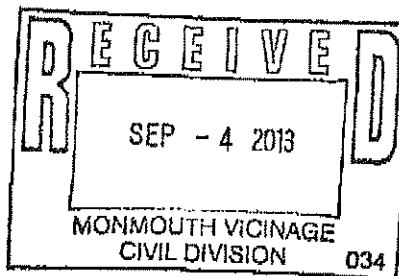
Deputy Clerk of the Superior Court
Sussex County Judicial Center
43-47 High Street
Newton, NJ 07860
LAWYER REFERRAL
(973) 267-5882
LEGAL SERVICES
(973) 383-7400

UNION COUNTY:

Deputy Clerk of the Superior Court
1st Fl., Court House
2 Broad Street
Elizabeth, NJ 07207-6073
LAWYER REFERRAL
(908) 353-4715
LEGAL SERVICES
(908) 354-4340

WARREN COUNTY:

Deputy Clerk of the Superior Court
Civil Division Office
Court House
413 Second Street
Belvidere, NJ 07823-1500
LAWYER REFERRAL
(973) 267-5882
LEGAL SERVICES
(908) 475-2010



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Attorneys for Plaintiff Jeffrey S. Williams, Jr.
Attorney Identification No. 246591969

JEFFREY S. WILLIAMS, JR.,
Plaintiff,

v.

MONMOUTH COUNTY PROSECUTOR
DETECTIVE KEITH FINKELSTEIN;
MONMOUTH COUNTY PROSECUTOR'S
OFFICE; MONMOUTH COUNTY;
BOROUGH OF TINTON FALLS; TINTON
FALLS POLICE DEPARTMENT;
TINTON FALLS POLICE OFFICER JAMES
SAPIA; TINTON FALLS POLICE OFFICER
CORPORAL BLAKE RUTHERFORD; JOHN
DOE POLICE OFFICERS; and JOHN DOES,

Defendants.

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION: MONMOUTH COUNTY

DOCKET NO.: MON-L- 3355-14

COMPLAINT AND JURY DEMAND

Plaintiff Jeffrey S. Williams, Jr. alleges and says:

INTRODUCTORY STATEMENT

1. Plaintiff Jeffrey S. Williams, Jr. is a resident of the Borough of Farmingdale, County of Monmouth, and State of New Jersey.
2. This is a civil action seeking money damages against Monmouth County Prosecutor

Office Detective Keith Finkelstein; Monmouth County Prosecutor's Office; Monmouth County; Borough of Tinton Falls; Borough of Tinton Falls Police Department; Tinton Falls Police Officer James Sapia; Tinton Falls Corporal Blake Rutherford; John Doe Police Officers; and John Does.

3. Plaintiff Jeffrey S. Williams, Jr. seeks money damages against Monmouth County Prosecutor Detective Keith Finkelstein; Monmouth County Prosecutor's Office; Monmouth County; Defendants Borough of Tinton Falls; Borough of Tinton Falls Police Department; Tinton Falls Police Officer James Sapia; Tinton Falls Corporal Blake Rutherford; John Doe Police Officers; and John Does for failing to provide for the safety, health, and welfare of Plaintiff Jeffrey S. Williams, Jr. who was a passenger in a motor vehicle being chased by Defendants Monmouth County Prosecutor Office Detective Keith Finkelstein, Tinton Falls Police Officer James Sapia, and Tinton Falls Corporal Blake Rutherford and John Doe Police Officers. These Defendants negligently, carelessly, and recklessly disregarded the safety, health and welfare of Plaintiff Jeffrey S. Williams, Jr. while chasing the motor vehicle in which he was a passenger.

4. Defendants Monmouth County Prosecutor's Office, Monmouth County, Borough of Tinton Falls, Tinton Falls Police Department, John Doe Police Officers, and John Does and their agents, servants, and employees are liable for Plaintiff Jeffrey S. Williams, Jr.'s damages because they failed to train, instruct, supervise, control and discipline Defendants Monmouth County Prosecutor Detective Keith Finkelstein, Tinton Falls Police Officer James Sapia, Tinton Falls Corporal Blake Rutherford, John Doe Police Officers, and other currently unknown individuals and each of them on a continuing basis. This failure was a result of official policy, or the result of custom, practice and usage of the Monmouth County Prosecutor's Office, Monmouth County, Borough of Tinton Falls, and Borough of Tinton Falls Police Department, and the policy makers of the Monmouth County Prosecutor's Office, Monmouth County, Borough of Tinton Falls, and Borough of Tinton Falls Police Department acted with negligent, careless, and reckless indifference

to the rights of citizens traveling on the roadways of the Borough of Tinton Falls

5. As a direct and proximate result of the aforesaid conduct, the motor vehicle in which Plaintiff Jeffrey S. Williams, Jr. was a passenger crashed causing severe and permanent injuries.

PARTIES

6. Plaintiff Jeffrey S. Williams, Jr. incorporates each and every averment set forth in the Introductory Statement.

7. At all times referred to herein, Defendant Monmouth County Prosecutor Detective Keith Finkelstein (hereinafter "Finkelstein") was a Detective in the Defendant Monmouth County Prosecutor's Office and was acting in such capacity as an agent, servant and employee of Defendants Monmouth County and its Prosecutor's Office, and was acting under the direction and control of Defendant Monmouth County and its Prosecutor's Office, and was acting pursuant to official policy, or custom, practice, and usage of Defendant Monmouth County and its Prosecutor's Office.

8. At all times referred to herein, Defendant Tinton Falls Police Officer James Sapia (hereinafter "Sapia") was a Police Officer in the Defendant Tinton Falls Police Department and was acting in such capacity as an agent, servant and employee of Defendant Borough of Tinton Falls and its Police Department, and was acting under the direction and control of Defendant Borough of Tinton Falls and its Police Department, and was acting pursuant to official policy, or custom, practice, and usage of Defendant Borough of Tinton Falls and its Police Department.

9. At all times referred to herein, Defendant Tinton Falls Police Officer Corporal Blake Rutherford (hereinafter "Rutherford") was a Police Officer in the Defendant Tinton Falls Police Department and was acting in such capacity as an agent, servant and employee of Defendant Borough of Tinton Falls and its Police Department, and was acting under the direction and control of Defendant Borough of Tinton Falls and its Police Department, and was acting pursuant to official policy, or custom, practice, and usage of Defendant Borough of Tinton Falls and its Police

Department.

10. At all times referred to herein, Defendants John Doe Police Officers are persons unknown to Plaintiff Jeffrey S. Williams, Jr. and who were police officers in the Defendants Monmouth County Prosecutor's Office, Borough of Tinton Falls Police Department, or other unknown law enforcement agencies and who were acting as agents, servants and employees of the Defendants Monmouth County Prosecutor's Office, Borough of Tinton Falls Police Department, or other unknown law enforcement agencies; and, John Doe Police Officers were acting under the direction of and control of Defendants Monmouth County Prosecutor's Office, Borough of Tinton Falls Police Department, or other unknown law enforcement agencies and were acting pursuant to official policy, or custom, practice, and usage of Defendants Monmouth County Prosecutor's Office, Borough of Tinton Falls Police Department, or other unknown law enforcement agencies.

11. At all times referred to herein, Defendants John Does are persons or entities unknown to Plaintiff Jeffrey S. Williams, Jr. and who were agents, servants and employees of the Defendants Monmouth County Prosecutor's Office, Monmouth County, Borough of Tinton Falls, Borough of Tinton Falls Police Department and other unknown law enforcement agencies. Defendants John Does are current or former police officers or civilian employees of Defendants Monmouth County Prosecutor's Office, Monmouth County, Borough of Tinton Falls, and Borough of Tinton Falls Police Department, or other unknown law enforcement agencies; and, were acting under the direction and/or control of, and were acting pursuant to official policy, or custom, practice, and usage of Defendants Monmouth County Prosecutor's Office, Monmouth County, Borough of Tinton Falls and Borough of Tinton Falls Police Department or other unknown law enforcement agencies.

12. Defendant Borough of Tinton Falls is a municipal corporation organized and existing under the laws of the State of New Jersey. The Borough of Tinton Falls acted through its agents, servants, and employees including Defendants Sapia, Rutherford, John Doe Police Officers, and

John Does.

13. Defendant Monmouth County is a county government of the State of New Jersey. Defendant Monmouth County Prosecutor's Office is a governmental agency of Monmouth County, State of New Jersey. Monmouth County and the Monmouth County Prosecutor's Office are organized and existing under the laws of the State of New Jersey. Defendants Monmouth County and the Monmouth County Prosecutor's Office acted through its agents, servants, and employees or elected officials including Defendants Finkelstein, John Doe Police Officers, and John Does.

14. Defendants John Does are persons unknown to Plaintiff Jeffrey S. Williams, Jr. and who were the policymakers or employees of the Defendants Monmouth County Prosecutor's Office, Monmouth County, Borough of Tinton Falls, and Borough of Tinton Falls Police Department.

15. Plaintiff Jeffrey S. Williams, Jr. sues Defendants Finkelstein, Sapia, Rutherford, John Doe Police Officers, and John Does each in their individual and official capacities.

16. At all times referred to herein, Defendants Finkelstein, Sapia, Rutherford, John Doe Police Officers, and John Does acted under the color of laws, statutes, ordinances, regulations, policies, and usages of the State of New Jersey, Monmouth County Prosecutor's Office, Monmouth County, Borough of Tinton Falls, and Borough of Tinton Falls Police Department, and pursuant to their authority as law enforcement officers or civilian employees of the Defendants Monmouth County Prosecutor's Office, Monmouth County, Borough of Tinton Falls, and Borough of Tinton Falls Police Department or other unknown law enforcement agencies.

COUNT I

17. Plaintiff Jeffrey S. Williams, Jr. incorporates each and every allegation and averment set forth in Paragraphs 1-16 of this Complaint as if fully set forth herein.

18. On or about September 12, 2012, Plaintiff Jeffrey S. Williams, Jr. was a rear passenger in a motor vehicle with vehicle identification number JF1GH75658G809225 which was traveling

south on Shafto Road in the Borough of Tinton Falls, County of Monmouth and State of New Jersey.

19. At the aforesaid time and place, Defendants Sapia and Rutherford and John Doe Police Officers of the Tinton Falls Police Department stopped the aforesaid motor vehicle in which Plaintiff Jeffrey S. Williams, Jr. was a passenger. These Defendants stopped the motor vehicle for an alleged motor vehicle violation. The driver of the motor vehicle in which Plaintiff Jeffrey S. Williams, Jr. was a passenger drove away and fled from these Defendants.

20. At the aforesaid time and place, the Defendant Finkelstein was the operator of a motor vehicle owned by Defendant Monmouth County or Defendant Monmouth County Prosecutor's Office. The motor vehicle operated by Defendant Finkelstein was an unmarked police vehicle. Defendant Finkelstein was traveling south on Shafto Road in the Borough of Tinton Falls, County of Monmouth and State of New Jersey.

21. At the aforesaid time and place, the Defendant Finkelstein negligently, carelessly, and recklessly chased the motor vehicle in which Plaintiff Jeffrey S. Williams, Jr. was a passenger, operated his unmarked police vehicle at speeds in excess of 100 miles per hour, failed to terminate the pursuit, caused the motor vehicle to crash, and was otherwise negligent.

22. At the aforesaid time and place, the Defendant Finkelstein violated the New Jersey Vehicular Pursuit Policy and the laws of the State of New Jersey.

23. At the aforesaid time and place, the Defendant Finkelstein was the agent, servant or employee of the Defendants Monmouth County Prosecutor's Office and Monmouth County.

24. At the aforesaid time and place, the Detective Finkelstein operated the motor vehicle with the permission of the Defendants Monmouth County Prosecutor's Office and Monmouth County.

25. As a direct and proximate result of the negligence, carelessness, and recklessness of the Defendants Finkelstein, Monmouth County Prosecutor's Office and Monmouth County as

aforesaid, Plaintiff Jeffrey S. Williams, Jr. was seriously and permanently injured, suffered and in the future will experience great pain and suffering, did and in the future will be required to expend diverse sums of money for his treatment and cure, and was and in the future will be prevented from attending to his usual activities.

WHEREFORE, Plaintiff Jeffrey S. Williams, Jr. demands judgment against Defendants Finkelstein, Monmouth County Prosecutor's Office, and Monmouth County for damages together with interest and costs of suit on this Count.

COUNT II

26. Plaintiff Jeffrey S. Williams, Jr. incorporates each and every allegation and averment set forth in Paragraphs 1-25 of this Complaint as if fully set forth herein.

27. At the time of Plaintiff Jeffrey S. Williams, Jr.'s injuries, Defendants Monmouth County Prosecutor's Office, Monmouth County, and John Does through their agents, servants, and employees were responsible for the training, instruction, supervision, discipline, and control of Defendant Finkelstein.

28. Defendants Monmouth County Prosecutor's Office, Monmouth County, and John Does through their agents, servants, and employees knew, or in the exercise of due diligence, should have known that specific training, direction, authorization, and approval was required in the pursuit and chase of a motor vehicle. These Defendants knew that training was required to ensure that Defendant Finkelstein understood that his mission of law enforcement was to protect and serve. Defendants Monmouth County Prosecutor's Office, Monmouth County, and John Does through their agents, servants, and employees failed to take any preventative or remedial measures to guard against such conduct as is more fully set forth and described herein; and had they taken such measures, Plaintiff Jeffrey S. Williams, Jr. would not have suffered severe and permanent injuries. The failure

of Defendants Monmouth County Prosecutor's Office, Monmouth County, and John Does through their agents, servants, and employees amounted to negligence, gross negligence, deliberate indifference or deliberate misconduct which proximately caused Plaintiff Jeffrey S. Williams, Jr.'s severe and permanent injuries. The Defendants Monmouth County Prosecutor's Office, Monmouth County, and John Does through their agents, servants, and employees negligently failed to train, instruct, and supervise Defendant Finkelstein and said failures were the proximate cause of the Plaintiff Jeffrey S. Williams, Jr.'s severe and permanent injuries.

WHEREFORE, Plaintiff Jeffrey S. Williams, Jr. demands judgment against the Defendants Monmouth County Prosecutor's Office, Monmouth County, and John Does for damages together with the interest and costs of suit.

COUNT III

29. Plaintiff Jeffrey S. Williams, Jr. incorporates each and every allegation and averment set forth in Paragraphs 1-28 of this Complaint as if fully set forth herein.

30. On or about September 12, 2012, Plaintiff Jeffrey S. Williams, Jr. was a rear passenger in a motor vehicle with vehicle identification number JF1GH75658G809225 which was traveling south on Shafto Road in the Borough of Tinton Falls, County of Monmouth and State of New Jersey.

31. At the aforesaid time and place, the Defendants Sapia and Rutherford and John Doe Police Officers of the Tinton Falls Police Department stopped the aforesaid motor vehicle in which Plaintiff Jeffrey S. Williams, Jr. was a passenger. These defendants stopped the motor vehicle for an alleged motor vehicle violation. The driver of the motor vehicle in which Plaintiff Jeffrey S. Williams, Jr., was a passenger drove away and fled from these Defendants.

32. At the aforesaid time and place, Defendants Sapia, Rutherford and John Doe Police Officers were the operators of marked police vehicles owned by Defendants Borough of Tinton Falls and Borough of Tinton Falls Police Department. Defendants Sapia, Rutherford and John Does

Police Officers were traveling south on Shafto Road in the Borough of Tinton Falls, County of Monmouth and State of New Jersey.

33. At the aforesaid time and place, Defendants Sapia and Rutherford and John Doe Police Officers negligently, carelessly, and recklessly chased the motor vehicle in which Plaintiff Jeffrey S. Williams, Jr. was a passenger, operated their motor vehicles at excessive speeds, failed to terminate the pursuit, caused the motor vehicle to crash, and were otherwise negligent.

34. At the aforesaid time and place, Defendants Sapia, Rutherford and John Doe Police Officers violated the New Jersey Vehicular Pursuit Policy and the laws of the State of New Jersey.

35. At the aforesaid time and place, Defendants Sapia and Rutherford were the agents, servants or employees of the Defendants Borough of Tinton Falls and Borough of Tinton Falls Police Department.

36. At the aforesaid time and place, Defendants Sapia and Rutherford operated their motor vehicles with the permission of the Defendants Borough of Tinton Falls and Borough of Tinton Falls Police Department.

37. As a direct and proximate result of the negligence, carelessness, and recklessness of the Defendants Sapia, Rutherford, John Doe Police Officers, Borough of Tinton Falls, and Borough of Tinton Falls Police Department as aforesaid, Plaintiff Jeffrey S. Williams, Jr. was seriously and permanently injured, suffered and in the future will experience great pain and suffering, did and in the future will be required to expend diverse sums of money for his treatment and cure, and was and in the future will be prevented from attending to his usual activities.

WHEREFORE, Plaintiff Jeffrey S. Williams, Jr. demands judgment against Defendants Sapia, Rutherford, John Doe Police Officers, Borough of Tinton Falls, and Borough of Tinton Falls Police Department for damages together with interest and costs of suit on this Count.

COUNT IV

38. Plaintiff Jeffrey S. Williams, Jr. incorporates each and every allegation and averment set forth in Paragraphs 1-37 of this Complaint as if fully set forth herein.

39. At the time of Plaintiff Jeffrey S. Williams, Jr.'s injuries, Defendants Borough of Tinton Falls, Borough of Tinton Falls Police Department, and John Does through their agents, servants, and employees were responsible for the training, instruction, supervision, discipline, and control of Defendants Sapia, Rutherford, John Doe Police Officers, and John Does.

40. Defendants Borough of Tinton Falls, Borough of Tinton Falls Police Department, and John Does through their agents, servants, and employees knew, or in the exercise of due diligence, should have known that specific training, direction, authorization and approval was required in the pursuit and chase of a motor vehicle. These Defendants knew that specific training, direction, authorization, and approval was required to ensure that Sapia, Rutherford, John Doe Police Officers, and John Does understood that their mission of law enforcement was to protect and serve. Defendants Borough of Tinton Falls, Borough of Tinton Falls Police Department, and John Does through their agents, servants, and employees failed to take any preventative or remedial measures to guard against such conduct as is more fully set forth and described herein; and had they taken such measures, Plaintiff Jeffrey S. Williams, Jr. would not have suffered severe and permanent injuries. The failure of Defendants Borough of Tinton Falls, Borough of Tinton Falls Police Department, and John Does through their agents, servants, and employees amounted to negligence, gross negligence, deliberate indifference or deliberate misconduct which proximately caused Plaintiff Jeffrey S. Williams, Jr.'s severe and permanent injuries. The Defendants Borough of Tinton Falls, Borough of Tinton Falls Police Department, and John Does through their agents, servants, and employees negligently failed to train, instruct, and supervise Defendants Sapia, Rutherford, John Doe Police Officers, and John Does and said failures were the proximate cause of the Plaintiff Jeffrey S.

Williams, Jr.'s severe and permanent injuries.

WHEREFORE, Plaintiff Jeffrey S. Williams, Jr. demands judgment against the Defendants Borough of Tinton Falls, Borough of Tinton Falls Police Department, John Doe Police Officers and John Does for damages together with interest and costs of suit.

COUNT V

41. Plaintiff Jeffrey S. Williams, Jr. incorporates each and every allegation and averment set forth in Paragraphs 1-40 of this Complaint as if fully set forth herein.

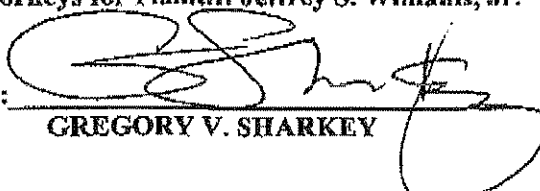
42. Defendants John Does are unknown persons or entities whose negligence or actions may have caused or contributed to the events preceding the motor vehicle accident and/or caused and contributed to the cause of the motor vehicle accident more fully described herein which resulted in the Plaintiff Jeffrey S. Williams, Jr.'s severe and permanent injuries.

WHEREFORE, Plaintiff Jeffrey S. Williams, Jr. demands judgment against Defendants John Does for damages together with interest and costs of suit.

JURY DEMAND

Plaintiff Jeffrey S. Williams, Jr. demands a trial by jury as to all issues so triable.

GREGORY V. SHARKEY.
ATTORNEY AT LAW
A PROFESSIONAL CORPORATION
Attorneys for Plaintiff Jeffrey S. Williams, Jr.

BY: 

GREGORY V. SHARKEY

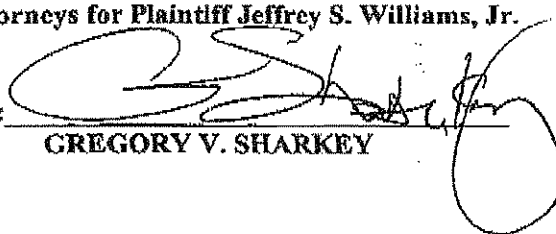
Dated: September 11, 2014

CERTIFICATION

I hereby certify that the matter in controversy is the subject of an action entitled Jeffrey S. Williams, Jr. v. Tinton Falls Police Department; Tinton Falls Police Officer James Sapia; Tinton Falls Corporal Blake Rutherford; Monmouth County Prosecutor's Office; Monmouth County Prosecutor's Office Detective Keith Finkelstein; John Doe Police Officers; and Borough of Tinton Falls in the Superior Court of New Jersey, Appellate Division, Docket No. A-1521-13.

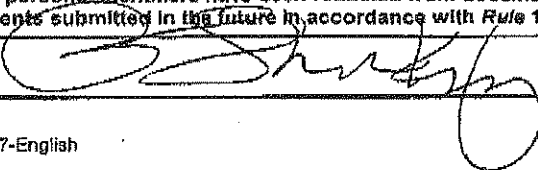
I further certify that the Estate of Jermel Crawford, another passenger in the motor vehicle occupied by Plaintiff Jeffrey S. Williams, Jr., is filing an action arising out of the same accident in the Superior Court of New Jersey, Law Division, Monmouth County.

GREGORY V. SHARKEY
ATTORNEY AT LAW
A PROFESSIONAL CORPORATION
Attorneys for Plaintiff Jeffrey S. Williams, Jr.

BY: **GREGORY V. SHARKEY**

Dated: September 11, 2014

Appendix XII-B1

	CIVIL CASE INFORMATION STATEMENT (CIS) Use for initial Law Division Civil Part pleadings (not motions) under Rule 4:5-1 Pleading will be rejected for filing, under Rule 1:5-6(c), if information above the black bar is not completed or attorney's signature is not affixed		(FILL IN BY CLERK ONLY) PAYMENT TYPE: ☐ CK ☐ CG ☐ CA CHG/CK NO. AMOUNT: OVERPAYMENT: BATCH NUMBER:	
	ATTORNEY / PRO SE NAME Gregory V. Sharkey, Esq.		TELEPHONE NUMBER (732) 370-3100	
	COUNTY OF VENUE Monmouth		DOCKET NUMBER (when available)	
	FIRM NAME (if applicable)		DOCUMENT TYPE Complaint	
	OFFICE ADDRESS 500 West Kennedy Boulevard Lakewood, New Jersey 08701		JURY DEMAND ☒ Yes ☐ No	
NAME OF PARTY (e.g., John Doe, Plaintiff) Jeffrey S. Williams, Jr., Plaintiff		CAPTION Jeffrey S. Williams, Jr. v. Monmouth County Prosecutor Detective Keith Finkelstein; Monmouth County Prosecutor's Office; Monmouth County; Borough of Tinton Falls; Tinton Falls Police Department; et al.		
CASE TYPE NUMBER (See reverse side for listing) 605	HURRICANE SANDY RELATED? ☐ YES ☒ NO	IS THIS A PROFESSIONAL MALPRACTICE CASE? ☐ YES ☒ NO IF YOU HAVE CHECKED "YES," SEE N.J.S.A. 2A:53A-27 AND APPLICABLE CASE LAW REGARDING YOUR OBLIGATION TO FILE AN AFFIDAVIT OF MERIT.		
RELATED CASES PENDING? ☒ YES ☐ NO		IF YES, LIST DOCKET NUMBERS Docket No.: A-1521-13		
DO YOU ANTICIPATE ADDING ANY PARTIES (arising out of same transaction or occurrence)? ☐ YES ☒ NO		NAME OF DEFENDANT'S PRIMARY INSURANCE COMPANY (if known) ☐ NONE ☐ UNKNOWN		
THE INFORMATION PROVIDED ON THIS FORM CANNOT BE INTRODUCED INTO EVIDENCE.				
CASE CHARACTERISTICS FOR PURPOSES OF DETERMINING IF CASE IS APPROPRIATE FOR MEDIATION				
DO PARTIES HAVE A CURRENT, PAST OR RECURRENT RELATIONSHIP? ☐ YES ☒ NO		IF YES, IS THAT RELATIONSHIP: ☐ EMPLOYER/EMPLOYEE ☐ FRIEND/NEIGHBOR ☐ OTHER (explain) ☐ FAMILIAL ☐ BUSINESS		
DOES THE STATUTE GOVERNING THIS CASE PROVIDE FOR PAYMENT OF FEES BY THE LOSING PARTY? ☐ YES ☒ NO				
USE THIS SPACE TO ALERT THE COURT TO ANY SPECIAL CASE CHARACTERISTICS THAT MAY WARRANT INDIVIDUAL MANAGEMENT OR ACCELERATED DISPOSITION				
 DO YOU OR YOUR CLIENT NEED ANY DISABILITY ACCOMMODATIONS? ☐ YES ☒ NO		IF YES, PLEASE IDENTIFY THE REQUESTED ACCOMMODATION		
WILL AN INTERPRETER BE NEEDED? ☐ YES ☒ NO		IF YES, FOR WHAT LANGUAGE?		
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).				
ATTORNEY SIGNATURE: 				

Side 2



CIVIL CASE INFORMATION STATEMENT (CIS)

Use for initial pleadings (not motions) under *Rule 4:5-1*

CASE TYPES (Choose one and enter number of case type in appropriate space on the reverse side.)

Track I - 150 days' discovery

- 151 NAME CHANGE
- 175 FORFEITURE
- 302 TENANCY
- 399 REAL PROPERTY (other than Tenancy, Contract, Condemnation, Complex Commercial or Construction)
- 502 BOOK ACCOUNT (debt collection matters only)
- 505 OTHER INSURANCE CLAIM (including declaratory judgment actions)
- 506 PIP COVERAGE
- 510 UM or UIM CLAIM (coverage issues only)
- 511 ACTION ON NEGOTIABLE INSTRUMENT
- 512 LEMON LAW
- 901 SUMMARY ACTION
- 902 OPEN PUBLIC RECORDS ACT (summary action)
- 999 OTHER (briefly describe nature of action)

Track II - 300 days' discovery

- 305 CONSTRUCTION
- 509 EMPLOYMENT (other than CEPA or LAD)
- 599 CONTRACT/COMMERCIAL TRANSACTION
- 603N AUTO NEGLIGENCE - PERSONAL INJURY (non-verbal threshold)
- 603Y AUTO NEGLIGENCE - PERSONAL INJURY (verbal threshold)
- 605 PERSONAL INJURY
- 610 AUTO NEGLIGENCE - PROPERTY DAMAGE
- 621 UM or UIM CLAIM (includes bodily injury)
- 699 TORT - OTHER

Track III - 450 days' discovery

- 005 CIVIL RIGHTS
- 301 CONDEMNATION
- 602 ASSAULT AND BATTERY
- 604 MEDICAL MALPRACTICE
- 606 PRODUCT LIABILITY
- 607 PROFESSIONAL MALPRACTICE
- 608 TOXIC TORT
- 609 DEFAMATION
- 616 WHISTLEBLOWER / CONSCIENTIOUS EMPLOYEE PROTECTION ACT (CEPA) CASES
- 617 INVERSE CONDEMNATION
- 618 LAW AGAINST DISCRIMINATION (LAD) CASES

Track IV - Active Case Management by Individual Judge / 450 days' discovery

- 156 ENVIRONMENTAL/ENVIRONMENTAL COVERAGE LITIGATION
- 303 MT. LAUREL
- 508 COMPLEX COMMERCIAL
- 613 COMPLEX CONSTRUCTION
- 514 INSURANCE FRAUD
- 620 FALSE CLAIMS ACT
- 701 ACTIONS IN LIEU OF PREROGATIVE WRITS

Multicounty Litigation (Track IV)

- | | |
|--|---|
| 266 HORMONE REPLACEMENT THERAPY (HRT) | 288 PRUDENTIAL TORT LITIGATION |
| 271 ACCUTANE/ISOTRETINOIN | 289 REGLAN |
| 274 RISPERDAL/SEROQUEL/ZYPREXA | 290 POMPTON LAKES ENVIRONMENTAL LITIGATION |
| 278 ZOMETHA/AREXIA | 291 PELVIC MESH/GYNECARE |
| 279 GADOLINIUM | 292 PELVIC MESH/BARD |
| 281 BRISTOL-MYERS SQUIBB ENVIRONMENTAL | 293 DEPUY ASR HIP IMPLANT LITIGATION |
| 282 FOSAMAX | 295 ALLODERM REGENERATIVE TISSUE MATRIX |
| 284 NUVARING | 296 STRYKER REJUVENATE/ABG II MODULAR HIP STEM COMPONENTS |
| 285 STRYKER TRIDENT HIP IMPLANTS | 297 MIRENA CONTRACEPTIVE DEVICE |
| 286 LEVAQUIN | 601 ASBESTOS |
| 287 YAZ/YASMIN/OCELLA | 623 PROPECIA |

If you believe this case requires a track other than that provided above, please indicate the reason on Side 1, in the space under "Case Characteristics."

Please check off each applicable category

☐ Putative Class Action

☐ Title 59

FROM

(TUE)SEP 30 2014 13:25/ST. 13:22/No. 9160636670 P 18

MONMOUTH COUNTY
SUPERIOR COURT
PO BOX 1265
FREEHOLD

NJ 07728

COURT TELEPHONE NO. (732) 677-4240
COURT HOURS 8:30 AM - 4:30 PM

TRACK ASSIGNMENT NOTICE

DATE: SEPTEMBER 18, 2014
RE: WILLIAMS VS MONMOUTH COUNTY PROSECUTOR ET AL
DOCKET: MON L -003555 14

THE ABOVE CASE HAS BEEN ASSIGNED TO: TRACK 2.

DISCOVERY IS 300 DAYS AND RUNS FROM THE FIRST ANSWER OR 90 DAYS
FROM SERVICES ON THE FIRST DEFENDANT, WHICHEVER COMES FIRST.

THE PRETRIAL JUDGE ASSIGNED IS: HON JAMIE S. PERI

IF YOU HAVE ANY QUESTIONS, CONTACT TEAM 003
AT: (732) 677-4256 EXT 4256.

IF YOU BELIEVE THAT THE TRACK IS INAPPROPRIATE YOU MUST FILE A
CERTIFICATION OF GOOD CAUSE WITHIN 30 DAYS OF THE FILING OF YOUR PLEADING.
PLAINTIFF MUST SERVE COPIES OF THIS FORM ON ALL OTHER PARTIES IN ACCORDANCE
WITH R.4:5A-2.

ATTENTION:

GREGORY V. SHARKEY
500 WEST KENNEDY BLVD
LAKEWOOD NJ 08701-1293

JUNCARR

