

BRIAN M. DRATCH, ESQ. 018642000
FRANZBLAU DRATCH
A Professional Corporation
Plaza I
354 Eisenhower Parkway
Livingston, New Jersey 07039
(973) 992-3700
Attorneys for Plaintiff

-----X
LEE BRADFORD

Plaintiffs,

-against-

POLICE OFFICER SCOTT WEAVER;
SERGEANT M. MOLNAR; POLICE
OFFICER J. GREEN and TASK FORCE
OFFICER R. SHEARER

Defendants.

-----X

SERGEANT MOLNAR

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION: MORRIS COUNTY
DOCKET NO. L-2431-16

CIVIL ACTION

SUMMONS

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

The plaintiff, named above, has filed a lawsuit against you in the Superior Court of New Jersey. The complaint attached to this summons states the basis for this lawsuit. If you dispute this complaint, you or your attorney must file a written answer or motion and proof of service with the deputy clerk of the Superior Court in the county listed above within 35 days from the date you received this summons, not counting the date you received it. A \$135.00 filing fee payable to the Clerk of the Superior Court 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 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. 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.

DATED: November 16, 2016

Michelle Smith
Clerk of the Superior Court

Name of defendant to be served: Sergeant Molnar
Address of the Defendant to be Served: 200 South Street, Morristown, New Jersey 07960

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SUPERIOR COURT OF NEW JERSEY
LAW DIVISION: MORRIS COUNTY
DOCKET NO. L-24BJ-16

CIVIL ACTION

COMPLAINT AND JURY DEMAND

FRANZBLAU DRATCH, P.C. attorneys for the plaintiff by way of Complaint against

the defendants says:

INTRODUCTORY STATEMENT

1. Plaintiff, Lee Bradford, (hereinafter "Plaintiff") brings this action under the New Jersey Civil Rights Statute as well as other State Law claims seeking compensatory and punitive damages under N.J.S.A. 10:6-1, et seq. for the defendants' violations of his rights afforded by the New Jersey Constitution, N.J.S.A. 2A:161A-1, the New Jersey Strip Search Act

2. Plaintiff is a resident of Morris County, State of New Jersey

3. Upon information and belief each of the Defendants named herein, Police Officer Scott Weaver; Sergeant M. Molnar; Police Officer J. Green and Task Force Officer R. Shearer are members of the Morristown Police Department.

FACTUAL ALLEGATIONS

4. On April 7, 2015, plaintiff was a passenger in a vehicle that was stopped in Morristown, New Jersey and placed under arrest due to an alleged outstanding warrant out of Morristown Municipal Court.

5. Plaintiff was thereafter transported to the Morristown Police Station wherein the defendants performed an illegal strip search of plaintiff by forcing plaintiff to remove his pants and underwear when defendant Weaver stuck his finger inside of plaintiff's rectum.

6. During this time period the remaining defendants watched, acquiesced and participated in performing the illegal strip search of plaintiff.

FIRST COUNT VIOLATION OF CIVIL RIGHTS

7. Plaintiff repeats and reiterates all of the allegations contained in the foregoing paragraphs as set forth herein.

8. As a direct and proximate result of the individual defendants' actions, plaintiff was deprived of rights privileges and immunities secured to her secured under the Constitution of and laws of New Jersey to be secure in their person, to be free from illegal strip searches without due process and to equal protection under the laws.

9. As a result of the aforesaid violations of plaintiff's rights, plaintiff was caused to suffer severe and permanent personal injuries, including but not limited to, extreme pain and suffering, lost wages, emotional trauma, future pain and suffering, loss of enjoyment of life, incurring of medical expenses, disability and impairment.

WHEREFORE, plaintiff demands judgment against each of the defendants jointly and severally for the following relief:

- (a) damages;
- (b) punitive damages

- (c) attorney's fees
- (d) costs of suit;
- (e) interest; and
- (f) such other relief as the court deems just and proper

SECOND COUNT

VIOLATION OF THE NEW JERSEY STRIP SEARCH ACT AND THE ATTORNEY GENERAL GUIDELINES ON STRIP SEARCHES

10. Plaintiff repeats and reiterates all of the allegations contained in from the foregoing paragraphs as if fully set forth herein.

11. On April 7, 2015, plaintiff was subjected to a strip search while at the Morristown Police Department.

12. Upon information and belief, the conducting of a strip search by the defendants violated plaintiff's rights under the New Jersey Strip Search Act as well as the New Jersey Attorney General's Guidelines on performing strip searches.

13. As a result of the aforesaid violations of plaintiff's rights, plaintiff was caused to suffer severe and permanent personal injuries, including but no limited to, extreme pain and suffering, lost wages, emotional trauma, future pain and suffering, loss of enjoyment of life, incurring of medical expenses, disability and impairment.

WHEREFORE, plaintiff demands judgment against each of the defendants jointly and severally for the following relief:

- (a) damages;
- (b) punitive damages
- (c) attorney's fees
- (d) costs of suit;
- (e) interest; and

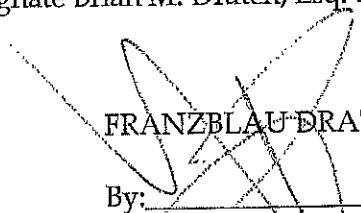
(f) such other relief as the court deems just and proper.

JURY DEMAND

Plaintiffs hereby demand a trial by jury on all issues

TRIAL COUNSEL DESIGNATION

Plaintiffs hereby designate Brian M. Dratch, Esq. as their trial counsel in accordance with the Rules of Court.

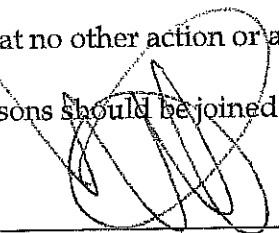

FRANZBLAU DRATCH, P.C.

By: _____
BRIAN M. DRATCH

DATED: November 3, 2016

CERTIFICATION

I, Brian M. Dratch, Esq., hereby certify that in accordance with Rule 4:5-1 this is the only action presently pending and that no other action or arbitration is contemplated and that to plaintiffs' knowledge no other persons should be joined as a party in these proceedings.



BRIAN M. DRATCH

DATED: November 3, 2016