

COMPLAINT - WARRANT

COMPLAINT NUMBER			
1316	W	2019	000293
COURT CODE	PREFIX	YEAR	SEQUENCE NO.
FREEHOLD TWP. MUNICIPAL COURT ONE MUNICIPAL PLAZA FREEHOLD NJ 07728-0000 732-294-2150 COUNTY OF: MONMOUTH			
# of CHARGES 4	CO-DEFTS	POLICE CASE #: 19FT16143	
COMPLAINANT NAME: DET. TODD SMITH ONE MUNICIPAL PLAZA ATTN WARRANTS FREEHOLD NJ 07728		DEFENDANT INFORMATION SEX: M EYE COLOR: BROWN DOB: 08/24/1981 DRIVER'S LIC. #: SOCIAL SECURITY #: TELEPHONE #: LIVSCAN PCN #: 131602006022 DL STATE: NJ SBI #: 514346C	

THE STATE OF NEW JERSEY

VS.

ROBERT T ROSS

ADDRESS: 54 TOPANEMUS LANE

FREEHOLD

NJ 07728-0000

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 06/20/2019 in **FREEHOLD TWP**, **MONMOUTH** County, NJ did: WITHIN THE JURISDICTION OF THIS COURT, DID ENDANGER THE WELFARE OF HIS CHILDREN, TO WIT DID MANUFACTURE AND POSSESS PROHIBITED EXPLOSIVE DEVICES; SPECIFICALLY 14 INDIVIDUAL RED CARDBOARD TUBING CONTAINING SUSPECTED FLASH POWDER WHICH CONSISTS OF POTASSIUM PERCHORATE AND ALUMINUM POWDER AND A HOBBY FUSE IN HIS HOME WITH HIS CHILDREN PRESENT AND DID POSSESS AN UNSECURED PELLET RIFLE.

WITHIN THE JURISDICTION OF THIS COURT, DID KNOWINGLY POSSESS DESTRUCTIVE DEVICES; SPECIFICALLY 14 INDIVIDUAL RED CARDBOARD TUBING CONTAINING A HOBBY FUSE AND SUSPECTED FLASH POWDER WHICH CONSISTS OF POTASSIUM PERCHLORATE AND ALUMINUM POWDER.

WITHIN THE JURISDICTION OF THIS COURT, DID KNOWINGLY UNLAWFULLY POSSESS A GAMO SWARM MXXIM AIR RIFLE WITH SCOPE WITHOUT FIRST OBTAINING A FIREARMS PURCHASER IDENTIFICATION CARD IN ACCORDANCE WITH PROVISIONS OF N.J.S. 2C:58-3

in violation of:

Original Charge	1) 2C:24-4A(2)	2) 2C:39-3A	3) 2C:39-5C(1)
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: **DET. TODD SMITH**

Date: **06/20/2019**

You will be notified of your **Central First Appearance/CJP** date to be held at the **Superior Court** in the county of **MONMOUTH** at the following address: **MONMOUTH COUNTY COURTS**
71 MONUMENT PARK **PO BOX 1271**
Date of Arrest: 06/20/2019 **Appearance Date:** **Time:** **FREEHOLD** **NJ 07728-0000**
Phone: 732-677-4500

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. **KAREN SPICUZZA JUDICIAL OFFICER** **06/20/2019**
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

1316**W****2019****000293****STATE V.****ROBERT T ROSS**

COURT CODE

PREFIX

YEAR

SEQUENCE NO.

WITHIN THE JURISDICTION OF THIS COURT, DID KNOWINGLY POSSESS A GAMO SWARM MAXXIM AIR RIFLE WITH SCOPE AFTER HAVING BEEN CONVICTED IN THIS STATE OF THE CRIME OF BURGLARY.

Original Charge

4) 2C:39-7A

Amended Charge

COMPLAINT - WARRANT**Page 2 of 10**

NJ/CDR2 1/1/2017

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION (CRIMINAL)
MONMOUTH COUNTY

THE STATE OF NEW JERSEY :

Plaintiff, :

v. :

Indictment No. 19-11-1525
Case No. 19-2458

ROBERT T. ROSS, :

Defendant. :

FIRST COUNT

POSSESSION OF A PROHIBITED WEAPON

THIRD DEGREE CRIME

The Grand Jurors of the State of New Jersey, for the County of Monmouth, upon their oaths present that ROBERT T. ROSS, on or about June 20, 2019, in or about the Township of Freehold, County of Monmouth, and within the jurisdiction of this Court, did commit the crime of Possession of a Prohibited Weapon or Device, by knowingly possessing a prohibited weapon or device, to wit: destructive device/homemade explosive, contrary to the provisions of N.J.S.A. 2C:39-3a, and against the peace of this State, the Government, and dignity of the same.

SECOND COUNT

ENDANGERING THE WELFARE OF A CHILD

THIRD DEGREE CRIME

The Grand Jurors of the State of New Jersey, for the County of Monmouth, upon their oaths present that ROBERT T. ROSS, on or about June 20, 2019, in or about the Township of Freehold, County of Monmouth, and within the jurisdiction of this Court, did commit the crime of Endangering the Welfare of a

Child, by causing the child to wit: C.R. age 6 years and/or B.R. age 7 years, harm which would make the child an abused or neglected child as defined in N.J.S.A. 9:6-1, N.J.S.A. 9:6-3 and N.J.S.A. 9:6-8.21, contrary to the provisions of N.J.S.A. 2C:24-4a and against the peace of this State, the Government, and dignity of the same.

THIRD COUNT

CERTAIN PERSONS NOT TO HAVE WEAPONS

THIRD DEGREE CRIME

The Grand Jurors of the State of New Jersey, for the County of Monmouth, upon their oaths present that ROBERT T. ROSS, on or about June 20, 2019, in or about the Township of Freehold, County of Monmouth, and within the jurisdiction of this Court, did commit the crime of Certain Persons Not To Have Weapons, by, having previously been convicted on August 18, 2018, of the crime of Burglary, on Union County Indictment Number 08-08-1178-A, purchasing, owning, possessing, or controlling a weapon, to wit: an air rifle, contrary to the provisions of N.J.S.A. 2C:39-7b(1), and against the peace of this State, the Government, and dignity of the same.


MICHAEL J. WOJCIECHOWSKI
DEPUTY FIRST ASSISTANT
PROSECUTOR

Endorsed:

Foreperson



Judgment of Conviction

Superior Court of New Jersey, MONMOUTH County

State of New Jersey
v.

Last Name

ROSS

First Name

ROBERT

Middle Name

T

Also Known As

Date of Birth

08/24/1981

SBI Number

514346C

Date(s) of Offense

06/20/2019

Date of Arrest

PROMIS Number

19 002458-001

Date Ind / Acc / Complt Filed

11/13/2019

Original Plea

☒ Not Guilty

☐ Guilty

Date of Original Plea

12/16/2019

Adjudication By

☒ Guilty Plea

☐ Jury Trial Verdict

☐ Non-Jury Trial Verdict

☐ Dismissed / Acquitted

Date: 06/16/2020

Original Charges

Ind / Acc / Complt	Count	Description	Statute	Degree
19-11-01525-I	1	PROHIBITED WEAPONS AND DEVICES-DESTRUCTIVE DEVICE	2C:39-3A	3
19-11-01525-I	2	ENDANGERING-ABUSE/NEGLECT OF A CHILD BY NON-CARETAKER	2C:24-4A(2)	3
19-11-01525-I	3	CERT PERSON NOT TO HAVE WEAP PRIOR CONV 2C:16-1, ETC.	2C:39-7B(1)	2

Final Charges

Ind / Acc / Complt	Count	Description	Statute	Degree
19-11-01525-I	AMENDED 1	SELL/POSSESS/USE FIREWORKS	21:3-2	4

Sentencing Statement

 It is, therefore, on 06/16/2020 **ORDERED** and **ADJUDGED** that the defendant is sentenced as follows:

Count 1: The defendant is sentenced to financial penalties only, to be paid in full within thirty (30) days. This was a simultaneous sentence.

Counts 2 and 3 are dismissed.

☐ It is further **ORDERED** that the sheriff deliver the defendant to the appropriate correctional authority.

Total Custodial Term

000 Years 00 Months 000 Days

Institution Name

Total Probation Term

00 Years 00 Months

State of New Jersey v.
ROSS, ROBERT T

S.B.I. # 514346C Ind / Acc / Compl # 19-11-01525-I

DEDR (N.J.S.A. 2C:35-15 and 2C:35-5.11)		Additional Conditions																																																		
A mandatory Drug Enforcement and Demand Reduction (DEDR) penalty is imposed for each count. (Write in number of counts for each degree.) ☐ DEDR penalty reduction granted (N.J.S.A. 2C:35-15a(2)) <table style="width:100%; margin-top: 5px;"> <tr> <th style="width:30%;"></th> <th style="width:10%;">Standard</th> <th style="width:10%;">@</th> <th style="width:10%;">\$</th> <th style="width:10%;">Doubled</th> <th style="width:10%;">@</th> <th style="width:10%;">\$</th> </tr> <tr> <td>1st Degree</td> <td>_____</td> <td>@</td> <td>\$</td> <td>_____</td> <td>@</td> <td>\$</td> </tr> <tr> <td>2nd Degree</td> <td>_____</td> <td>@</td> <td>\$</td> <td>_____</td> <td>@</td> <td>\$</td> </tr> <tr> <td>3rd Degree</td> <td>_____</td> <td>@</td> <td>\$</td> <td>_____</td> <td>@</td> <td>\$</td> </tr> <tr> <td>4th Degree</td> <td>_____</td> <td>@</td> <td>\$</td> <td>_____</td> <td>@</td> <td>\$</td> </tr> <tr> <td>DP or</td> <td>_____</td> <td>@</td> <td>\$</td> <td>_____</td> <td>@</td> <td>\$</td> </tr> <tr> <td>Petty DP</td> <td>_____</td> <td>@</td> <td>\$</td> <td>_____</td> <td>@</td> <td>\$</td> </tr> </table> Total DEDR Penalty \$ _____ ☐ The court further ORDERS that collection of the DEDR penalty be suspended upon defendant's entry into a residential drug program for the term of the program. (N.J.S.A. 2C:35-15e)			Standard	@	\$	Doubled	@	\$	1st Degree	_____	@	\$	_____	@	\$	2nd Degree	_____	@	\$	_____	@	\$	3rd Degree	_____	@	\$	_____	@	\$	4th Degree	_____	@	\$	_____	@	\$	DP or	_____	@	\$	_____	@	\$	Petty DP	_____	@	\$	_____	@	\$	☒ The defendant is hereby ordered to provide a DNA sample and ordered to pay the costs for testing of the sample provided (N.J.S.A. 53:1-20.20 and N.J.S.A. 53:1-20.29). ☐ The defendant is hereby sentenced to community supervision for life (CSL) if offense occurred before 1/14/04 (N.J.S.A. 2C:43-6.4). ☐ The defendant is hereby sentenced to parole supervision for life (PSL) if offense occurred on or after 1/14/04 (N.J.S.A. 2C:43-6.4). ☐ The defendant is hereby ordered to serve a _____ year term of parole supervision, pursuant to the No Early Release Act (NERA), which term shall begin as soon as the defendant completes the sentence of incarceration (N.J.S.A. 2C:43-7.2). ☐ The court imposes a Drug Offender Restraining Order (DORO) (N.J.S.A. 2C:35-5.7h). DORO expires _____ ☐ The court continues/imposes a Sex Offender Restraining Order (SORO) if the offense occurred on or after 8/7/07 (Nicole's Law N.J.S.A. 2C:14-12 or N.J.S.A. 2C:44-8). ☐ The court imposes a Stalking Restraining Order (N.J.S.A. 2C:12-10.1). ☐ The defendant is prohibited from purchasing, owning, possessing, or controlling a firearm and from receiving or retaining a firearms purchaser identification card or permit to purchase a handgun (N.J.S.A. 2C:25-27c(1)).	
	Standard	@	\$	Doubled	@	\$																																														
1st Degree	_____	@	\$	_____	@	\$																																														
2nd Degree	_____	@	\$	_____	@	\$																																														
3rd Degree	_____	@	\$	_____	@	\$																																														
4th Degree	_____	@	\$	_____	@	\$																																														
DP or	_____	@	\$	_____	@	\$																																														
Petty DP	_____	@	\$	_____	@	\$																																														
Forensic Laboratory Fee (N.J.S.A. 2C:35-20) _____ Offenses @ \$ _____		Total Lab Fee \$ _____																																																		
VCCO Assessment (N.J.S.A. 2C:43-3.1)																																																				
Counts	Number	@	Amount																																																	
1	1	@	\$ 50.00																																																	
_____	_____	@	\$ _____																																																	
_____	_____	@	\$ _____																																																	
_____	_____	@	\$ _____																																																	
Total VCCO Assessment \$ 50.00																																																				
Vehicle Theft / Unlawful Taking Penalty (N.J.S.A. 2C:20-2.1)																																																				
Offense		Mandatory Penalty \$ _____																																																		
Offense Based Penalties																																																				
Penalty		Amount \$ _____																																																		
Other Fees and Penalties																																																				
Law Enforcement Officers Training and Equipment Fund Penalty (N.J.S.A. 2C:43-3.3) ☒ \$ 30.00		Safe Neighborhoods Services Fund Assessment (N.J.S.A. 2C:43-3.2) ☒ 1 Offenses @ \$ 5.00 Total: \$ 75.00																																																		
Probation Supervision Fee (N.J.S.A. 2C:45-1d) ☐ \$ _____		Statewide Sexual Assault Nurse Examiner Program Penalty (N.J.S.A. 2C:43-3.6) ☐ Offenses @ \$ _____ Total \$ _____																																																		
Transaction Fee (N.J.S.A. 2C:46-1.1) ☐																																																				
Domestic Violence Offender Surcharge (N.J.S.A. 2C:25-29.4) ☐ \$ _____		Certain Sexual Offenders Surcharge (N.J.S.A. 2C:43-3.7) ☐ \$ _____																																																		
Fine \$ _____		Sex Crime Victim Treatment Fund Penalty (N.J.S.A. 2C:14-10) ☐ \$ _____																																																		
Restitution Joint & Several \$ _____		Total Financial Obligation \$ 155.00																																																		
Details																																																				
License Suspension																																																				
☐ CDS / Paraphernalia (N.J.S.A. 2C:35-16) ☐ Waived ☐ Auto Theft / Unlawful Taking (N.J.S.A. 2C:20-2.1) ☐ Eluding (N.J.S.A. 2C:29-2) ☐ Other																																																				
Number of Months		☐ Non-resident driving privileges revoked																																																		
Start Date		End Date																																																		
Details																																																				
Driver's License Number		Jurisdiction																																																		
If the court is unable to collect the license, complete the following:																																																				
Defendant's Address																																																				
City		State	Zip																																																	
Date of Birth	Sex	Eye Color																																																		
	☐ M ☐ F																																																			

