

SUMMONS

Attorney(s) Jeffrey D. Catramonbe, Esq.
Office Address Sciarra & Catrambone, LLC
1130 Clifton Avenue
Town, State, Zip Code Clifton, NJ 07013
Telephone Number (973) 242-2442
Attorney(s) for Plaintiff Keith Hudson

KEITH HUDSON

Superior Court of New Jersey

Morris ☒ COUNTY
CIVIL DIVISION

Docket No: MRS-L-2343-15

Plaintiff(s)

Vs.

TOWN OF MORRISTOWN, KARL PETER DEMNITZ,

individually & in his official capacity, et als.

Defendant(s)

CIVIL ACTION SUMMONS

RECEIVED

OCT 12 2015

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 directory of the addresses of each deputy clerk of the Superior Court is available in the Civil Division Management Office in the county listed above and online at http://www.judiciary.state.nj.us/prose/10153_deptyclerklawref.pdf.) 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 \$175.00 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). 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 directory with contact information for local Legal Services Offices and Lawyer Referral Services is available in the Civil Division Management Office in the county listed above and online at http://www.judiciary.state.nj.us/prose/10153_deptyclerklawref.pdf.

/s/
Clerk of the Superior Court

DATED: 10/13/2015

Name of Defendant to Be Served: Town of Morristown c/o Morristown Clerk

Address of Defendant to Be Served: Town Hall, 200 South Street, Morristown, NJ 07960

MORRIS COUNTY
SUPERIOR COURT
COURT STREET
MORRISTOWN

NJ 07960

TRACK ASSIGNMENT NOTICE

COURT TELEPHONE NO. (973) 656-4100
COURT HOURS 8:30 AM - 4:30 PM

DATE: OCTOBER 05, 2015
RE: HUDSON VS TOWN OF MORRISTOWN ET AL
DOCKET: MRS L -002343 15

THE ABOVE CASE HAS BEEN ASSIGNED TO: TRACK 3.

DISCOVERY IS 450 DAYS AND RUNS FROM THE FIRST ANSWER OR 90 DAYS
FROM SERVICE ON THE FIRST DEFENDANT, WHICHEVER COMES FIRST.

THE PRETRIAL JUDGE ASSIGNED IS: HON ROSEMARY E. RAMSAY

IF YOU HAVE ANY QUESTIONS, CONTACT TEAM 001
AT: (973) 656-4106.

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.

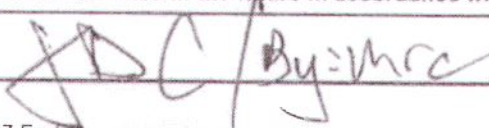
ATTENTION:

ATT: JEFFREY D. CATRAMBONE
SCIARRA & CATRAMBONE
1130 CLIFTON AVE STE 3
CLIFTON NJ 07013

JUXKURO

OCT 8 15 RCVE

Appendix XII-B1

	CIVIL CASE INFORMATION STATEMENT (CIS)		FOR USE BY CLERK'S OFFICE ONLY	
	Use for initial Law Division Civil Part pleadings (not motions) under <i>Rule</i> 4:5-1 Pleading will be rejected for filing, under <i>Rule</i> 1:5-6(c), if information above the black bar is not completed or attorney's signature is not affixed		PAYMENT TYPE: ☐ CK ☐ CG ☐ CA	
			CHG/CK NO.	
			AMOUNT:	
			OVERPAYMENT:	
		BATCH NUMBER:		
ATTORNEY / PRO SE NAME Jeffrey D. Catrambone, Esq.		TELEPHONE NUMBER (973) 242-2442	COUNTY OF VENUE Morris v	
FIRM NAME (if applicable) Sciarra & Catrambone, LLC		DOCKET NUMBER (when available)		
OFFICE ADDRESS 1130 Clifton Avenue Clifton, New Jersey 07013		DOCUMENT TYPE COMPLAINT		
		JURY DEMAND ☒ Yes ☐ No		
NAME OF PARTY (e.g., John Doe, Plaintiff) Keith Hudson, Plaintiff		CAPTION KEITH HUDSON V. TOWN OF MORRISTOWN, KARL PETER DEMNITZ, individually and in his official capacity as Chief of Police, JOHN DOE(S) 1-10, & XYZ CORP.(S) 1-10		
CASE TYPE NUMBER (See reverse side for listing) 616	HURRICANE SANDY RELATED? ☐ YES ☒ NO	IS THIS A PROFESSIONAL MALPRACTICE CASE? ☐ YES ☒ NO IF YOU HAVE CHECKED "YES," SEE N.J.S.A. 2A:53 A -27 AND APPLICABLE CASE LAW REGARDING YOUR OBLIGATION TO FILE AN AFFIDAVIT OF MERIT.		
RELATED CASES PENDING? ☐ Yes ☒ No		IF YES, LIST DOCKET NUMBERS		
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 <i>Rule</i> 1:38-7(b).				
ATTORNEY SIGNATURE: 				



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
- 801 SUMMARY ACTION
- 802 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
- 513 COMPLEX CONSTRUCTION
- 514 INSURANCE FRAUD
- 620 FALSE CLAIMS ACT
- 701 ACTIONS IN LIEU OF PREROGATIVE WRITS

Multicounty Litigation (Track IV)

- | | |
|--|---|
| 271 ACCUTANE/ISOTRETINOIN | 289 REGLAN |
| 274 RISPERDAL/SEROQUEL/ZYPREXA | 290 POMPTON LAKES ENVIRONMENTAL LITIGATION |
| 278 ZOMETA/AREDIA | 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 |
| 285 STRYKER TRIDENT HIP IMPLANTS | 296 STRYKER REJUVENATE/ABG II MODULAR HIP STEM COMPONENTS |
| 286 LEVAQUIN | 297 MIRENA CONTRACEPTIVE DEVICE |
| 287 YAZ/YASMIN/OCELLA | 601 ASBESTOS |
| 288 PRUDENTIAL TORT LITIGATION | 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

SCIARRA & CATRAMBONE, L.L.C.
 Matthew R. Curran, Esq. (Atty ID No. 062472905)
 1130 Clifton Avenue
 Clifton, New Jersey 07013
 (973) 242-2442
 (973) 242-3118 [Facsimile]
 Attorney for Plaintiff

RECEIVED & FILED
 SUPERIOR COURT

CIVIL DIVISION

KEITH HUDSON,	:	
	:	
	:	SUPERIOR COURT OF NEW JERSEY
	:	LAW DIVISION - MORRIS COUNTY
	:	
Plaintiff,	:	CIVIL ACTION
	:	
	:	DOCKET NO. MRS-L- <u>2343</u> -15
Vs.	:	
	:	
TOWN OF MORRISTOWN, KARL	:	
PETER DEMNITZ, individually	:	
and in his official capacity	:	<u>COMPLAINT & JURY DEMAND</u>
as Chief of Police, JOHN	:	
DOE(S) 1-10, & XYZ CORP.(S)	:	
1-10,	:	
	:	
Defendants.	:	
	:	

Plaintiff Keith Hudson ("Plaintiff") by and through his attorneys, the Law Offices of Sciarra & Catrambone, LLC, as for a Complaint, upon information and belief, alleges as follows:

PRELIMINARY STATEMENT

1. This is an action brought by Plaintiff against his employers Town of Morristown and Chief of Police Peter Demnitz, individually and in his official capacity as Chief of Police ("Defendants", collectively). Plaintiff seeks judgment of this Court against Defendants for relief

permitted under the New Jersey Conscientious Employee Protection Act ("CEPA"), N.J.S.A. 34:19-1, et seq.

PARTIES

2. Plaintiff is an employee of Defendants within the meaning of CEPA.
3. At all times relevant to this Complaint, Defendants are employers within the meaning of CEPA.
4. Defendant Town of Morristown is a municipality located in Morris County.
5. Defendant Peter Demnitz is the Chief of Police of the Morristown Police Department.
6. John Doe(s) 1-10 and XYZ Corp.(s) 1-10 are fictitious parties.

JURISDICTION

7. Jurisdiction is properly laid in this Court in that Defendants are subject to personal jurisdiction in the State of New Jersey, the events giving rise to the Complaint occurred within Morris County, and Defendant Town of Morristown is a municipality located in Morris County.

STATEMENT OF FACTS

8. In or about January 2005, Defendants hired Plaintiff as a Police Officer for the Town of Morristown Police Department.
9. As an employee of Defendants, Plaintiff has performed his duties in a competent and effective manner.
10. Plaintiff was assigned to the Detective Bureau in or about November 2009.
11. Plaintiff was aware that the Chief of Police for the Town of Morristown Police Department, Karl Peter Demnitz, worked as many as three outside employment jobs during normal business hours.
12. Chief Demnitz worked outside employment jobs for entities including but not limited to PSE&G, JCP&L, Mill Creek Construction, Verizon and Morristown Medical Center during his normal work hours and while on-duty for the Town.
13. Although he was working his outside employment jobs, Chief Demnitz listed himself as present on the daily day sheet.
14. Chief Demnitz neglected his duties as Chief of Police due to his constant work on side jobs during normal business hours.
15. For instance, Chief Demnitz hired a Police Officer without obtaining an application from him two business days before he was due to attend the Police Academy. Ultimately, this

individual was terminated after Plaintiff discovered that this individual was the target of criminal investigations in Morris County and out-of-state.

16. There were numerous other negative issues that happened involving the Morristown Police Department while Chief Demnitz engaged in these side jobs instead of performing the duties of his office.
17. Based upon the foregoing, Plaintiff had an objectively reasonable belief that Chief Demnitz was engaging in violations of law including but not limited to theft by receiving his normal salary despite the fact that he was working side jobs during his normally scheduled work-day.
18. On or about July 8, 2014, Plaintiff and Officer Eric Petr filed a complaint with the Morris County Prosecutor's Office regarding Chief Demnitz's conduct.
19. The Morris County Prosecutor's Office initiated a criminal investigation into Plaintiff's allegations.
20. When the Town of Morristown became aware of the investigation, the Town prohibited Chief Demnitz from working side jobs during normal business hours. In fact, to this day, Chief Demnitz no longer works side jobs during normal business hours.
21. On or about August 25, 2014, Plaintiff passed Chief Demnitz as he was coming out of his office. Plaintiff greeted Demnitz.

However, Chief Demnitz responded with an almost inaudible grunt or moan.

22. Upon returning to his desk, Plaintiff mentioned the incident to his co-worker as Plaintiff thought the Chief's response was strange.
23. Approximately two weeks earlier, Plaintiff had passed Chief Demnitz in the hallway by the loading dock and the Chief had responded to Plaintiff's greeting in a similar manner.
24. On or about August 26, 2014 at approximately 8:45am, upon Plaintiff's arrival to work a coworker asked him if his career was over. The coworker further asked Plaintiff if he had anything to do with the "red book" (overtime assignment book) investigation.
25. On the same date at approximately 10:00am and while the Morris County Prosecutor Office's investigation was still ongoing, Plaintiff walked through the municipal parking lot at Town Hall when Chief Demnitz called Plaintiff over to him. Chief Demnitz stated to Plaintiff that he was going to ask a "yes or no" question. Chief Demnitz then asked Plaintiff, "[d]id I ever not support you in your personal life or in the DaSilva investigation?" Plaintiff responded no.
26. Chief Demnitz then stated to Plaintiff, "I know you have a job to do, but you've changed. You're not the same cop you used to be, I talked to Stu and Mike Buckley this morning and

they said the same thing. I know there is something going on, and I will deal with it. When you passed me in the hallway you did not greet me. All I want is for you to greet me."

27. In response, Plaintiff asked Chief Demnitz, "[w]hat are you accusing me of?" The Chief then replied, "[d]on't even go there".

28. After speaking with the Chief, Plaintiff called Lieutenant Stewart Greer who was off from work that day. Plaintiff advised Lieutenant Greer of his interaction with Chief Demnitz. Plaintiff asked Greer if he had spoken to the Chief about Plaintiff.

29. Greer responded that he had received a phone call from Chief Demnitz earlier in the morning. He also confirmed that they did speak about Plaintiff. However, Lieutenant Greer did not elaborate on his conversation with Chief Demnitz.

30. Plaintiff told Lieutenant Greer that he felt he was being harassed.

31. On or about August 26, 2014 at approximately 10:45am, Plaintiff was in a vehicle with his co-worker referenced in paragraph 24. The coworker advised Plaintiff that he knows about the Morris County Prosecutor's Office's investigation that Plaintiff and Petr initiated. The coworker advised Plaintiff that the Prosecutor's Office is "doing nothing" with that investigation.

32. On or about August 26, 2014 at approximately 1:30pm, Plaintiff called the Prosecutor's Office and spoke with the investigating Detective. The Detective told Plaintiff that everything stays at the Prosecutor's Office. The Detective indicated that as far as he is concerned the investigation is confidential.
33. Plaintiff advised the Detective that he was being asked about the Prosecutor's Office's investigation by a coworker and Chief Demnitz approached Plaintiff as well. The Detective responded that he would report this information to his supervisor.
34. On or about June 20, 2014, Chief Demnitz forwarded an email to the entire Police Department wherein he stated, "[t]he Secretary to the Chief of Police is accessible to all persons who report to the Chief as well as many others including the PBA President and State Delegate."
35. On or about the morning of December 10, 2014, Plaintiff, the union's state delegate, spoke to the Chief's secretary, Brandy Chaves, regarding contractual pay raises due to three members of PBA Local 43.
36. The Chief's secretary explained that she was unaware and unfamiliar with the pay increases. Plaintiff told her that he would be more than willing to help her if she needed help.

37. Later that morning, Captain Buckley called Plaintiff into his office. Lieutenant Greer was also in Buckley's office. When Plaintiff sat down, Captain Buckley asked if Plaintiff had spoken to Chief Demnitz earlier that day. Plaintiff responded that he did not.
38. Captain Buckley once again asked Plaintiff if he had spoken with Chief Demnitz that morning. Again, Plaintiff replied that he did not.
39. Captain Buckley then said to Plaintiff, "[y]ou didn't talk to the Chief this morning about pay raises for three members?" Once again, Plaintiff responded no. Plaintiff then explained that he had a conversation with the Chief's secretary about pay raises for three members of the union.
40. Captain Buckley informed Plaintiff that he is no longer allowed to speak with the Chief's secretary about PBA issues as the Local President or the individual member can handle the issues that arise.
41. Shortly thereafter, Plaintiff advised PBA President Brian LaBarre about his meeting with Captain Buckley and Lieutenant Greer.
42. On or about December 12, 2014, Captain Buckley was overly nice to Plaintiff and he stated words to the effect of, "I'm just a messenger".

43. On or about December 13, 2014, Captain Buckley was once again overly nice to Plaintiff and he stated words to the effect of, "I'm just a messenger".
44. On or about December 15, 2014, the Chief's secretary sent an email to Plaintiff requesting assistance in helping her interpret the contract in order to properly provide the pay raises to the three Officers.
45. In light of this email, on or about December 15, 2014, Plaintiff wrote to Lieutenant Greer to confirm the order given to him at the meeting on or about December 10, 2014.
46. Upon arriving at work on or about December 15, 2014 at approximately 11:30am, Captain Buckley was in the Detective Bureau. Once again, Captain Buckley stated to Plaintiff words to the effect of, "I'm just a messenger".
47. Later that day, Plaintiff had a conversation with Lieutenant Greer regarding Chief Demnitz and the order that was given to Plaintiff on or about December 10, 2014. Lieutenant Greer stated to Plaintiff that the Chief was willing to speak with Plaintiff about the order but Plaintiff responded that he did not feel comfortable speaking with the Chief.
48. Plaintiff stated to Lieutenant Greer that he just wanted to know if he is allowed to communicate with the Chief's secretary in light of her email asking for help. Plaintiff

further stated to Lieutenant Greer that he has never felt more stressed during his career and he felt he was being targeted and harassed by Chief Demnitz.

49. In response, Lieutenant Greer stated that the Chief is not going anywhere and we have to figure it out.

50. On or about August 1, 2015, Lieutenant Greer called Plaintiff to advise that Chief Demnitz is removing him from the Detective Bureau due to "personnel reasons".

51. As a result of the above adverse employment action, Plaintiff lost compensation in the form of base pay from his Detective stipend which negatively impacts his overtime rate and pension. Plaintiff also lost his Monday through Friday schedule and the loss of schedule flexibility.

52. In the Detective Bureau, Detectives are also permitted to work overtime either immediately before or immediately after their scheduled shift as opposed to working overtime on scheduled days off.

53. Further, Detectives are permitted to accrue unlimited "compensation time" in lieu of being paid overtime. Patrol Officers are not allowed to accrue "compensation time".

54. Plaintiff was the second most senior Officer in the Detective Bureau. Officers schedule their vacation time based upon seniority.

55. Plaintiff was reassigned to the Patrol Division and he is currently working day shifts where he is the fourth senior Officer.
56. On or about August 4, 2015, Plaintiff reported to work at approximately 2:00pm before his scheduled shift to meet with the Business Administrator for a contract meeting. Upon Plaintiff's arrival at work he learned that Captain Buckley took a vacation day and Lieutenant Greer used "compensation time" to take the day off.
57. Plaintiff further learned that not only was he being replaced in the Detective Bureau but Chief Demnitz was likely adding another Officer to the Bureau.
58. On or about August 18, 2015 at approximately 7:00am, Plaintiff arrived at work for his first day assigned to the Patrol Division. At that time, Sergeant Molnar advised Plaintiff that he needed to review some things with Plaintiff after muster.
59. At approximately 7:10am, Sergeant Molnar and Plaintiff walked to the Sergeant's office. The Sergeant showed Plaintiff an email dated August 18, 2015 from Chief Demnitz to Sergeant Molnar, Town Attorney Vij Pawar, and the Mayor and Business Administrator's assistant, Kristen Wedderburn.
60. Sergeant Molnar stated to Plaintiff that he needed to counsel Plaintiff based upon the email wherein the Chief

asserted that Plaintiff's conduct has allegedly been in violation of rules and regulations of the Department as well as violations of Civil Service rules.

61. Chief Demnitz questioned Plaintiff's fitness for duty and suggested that Plaintiff seek the assistance of Concern-EAP counseling.
62. Sergeant Molnar stated that he did not agree with the text of the email but he "was just doing what he was told to do", or words to that effect. Molnar also stated that he had to follow-up with the Chief later.
63. Later that day, Sergeant Molnar advised Plaintiff that he spoke with Chief Demnitz and that he needed to respond in writing as to his counseling of Plaintiff earlier that day.
64. Plaintiff suffered the adverse actions outlined above because of his having engaged in activities protected by law.

COUNT ONE

(Violation of CEPA, N.J.S.A. 34:19-1, et seq.)

65. Plaintiff reasserts and re-alleges each and every previous paragraph as if fully set forth herein.
66. Defendants' actions against Plaintiff, as outlined above, are in retaliation for Plaintiff's whistle-blowing activities described herein, in violation of the New Jersey Conscientious Employee Protection Act ("CEPA"), N.J.S.A. 34:19-1, et seq. Plaintiff engaged in "whistle-blowing" activities in that he disclosed and objected to Defendants' conduct which he reasonably believed was in violation of law and/or public policy, and/or rules or regulations promulgated pursuant to law and/or public policy. Further, Plaintiff disclosed and provided information to a public body conducting an investigation and/or inquiry of a violation of law, or a rule or regulation promulgated pursuant to law of his employer as set forth pursuant to the statute.
67. In retaliation for his whistle-blowing activities, Plaintiff suffered adverse employment action(s), including but not limited to his removal from the Detective Bureau, retaliation and other adverse actions, as outlined above.
68. Defendants' adverse employment actions against Plaintiff are without any legitimate and/or lawful purpose. The purported rationale for Defendants' adverse employment actions

are pretextual and are advanced in order to mask Defendants' retaliatory intent.

69. Defendants' collective harassing and retaliatory actions against Plaintiff constitute violations of CEPA.

70. As a result, Plaintiff's statutory rights have been eviscerated.

71. Plaintiff has suffered damages resulting in the loss of compensation and benefits, loss of earning power, physical injury, mental injury, the loss of opportunities for prospective employment, the loss of fringe benefits, and is incurring legal expenses and other expenses as a result of Defendants' actions.

72. The foregoing actions were knowing, willful and deliberate violations of the law and deprivations of Plaintiff's statutory and civil rights, and Plaintiff is entitled to punitive damages under applicable law.

WHEREFORE, Plaintiff demands judgment against Defendants as follows:

a. Awarding Plaintiff damages, including, but not limited to, equitable, punitive and compensatory damages on all lost benefits, wages and rights, including but not limited to front and back pay, as well as all commensurate pension/retirement benefits, and other benefits with respect to Plaintiff's employment, and non-economic damages for emotional distress, any

statutory fines, compensation for the adverse tax consequences of a lump sum award, together with both pre-judgment and post judgment interest and attorneys' fees and costs, as well as any enhancements pursuant to the case law, and costs of court;

b. Awarding Plaintiff including but not limited to reinstatement to his former position in the Detective Bureau with Defendants with all requisite salary, seniority, pension/retirement benefits and other benefits with regard thereto;

c. For an Order of the Court retaining jurisdiction over this action until Defendants have fully complied with the Orders of this Court, and that the Court require Defendants to file such reports as may be necessary to supervise such compliance; and

d. For such other, further, additional and different relief as this Court deems just and proper.

DESIGNATION OF TRIAL COUNSEL

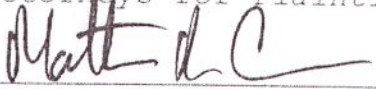
Pursuant to R. 4:25-4, the Court is advised that Jeffrey D. Catrambone, Esq. is hereby designated as trial counsel.

JURY DEMAND

Plaintiff hereby demands a trial by jury on all issues involved herein.

Respectfully submitted,
SCIARRA & CATRAMBONE, L.L.C.,
Attorneys for Plaintiff

By:


Matthew R. Curran, Esq.

Dated: September 30, 2015

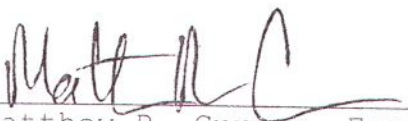
CERTIFICATION PURSUANT TO R. 4:5-1

The undersigned, of full age, hereby certifies as follows:

1. The matter in controversy is not the subject of any other pending action before any Court, except for any pending departmental disciplinary action and/or any appeal filed with the Civil Service Commission and pending before the Office of Administrative Law.
2. No other action or arbitration proceeding is contemplated.
3. There are no other parties to be joined in this action at the present time.

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

Dated: September 30, 2015


Matthew R. Curran, Esq.