

COMPLAINT - WARRANT

COMPLAINT NUMBER			
0906	W	2024	003273
COURT CODE	PREFIX	YEAR	SEQUENCE NO.
JERSEY CITY MUNICIPAL COURT 365 SUMMIT AVENUE JERSEY CITY NJ 07306-0000 201-209-6700 COUNTY OF: HUDSON			
# of CHARGES 5	CO-DEFTS 0	POLICE CASE #: 24-046600	
COMPLAINANT HCSO A ORTIZ NAME: 595 NEWARK AVE JERSEY CITY NJ 07306		DEFENDANT INFORMATION SEX: M EYE COLOR: BROWN DOB: 2006 DRIVER'S LIC. #: [REDACTED] DL STATE: NJ SOCIAL SECURITY #: [REDACTED] SBI #: [REDACTED] TELEPHONE #: [REDACTED] LIVESCAN PCN #: [REDACTED]	

THE STATE OF NEW JERSEY

VS.

RAFY D ALVARENGA

ADDRESS

JERSEY CITY

NJ 07306-0000

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 **07/14/2024** in **JERSEY CITY**, **HUDSON** County, **NJ** did: WITHIN THE JURISDICTION OF THIS COURT, COMMIT AGGRAVATED ASSAULT BY ATTEMPTING TO CAUSE BODILY INJURY TO MR. HEIU TRINH WITH A DEADLY WEAPON, SPECIFICALLY BY MR. RAFY D. ALVARENGA BRANDISHING A KNIFE TO MR TRINH AND STATING, "YOU BETTER NOT GET CLOSE BECAUSE I'M ABOUT TO KILL YOU." IN VIOLATION OF N.J.S. 2C:12-1B (2) (A THIRD-DEGREE CRIME).

WITHIN THE JURISDICTION OF THIS COURT, THREATEN TO KILL HEIU TRINH WITH THE PURPOSE TO PUT HIM IN IMMINENT FEAR OF DEATH UNDER CIRCUMSTANCES REASONABLY CAUSING SAID VICTIM TO BELIEVE THE IMMEDIACY OF THE THREAT AND THE LIKELIHOOD THAT IT WOULD BE CARRIED OUT, SPECIFICALLY BY MR. RAFY D. ALVARENGA BRANDISHING A KNIFE TO MR TRINH AND STATING, "YOU BETTER NOT GET CLOSE BECAUSE I'M ABOUT TO KILL YOU." IN VIOLATION OF N.J.S. 2C:12-3B (A THIRD-DEGREE CRIME).

WITHIN THE JURISDICTION OF THIS COURT, POSSESS A WEAPON, OTHER THAN A FIREARM, in violation of:

Original Charge	1) 2C:12-1B(2)	2) 2C:12-3B	3) 2C:39-4D
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: **HCSO A ORTIZ**

Date: **07/24/2024**

You will be notified of your **Central First Appearance/CJP** date to be held at the **Superior Court** in the county of **HUDSON** at the following address: **HUDSON COUNTY COURT**

ADMINISTRATION BUILDING 595 NEWARK AVENUE

JERSEY CITY NJ 07306-0000

Date of Arrest:

Appearance Date:

Time:

Phone: **201-795-6000**

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. **BERTRAM OKPOKWASILI JUDICIAL OFFICER** **07/24/2024**

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

COMPLAINT - WARRANT

COMPLAINT NUMBER				STATE V. RAFY D ALVARENGA	
0906	W	2024	003273		
COURT CODE	PREFIX	YEAR	SEQUENCE NO.		
WITH A PURPOSE TO USE IT UNLAWFULLY AGAINST THE PERSON OR PROPERTY OF ANOTHER, SPECIFICALLY BY MR. RAFY D. ALVARENGA IN POSSESSION OF A KNIFE USED TO THREATEN TO KILL MR. HEIU TRINH. IN VIOLATION OF N.J.S. 2C:39-4D (A THIRD-DEGREE CRIME). WITHIN THE JURISDICTION OF THIS COURT, KNOWINGLY POSSESS A KNIFE WITHOUT ANY EXPLAINABLE LAWFUL PURPOSE, SPECIFICALLY BY MR. RAFY D. ALVARENGA IN POSSESSION OF A KNIFE USED TO THREATEN TO KILL MR. HEIU TRINH. IN VIOLATION OF N.J.S. 2C:39-3E (A FOURTH DEGREE CRIME). WITHIN THE JURISDICTION OF THIS COURT, KNOWINGLY POSSESS A WEAPON, NAMELY KNIFE, UNDER CIRCUMSTANCES NOT MANIFESTLY APPROPRIATE FOR LAWFUL USE, SPECIFICALLY BY MR. RAFY D. ALVARENGA IN POSSESSION OF A KNIFE USED TO THREATEN TO KILL MR. HEIU TRINH. IN VIOLATION OF N.J.S. 2C:39-5D (A FOURTH DEGREE CRIME).					
Original Charge	4) 2C:39-3E		5) 2C:39-5D		
Amended Charge					
				COMPLAINT - WARRANT	
				Page 2 of 10	
				NJ/CDR2 1/1/2017	

COMPLAINT – WARRANT (Court Action)

COMPLAINT NUMBER

0906**W****2024****003273****STATE V.****RAFY D ALVARENGA**

COURT CODE

PREFIX

YEAR

SEQUENCE NO.

FTA Bail Information

Date Bail Set:

Amount Bail Set: \$ _____

by: _____

☐ Bail Recog. AttachedReleased
on Bail
(✓)

R.O.R.

Committed
DefaultCommitted
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

1) **2C:12-1B(2)**2) **2C:12-3B**3) **2C:39-4D**

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:**Related Traffic Tickets and Complaints:***** 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

COMPLAINT - WARRANT (Court Action)

JUDGE'S SIGNATURE _____

DATE _____

Page 3 of 10

NJ/CDR2 1/1/2017

COMPLAINT – WARRANT (Court Action)

[illegible]

COMPLAINT - WARRANT

COMPLAINT NUMBER			
0906	W	2024	003273
COURT CODE	PREFIX	YEAR	SEQUENCE NO.
JERSEY CITY MUNICIPAL COURT 365 SUMMIT AVENUE JERSEY CITY NJ 07306-0000 201-209-6700 COUNTY OF: HUDSON			
# of CHARGES 5	CO-DEFTS 0	POLICE CASE #: 24-046600	
COMPLAINANT NAME: HCSO A ORTIZ		DEFENDANT INFORMATION SEX: M EYE COLOR: BROWN DOB: 2006 DRIVER'S LIC. #: [REDACTED] DL STATE: NJ SOCIAL SECURITY #: [REDACTED] SBI #: () TELEPHONE #: [REDACTED] LIVESCAN PCN #: [REDACTED]	

THE STATE OF NEW JERSEY

VS.

RAFY D ALVARENGA

ADDRESS

JERSEY CITY

NJ 07306-0000

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 **07/14/2024** in **JERSEY CITY**, **HUDSON** County, **NJ** did:
WITHIN THE JURISDICTION OF THIS COURT, COMMIT AGGRAVATED ASSAULT BY ATTEMPTING TO CAUSE BODILY INJURY TO MR. HEIU TRINH WITH A DEADLY WEAPON, SPECIFICALLY BY MR. RAFY D. ALVARENGA BRANDISHING A KNIFE TO MR TRINH AND STATING, "YOU BETTER NOT GET CLOSE BECAUSE I'M ABOUT TO KILL YOU." IN VIOLATION OF N.J.S. 2C:12-1B (2) (A THIRD-DEGREE CRIME).

WITHIN THE JURISDICTION OF THIS COURT, THREATEN TO KILL HEIU TRINH WITH THE PURPOSE TO PUT HIM IN IMMINENT FEAR OF DEATH UNDER CIRCUMSTANCES REASONABLY CAUSING SAID VICTIM TO BELIEVE THE IMMEDIACY OF THE THREAT AND THE LIKELIHOOD THAT IT WOULD BE CARRIED OUT, SPECIFICALLY BY MR. RAFY D. ALVARENGA BRANDISHING A KNIFE TO MR TRINH AND STATING, "YOU BETTER NOT GET CLOSE BECAUSE I'M ABOUT TO KILL YOU." IN VIOLATION OF N.J.S. 2C:12-3B (A THIRD-DEGREE CRIME).

WITHIN THE JURISDICTION OF THIS COURT, POSSESS A WEAPON, OTHER THAN A FIREARM,
in violation of:

Original Charge	1) 2C:12-1B(2)	2) 2C:12-3B	3) 2C:39-4D
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: **HCSO A ORTIZ** Date: **07/24/2024**

You will be notified of your **Central First Appearance/CJP** date to be held at the **Superior Court** in the county of **HUDSON**
at the following address: **HUDSON COUNTY COURT**
ADMINISTRATION BUILDING 595 NEWARK AVENUE JERSEY CITY NJ 07306-0000
Date of Arrest: **[REDACTED]** Appearance Date: **[REDACTED]** Time: **[REDACTED]** Phone: **201-795-6000**

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. **BERTRAM OKPOKWASILI JUDICIAL OFFICER 07/24/2024**
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: **[REDACTED]** by: **[REDACTED]**
(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): **[REDACTED]**

COMPLAINT - WARRANT (DEFENDANT'S COPY)

COMPLAINT - WARRANT

COMPLAINT NUMBER				STATE V. RAFY D ALVARENGA	
0906	W	2024	003273		
COURT CODE	PREFIX	YEAR	SEQUENCE NO.		
WITH A PURPOSE TO USE IT UNLAWFULLY AGAINST THE PERSON OR PROPERTY OF ANOTHER, SPECIFICALLY BY MR. RAFY D. ALVARENGA IN POSSESSION OF A KNIFE USED TO THREATEN TO KILL MR. HEIU TRINH. IN VIOLATION OF N.J.S. 2C:39-4D (A THIRD-DEGREE CRIME). WITHIN THE JURISDICTION OF THIS COURT, KNOWINGLY POSSESS A KNIFE WITHOUT ANY EXPLAINABLE LAWFUL PURPOSE, SPECIFICALLY BY MR. RAFY D. ALVARENGA IN POSSESSION OF A KNIFE USED TO THREATEN TO KILL MR. HEIU TRINH. IN VIOLATION OF N.J.S. 2C:39-3E (A FOURTH DEGREE CRIME). WITHIN THE JURISDICTION OF THIS COURT, KNOWINGLY POSSESS A WEAPON, NAMELY KNIFE, UNDER CIRCUMSTANCES NOT MANIFESTLY APPROPRIATE FOR LAWFUL USE, SPECIFICALLY BY MR. RAFY D. ALVARENGA IN POSSESSION OF A KNIFE USED TO THREATEN TO KILL MR. HEIU TRINH. IN VIOLATION OF N.J.S. 2C:39-5D (A FOURTH DEGREE CRIME).					
Original Charge	4) 2C:39-3E		5) 2C:39-5D		
Amended Charge					
				COMPLAINT - WARRANT (DEFENDANT'S COPY)	
				Page 6 of 10	
				NJ/CDR2 1/1/2017	

COMMITMENT

COMPLAINT NUMBER

0906**W****2024****003273**

COURT CODE

PREFIX

YEAR

SEQUENCE NO.

JERSEY CITY MUNICIPAL COURT**365 SUMMIT AVENUE****JERSEY CITY****NJ 07306-0000****201-209-6700**COUNTY OF: **HUDSON**

of CHARGES

5

CO-DEFTS

0

POLICE CASE #:

24-046600COMPLAINANT **HCSO****A ORTIZ**

NAME:

595 NEWARK AVE**JERSEY CITY****NJ 07306***THE STATE OF NEW JERSEY*

VS.

RAFY D ALVARENGA

ADDRESS

JERSEY CITY**NJ 07306-0000**

DEFENDANT INFORMATION

SEX: **M** EYE COLOR: **BROWN**DOB: **2006**

DRIVER'S LIC. #:

DL STATE: **NJ**

SOCIAL SECURITY #:

SBI #:

TELEPHONE #:

()

LIVESCAN PCN #:

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.

2.

3.

4.

Commitment Reason:

You will be notified of your **Central First Appearance/CJP** date to be held at the Superior Courtin the county of **HUDSON**

at the following address: HUDSON COUNTY COURT

ADMINISTRATION BUILDING**595 NEWARK AVENUE****JERSEY CITY****NJ 07306-0000**

Date of Arrest:

Phone: **201-795-6000**

Signature and Title of Judicial Officer Issuing Warrant

Date

COMMITMENT

Affidavit of Probable Cause

COMPLAINT NUMBER			
0906	W	2024	003273
COURT CODE	PREFIX	YEAR	SEQUENCE NO.
JERSEY CITY MUNICIPAL COURT 365 SUMMIT AVENUE JERSEY CITY NJ 07306-0000 201-209-6700 COUNTY OF: HUDSON			
# of CHARGES 5	CO-DEFTS	POLICE CASE #: 24-046600	
COMPLAINANT HCSO A ORTIZ NAME: 595 NEWARK AVE JERSEY CITY NJ 07306			
DEFENDANT INFORMATION		SEX: M EYE COLOR: BROWN DOB: 2006 DRIVER'S LIC. #: [REDACTED] DL STATE: NJ SOCIAL SECURITY #: [REDACTED] SBI #: [REDACTED] TELEPHONE #: () LIVESCAN PCN #:	

THE STATE OF NEW JERSEY

VS.

RAFY D ALVARENGA

ADDRESS

JERSEY CITY

NJ 07306-0000

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:
Mr. Heiu Trinh (victim), arrived at the Hudson County Sheriff's Office Operations Division. He was scheduled to meet with Detective Alberto Ortiz in regard to this investigation and allegations of an incident (knife) that occurred on Sunday, July 14, 2024. Mr. Trinh was asked to tell in his own words what happened on Sunday, July 14, 2024. He states that he and his wife went outside to walk their dogs. He states that a dark grey car was parked next to a silver colored Honda. He states that a guy got out of the grey colored car to get something from the silver colored car and he turned around and said to his wife, "do you have a problem?" Then the guy looked over to him and asked, "do you have a problem?" He responded, "no I'm just waiting for my dog to piss." The guy asked again, "do you have a problem and he proceeded to show him a knife. He responded, "what are you going to do with that?" He stated that he was going to approach the male but his wife held him back. That's when the man said, "you better not get close because I'm about to kill you." He states that the male got into his car and drove away. Detective Alberto Ortiz, continued to speak with Heiu Trinh (victim). He states that prior to these incidents he has taken photographs of both vehicles (Honda's). He states that they started coming into the area and they park their cars in the middle of the street. They come at all hours and they were asked if they would park their cars correctly in parking spaces but the males of both cars ignore the residents who live on the actual block. He states that he and his neighbor have contacted the Jersey City Police Department in regard to these individuals. He states that on the day that they showed him a knife he drove away in the dark grey colored Honda. He describes the individual as a light skin latino male, skinny, wearing a white tank top, medium afro style hair with a pony tail. He states that his wife recalls the actor having dyed red, yellow or blue hair. Mr. Trinh, states that 2 days later (July 16, 2024), the same two cars were parked on the block and were captured on his neighbors doorbell (Ring) camera chasing after a male on his bicycle and this same group jumped the man for his bicycle. NOTE: Mr. Heiu Trinh (victim) has had several incidents with the owner of both Honda Accords and states that the individual driving the dark grey colored Honda is the individual who threatened him with a knife on Sunday, July 14, 2024.

Affidavit of Probable Cause

Page 8 of 10

1/1/2017

Affidavit of Probable Cause

COMPLAINT NUMBER

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W

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THE STATE OF NEW JERSEY

VS.

RAFY D ALVARENGA

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

Detective Alberto Ortiz, continued to speak with Heiu Trinh (victim). He states that prior to these incidents he has taken photographs of both vehicles (Honda's). He states that they started coming into the area and they park their cars in the middle of the street. They come at all hours and they were asked if they would park their cars correctly in parking spaces but the males of both cars (operators) ignore the residents who live on the actual block. He states that he and his neighbor have contacted the Jersey City Police Department in regard to these individuals in the past. He states that on the day that they showed him a knife he drove away in the dark grey colored Honda. He describes the individual as a light skin latino male, skinny, wearing a white tank top, medium afro style hair with a pony tail. He states that his wife recalls the actor having dyed red, yellow or blue hair.

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: HCSO A ORTIZ LAW ENFORCEMENT OFFICER

Date: 07/24/2024

Affidavit of Probable Cause

Preliminary Law Enforcement Incident Report

COMPLAINT NUMBER

0906**W****2024****003273**

COURT CODE

PREFIX

YEAR

SEQUENCE NO.

JERSEY CITY MUNICIPAL COURT**365 SUMMIT AVENUE****JERSEY CITY****NJ 07306-0000****201-209-6700**

COUNTY OF:

HUDSON

of CHARGES

5

CO-DEFTS

POLICE CASE #:

24-046600COMPLAINANT **HCSO****A ORTIZ**

NAME:

595 NEWARK AVE**JERSEY CITY****NJ 07306***THE STATE OF NEW JERSEY*

VS.

RAFY D ALVARENGA

ADDRESS

JERSEY CITY**NJ 07306-0000**

DEFENDANT INFORMATION

SEX: **M** EYE COLOR: **BROWN**DOB: **2006**

DRIVER'S LIC. #:

DL STATE: **NJ**

SOCIAL SECURITY #:

SBI #:

TELEPHONE #:

LIVESCAN PCN #:

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 was a stranger to the victim.

-A weapon was involved in the incident:
•Knife/Cutting Instrument

-The defendant attempted to threaten or intimidate victim(s) in the case, threaten to kill

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: **HCSO A ORTIZ LAW ENFORCEMENT OFFICER**Date: **07/24/2024****Preliminary Law Enforcement Incident Report****Page 10 of 10**

7/20/2018