



June 26, 2023

Craig Jones

Sent via email: opra+request-46262-855938ed@requests.opramachine.com

Dear Mr. Jones:

The Evesham Township Clerk's Office received your Open Public Records Act (OPRA) request on **June 13, 2023**. The Evesham Township Police Department Records Custodian received your OPRA request on **June 13, 2023**. The seven (7) business day deadline to respond to your request was **June 23, 2023**. A request for extension to **June 30, 2023** was sent to you on **June 23, 2023**. This response to your request is being provided to you within the extension period.

The following records are responsive to your OPRA request and are being provided to you via email per your request:

Record	Notes
Case Report 21-20864	Redacted for privacy pursuant to N.J.S.A. 47:1A-1 and Doe v. Poritz, 42 NJ 1 (1995). This matter originated out of the Burlington County Prosecutor's Office; you may request additional records at: OPRA Requests Burlington County, NJ - Official Website
W 2021-251	Redacted for privacy pursuant to N.J.S.A. 47:1A-1 and Doe v. Poritz, 42 NJ 1 (1995).

If your request for access to a government record has been denied or unfilled within the seven (7) business days required by law, you have a right to challenge the decision by the Evesham Township Police Department to deny access. At your option, you may either institute a proceeding in the Superior Court of New Jersey or file a complaint with the Government Records Council (GRC) by completing the Denial of Access Complaint Form. You may contact the GRC by toll-free telephone at 866-850-0511, by mail at P.O. Box 819, Trenton, NJ, 08625, by e-mail at grc@dca.state.nj.us, or at their web site at www.state.nj.us/grc. The GRC can also answer other questions about the law. All questions regarding complaints filed in Superior Court should be directed to the Court Clerk in your County.

Sincerely,

Katherine Corbett

Katherine Corbett
Risk Management Coordinator
Evesham Township Police Department
984 Tuckerton Road
Evesham NJ 08053

13-492

due 6/28/23
no first to 6/30/23
on 6/22/23

Corbett, Katherine

From: Bergh, Mary Lou
Sent: Tuesday, June 13, 2023 6:26 AM
To: Corbett, Katherine
Subject: Fwd: [EXTERNAL] OPRA request - Police report

Good morning. I am sure this is yours.

Get Outlook for iOS

From: Craig Jones <opra+request-46262-855938ed@requests.opramachine.com>
Sent: Monday, June 12, 2023 7:20 PM
To: Bergh, Mary Lou <berghm@evesham-nj.gov>
Subject: [EXTERNAL] OPRA request - Police report

Dear Evesham Township,

This is a request for public records made under OPRA and the common law right of access. I am not required to fill out an official form. Please acknowledge receipt of this message.

Records requested:

- 1:) Police incident report for case HT-21-0159 including investigation report
- 2:) a copy of complaint-warrant W2021 251

Yours faithfully,

Craig Jones

Please deliver records electronically via email to the below UNIQUE address for all replies to this request:
opra+request-46262-855938ed@requests.opramachine.com

Is berghm@evesham-nj.gov the wrong address for OPRA requests to Evesham Township? If so, please contact us using this form:

https://linkprotect.cudasvc.com/url?a=https%3a%2f%2fopramachine.com%2fchange_request%2fnew%3fbody%3devesham_township&c=E,1,-h470_NdjOpLOITtPX4gMzQpEMic5fGyrzIJIQSBMQ0TRcuAL35M9840GiJ0W1Vd24qOUEUfxzODDMcILzPnnzL6C0argRAvjcdFT9prGTK3SA.,&typo=1

Disclaimer: This message and any reply that you make will be published on the internet. Our privacy and copyright policies:

https://linkprotect.cudasvc.com/url?a=https%3a%2f%2fopramachine.com%2fhelpp%2fofficers&c=E,1,-jYsLEy3yUKF1s17iWDd-VfJiTnLG8OvZQveN0SCkqKVdhjNH5c9yy_BXayefIU19m7Sj60xJ9VkvVScMw-DSSYwmDVAuqReh_nZ-5XtO-mMbeqgyvJ&typo=1

View this OPRA request & responses online:

https://linkprotect.cudasvc.com/url?a=https%3a%2f%2fopramachine.com%2frequest%2fpolice_report_2020009846&c=E,1,kFx44MmDJTV0JgONUHTRJwCfIRKeWFyZ2SojfWHDEK_laJuhUV9EJtYE8HbXvF6RxqRnXWd-e0CLJYqwPxbTFXuZ3V0OPjgz2VJMuHEdisAZxLDJpl_F_tF3p0Q,&typo=1

Please note that in some cases publication of requests and responses will be delayed.

Approved, returned f pny
4/1/1A-1
4/24/23

If you find this service useful as an OPRA custodian, please ask your web manager to link to us from your organisation's website.

**** [CAUTION]: THIS EMAIL ORIGINATED FROM OUTSIDE OF THE ORGANIZATION. DO NOT CLICK LINKS OR OPEN ATTACHMENTS UNLESS YOU RECOGNIZE THE SENDER AND KNOW THE CONTENT IS SAFE. ****



Case Report

Summary

Agency: Evesham Township Police Department
Agency #: NJ0031300

Print Date/Time: 06/19/2023 09:49

General Information			
Case Number:	2021-00020864	Reporting Officer:	22190 - MORTELLITI, JUSTIN
Occurred Location:	61 LONGHURST RD, EVESHAM TWP, NJ 08053	Reported Date:	04/16/2021 07:47
Disposition:	Cleared by Arrest	Incident Type:	Pornography
Disposition Date:	04/16/2021	Occurred From:	04/16/2021 05:00
		Occurred Through:	04/16/2021 05:00

Offenses						
#	Statute Group	Group Agency	Crime Code	Statute	Description	Offense Date
1	State		370 - Pornography/Obscene Material	2C:24-4B(5)(A)	DISTRIBUTION OF CHILD PORNOGRAPHY	04/16/2021
2	State		370 - Pornography/Obscene Material	2C:24-4B(5)(B)	POSSESS OR VIEWS CHILD PORNOGRAPHY	04/16/2021
3	State		370 - Pornography/Obscene Material	2C:24-4B(5)(A)	DISTRIBUTION OF CHILD PORNOGRAPHY	04/16/2021

Subjects							
Number	Type	Name	Address	Contact Information	Race	Sex	DOB
1	Suspect	Kim, Eugene	61 LONGHURST RD, EVESHAM TWP, NJ 08053	CELL - [REDACTED]	Asian/Pa cific Islander	Male	[REDACTED]
2	Contact	Kim, Dong	61 LONGHURST RD, EVESHAM TWP, NJ 08053		Asian/Pa cific Islander	Male	[REDACTED]
3	Contact	Kim, Kyung	61 LONGHURST RD, EVESHAM TWP, NJ 08053		Asian/Pa cific Islander	Female	[REDACTED]

Properties						
#	Date	Type	Property Loss Type	Description	Name	Subject Role

Vehicles							
Number	Role	Type	Make/Model	Color	Plate/Registration	Year	State

Evidence						
Counter	Evidence Type	Code	Description	Current Location	Date Received	Make/Model



Case Report

Summary

Agency: Evesham Township Police Department
Agency #: NJ0031300

Print Date/Time: 06/19/2023 09:49

Narratives			
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Name: Narrative	Author: 22190 - MORTELLITI, JUSTIN	Supervisor: 22133 - HENRY, RONALD	Date Created: 04/16/2021 10:15
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Description:

Evesham Twp. Police Department
Supplemental Case #2021-20864
Patrolman Justin Mortelliti #22190
BWC 190 Active - Not Submitted Into Evidence
No Field Notes Exist

On Friday, April 16, 2021, I assisted the Detective Bureau and the BCPO with an execution of a knock and announce search warrant. Eugene Kim was ultimately arrested. I placed him into custody securing the handcuffs behind Kim's back, double locking them and checking for fit. I transported him back to police headquarters from his residence at 61 Longhurst Drive. My vehicle (patrol 1803) mileage was relayed to central communications prior to, and following transportation to police headquarters. Once at police headquarters, my service weapon was secured in sally port lock box #3. Kim was subsequently processed. It should be noted that the prisoner compartment of patrol vehicle 1803 was checked prior to, and following the transports of Kim. There is nothing further to report.

rh133

Name: Narrative	Author: 22188 - VERDUCHI, DERRICK	Supervisor: 22133 - HENRY, RONALD	Date Created: 04/16/2021 13:38
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Description:

Evesham Police Department
Case #2021-20864 (Case Supplemental Report)
Patrolman Derrick Verduchi #22188
BWC #188 Activated (not submitted into evidence)
April 16, 2021 at 1338 hrs
No field notes regarding this case exist



Case Report

Summary

Agency: Evesham Township Police Department
Agency #: NJ0031300

Print Date/Time: 06/19/2023 09:49

On the above date and time, I responded to 61 Longhurst Rd priority 2 in marked patrol vehicle #1701 with the Burlington County Prosecutors Office (BCPO) in reference to a knock search warrant being conducted. Upon my arrival, the mother of Eugene Kim, Kyung Kim, answered the door and access was then made into the household. The house had a total of 3 occupants, Dong Kim, Kyung Kim, and the suspect Eugene Kim. All individuals were placed into the living room of the residence while a search of the residence was conducted.

Once the search of the residence had concluded, Ptlm. Mortelliti #22190 placed Eugene into custody. Eugene was then transported back to police headquarters by Ptlm. Mortelliti #22190 for processing which I assisted. Refer to Ptlm. Mortelliti's #22190 case original report for further incident details. Once processing was completed, Ptlm. Mortelliti #22190 then handcuffed Eugene Kim's hands behind his back. The handcuffs were then subsequently checked for proper fit and double locked. Kim was then escorted to Ptlm. Mortelliti's marked patrol vehicle. Prior to transport, Ptlm. Mortelliti's marked patrol vehicle had a rear camera malfunction.

Kim was then transferred to marked patrol vehicle #1701 for transport to BCJ. The rear of patrol vehicle #1701 was checked for weapons and contraband prior to Kim being placed into the vehicle. The vehicle was clear of weapons and contraband and Kim was then placed in the rear passenger compartment where the safety belt was secured over Kim's left shoulder. I then provided central communications my starting mileage and the transport to BCJ was completed without issue. Upon my arrival, I provided central communications my ending mileage and Kim was turned over to BCJ staff. The rear passenger compartment of vehicle #1701 was checked upon Kim's exit which checked clear. With nothing further to report, I cleared.

DV#188

rh133

COMPLAINT - WARRANT

COMPLAINT NUMBER				THE STATE OF NEW JERSEY VS. EUGENE KIM	
0313 COURT CODE	W PREFIX	2021 YEAR	000251 SEQUENCE NO.		
EVESHAM TWP MUNICIPAL COURT 984 TUCKERTON RD MARLTON NJ 08053-0000 856-983-2929 COUNTY OF: BURLINGTON				ADDRESS: 61 LONGHURST ROAD MARLTON NJ 08053-0000	
# of CHARGES 3	CO-DEFTS	POLICE CASE #: HT-21-0159		DEFENDANT INFORMATION	
COMPLAINANT K. SOBOTKA NAME: 49 RANCOCAS RD MT HOLLY NJ 08060		SEX: M EYE COLOR: BLACK DOB: [REDACTED] DRIVER'S LIC. #. [REDACTED] DL STATE: SOCIAL SECURITY #: [REDACTED] SBI #: 443759H TELEPHONE #: [REDACTED] LIVESCAN PCN #: 031303006500			
By certification or on oath, the complainant says that to the best of his/her knowledge, information and belief the named defendant on or about 12/17/2020 in EVESHAM TWP , BURLINGTON County, NJ did: WITHIN THE JURISDICTION OF THIS COURT, KNOWINGLY POSSESS AND/OR VIEW, A DIGITAL IMAGE AND/OR DIGITAL VIDEO, DEPICTING THE SEXUAL EXPLOITATION OR ABUSE OF A CHILD, SPECIFICALLY BY POSSESSING IMAGE AND VIDEO FILES OF CHILD SEXUAL ABUSE MATERIAL BETWEEN DECEMBER 17, 2020 AND APRIL 16, 2021, IN VIOLATION OF N.J.S. 2C:24-4B(5)(B)(III). WITHIN THE JURISDICTION OF THIS COURT, KNOWINGLY DISTRIBUTE, A DIGITAL IMAGE AND/OR DIGITAL VIDEO OF A CHILD, DEPICTING THE SEXUAL EXPLOITATION OR ABUSE OF A CHILD, SPECIFICALLY BY POSSESSING A VIDEO OF CHILD SEXUAL ABUSE MATERIAL AND KNOWINGLY DISTRIBUTE IT ON INSTAGRAM ON OR ABOUT DECEMBER 17, 2020, IN VIOLATION OF N.J.S. 2C:24-4B(5)(A)(I). WITHIN THE JURISDICTION OF THIS COURT, KNOWINGLY POSSESS WITH THE INTENT TO DISTRIBUTE, A DIGITAL IMAGE AND/OR DIGITAL VIDEO OF A CHILD, DEPICTING THE in violation of:					
Original Charge	1) 2C:24-4B(5)BIII		2) 2C:24-4B(5)AI		3) 2C:24-4B(5)AII
Amended Charge					
CERTIFICATION: I certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment. Signed: <u>K. SOBOTKA</u> Date: <u>04/16/2021</u>					
You will be notified of your Central First Appearance/CJP date to be held at the Superior Court in the county of BURLINGTON at the following address: BURLINGTON COUNTY CRIMINAL COURTS 49 RANCOCAS ROAD MT HOLLY NJ 08060-0000 Date of Arrest: 04/16/2021 Appearance Date: Time: Phone: 609-288-9500					
PROBABLE CAUSE DETERMINATION AND ISSUANCE OF WARRANT					
☐ Probable cause IS NOT found for the issuance of this complaint.					
Signature of Court Administrator or Deputy Court Administrator		Date	Signature of Judge		Date
☒ Probable cause IS found for the issuance of this complaint. <u>KAREN CAPLAN JUDICIAL OFFICER</u> <u>04/16/2021</u> Signature and Title of Judicial Officer Issuing Warrant Date TO ANY PEACE OFFICER OR OTHER AUTHORIZED PERSON: PURSUANT TO THIS WARRANT YOU ARE HEREBY COMMANDED TO ARREST THE NAMED DEFENDANT AND BRING THAT PERSON FORTHWITH BEFORE THE COURT TO ANSWER THE COMPLAINT. Bail Amount Set: _____ by: _____ (if different from judicial officer that issued warrant)					
☐ Domestic Violence – Confidential		☐ Related Traffic Tickets or Other Complaints		☐ Serious Personal Injury/ Death Involved	
Special conditions of release: ☐ No phone, mail or other personal contact w/victim ☐ No possession firearms/weapons ☐ Other (specify): _____				ORIGINAL	
				Page 1 of 10 NJ/CDR2 1/1/2017	

COMPLAINT - WARRANT (Court Action)

COMPLAINT NUMBER				STATE V.					
0313	W	2021	000251	EUGENE KIM					
COURT CODE	PREFIX	YEAR	SEQUENCE NO.						
FTA Bail Information		Date Bail Set:	Amount Bail Set: \$	by:	☐ Bail Recog. Attached				
Released on Bail (v)	R.O.R.	Committed Default	Committed w/o Bail	Place Committed:	Date Referred to County Prosecutor:				
Date of First Appearance:		☐ Advised of Rights by			Defendant Desires Counsel: ☐ Yes ☐ No				
Prosecuting Attorney Information			Defense Counsel Information						
Name:			Name:						
State	County	Municipal	Other	None	Retained	Public Def	Assigned	Waived	Other
Original Charge									
Amended Charge									
Waiver Indt/Jury									
Plea/Date of Plea		Plea:	Date:	Plea:	Date:	Plea:	Date:		
Adjudication (* see code)		Finding Code:	Date:	Finding Code:	Date:	Finding Code:	Date:		
Jail Term		Jail time credit	Susp. Imp	Jail time credit	Susp. Imp	Jail time credit	Susp. Imp		
Probation Term		Susp. Imp		Susp. Imp		Susp. Imp			
Cond. Discharge Term									
Community Service									
D/L Suspension Term									
Fines/Costs		Fines:	Costs:	Fines:	Costs:	Fines:	Costs:		
VCCB/SNSF		VCCB:	SNSF:	VCCB:	SNSF:	VCCB:	SNSF:		
DEDR/Lab Fee		DEDR:	LAB:	DEDR:	LAB:	DEDR:	LAB:		
CD Fee/Drug Ed Fnd		CD:	DAEF:	CD:	DAEF:	CD:	DAEF:		
DV Surch/Other Fees		DV:	Other:	DV:	Other:	DV:	Other:		
Restitution Beneficiary:									
Miscellaneous Information, Adjournments, Companion Complaints, Co-Defendants, Case Notes:						* Finding Codes 1 - Guilty 2 - Not Guilty 3 - Dismissed - Other 4 - Guilty but Merged 5 - Dismissed-Rule 6 - Dismissed Lack of Prosecution 7 - Dismissed - Pros Motion/Vic Req 8 - Conditional Discharge D - Dismissed- Prosecutor Discretion M - Dismissed- Mediation P - Dismissed-Plea Agreement S - Disposed at Superior W - Dismissed-False ID			
Related Traffic Tickets and Complaints:									
JUDGE'S SIGNATURE						COMPLAINT - WARRANT (Court Action)			
DATE						Page 4 of 10 NJ/CDR2 1/1/2017			

COMPLAINT - WARRANT

COMPLAINT NUMBER				THE STATE OF NEW JERSEY VS. EUGENE KIM	
0313	W	2021	000251		
COURT CODE	PREFIX	YEAR	SEQUENCE NO.		
EVESHAM TWP MUNICIPAL COURT 984 TUCKERTON RD MARLTON NJ 08053-0000 856-983-2929 COUNTY OF: BURLINGTON				ADDRESS: 61 LONGHURST ROAD MARLTON NJ 08053-0000	
# of CHARGES 3	CO-DEFTS	POLICE CASE #: HT-21-0159		DEFENDANT INFORMATION	
COMPLAINANT NAME: K. SOBOTKA				SEX: M EYE COLOR: BLACK DOB: [REDACTED] DRIVER'S LIC. #: [REDACTED] DL STATE: SOCIAL SECURITY #: [REDACTED] SBI #: 443759H TELEPHONE #: [REDACTED] () LIVSCAN PCN #: 031303006500	
By certification or on oath, the complainant says that to the best of his/her knowledge, information and belief the named defendant on or about 12/17/2020 in EVESHAM TWP, BURLINGTON County, NJ did: WITHIN THE JURISDICTION OF THIS COURT, KNOWINGLY POSSESS AND/OR VIEW, A DIGITAL IMAGE AND/OR DIGITAL VIDEO, DEPICTING THE SEXUAL EXPLOITATION OR ABUSE OF A CHILD, SPECIFICALLY BY POSSESSING IMAGE AND VIDEO FILES OF CHILD SEXUAL ABUSE MATERIAL BETWEEN DECEMBER 17, 2020 AND APRIL 16, 2021, IN VIOLATION OF N.J.S. 2C:24-4B(5)(B)(III). WITHIN THE JURISDICTION OF THIS COURT, KNOWINGLY DISTRIBUTE, A DIGITAL IMAGE AND/OR DIGITAL VIDEO OF A CHILD, DEPICTING THE SEXUAL EXPLOITATION OR ABUSE OF A CHILD, SPECIFICALLY BY POSSESSING A VIDEO OF CHILD SEXUAL ABUSE MATERIAL AND KNOWINGLY DISTRIBUTING IT ON INSTAGRAM ON OR ABOUT DECEMBER 17, 2020, IN VIOLATION OF N.J.S. 2C:24-4B(5)(A)(I). WITHIN THE JURISDICTION OF THIS COURT, KNOWINGLY POSSESS WITH THE INTENT TO DISTRIBUTE, A DIGITAL IMAGE AND/OR DIGITAL VIDEO OF A CHILD, DEPICTING THE in violation of:					
Original Charge		1) 2C:24-4B(5)BIII		2) 2C:24-4B(5)AI	
Amended Charge				3) 2C:24-4B(5)AII	
CERTIFICATION: I certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment Signed: K. SOBOTKA Date: 04/16/2021					
You will be notified of your Central First Appearance/CJP date to be held at the Superior Court in the county of BURLINGTON at the following address: BURLINGTON COUNTY CRIMINAL COURTS 49 RANOCAS ROAD MT HOLLY NJ 08060-0000 Date of Arrest: 04/16/2021 Appearance Date: Time: Phone: 609-288-9500					
PROBABLE CAUSE DETERMINATION AND ISSUANCE OF WARRANT					
☐ Probable cause IS NOT found for the issuance of this complaint.					
Signature of Court Administrator or Deputy Court Administrator		Date		Signature of Judge	
☒ Probable cause IS found for the issuance of this complaint. KAREN CAPLAN JUDICIAL OFFICER 04/16/2021 Signature and Title of Judicial Officer Issuing Warrant Date					
TO ANY PEACE OFFICER OR OTHER AUTHORIZED PERSON: PURSUANT TO THIS WARRANT YOU ARE HEREBY COMMANDED TO ARREST THE NAMED DEFENDANT AND BRING THAT PERSON FORTHWITH BEFORE THE COURT TO ANSWER THE COMPLAINT.					
Bail Amount Set: _____ by: _____ (If different from judicial officer that issued warrant)					
☐ Domestic Violence – Confidential		☐ Related Traffic Tickets or Other Complaints		☐ Serious Personal Injury/ Death Involved	
Special conditions of release: ☐ No phone, mail or other personal contact w/victim ☐ No possession firearms/weapons ☐ Other (specify): _____				COMPLAINT - WARRANT (DEFENDANT'S COPY)	
				Page 5 of 10	
				NJ/CDR2 1/1/2017	

COMPLAINT - WARRANT

COMPLAINT NUMBER

0313**W****2021****000251**

STATE V.

EUGENE KIM

COURT CODE PREFIX YEAR SEQUENCE NO.

SEXUAL EXPLOITATION OR ABUSE OF A CHILD, SPECIFICALLY BY POSSESSING A VIDEO OF CHILD SEXUAL ABUSE MATERIAL, AND KNOWINGLY DISTRIBUTING IT ON INSTAGRAM ON OR ABOUT DECEMBER 17, 2020, IN VIOLATION OF N.J.S. 2C:24-4B(5)(A)(II).

Original Charge

Amended Charge

COMPLAINT - WARRANT (DEFENDANT'S COPY)

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COMMITMENT

COMPLAINT NUMBER				THE STATE OF NEW JERSEY	
0313	W	2021	000251	VS.	
COURT CODE	PREFIX	YEAR	SEQUENCE NO.	EUGENE KIM	
EVESHAM TWP MUNICIPAL COURT				ADDRESS: 61 LONGHURST ROAD	
984 TUCKERTON RD				MARLTON NJ 08053-0000	
MARLTON NJ 08053-0000				MARLTON NJ 08053-0000	
856-983-2929				COUNTY OF: BURLINGTON	
# of CHARGES	CO-DEFTS	POLICE CASE #:			
3		HT-21-0159			
COMPLAINANT K.		SOBOTKA			
NAME: 49 RANOCAS RD					
MT HOLLY		NJ 08060			
DEFENDANT INFORMATION					
SEX: M EYE COLOR: BLACK DOR: [REDACTED]					
DRIVER'S LIC. #: [REDACTED] DL STATE:					
SOCIAL SECURITY #: [REDACTED] SBI #: 443759H					
TELEPHONE #: ()					
LIVSCAN PCN #: 031303006500					

To any Law Enforcement Official of New Jersey, You are commanded to transport this defendant to the Warden of this county who is required to keep the defendant in custody until a release or detention decision is made.

Offense	Aux Offense	Drug Code	Degree	Offense Description
1. 2C:24-4B(5) BIII			3	KNOW POSS/VIEW/
2. 2C:24-4B(5) AI			2	ENDANGERING-DIS
3. 2C:24-4B(5) AII			2	ENDANGERING-POS
4. _____				

Commitment Reason: Criminal Justice Reform

You will be notified of your Central First Appearance/CJP date to be held at the Superior Court in the county of BURLINGTON at the following address: BURLINGTON COUNTY
 CRIMINAL COURTS 49 RANOCAS ROAD MT HOLLY NJ 08060-0000

Date of Arrest: 04/16/2021

Phone: 609-288-9500

KAREN CAPLAN JUDICIAL OFFICER

04/16/2021

Signature and Title of Judicial Officer Issuing Warrant

Date

COMMITMENT

Affidavit of Probable Cause

COMPLAINT NUMBER				THE STATE OF NEW JERSEY VS. EUGENE KIM	
0313	W	2021	000251		
COURT CODE	PREFIX	YEAR	SEQUENCE NO.	ADDRESS: 61 LONGHURST ROAD	
EVESHAM TWP MUNICIPAL COURT 984 TUCKERTON RD MARLTON NJ 08053-0000 856-983-2929 COUNTY OF: BURLINGTON				MARLTON NJ 08053-0000	
# of CHARGES 3	CO-DEFTS	POLICE CASE #: HT-21-0159		DEFENDANT INFORMATION	
COMPLAINANT K. SOBOTKA NAME: 49 RANCOCAS RD MT HOLLY NJ 08060		SEX: M EYE COLOR: BLACK DOB: [REDACTED] DRIVER'S LIC. #. [REDACTED] DL STATE: SOCIAL SECURITY # [REDACTED] SBI #: 443759H TELEPHONE #: () LIVESCAN PCN #: 031303006500			

Purpose: This Affidavit/Certification is to more fully describe the facts of the alleged offense so that a judge or authorized judicial officer may determine probable cause.

1. Description of relevant facts and circumstances which support probable cause that (1) the offense(s) was committed and (2) the defendant is the one who committed it:
ON 01-29-21, THE BCPO HTCUP RECEIVED A CYBERTIPLINE REPORT REGARDING INSTAGRAM USER BROTHEROFKAISERKANE UPLOADING A VIDEO OF CHILD SEXUAL ABUSE MATERIAL (CSAM) ON 12-17-2020 FROM AN IP ADDRESS ASSOCIATED WITH 61 LONGHURST ROAD, MARLTON (EVESHAM TWP), NJ. THE EMAIL ADDRESS ASSOCIATED WITH THE INSTAGRAM ACCOUNT WAS LISTED AS [REDACTED]

COMMUNICATION DATA WARRANTS WERE OBTAINED FOR THE INSTAGRAM AND GOOGLE ACCOUNTS. THE INSTAGRAM CDW RESULTS SHOWED USER [REDACTED] ENGAGING IN A CONVERSATION WITH ANOTHER USER IN WHICH THEY ARE TRADING SEXUALLY EXPLICIT IMAGES AND VIDEOS, TO INCLUDE THE CSAM VIDEO FROM THE CYBERTIPLINE REPORT. THE GOOGLE CDW RESULTS INDICATED PHONE NUMBER [REDACTED] ASSOCIATED WITH 61 LONGHURST ROAD, MARLTON (EVESHAM TWP), NJ, WAS LISTED AS THE USER PHONE NUMBER. ADDITIONAL USERS ON THE DEVICE UTILIZED TO ACCESS THE GOOGLE ACCOUNT WERE LISTED AS [REDACTED] AND [REDACTED]. EUGENE KIM IS LISTED AS RESIDING AT THE RESIDENCE.

ON 04-16-21, THE BCPO AND OTHER MEMBERS OF LAW ENFORCEMENT CONDUCTED A KNOCK AND ANNOUNCE SEARCH WARRANT AT 61 LONGHURST ROAD, MARLTON (EVESHAM TWP), NJ. EUGENE KIM PROVIDED A POST-MIRANDA STATEMENT INDICATING HIS PHONE NUMBER IS [REDACTED] AND HIS EMAIL ADDRESSES ARE [REDACTED]. EUGENE KIM STATED HE WAS FAMILIAR WITH THE USERNAME [REDACTED] AND ALSO HAD AN EMAIL ADDRESS WITH THAT INCLUDED THE USERNAME [REDACTED].

A FORENSIC PREVIEW WAS CONDUCTED ON EUGENE KIM'S ELECTRONIC DEVICES AND IMAGE AND VIDEO FILES OF CSAM WERE LOCATED ON EUGENE KIM'S CELLULAR TELEPHONE, TO INCLUDE THE VIDEO OF CSAM FROM THE CYBERTIPLINE REPORT.

Affidavit of Probable Cause

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1/1/2017

Affidavit of Probable Cause

COMPLAINT NUMBER			
0313	W	2021	000251
COURT CODE	PREFIX	YEAR	SEQUENCE NO.

THE STATE OF NEW JERSEY**VS.****EUGENE KIM**

2. I am aware of the facts above because: (Included, but not limited to: your observations, statements of eyewitnesses, defendant's admission, etc.)

I AM THE INVESTIGATING DETECTIVE.

3. If victim was injured, provide the extent of the injury:

Certification:

I certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment.

Signed: K. SOBOTKA LAW ENFORCEMENT OFFICER

Date: 04/16/2021

Affidavit of Probable Cause**Page 9 of 10**

1/1/2017

Preliminary Law Enforcement Incident Report

COMPLAINT NUMBER				THE STATE OF NEW JERSEY VS. EUGENE KIM	
0313	W	2021	000251		
COURT CODE	PREFIX	YEAR	SEQUENCE NO.		
EVESHAM TWP MUNICIPAL COURT 984 TUCKERTON RD MARLTON NJ 08053-0000 856-983-2929 COUNTY OF: BURLINGTON				ADDRESS: 61 LONGHURST ROAD MARLTON NJ 08053-0000	
# of CHARGES 3	CO-DEFTS	POLICE CASE #: HT-21-0159		DEFENDANT INFORMATION SEX: M EYE COLOR: BLACK DOB: [REDACTED] DRIVER'S LIC. #. [REDACTED] DL STATE: SOCIAL SECURITY #: [REDACTED] SBI #: 443759H TELEPHONE #: () LIVESCAN PCN #: 031303006500	
COMPLAINANT K. SOBOTKA NAME: 49 RANCOCAS RD MT HOLLY NJ 08060					

Purpose: The Preliminary Law Enforcement Incident Report (PLEIR) is intended to document basic information known to the officer at the time of its preparation. It is recognized that additional relevant information will emerge as an investigation continues. The PLEIR shall be in addition to, not in lieu of, any regular police arrest, incident, or investigation reports. Note that the PLEIR is specific to each defendant charged in an investigation.

-The defendant made statements/admissions.
 • It was recorded using:
 *Body-Worn Camera

-The case involves a search warrant(s).

-The investigation involved the seizure of one or more cellphones, computers or similar electronic devices.
 List the type of device(s) and total number of each recovered: CELL PHONES, COMPUTERS

Certification:

I certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment.

Signed: K. SOBOTKA LAW ENFORCEMENT OFFICER Date: 04/16/2021

Preliminary Law Enforcement Incident Report

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