

Khajezadeh, Dina

From: Toscano, Taylor <TToscano@co.ocean.nj.us>
Sent: Thursday, June 4, 2020 9:24 PM
To: Brandon Dejesus
Subject: RE: [External]RE: Richard Hone Modify Release Conditions Hearing for 6/11/2020 at 9:00 a.m.

Thanks Brandon...have a good weekend!

From: Brandon Dejesus <brandon.dejesus@njcourts.gov>
Sent: Thursday, June 4, 2020 4:28 PM
To: John@johnreillylaw.com; Toscano, Taylor <TToscano@co.ocean.nj.us>
Cc: Luisa Ojeda <Luisa.Ojeda@njcourts.gov>; Wendel Daniels <Wendel.Daniels@njcourts.gov>
Subject: Re: [External]RE: Richard Hone Modify Release Conditions Hearing for 6/11/2020 at 9:00 a.m.

Good Afternoon Mr. Reilly,

After discussions with the Criminal Division Manager it was determined that the above referenced motion must be reassigned to another Judge. The Division Manager has contacted the AJ who will promptly assign a new judge to handle the Mr. Hone hearing. I appreciate your patience and understanding in this matter.

If you have any additional questions or concerns please let me know.

Best,
Brandon

From: John@johnreillylaw.com <John@johnreillylaw.com>
Sent: Thursday, June 4, 2020 4:13 PM
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Cc: Luisa Ojeda <Luisa.Ojeda@njcourts.gov>
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Dear All,

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Thank you,

John Reilly

----- Original Message -----

Subject: RE: Richard Hone Modify Release Conditions Hearing for 6/11/2020 at 9:00 a.m.

From: <John@johnreillylaw.com>

Date: Thu, June 04, 2020 2:25 pm

To: "Brandon Dejesus" <brandon.dejesus@njcourts.gov>,
"TToscano@co.ocean.nj.us" <TToscano@co.ocean.nj.us>,
"wendel.daniels@njcourts.gov" <wendel.daniels@njcourts.gov>
Cc: "Luisa Ojeda" <Luisa.Ojeda@njcourts.gov>

Dear All,

In order that the record be complete, attached hereto please find form of defendant/movant's brief and appendix filed upon the pending motion for leave to appeal, amended in keeping with instructions received from the appellate division and e-filed this date.

Please advise immediately as to my requests for a conference upon this matter.

Thank you,

John Reilly

Dear All,

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Thank you,

John Reilly

Dear All,

Attached please find an amended proposed form of Order e-filed this date (Note that the attached is in word form, my finding noting that e-courts would only allow that I file same as a pdf) upon defendant's motion to modify pre-trial conditions scheduled for hearing on Thursday, 6/11/2020 at 9:00 am. Note said correction to be inserting the accurate Docket No. of the subject Monmouth County Family Part matter.

Please call with any questions.

Thank you,

John Reilly

Dear All,

I am available for conference tomorrow at 11:30 am via zoom. Please confirm same via reply e-mail.

In this regard, please see my attached correspondence e-filed this date as relates to defendant's request that hearing upon his pending motion to modify the conditions of pre-trial release be scheduled for the earliest possible date/time.

Thank you,

John Reilly

----- Original Message -----

Subject: Richard Hone conference

From: Brandon DeJesus <brandon.dejesus@njcourts.gov>

Date: Tue, May 26, 2020 2:59 pm

To: "TToscano@co.ocean.nj.us" <TToscano@co.ocean.nj.us>, "

john@johnreillylaw.com" <john@johnreillylaw.com>

Cc: Luisa Ojeda <Luisa.Ojeda@njcourts.gov>

Good Afternoon,

Judge Daniels is requesting a conference regarding the Hone matter. Could the parties please confirm their availability to conference the matter tomorrow at 11:30am.

Thank you!

Best,

Brandon DeJesus

Law Clerk to the Honorable Wendel E. Daniels, [P.J.Cr.](#)

Superior Court of New Jersey, Ocean Vicinage

120 Hooper Avenue, Courtroom 12

Toms River, N.J. 08754

Tel: 732-504-0700, Ext. 64226

Fax: 732-435-8426

E-mail: Brandon.dejesus@njcourts.gov

Khajezadeh, Dina

From: Toscano, Taylor <TToscano@co.ocean.nj.us>
Sent: Thursday, June 4, 2020 9:24 PM
To: Stuart K. Santiago; Brittany Barbet
Cc: John Reilly; Michelle Tierney
Subject: RE: State vs. Richard Home - (Docket No. OCN-20-000532)

Hello everyone,

I've previously stated this to Mr. Santiago via direct email, but again would insist, if he continues to make arguments on Mr. Hone's behalf, despite calling them "suggestions," that he formally send a letter of representation to the Court. Until then, I would ask that the Court disregard anything he is submitting, besides documents sent on behalf of Mr. Hone, which actually can go through Mr. Reilly who has been appointed counsel for this matter.

Thank you,

Taylor

From: Stuart K. Santiago <stuart@sksantiagolaw.com>
Sent: Thursday, June 4, 2020 5:16 PM
To: Brittany Barbet <brittany.barbet@njcourts.gov>
Cc: Richard (Dickie) Hone <Rhoney904@aol.com>; John Reilly <john@johnreillylaw.com>; Michelle Tierney <michelle.tierney@njcourts.gov>; Toscano, Taylor <TToscano@co.ocean.nj.us>
Subject: State vs. Richard Home - (Docket No. OCN-20-000532)

Dear Brittany,

Please present the attached letter to Judge Lynch-Ford, which I am submitting as a Friend of the Court on behalf of defendant Richard Hone.

Thank you.

Respectfully,

Stuart K. Santiago
Law Office of Stuart K. Santiago, LLC
307 Grove Street
P.O. Box 1042
Rahway, NJ 07065
(732) 381-3000
Fax: (732) 381-3002
Email: stuart@sksantiagolaw.com

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The information contained in this email message is legally privileged and confidential information intended only for the use of the individual or entity named above. If you, the reader of this message, are not the intended recipient, you are hereby notified that you should not further disseminate, distribute or copy this email message, but delete same immediately. In addition, if you have received this email message in error, please immediately notify me by telephone at (732) 381-3000 or email: stuart@sksantiagolaw.com. Thank you.

LAW OFFICE OF STUART K. SANTIAGO, LLC

307 Grove Street
P.O. Box 1042
Rahway, NJ 07065

732.381.3000

Fax: 732.381.3002

Email: stuart@sksantiagolaw.com

June 04, 2020

Via email: brittany.barbet@njcourts.com

Honorable Marlene Lynch Ford, A.J.S.C.
Ocean County Courthouse
118 Washington Street, Courtroom 1
P.O.Box 2191
Toms River, NJ 08754

Attn.: Brittany Barbet, Law clerk

Re: State vs. Richard Hone
Case No.: OCN-20-000532

Dear Judge Lynch Ford:

I am in receipt of your clerk, Brittany Barbet's email of June 3, 2020 in response to my letter of June 2, 2020, which I submitted as "a Friend of the Court" on behalf of defendant, Richard Hone, in light of the no contact Order currently in place. Based on a fair reading of Brittany's email response, this Court has denied Mr. Hone's Motion for an Emergent Hearing and scheduled the matter for June 26, 2020.

Again, as a Friend of the Court, by way of suggestion, rather than formal argument, I submit the following on his behalf:

The Court's denial of Mr. Hone's emergent application was done without a Statement of Reasons, as required by R. 1:6-2(f) which "directs the courts to provide a statement of reasons supporting interlocutory orders 'where explanation is required by reason of the nature of the matter.'" Pressler & Verniero, Current N.J. Court Rules, cmt 7 on R. 1:6-2 (2020). The Order denying Mr. Hone's emergent application without a proper Statement of Reasons was a denial of his due process rights, as it precludes proper Appellate Review or even a possible Motion for Reconsideration.

If you have any questions, you may reach me at my office number (732) 381-3000 or cell phone

[REDACTED]

Thank you for your kind attention to the above.

Respectfully,



STUART K. SANTIAGO

(Attorney ID No. 009431987)

c:	Richard Hone	(via email)
	John Reilly, Esq.	(via email)
	Michelle Tierney, Criminal Division Manager	(via email)
	Taylor Toscano, A.P	(via email)

Khajezadeh, Dina

From: John@johnreillylaw.com
Sent: Thursday, June 4, 2020 5:10 PM
To: Brandon Dejesus; Toscano, Taylor
Cc: Luisa Ojeda; Wendel Daniels; Michelle.Tierney@njcourts.gov;
brittany.barbet@njcourts.gov
Subject: RE: [External]RE: Richard Hone Modify Release Conditions Hearing for 6/11/2020 at 9:00 a.m.

Dear Brandon and All,

My overriding goal is that there be no delay of the hearing upon Mr. Hone's motion to modify his release conditions currently scheduled for 6/11/2020 which, if granted, will finally allow Mr. Hone that contact with his daughter as has been ordered by Judge Aquaviva and which I anticipate will be again ordered at the hearing before Judge Aquaviva of 6/10/2020. To this end, I ask that said assignment to another judge be accompanied with the Assignment Judge's request that said newly assigned judge immediately reach out to the parties and arrange for that conference as requested below, one where we may now rather than later address any issue as may cause delay of said currently scheduled 6/11/2020 hearing, (e.g. Ms. Toscano's suggestion that she may seek a stay of proceedings pending resolution of Mr. Hone's Motion for Leave to Appeal) and, hopefully, then/there promptly and productively resolve same.

To ask that I also be kept timely up-dated as to the above.

Thank you,

John Reilly

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From: Brandon Dejesus <brandon.dejesus@njcourts.gov>

Date: Thu, June 04, 2020 4:27 pm

To: "John@johnreillylaw.com" <John@johnreillylaw.com>, "TToscano@co.ocean.nj.us" <TToscano@co.ocean.nj.us>

Cc: Luisa Ojeda <Luisa.Ojeda@njcourts.gov>, Wendel Daniels

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Good Afternoon Mr. Reilly,

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Thursday, 6/11/2020 at 9:00 am. Note said correction to be inserting the accurate Docket No. of the subject Monmouth County Family Part matter.

Please call with any questions.

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Dear All,

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From: Brandon DeJesus <brandon.dejesus@njcourts.gov>

Date: Tue, May 26, 2020 2:59 pm

To: "TToscano@co.ocean.nj.us" <TToscano@co.ocean.nj.us>, "

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Law Clerk to the Honorable Wendel E. Daniels, [P.J.Cr.](#)

Superior Court of New Jersey, Ocean Vicinage

120 Hooper Avenue, Courtroom 12

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Tel: 732-504-0700, Ext. 64226

Fax: 732-435-8426

E-mail: Brandon.dejesus@njcourts.gov

Khajezadeh, Dina

From: John@johnreillylaw.com
Sent: Thursday, June 4, 2020 2:26 PM
To: Brandon Dejesus; Toscano, Taylor; wendel.daniels@njcourts.gov
Cc: Luisa Ojeda
Subject: RE: Richard Hone Modify Release Conditions Hearing for 6/11/2020 at 9:00 a.m.
Attachments: Richard Hone adv. State, Dkt. No. AM-000521-19, Criminal Case No. 20000532, Defendant-Movant's Amended Brief and Appendix.pdf

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Tel: 732-504-0700, Ext. 64226

Fax: 732-435-8426

E-mail: Brandon.dejesus@njcourts.gov

**SUPERIOR COURT OF NEW JERSEY
APPELLATE DIVISION
APPELLATE DOCKET NO: AM-000521-19**

**THE STATE OF NEW JERSEY,
Plaintiff,

vs.
RICHARD HONE,
Defendant.**

**SUPERIOR COURT OF NEW JERSEY
LAW DIVISION / OCEAN COUNTY**

**UU-INDICTED COMPLAINT-WARRANT
NO. 1506-W-2020-000116**

**WAS BURLINGTON CO. CASE NO.: 20000607
NOW IS OCEAN CO. CASE NO. 20000532
CRIMINAL ACTION**

**ON NOTICE OF MOTION FOR LEAVE TO APPEAL
FROM ORDERS DENYING DEFENDANTS' MOTIONS
TO DISQUALIFY THE OCEAN COUNTY
PROSECUTOR'S OFFICE AND TO TRANSFER THE
MATTER TO THE FAMILY DIVISION.**

SAT BELOW: THE HON. TERRANCE R. COOK, P.J.Cr.

DEFENDANT/MOVANT'S BRIEF AND APPENDIX

**JOHN P. REILLY, ESQ.
One Hadley Avenue, P.O. Box 4748
Toms River, NJ 08754
Attorney for the Defendant/Movant, Richard Hone
(732) 244-5100**

**JOHN P. REILLY, ESQ.
On the Brief**

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ISSUE PRESENTED

The issues presented in this matter are twofold: (1) Can a Prosecutor's Office be both the prosecuting agency of a criminal defendant and a civil defendant to his lawsuit seeking monetary damages and maintain the appearance of impartiality essential to our system of justice, and; (2) would the issues raised in this family based prosecution be better addressed in the Chancery Division, Family Part, than in the Law Division, Criminal Part.

STATEMENT OF FACTS AND PROCEEDURAL HISTORY

On 2/9/2016, The Honorable Marlene Lynch Ford, A.J.S.C., Ocean County, issued a Restraining Order against the defendant as related his to his contact with Ocean County Court and Ocean County Prosecutor's office personnel (1a). On 8/4/2017 a Restraining Order against the defendant's contact with the mother of his child was entered by the Monmouth County Court (4a). On 2/10/2020, Brick Twp. Municipal Complaint Warrant No. 1506-W-2020-000166 was issued against the defendant alleging defendant's violation of said 8/4/2017 Restraining Order, naming the mother of his child as victim, there being no allegation that the defendant had either done or threatened harm to their daughter (7a). By Order of 2/11/2020, the resulting Ocean County Criminal Case was transferred from Ocean County Criminal Court to the Burlington County Criminal Court (14a). On March 1, 2020, defendant filed a civil complaint seeking money damages naming as defendants thereto

Ocean County Superior Court Assignment Judge Marlene Lynch Ford, Ocean County Prosecutor Brad Billhiemer, Ocean County A.P. Mascotti and John and Jane Does as includes every Ocean County Prosecutor, Ms. Masciotti and defendant's Burlington County Prosecutor) (15a). Defendant brought motions: (1) To remove the Ocean County Prosecutor's Office as the prosecuting agency for this matter (18a), and; (2) to transfer this matter from the Law Division, Criminal Part to the Chancery Division, Family Part (23a) (hereafter defendant's motions). Defendant's motions were heard before the Honorable Terrance R. Cook, P.J.Cr., on May 8, 2020 and denied by Orders filed on 5/12/2020 (29a & 30a). On 5/14/2020, the Honorable Jeanne T. Covert, A.J.S.C., entered Order transferring the within matter from Burlington County back to Ocean County (31a). Defendant now brings the within motion for leave to appeal from said Orders denying defendant's motions.

ARGUMENT

- I. THIS COURT MUST GRANT DEFENDANT'S MOTION FOR LEAVE TO APPEAL IN THE INTEREST OF JUSTICE AND THEREUPON REVERSE THE ORDERS OF THE COURT BELOW DENYING DEFENDANT'S MOTIONS FOR ORDERS DISQUALIFYING THE OCEAN COUNTY PROSECUTOR'S OFFICE AS THE PROSECUTING AGENT FOR THE WITHIN MATTER AND TRANSFERRING THE WITHIN MATTER FROM THE LAW DIVISION, CRIMINAL PART, TO THE CHANCERY DIVISION, FAMILY PART.

R. 2:2-4 provides as follows:

Except as otherwise provided by R. 3:28, the Appellate Division may grant leave to appeal, in the interest of justice (emphasis added), from an interlocutory order of a court or of a judge sitting as a statutory agent, or from an interlocutory decision or action of a state administrative

agency or officer, if the final judgment, decision or action thereof is appealable as of right pursuant to R. 2:2-3(a), but no such appeal shall be allowed in cases referred to in R. 2:2-2(a).

It is respectfully submitted that the Court below committed error in denying defendant's motions and that should defendant be required to proceed with defense to the criminal charges as brought against him in keeping with the *status quo*, and for so long as he must, the integrity of our Courts will be displayed as wanting (see below) and the interests of justice abandoned. Therefore, and in the interest of justice, it is respectfully submitted that the defendant's within motion for leave to appeal the Orders denying defendant's motions must be granted.

II. THE OCEAN COUNTY PROSECUTOR'S OFFICE MUST BE PROMPTLY DISQUALIFIED AND REMOVED FROM THE PROSECUTION OF THE DEFENDANT TO MAINTAIN THE APPEARANCE OF IMPARTIALITY ESSENTIAL TO OUR SYSTEM OF CRIMINAL JUSTICE.

In the case of Young v. U.S. ex rel. Vuitton et Fils, 481 U.S. 787 (1987), there referencing the role of a United State's attorney in performance of his role as prosecutor, the United States Supreme Court observed:

"The United States Attorney is the representative not of an ordinary party to a controversy, but of a sovereignty whose obligation to govern impartially is as compelling as its obligation to govern at all; and whose interest, therefore, in a criminal prosecution is not that it shall win a case, but that justice shall be done. As such, he is in a peculiar and very definite sense the servant of the law, the two-fold aim of which is that guilt shall not escape, nor innocence suffer." This distinctive role of the prosecutor is expressed in Ethical Consideration (EC) 7-13 of Canon 7 of the American Bar Association (ABA) Model Code of Professional Responsibility (1982):

The responsibility of a public prosecutor differs from that of the usual advocate; his duty is to seek justice, not merely to convict.

Because of this unique responsibility, federal **prosecutors are prohibited from representing the Government in any matter in which they, their family, or their business associates have any interest** (emphasis added). 18 U.S.C. § 208(a). [Footnote 13]" Young, supra, at 803'.

There dealing with an appointed prosecutor, the court went on to say:

"The appointment of an interested prosecutor raises such doubts. Prosecution by someone with conflicting loyalties "calls into question the objectivity of those charged with bringing a defendant to judgment." Vasquez, supra, at 474 U. S. 263. It is a fundamental premise of our society that the state wield its formidable criminal enforcement powers in a rigorously disinterested fashion, for liberty itself may be at stake in such matters (emphasis added)." Young, supra, at 810-811.

And New Jersey, particularly in criminal matters where an individual's liberty be at stake, is no less vigilant in protecting such appearance as forming the very backbone of our system of justice, for as it has been stated:

"The guiding principle which governs the administration of justice is integrity in the full sense of the word. The thought was well put in Erwin M. Jennings Co. v. DiGenova, 107 Conn. 491 (1928), where the court wrote: "Integrity is the very breath of justice. Confidence in our law, our courts, and in the administration of justice is our supreme interest. **No practice must be permitted to prevail which invites towards the administration of justice a doubt or distrust of its integrity** (emphasis added)." (107 Conn., at 499). In re Cipriano, 68 N.J. 398, 404 (1975).

It is simply implausible to expect that a Prosecutor's office and its members facing a lawsuit brought by one of whom it is now seeking a conviction can maintain the objective, impartial

attitude and outlook in wielding its enormous power that our system of justice demands. More importantly, it is all the more implausible to expect that an objective observer to the circumstances of this matter as they have evolved would not have his or her doubts, such that would surely form to a corrosive suspicion, that the claimed integrity of our system of criminal justice, one that he or she may someday find him or herself subject to, is little more than a fine word from which our courts will look the other way when put to a test such as here presented.

It is respectfully submitted that so long the Ocean County Prosecutor's office remains as both a party to the defendant's civil lawsuit and the prosecuting agency of his pending criminal charges, the prosecution of this matter will serve as an open affront to the foundational principle of impartial justice as has well marked our criminal courts and thus serve only to erode the public trust in our system of justice. Therefore, and in the interest of justice, it is respectfully submitted that the within motion for leave to appeal from the Order of the Court filed on 5/12/2020 denying defendant's motion to remove the Ocean County Prosecutor's Office as the prosecuting agency for this matter must be granted.

III. THE CHARGES BROUGHT AGAINST THE DEEFENDANT AS ARISING FROM A FAMILY RELATIONSHIP MUST BE TRANSFERRED FROM THE LAW DIVISION, CRIMINAL PART, TO THE CHANCERY DIVISION, FAMILY PART, WHERE SUCH CHARGES MAY BE PROPERLY ADJUDGED.

Defendant's motion was brought under New Jersey Court Rules

3:1-5 and 5:1-3(b) that direct the manner in which a transfer motion may occur. The transfer provisions [R.3:1-5(c)] focus primarily on criminal actions arising out of the family relationship. . . . A 'family' criminal action is one in which the gravamen of the offense charged arises out the family or the family-type relationship between the defendant and the victim." Comment, Rule 3:1-5. 2019 edition, Pressler and Verniero, Rules Governing the Courts of the State of New Jersey. This matter is founded in a restraining order issued in 2016 restraining the defendant from contact with his alleged victim, the mother of his daughter. As it is all too often, the child, although there be no allegation that the defendant presented her with any harm or threat of harm, finds herself in the middle of what has been an ongoing family dispute. Such pending criminal charge would not exist absent that very relationship and such family matters are best left to the Family Court to oversee, as it is best able to adjudge how such charges be heard and adjudged and where the best interests of the child lie.

Therefore, and in the interest of justice, it is respectfully submitted that the within motion for leave to appeal from the Order of the Court filed on 5/12/2020 denying defendant's motion to transfer this matter from the Law Division, Criminal Part to the Chancery Division, Family part must be granted.

Conclusion

For the reasons set forth above, it is respectfully submitted that the within motion for leave to appeal from the Orders of the Court below denying defendant's motion to remove the Ocean County Prosecutor's Office as the prosecuting agency for this matter and denying defendant's motion to transfer this matter from the Law Division, Criminal Part to the Chancery Division, Family part must be granted.

Respectfully submitted,

S/John P. Reilly

June 4, 2020

By:

JOHN P. REILLY, ESQ.
Attorney for defendant/movant,
Richard Hone

**SUPERIOR COURT OF NEW JERSEY
APPELLATE DIVISION
APPELLATE DOCKET NO: AM-000521-19**

**THE STATE OF NEW JERSEY,
Plaintiff,**

vs.

**RICHARD HONE,
Defendant.**

**SUPERIOR COURT OF NEW JERSEY
LAW DIVISION / OCEAN COUNTY**

**UU-INDICTED COMPLAINT-WARRANT
NO. 1506-W-2020-000116**

**WAS BURLINGTON CO. CASE NO.: 20000607
NOW IS OCEAN CO. CASE NO. 20000532
CRIMINAL ACTION**

**ON NOTICE OF MOTION FOR LEAVE TO APPEAL
FROM ORDERS DENYING DEFENDANTS' MOTIONS
TO DISQUALIFY THE OCEAN COUNTY
PROSECUTOR'S OFFICE AND TO TRANSFER THE
MATTER TO THE FAMILY DIVISION.**

SAT BELOW: THE HON. TERRANCE R. COOK, P.J.Cr.

DEFENDANT/MOVANT'S APPENDIX

**JOHN P. REILLY, ESQ.
One Hadley Avenue, P.O. Box 4748
Toms River, NJ 08754
Attorney for the Defendant/Movant, Richard Hone
(732) 244-5100**

**JOHN P. REILLY, ESQ.
On the Brief**

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State of New Jersey

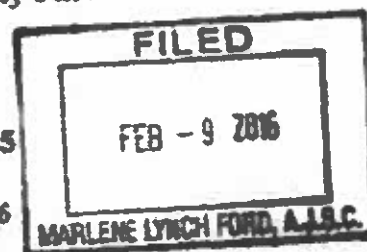
Superior Court of New Jersey
Chancery Division-Family Part
Ocean County

v.

Richard Hone

Docket No. FO-15-422-15

WARRANT # 2015-520-1506



**ORDER RESTRAINING DEFENDANT FROM
COMMUNICATING WITH COURT EXCEPT
AS PROVIDED HEREIN**

This matter came before the Court for trial on October 16, 2015, at which time the Court entered a judgment of conviction on various charges before it. On November 20, 2015, after notice to the Defendant, this matter was set for sentencing, and the Court entered an order imposing sentence.

This order shall supplement the order imposing sentence entered November 20, 2015 and administratively modified by order entered November 24, 2015.

Defendant failed to appear for the trial or for sentencing although properly noticed. He was tried and sentenced in absentia.

Prior to and since entry of the final orders in this matter, the Defendant has communicated with Assistant Prosecutor Michel Paulhus; with various members of the Court staff, including staff assigned to the chambers of the Court, directly or indirectly to members of the Court and has generally communicated in disrespectful; harassing, verbally abusive and profane manners. Attached is a sample of a recent communication from Defendant Hone which is consistent with other communications from Mr. Hone directed to the Court or Court staff.

Defendant has refused to provide a current address. He has communicated to the Court, Court staff and representatives of the Office of the Ocean County Prosecutor using electronic and

1a

telephone communications, although he has been instructed to communicate in written form only. He has refused to abide by this request.

On June 9, 2015 Family Division Manager Joseph Solana hand delivered to Defendant a letter advising him that any future communication must be in writing only. Defendant has not complied with this request. A copy of that letter is attached to this order and made a part.

THEREFORE IT IS ON THIS 9TH DAY OF FEBRUARY, 2016 FOR GOOD

CAUSE ORDERED:

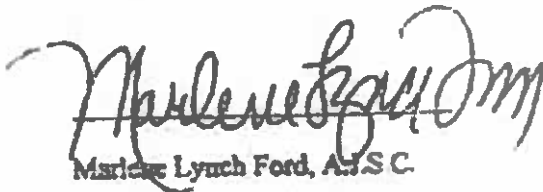
1. That the defendant, Richard Hone, DOB 4/7/1959, shall be and hereby is restrained from communicating with any judges, employees or representatives, or the family members of same, of the Superior Court of New Jersey, Ocean County Vicinage, Toms River, NJ, except written communication directed to the Court by regular mail.
2. That the defendant Richard Hone, shall be restrained from having any contact (including but not limited to telephonic, electronic, written, email, or verbal) with the Ocean County Prosecutor's Office, and in particular Assistant Prosecutor Michele Paulhus, or any other representative of that office (or family member of same) except by written communication sent to the Office of the Ocean County Prosecutor by regular mail.
3. That the defendant, Richard Hone, shall be restrained from making any harassing communications (including but not limited to telephonic, electronic, written, email or verbal) to the Court, any employees or representatives (or family members of same) of the Superior Court of New Jersey, Ocean County vicinage.
4. That a copy of this order shall be provided to the Defendant through his email address [REDACTED]. Defendant shall within 14 days of receipt of this order provide

2a

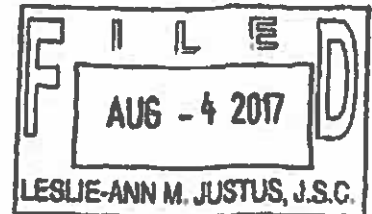
the Court with the Defendant's current address for the purpose of directing any future court related correspondence.

5. That Defendant shall be permitted to make application to the Court to dissolve or modify the restraints contained herein by filing a notice of motion, on notice to the Office of the Ocean County Prosecutor, and otherwise in accordance with the Rules of Court.
6. That a copy of this order shall be provided to the Assistant Prosecutor of record.

Michel Paulhus. A copy of this order shall also be placed in all Court files in which the Defendant is a party, including but not limited to FO-15-514-15; FO-15-422-15; FV-15-1271-15; FV-15-113-15 and FD-15-802-15.


Marlene Lynch Ford, A.J.S.C.

JOSEPH D. CORONATO
OCEAN COUNTY PROSECUTOR
OCEAN COUNTY PROSECUTOR'S OFFICE
119 HOOPER AVENUE
TOMS RIVER, NEW JERSEY 08754



SUPERIOR COURT OF NEW JERSEY
LAW DIVISION - (CRIMINAL)
MONMOUTH COUNTY
CASE NO. 16-00-0548
INDICTMENT NO. 16-10-2072

STATE OF NEW JERSEY,	:	PERMANENT RESTRAINING
	:	ORDER FOR STALKING
	:	CONVICTION PURSUANT TO <u>N.J.S.A.</u>
	:	2C:12-10.1
Plaintiff,	:	
V.	:	
RICHARD HONE,	:	
Defendant.	:	

THIS MATTER having been brought before the Court on application of Heidi Tannenbaum-Newman, Assistant Ocean County Prosecutor, on behalf of the State of New Jersey, and Patricia Beardon, Esq. of the Monmouth County Public Defender's Office appearing on behalf of the defendant Richard Hone;

WHEREAS on April 17, 2017, the defendant, Richard Hone, pled guilty to a crime of Stalking, a third degree crime in violation of N.J.S.A. 2C:12-10c, for which he was sentenced and convicted on August 4, 2017;

AND the Court having conducted a hearing on the State's application for a permanent restraining order, and the victim [REDACTED] not having requested otherwise;

4a

IT IS THEREFORE on this 4th day of August, 2017 hereby ORDERED that the Defendant, Richard Hone, shall hereafter be permanently subject to a Permanent Restraining Order for said Stalking conviction and be subject to the following conditions pursuant to N.J.S.A. 2C:12-10.1:

1. The defendant Richard Hone is hereby restrained from entering the residence, property, School, or place of employment of the victim [REDACTED] and is hereby required to stay away from the residence and place of employment of [REDACTED]
2. The defendant Richard Hone is hereby restrained from making contact with the victim [REDACTED], whether it be personal contact or contact through an agent, and is restrained from initiating any communication likely to cause annoyance or alarm including, but not limited to, personal, written, or telephone contact, or contact via electronic device, with the victim [REDACTED], her immediately family members, her employers, employees or fellow workers, or others with whom communication would be likely to cause annoyance or alarm to the victim [REDACTED]. *Any and all issues related to the parties' child, [REDACTED], however, shall be controlled by Family Court Docket No. FV-13-01267-17, or by any other duly issued Family Part Order.*
3. "Communication" as proscribed in paragraph 2 herein shall also, pursuant to N.J.S.A. 2C:12-10.1 and N.J.S.A. 2C:1-14q, mean any form of communication made by any means, including, but not limited to, any verbal or written communication; communications conveyed by any electronic communication device, which includes but is not limited to, a wire radio, electromagnetic, photoelectric or photo-optical system; including a cordless, cellular or digital telephone, computer, video recorder, fax machine, pager, or any other

5a

means of transmitting voice or data; and communications made by a sign or gesture.

4. This Permanent Restraining Order shall be in effect throughout the State of New Jersey, and shall be enforced by all law enforcement officers.
5. A violation of this Permanent Restraining Order by the defendant Richard Hone shall constitute an offense under subsection a. of N.J.S.A. 2C:29-9. Violations of this Order may be enforced in a civil or criminal action initiated by the victim [REDACTED] or by the Court, on its own motion, pursuant to applicable court rules. An enforcement action for violation of this Permanent Restraining Order shall not preclude the filing of a criminal complaint for stalking based on the same act which is the basis for the violation.
6. This Permanent Restraining Order may be dissolved upon the application of the victim [REDACTED] to this Court.

Leslie-Ann Justus

HON. LESLIE-ANN JUSTUS, J.S.C.

COMPLAINT - WARRANT

COMPLAINT NUMBER

1506**W****2020****000116**

COURT CODE

PREFIX

YEAR

SEQUENCE NO.

BRICK TOWNSHIP MUNICIPAL COURT**401 CHAMBERS BRIDGE****BRICK****NJ 08723-0000****732-262-1226** COUNTY OF: **OCEAN**

of CHARGES

CO-DEFTS

POLICE CASE #:

2**8883-20**

COMPLAINANT NAME:

CHASE**CARTER****401 CHAMBERS BRIDGE RD****ATTN WARRANTS****BRICK TOWN****NJ 08723****THE STATE OF NEW JERSEY****VS.****RICHARD HONE**

ADDRESS:

3430 RT 37 E**BRICK****NJ 08753-0000**

DEFENDANT INFORMATION

SEX: **M** EYE COLOR: **HAZEL**DOB: **04/07/1959**

DRIVER'S LIC. #:

DL STATE: **N**SOCIAL SECURITY #: **XXX-XX-XXXX** (C)

SBI #:

TELEPHONE #:

LIVSCAN PCN #:

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 **12/28/2019** in **BRICK TWP**, **OCEAN** County, NJ did: **WITHIN THE JURISDICTION OF THIS COURT, DISOBEY A JUDICIAL ORDER OR PROTECTIVE ORDER (MONMOUTH COUNTY SUPERIOR COURT CASE 16-00-0548), SPECIFICALLY BY SENDING THE VICTIM NUMEROUS ELECTRONIC MESSAGES (TEXT AND EMAIL) WITH PURPOSE TO HARASS THE VICTIM, IN VIOLATION OF N.J.S. 2C:29-9A.**

WITHIN THE JURISDICTION OF THIS COURT, WITH PURPOSE TO HARASS ANOTHER, MAKE OR CAUSE TO BE MADE, A COMMUNICATION OR COMMUNICATIONS IN ANY MANNER LIKELY TO CAUSE ANNOYANCE OR ALARM, SPECIFICALLY BY SENDING THE VICTIM NUMEROUS ELECTRONIC MESSAGES (TEXT AND EMAIL) WITH PURPOSE TO HARASS THE VICTIM, IN VIOLATION OF N.J.S. 2C:23-4A.

In violation of:

Original Charge

1) 2C:29-9A**2) 2C:33-4A****3)**

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:

CHASE CARTERDate: **02/10/2020**

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

120 BOOPER AVE**TOMS RIVER****NJ 08753-0001**

Date of Arrest:

Appearance Date:

Time:

Phone: **732-504-0700**

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.**DONNA MORRA JUDICIAL OFFICER****02/10/2020**

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 (Court Action)

COMPLAINT NUMBER

1506

W

2020

000116

STATE V.

RICHARD HONE

FTA Bail Information

Date Bail Set:

Amount Bail Set: \$

by:

☐ Bail Recog. Attached

Released
on Bail

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

1) 2C:29-9A

2) 2C:33-4A

3)

Amended Charge

Waiver Ind/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/Costa

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 Ru
- 8 - Conditional Discharge
- D - Dismissed- Prosecutor Discreti
- M - Dismissed- Mediation
- P - Dismissed-Plea Agreement
- S - Disposed at Superior
- W - Dismissed-False ID

8a

COMPLAINT - WARRANT (Court Action)

JUDGE'S SIGNATURE

DATE

Page 2 of 7

NJEDR2 1/1/2017

COMPLAINT - WARRANT

COMPLAINT NUMBER				THE STATE OF NEW JERSEY	
1506	W	2020	000116	VS.	
COURT CODE	PREFIX	YEAR	SEQUENCE NO.	RICHARD HONE	
BRICK TOWNSHIP MUNICIPAL COURT 401 CHAMBERS BRIDGE BRICK NJ 08723-0000 732-262-1226 COUNTY OF: OCEAN				ADDRESS 3430 RT 37 E BRICK NJ 08753-0000	
# of CHARGES 2	CO-DEFTS	POLICE CASE #: 8883-20		DEFENDANT INFORMATION	
COMPLAINANT NAME: CHASE CARTER				SEX: M EYE COLOR: HAZEL DOB: 04/07/1959 DRIVER'S LIC. # [REDACTED] DL STATE: N SOCIAL SECURITY # [REDACTED] SBI #: [REDACTED] TELEPHONE # [REDACTED] (C) LIVSCAN PCN # [REDACTED]	

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 12/28/2019 in **BRICK TWP**, **OCEAN** County, NJ did WITHIN THE JURISDICTION OF THIS COURT, DISOBEY A JUDICIAL ORDER OR PROTECTIVE ORDER (MONMOUTH COUNTY SUPERIOR COURT CASE 16-00-0548), SPECIFICALLY BY SENDING THE VICTIM NUMEROUS ELECTRONIC MESSAGES (TEXT AND EMAIL) WITH PURPOSE TO HARASS THE VICTIM, IN VIOLATION OF N.J.S. 2C:29-9A.

WITHIN THE JURISDICTION OF THIS COURT, WITH PURPOSE TO HARASS ANOTHER, MAKE OR CAUSE TO BE MADE, A COMMUNICATION OR COMMUNICATIONS IN ANY MANNER LIKELY TO CAUSE ANNOYANCE OR ALARM, SPECIFICALLY BY SENDING THE VICTIM NUMEROUS ELECTRONIC MESSAGES (TEXT AND EMAIL) WITH PURPOSE TO HARASS THE VICTIM, IN VIOLATION OF N.J.S. 2C:23-4A.

In violation of:

Original Charge	1) 2C:29-9A	2) 2C:33-4A	3)
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: **CHASE CARTER** Date: **02/10/2020**

You will be notified of your Central First Appearance/CJP date to be held at the Superior Court in the county of **OCEAN**
at the following address: **OCEAN SUPERIOR COURT**
120 BOOPER AVE
Date of Arrest: Appearance Date: Time: Phone: **732-504-0700**
TOMS RIVER NJ 08753-0000

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. **DONNA MORRA JUDICIAL OFFICER** **02/10/2020**
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)

COMMITMENT

COMPLAINT NUMBER

1506**W****2020****000116**

COURT CODE

PREFIX

YEAR

SEQUENCE NO.

BRICK TOWNSHIP MUNICIPAL COURT**401 CHAMBERS BRIDGE****BRICK NJ 08723-0000****732-262-1226****COUNTY OF: OCEAN**# of CHARGES
2

CO-DEFTS

POLICE CASE #:
8883-20COMPLAINANT **CHASE CARTER**
NAME: **401 CHAMBERS BRIDGE RD****ATTN WARRANTS****BRICK TOWN****NJ 08723****THE STATE OF NEW JERSEY****VS.****RICHARD HONE**

ADDRESS:

3430 RT 37 E**BRICK****NJ 08753-0000**

DEFENDANT INFORMATION

SEX: **M** EYE COLOR: **HAZEL**DOB: **04/07/1959**

DRIVER'S LIC. #:

DL STATE: **N**SOCIAL SECURITY #: **XXX-XX-XXXX**

SBI #:

TELEPHONE #: **(C)**

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 Court
at the following address: **OCEAN SUPERIOR COURT**
120 BOOPER AVE

In the county of **OCEAN****TOMS RIVER****NJ 08753-0000**Phone: **732-504-0700**

Date of Arrest:

Signature and Title of Judicial Officer Issuing Warrant

Date

COMMITMENT

Page 4 of 7

NJCDR2 1/1/20

10a

Affidavit of Probable Cause

COMPLAINT NUMBER				THE STATE OF NEW JERSEY	
COURT CODE	PREFIX	YEAR	SEQUENCE NO.	VS.	
1506	W	2020	000116	RICHARD HONE	
BRICK TOWNSHIP MUNICIPAL COURT 401 CHAMBERS BRIDGE BRICK NJ 08723-0000 732-262-1226 COUNTY OF: OCEAN				ADDRESS: 3430 RT 37 E BRICK NJ 08753-0000	
# of CHARGES 2	CO-DEFTS	POLICE CASE #: 8883-20		DEFENDANT INFORMATION	
COMPLAINANT CHASE CARTER NAME: 401 CHAMBERS BRIDGE RD ATTN WARRANTS BRICK TOWN NJ 08723		SEX: M EYE COLOR: HAZEL DOB: 04/07/1959 DRIVER'S LIC. #: SOCIAL SECURITY #: xxx-xx- TELEPHONE: (C) LIVESCAN PCN #:			

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 02/10/20 at approximately 1700 hours I, Ptl. Carter#280 responded to headquarters for a violation of a restraining order.

Upon arrival I made contact with the victim, [REDACTED] who advised me of the following:

Recently she has been having problems with her ex-boyfriend Richard Hone whom she has a child in common with. Hone was recently released from prison for a stalking complaint involving [REDACTED] (Reference Brick Police Case number 8431-16) Since being released he has had numerous contacts with [REDACTED] There is a final restraining order in effect from the stalking incident (Monmouth County Case number 16-00-0548 Incident Number 16-10-2072 Docket number FV-13-01267-17) Contact with [REDACTED] was to be permitted regarding their child in common, however the communication recently has no been about their daughter. There has been numerous occasions where Hone has violated restraining orders with [REDACTED] and she fears he will retaliate at completion of this incident. [REDACTED] was able to provide me with numerous print outs of screen shot text messages with Hone. The screen shots came from the phone number [REDACTED]. [REDACTED] confirmed this is Hone's number and in an email composed by Hone he lists his phone number as the above number.

The most alarming message reviewed was a picture of two boxers in a boxing ring. The one boxer appears to be falling to the ground from a punch that was just landed by the opponent. The caption for the message was, "Thinking of you lol"

Another message received is rather lengthy, however Hone states that [REDACTED] needs to stop the drama queen shit." Hone continues to belittle [REDACTED] in the message which leads to him stating "I'm calling Mafia headquarters lol and updating them."

Another lengthy message which is nearly a full page in length is again Hone attempting to belittle [REDACTED] and manipulate her into changing custody agreement. Hone proceeded to state "you make me laugh and sick at the same time." Hone then continues to speak about a lawsuit he has filed against [REDACTED] and harass her regarding it.

On 12/06/19 Tadros received an email from rhone904@aol.com with the subject being Richard "Dickie" Hone Book. The email is rather lengthy and implicates Hone's involvement with the Mafia. Furthermore Hone implicates involvement with the Sinaloa Cartel.

11a

Affidavit of Probable Cause

Page 5 of 7

1/1/201

Affidavit of Probable Cause

COMPLAINT NUMBER

1506

W

2020

000116

COURT CODE

PREFIX

YEAR

SEQUENCE NO.

THE STATE OF NEW JERSEY

VS.

RICHARD BONE

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

VICTIM STATEMENTS, SCREEN SHOTS OF MESSAGES

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

N/A

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: CHASE CARTER LAW ENFORCEMENT OFFICER

Date: 02/10/2020

dc

Affidavit of Probable Cause

Page 6 of 7

1/1/20

Preliminary Law Enforcement Incident Report

COMPLAINT NUMBER				THE STATE OF NEW JERSEY	
1506	W	2020	000116	VS.	
COURT CODE	PREFIX	YEAR	SEQUENCE NO.	RICHARD HONE	
BRICK TOWNSHIP MUNICIPAL COURT 401 CHAMBERS BRIDGE BRICK NJ 08723-0000 732-262-1226 COUNTY OF: OCEAN				ADDRESS 3430 RT 37 E BRICK NJ 08753-0000	
# of CHARGES 2	CO-DEFTS	POLICE CASE #: 8883-20		DEFENDANT INFORMATION	
COMPLAINANT NAME: CHASE CARTER 401 CHAMBERSBRDG RD ATTN WARRANTS BRICK TOWN NJ 08723				SEX: M EYE COLOR: HAZEL DOB: 04/07/1959 DL STATE: NJ DRIVER'S LIC. #: SOCIAL SECURITY #: XXX-XX-XXXX SBI #: TELEPHONE #: (C) LIVSCAN 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 offense involved domestic violence.
 - DVCR was checked.
 - Located history relevant to this offense: Multiple entries
- The defendant was known to the victim as:
 - Other/Explain ex-boyfriend

130

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: CHASE CARTER LAW ENFORCEMENT OFFICER Date: 02/10/2020

Preliminary Law Enforcement Incident Report

Page 7 of 7

7/20/2018

FILED

MAR 13 2020

CLERK OF JUDGE FORD
SUPERIOR COURT
OCEAN COUNTY

PREPARED BY THE COURT:

SUPERIOR COURT OF NEW JERSEY
OCEAN COUNTY - LAW DIVISION
DOCKET NO. OCN-L-000692-20

RICHARD HONE,

Plaintiff,

v.

MARLENE LYNCH FORD, et als,

Defendant.

Civil Action

ORDER CHANGING VENUE

This matter having been brought before the Court on its own motion and for good cause shown, it is

On this 13th day of March, 2020:

ORDERED that venue in the within matter be and is hereby transferred to Burlington County for disposition by a judge to be designated by the Honorable Jeanne T. Covert, A.J.S.C.; and it is further

ORDERED that the Court serve a copy of the within Order on all parties by regular mail, within seven (7) days.


MARLENE LYNCH FORD, A.J.S.C.

14a

Form A

Plaintiff or Filing Attorney Information:

Name Richard Hone
NJ Attorney ID Number Pro SE
Address 24 Johnston Ave
Brick, NJ 08754
Telephone Number _____

ORIGINAL

Richard Hone

Plaintiff,

Martene Lynell Ford, Brad Billheimer

John DOES 1-50, Jane DOES 1-50

(includes every ocean Defendant(s)
County Prosecuting Ms. MARIOTTI (sic?)
my Burlington CDE Prosecutor A150

Plaintiff, Richard HONE, residing at
(your name)
24 Johnston Ave, City of Brick
(your address) (your city or town)
County of OCEAN
(your county)

Superior Court of New Jersey
LAW Division OCEAN County
CIVIL Part
Docket No: _____
(to be filled in by the court)

Civil Action

Complaint

State Of New Jersey, complaining of defendant, states as follows:

1. On February 21, 2020, Mary Lynell Ford, Brad Billheimer ms. Mariotti
John DOES 1-50, Jane DOES 1-50, Defendant (s)
(name of person being sued)

(Summarize what happened that resulted in your claim against the defendant. Use additional pages if necessary.)

Def. conspired to violate MR. HONOR 8th + 14th Amendment by continue
to enforce an Order that illegally bars communication w/ SC Care
for which I have never been served properly, and for a (21
Care that has been (lost) for years my 90 day sentence
was served, and the docket does not exist/is not Active

The defendant in this action resides at 120 + 119 Hooper Ave, Toms River
(defendant's address)
In the County of OCEAN, State of New Jersey.
(name of county where defendant lives)

2. Plaintiff is entitled to relief from defendant under the above facts.

15a

Form A

3. The harm that occurred as a result of defendant's acts include: (list each item of damage and injury)

1. Plaintiff suffers severe emotional harm which will never be adequately remedied by money alone
2. Plt's due process rights to "Access to the Courts" has been illegally denied
3. Plt's demands 50 million dollars in Compensation & Punitive Damages

Wherefore, plaintiff requests judgment against defendant for damages, together with attorney's fees, if applicable, costs of suit, and any other relief as the court may deem proper.

Dated: 3/1/20 Signature: Richard A. [Signature]

CERTIFICATION OF NO OTHER ACTIONS

I certify that the dispute about which I am suing is not the subject of any other action pending in any other court or a pending arbitration proceeding to the best of my knowledge and belief. Also, to the best of my knowledge and belief no other action or arbitration proceeding is contemplated. Further, other than the parties set forth in this complaint, I know of no other parties that should be made a part of this lawsuit. In addition, I recognize my continuing obligation to file and serve on all parties and the court an amended certification if there is a change in the facts stated in this original certification.

Dated: 3/1/20 Signature: Richard A. [Signature]

OPTIONAL: If you would like to have a judge decide your case, do not include the following paragraph in your complaint. If you would prefer to have a jury to decide your case, please sign your name after the following paragraph.

JURY DEMAND

The plaintiff demands trial by a jury on all of the triable issues of this complaint, pursuant to New Jersey Court Rules 1:8-2(b) and 4:35-1(a).

Dated: 3/1/20 Signature: Richard A. [Signature]



Civil Case Information Statement (CIS)

Use for Initial Law Division
Civil Part pleadings (not motions) under Rule 4:5-1
Pleading will be rejected for filing, under Rule 1:5-6(c),
if information above the black bar is not completed
or attorney's signature is not affixed

For Use by Clerk's Office Only

Payment type: ☐ ck ☐ cg ☐ ca

Chg/Ck Number:

Amount:

Overpayment:

Batch Number:

Attorney/Pro Se Name

Richard Hone

Telephone Number

[REDACTED]

County of Venue

Ocean

Firm Name (if applicable)

Pro-SE

Docket Number (when available)

Office Address

c/o 24 Johnston Ave.
Brick, NJ 08724

Document Type

Complaint

Jury Demand

☒ Yes

☐ No

Name of Party (e.g., John Doe, Plaintiff)

Richard Hone
Plaintiff

Caption

Richard Hone v. Lynch Ford
Mascott, ET ALs (1-106)

Case Type Number
(See reverse side for listing)

005

Are sexual abuse claims
alleged?

☐ Yes

☒ No

Is this a professional malpractice case?

☐ Yes

☒ No

If you have checked "Yes," see N.J.S.A. 2A:53A-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 Rule 1:38-7(b).

Attorney Signature:

Richard Hone 3/1/20

JENNIFER L. GOTTSCHALK, ESQ.
NJ Bar ID Number 003391980
1920 Fairfax Avenue
Cherry Hill, New Jersey 08003

(856)295-8939 (fax)
jgottschalkesq@gmail.com
Attorney for defendant Richard Hone

STATE OF NEW JERSEY, Plaintiff,	SUPERIOR COURT OF NEW JERSEY BURLINGTON COUNTY-LAW DIVISION DOCKET NO. W-2020-116-1506
v.	<u>Criminal Action</u>
RICHARD HONE, Defendant.	MOTION TO REMOVE OCEAN COUNTY PROSECUTOR'S OFFICE AS PROSECUTING AGENCY IN CASE

TO: Taylor Toscano, Esq., Asst. Ocean County Prosecutor
Ocean County Prosecutor's Office
119 Hooper Ave., P.O. Box 2191
Toms River, NJ 08754

Veronica Allende, Esq. Director
N.J. Division of Criminal Justice
P.O. Box 085
Trenton, NJ 08625

Please take notice, on April 21, 2020, at 2:30 p.m., or as soon thereafter as counsel may be heard, defendant Richard Hone, by his attorney, Jennifer L. Gottschalk, Esq., shall move before the Hon. Mark P. Tarantino, J.S.C., for an order removing the above-captioned case from the Ocean County Prosecutor's Office as prosecuting agency and assigning the Attorney General's Office in its place. This arises from a conflict of interest in the Ocean County Prosecutor's Office's continued involvement in the criminal case.

Defendant relies upon the attached certification in support of his motion. He requests oral argument in this matter.

Dated: April 15, 2020

Jennifer L. Gottschalk
Jennifer L. Gottschalk, Esq.

JENNIFER L. GOTTSCHALK, ESQ.
NJ Bar ID Number 003391980
1920 Fairfax Avenue
Cherry Hill, New Jersey 08003

[REDACTED]
(856)295-8939 (fax)
jgottschalkesq@gmail.com
Attorney for defendant Richard Hone

STATE OF NEW JERSEY,
Plaintiff,

v.

RICHARD HONE,
Defendant.

SUPERIOR COURT OF NEW JERSEY
BURLINGTON COUNTY-LAW DIVISION
DOCKET NO. W-2020-116-1506

Criminal Action

CERTIFICATION OF COUNSEL

JENNIFER L. GOTTSCHALK, of full age, does certify and say:

1. I am an attorney-at-law of the State of New Jersey. I have been assigned to represent the defendant in the above-captioned matter as pool counsel for the Public Defender's Office. I am familiar with the facts of the case.

2. In the course of representing my client, I have learned that he has a lawsuit pending against the Ocean County Prosecutor's Office, Docket No. OCN-L-692-20, based upon alleged misconduct by that office and Hon. Marlene Lynch Ford, A.J.S.C., the assignment judge for the Superior Court in Ocean County. That case is captioned "Richard Hone, Plaintiff, Pro Se, v. Marlene Lynch-Ford AJSC, John and Jane Does(s) 1-100 All Ocean County Prosecutors Defendant."

3. The present criminal case was moved out of Ocean County to Burlington County because of the conflict with its being heard in Ocean County.

4. It is a conflict of interest for the Ocean County Prosecutor's Office to continue its role in the current criminal case because of its role as a defendant in Mr. Hone's civil lawsuit against it.

5. Given the breadth of the charges, I believe the appropriate agency to take over the prosecution is the New Jersey Division of Criminal Justice of the state Attorney General's Office, who oversees the prosecution of criminal cases throughout this state.

6. I am concerned that my client will not be treated fairly by the current prosecuting agency if it is permitted to remain in the case.

7. 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.

Dated: April 15, 2020

Jennifer L. Gottschalk
Jennifer L. Gottschalk

JENNIFER L. GOTTSCHALK, ESQ.
NJ Bar ID Number 003391980
1920 Fairfax Avenue
Cherry Hill, New Jersey 08003

(856)295-8939 (fax)
jgottschalkesq@gmail.com
Attorney for defendant Richard Hone

STATE OF NEW JERSEY,
Plaintiff,

v.

RICHARD HONE,
Defendant.

SUPERIOR COURT OF NEW JERSEY
BURLINGTON COUNTY-LAW DIVISION
DOCKET NO. W-2020-116-1506

Criminal Action

ORDER GRANTING MOTION TO
REMOVE OCEAN COUNTY
PROSECUTOR'S OFFICE AS
PROSECUTING AGENCY AND
APPOINTING ATTORNEY GENERAL'S
OFFICE AS PROSECUTOR

THIS MATTER, having been opened to this Court on a motion to remove the Ocean County Prosecutor's Office as the prosecuting agency in this case and appoint the Attorney General's Office as prosecutor herein, brought by defendant Richard Hone, Jennifer L. Gottschalk, Esquire, and Taylor Toscano, Assistant Ocean County Prosecutor, appearing for the State, and notice having been given to the New Jersey Division of Criminal Justice, Office of the Attorney General, and the Court, having considered the arguments of counsel and submissions, and for good cause shown;

It is on this day of April, 2020, ORDERED that the Ocean County Prosecutor's Office is removed as the prosecuting agency in this case, and the Attorney General's Office is appointed to prosecute this matter.

Hon. Mark P. Tarantino, J.S.C.

21a

JENNIFER L. GOTTSCHALK, ESQ.
NJ Bar ID Number 003391980
1920 Fairfax Avenue
Cherry Hill, New Jersey 08003

(856)295-8939 (fax)
jgottschalkesq@gmail.com
Attorney for defendant Richard Hone

STATE OF NEW JERSEY, Plaintiff,	SUPERIOR COURT OF NEW JERSEY BURLINGTON COUNTY-LAW DIVISION DOCKET NO. W-2020-116-1506
v.	<u>Criminal Action</u>
RICHARD HONE, Defendant.	CERTIFICATION OF SERVICE

JENNIFER L. GOTTSCHALK, of full age, does certify and say:

1. I am an attorney-at-law of the State of New Jersey and have been assigned as pool counsel to represent defendant Richard Hone in the above-captioned matter. I am familiar with the facts of this case.

2. On April 15, 2020, I served a copy of our motion to remove the Ocean County Prosecutor's Office and supporting certification and proposed order by email, on:

Taylor Toscano, Assistant Ocean County Prosecutor
ttoscano@co.ocean.nj.us

and on:

Veronica Allende, Director, NJ Division of Criminal Justice
allendev@njdcj.org

3. 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.

Dated: April 16, 2020

Jennifer L. Gottschalk
Jennifer L. Gottschalk

22a

JENNIFER L. GOTTSCHALK, ESQ.
NJ Bar ID Number 003391980
1920 Fairfax Avenue
Cherry Hill, New Jersey 08003

(856)295-8939 (fax)
jgottschalkesq@gmail.com
Attorney for defendant Richard Hone

STATE OF NEW JERSEY, Plaintiff,	SUPERIOR COURT OF NEW JERSEY BURLINGTON COUNTY-LAW DIVISION DOCKET NO. W-2020-116-1506
v.	<u>Criminal Action</u>
RICHARD HONE, Defendant.	NOTICE OF MOTION TO TRANSFER ACTION TO CHANCERY DIVISION, FAMILY PART

TO: Taylor Toscano, Esq., Asst. Ocean County Prosecutor
Ocean County Prosecutor's Office
119 Hooper Ave., P.O. Box 2191
Toms River, NJ 08754

Veronica Allende, Esq., Director
New Jersey Division of Criminal Justice
P.O. Box 085
Trenton, NJ 08625

Please take notice, on May 13, 2020, at 9 a.m., or as soon thereafter as counsel may be heard, defendant Richard Hone, by his attorney, Jennifer L. Gottschalk, Esq., shall move for an order transferring the above-captioned matter to the Superior Court, Chancery Division, Family Part, pursuant to R.3:1-5, and R.5:1-2(c), before the Hon. Jeanne T. Covert, A.J.S.C.

Defendant relies upon the attached certification in support of his motion. He requests oral argument in this matter.

Dated: April 15, 2020

Jennifer L. Gottschalk
Jennifer L. Gottschalk, Esq.

23a

JENNIFER L. GOTTSCHALK, ESQ.
NJ Bar ID Number 003391980
1920 Fairfax Avenue
Cherry Hill, New Jersey 08003

(856)295-8939 (fax)
jgottschalkesq@gmail.com
Attorney for defendant Richard Hone

STATE OF NEW JERSEY, Plaintiff,	SUPERIOR COURT OF NEW JERSEY BURLINGTON COUNTY-LAW DIVISION DOCKET NO. W-2020-116-1506
v.	<u>Criminal Action</u>
RICHARD HONE, Defendant.	ORDER GRANTING MOTION TO TRANSFER CRIMINAL MATTER TO CHANCERY DIVISION, FAMILY PART

THIS MATTER, having been opened to this Court on a motion to transfer the criminal matter to the Chancery Division, Family Part, brought by defendant Richard Hone, Jennifer L. Gottschalk, Esquire, appearing, and , appearing for the State, [and notice having been given to the New Jersey Division of Criminal Justice, Office of the Attorney General], and the Court, having considered the arguments of counsel and submissions, and for good cause shown;

It is on this day of May, 2020, ORDERED that the criminal matter is transferred to the Superior Court, Chancery Division, Family Part, in the Burlington vicinage.

Hon. Jeanne T. Covert, A.J.S.C.

24a

JENNIFER L. GOTTSCHALK, ESQ.
NJ Bar ID Number 003391980
1920 Fairfax Avenue
Cherry Hill, New Jersey 08003

[REDACTED]
(856)295-8939 (fax)
jgottschalkesq@gmail.com
Attorney for defendant Richard Hone

STATE OF NEW JERSEY, Plaintiff,	SUPERIOR COURT OF NEW JERSEY BURLINGTON COUNTY-LAW DIVISION DOCKET NO. W-2020-116-1506
v.	<u>Criminal Action</u>
RICHARD HONE, Defendant.	CERTIFICATION IN SUPPORT OF MOTION TO TRANSFER ACTION TO CHANCERY DIVISION, FAMILY PART

JENNIFER L. GOTTSCHALK, of full age, does certify and say:

1. I am an attorney-at-law of the State of New Jersey. I am assigned to represent the defendant in the above-captioned matter as pool counsel for the Public Defender's Office. I am familiar with the facts of the case.
2. On February 10, 2020, my client was charged by warrant complaint W-2020-116-1506 with one count of violating a court order/contempt, in violation of N.J.S.A. 2C:29-9a (fourth degree) and one count of harassment, in violation of N.J.S.A. 2C:33-4 (a petty disorderly persons offense).
3. The alleged victim, [REDACTED], alleged that my client was harassing her through text message and email communications, and that this conduct violated a prior permanent restraining order entered by the Hon. Leslie Justus, J.S.C., on August 4, 2017.
4. [REDACTED] obtained a temporary restraining order against my client based upon that alleged criminal contact with her.
5. [REDACTED] and my client have a child together, [REDACTED], whose date of birth is [REDACTED]. Since the entry of the court order in 2017, my client had been permitted contact, both electronically and in person, with his daughter.

6. After my client was charged with these recent charges, the court ordered him to have no contact with his daughter.

7. On April 2, 2020, a hearing on the temporary restraining order was conducted by the Hon. Angela White Dalton, J.S.C. She dismissed the restraining order, finding insufficient proof of the alleged conduct.

8. I am filing the present motion on my client's behalf to transfer the present case to the Family Part of the Chancery Division because the case involves a matter arising from matters in both the "FV" docket and the "FD" docket of the Family Part.

9. My client has repeatedly expressed his desire to be able to parent his daughter. The vehicle by which a criminal case can be transferred from the Law Division to the Family Part would serve my client's and his child's best interests, as the underlying issues in the criminal case arise from parenting time and child custody issues.

10. I have advised my client that in order for the transfer of the case to occur, he must waive his right to a jury trial under the respective court rules.

11. He has advised that he waives of his right to a jury trial and voluntarily waives that right so that the case can proceed in the Family Part.

12. Parenting issues involving his daughter are currently being adjudicated in Superior Court, Monmouth County, under Docket FD-13-186-20.

13. 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.

Dated: April 15, 2020

Jennifer L. Gottschalk
Jennifer L. Gottschalk

JENNIFER L. GOTTSCHALK, ESQ.
NJ Bar ID Number 003391980
1920 Fairfax Avenue
Cherry Hill, New Jersey 08003

[REDACTED]
(856)295-8939 (fax)
jgottschalkesq@gmail.com
Attorney for defendant Richard Hone

STATE OF NEW JERSEY, Plaintiff,	SUPERIOR COURT OF NEW JERSEY BURLINGTON COUNTY-LAW DIVISION DOCKET NO. W-2020-116-1506
v.	<u>Criminal Action</u>
RICHARD HONE, Defendant.	CERTIFICATION OF SERVICE

JENNIFER L. GOTTSCHALK, of full age, does certify and say:

1. I am an attorney-at-law of the State of New Jersey and have been assigned as pool counsel to represent defendant Richard Hone in the above-captioned matter. I am familiar with the facts of this case.

2. On April 15, 2020, I served a copy of our motion to transfer the criminal case and supporting certification and proposed order by email, on:

Taylor Toscano, Assistant Ocean County Prosecutor
ttoscano@co.ocean.nj.us

and on:

Veronica Allende, Director, NJ Division of Criminal Justice
allendev@njdcj.org

3. 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.

Dated: April 16, 2020

Jennifer L. Gottschalk
Jennifer L. Gottschalk



PHILIP D. MURPHY
Governor

SHEILA Y. OLIVER
Lt. Governor

State of New Jersey
OFFICE OF THE ATTORNEY GENERAL
DEPARTMENT OF LAW AND PUBLIC SAFETY
DIVISION OF CRIMINAL JUSTICE
PO Box 085
TRENTON, NJ 08625-0085
TELEPHONE: (609) 984-6500

GURBIR S. GREWAL
Attorney General

VERONICA ALLENDE
Director

Via Electronic Mail

April 17, 2020

First Assistant Prosecutor Michael Nolan
Ocean County Prosecutors Office
119 Hooper Avenue, Box 2191
Toms River, New Jersey 08754

Re: State v. Richard Hone (W-2020-116-1506)

First Assistant Nolan:

Please allow this letter to serve as my official response to your conflict inquiry. Considering the facts presented in the correspondence from your office, including the copy of Mr. Hone's *pro se* civil complaint, this situation does not appear to constitute a direct conflict of interest necessitating supersession by the Division of Criminal Justice. Your office may continue to investigate and prosecute this matter.

With regard to motions filed by Mr. Hone's attorney, Jennifer Gottschalk, Esq., it is my understanding that your office will brief and argue all of the motions. Although Ms. Gottschalk provided my Office with a copy of two of the three Notice of Motion submissions, we will not be entering a formal appearance unless requested by the Court. We ask that you keep us apprised of the decision of the Court to disqualify the entire Ocean County Prosecutor's Office. It is further my understanding that Assistant Prosecutor Taylor Toscano will include in her brief reference to N.J.S.A. 52:17B-106, which deals directly with Mr. Hone and Ms. Gottschalk's request that the Court order the Division of Criminal Justice to prosecute this matter.

Thank you for bringing this matter to our attention.

Very truly yours,

Jeffrey J. Barile, Deputy Attorney General
Deputy Chief - Prosecutors Supervision & Training Bureau

Cc: Veronica Allende, Director, Division of Criminal Justice



28a

PREPARED BY THE COURT:

STATE OF NEW JERSEY	:	SUPERIOR COURT OF NEW JERSEY
	:	BURLINGTON COUNTY
	:	LAW DIVISION
	:	CRIMINAL ACTION
	:	
v.	:	
	:	
Richard Hone	:	CASE NO.: 20-607
	:	
Defendant	:	
	:	ORDER DENYING MOTION TO
	:	DISQUALIFY OCEAN COUNTY
	:	PROSECUTOR'S OFFICE

THIS MATTER having come before the Court on Defendant's Motion to Disqualify Ocean County Prosecutor's Office, with Jennifer Gottschalk, Esquire, appearing on behalf of the Defendant, and Taylor Toscano, Assistant Prosecutor, Ocean County, appearing on behalf of the State.

IT IS ORDERED on this 8th day of May 2020, that the Defendant's Motion is **DENIED**.

/s Terrence R. Cook, P.J.Cr.

29a

PREPARED BY THE COURT:

STATE OF NEW JERSEY	:	SUPERIOR COURT OF NEW JERSEY
	:	BURLINGTON COUNTY
	:	LAW DIVISION
	:	CRIMINAL ACTION
	:	
v.	:	
	:	
Richard Hone	:	CASE NO.: 20-607
	:	
Defendant	:	
	:	ORDER DENYING MOTION TO
	:	TRANSFER MATTER TO
	:	FAMILY DIVISION

THIS MATTER having come before the Court on Defendant's Motion to Transfer this matter to the Family Division, with Jennifer Gottschalk, Esquire, appearing on behalf of the Defendant, and Taylor Toscano, Assistant Prosecutor, Ocean County, appearing on behalf of the State.

IT IS ORDERED on this **8th** day of **May 2020**, that the Defendant's Motion is **DENIED**.

/s Terrence R. Cook, P.J.Cr.

30a

PREPARED BY THE COURT

STATE OF NEW JERSEY,

VS.

RICHARD HONE,

SUPERIOR COURT OF NEW JERSEY

BURLINGTON COUNTY

CRIMINAL DIVISION

System No. 20-000607

This matter being opened by the Court on its own motion to transfer this matter to Ocean County for disposition, and for other good cause shown;

IT IS ON THIS 14th DAY OF MAY, 2020, HEREBY ORDERED

The above-entitled matter is scheduled to be transferred to the Superior Court of New Jersey, Ocean County, Criminal Division for all proceedings and disposition.

Any objection to said transfer must be in writing within 10 days of the date of this Order, and if deemed appropriate, a hearing will be conducted by either the Assignment Judge, or her designee.

15/ Jeanne T. Covert
Jeanne T. Covert, A.J.S.C.

31a

Khajezadeh, Dina

From: John@johnreillylaw.com
Sent: Thursday, June 4, 2020 10:50 AM
To: Brandon Dejesus; Toscano, Taylor; wendel.daniels@njcourts.gov
Cc: Luisa Ojeda
Subject: RE: Richard Hone Modify Release Conditions Hearing for 6/11/2020 at 9:00 a.m.
Attachments: Richard Hone adv. State, Case No 20000532, 6-4-2020 Judge W. Daniels Letter.pdf

Dear All,

As pointed out by Ms. Toscano, my previous as filed with e-courts erroneously did not include the referred to Exhibits. Attached please find copy of letter to Judge Daniels with Exhibits e-filed this date. Please contact me via reply e-mail or at (732) 244-5100 as to scheduling the conference for today requested therein.

Thank you,

John Reilly

Dear All,

Attached please find an amended proposed form of Order e-filed this date (Note that the attached is in word form, my finding noting that e-courts would only allow that I file same as a pdf) upon defendant's motion to modify pre-trial conditions scheduled for hearing on Thursday, 6/11/2020 at 9:00 am. Note said correction to be inserting the accurate Docket No. of the subject Monmouth County Family Part matter.

Please call with any questions.

Thank you,

John Reilly

Dear All,

I am available for conference tomorrow at 11:30 am via zoom. Please confirm same via reply e-mail.

In this regard, please see my attached correspondence e-filed this date as relates to defendant's request that hearing upon his pending motion to modify the conditions of pre-trial release be scheduled for the earliest possible date/time.

Thank you,

John Reilly

----- Original Message -----

Subject: Richard Hone conference

From: Brandon Dejesus <brandon.dejesus@njcourts.gov>

Date: Tue, May 26, 2020 2:59 pm

To: "TToscano@co.ocean.nj.us" <TToscano@co.ocean.nj.us>, "john@johnreillylaw.com" <john@johnreillylaw.com>

Cc: Luisa Ojeda <Luisa.Ojeda@njcourts.gov>

Good Afternoon,

Judge Daniels is requesting a conference regarding the Hone matter. Could the parties please confirm their availability to conference the matter tomorrow at 11:30am.

Thank you!

Best,

Brandon DeJesus

Law Clerk to the Honorable Wendel E. Daniels, [P.J.Cr.](#)

Superior Court of New Jersey, Ocean Vicinage

120 Hooper Avenue, Courtroom 12

Toms River, N.J. 08754

Tel: 732-504-0700, Ext. 64226

Fax: 732-435-8426

E-mail: Brandon.dejesus@njcourts.gov

John P. Reilly

Attorney at Law

One Hadley Avenue, P.O. Box 4748
Toms River, NJ 08754

Telephone: (732) 244-5100 • Facsimile: (732) 244-0420
e-mail: john@johnreillylaw.com

June 4, 2020

Honorable Wendel E. Daniels, P.J.S.C.
Superior Court of New Jersey
P.O. Box 2191
Toms River, New Jersey 08754

Via E-Courts & E-mailed to Wendel.Daniels@njcourts.gov

Re: State v. Richard Hone
Brick Twp. Complaint/Warrant No. 1506-W-2020-116
O.C. Case No. 20000532 (had been B.C. Case No. 20000607)

Dear Judge Daniels:

Please recall that I represent the defendant, Mr. Richard Hone (Mr. Hone), for the above matter, currently scheduled for continuation of hearing before Your Honor upon Mr. Hone's motion to modify the terms of his release on this coming Thursday, 6/11/2020, at 9:00a.m. In this regard, enclosed herewith, please find the following:

- A. Ms. Taylor Toscano's e-mail of 6/3/2020 and referred to attachments.
- B. Defendant's Notice of Motion for Leave to Appeal from the attached Orders of Judge Terrance R. Cook, Burlington County P.J.Cr., filed on 6/1/2020.
- C. Mr. Hone's letter of this date.

As to Mr. Hone's Notice of Motion for Emergent Relief as filed by Mr. Hone on 5/28/2020 (the Hone motion), please note that he seeks to proceed upon this motion Pro-Se, as would require a Faretta hearing. In this regard, unless Your Honor feels that he must recuse yourself, in that Mr. Hone seeks emergent relief and in that Your Honor has become well acquainted with this matter over this past week, I request that such Faretta hearing, one as would then/there be immediately followed by hearing upon the Hone motion, be conducted tomorrow or at the otherwise earliest possible date and time.

As to the pending Motion for Leave to Appeal, should Ms. Toscano seek that proceedings at the trial level be stayed, I ask that she bring such motion as required under the Rules immediately in order that same may be promptly ruled upon.

In any event, I request that Your Honor schedule a conference for today, wherein we may determine at the very least: (1) Does Your Honor seek to recuse yourself, and depending thereon how we are to proceed, and; (2) does Ms. Toscano intend to bring motion that proceedings be stayed and how such motion may be most promptly addressed.

These issues need not await Thursday's hearing. Any delay in the decisions made upon these issues, should they negatively impact upon our proceeding with Thursday's hearing will only result in the further delay of Mr. Hone's finally having the contact with his daughter that Judge Acquaviva has already determined to be best for all concerned.

Please give the above Your Honor's immediate attention.

Thank you for your kind attention.

Respectfully yours,

S/John P. Reilly

By:

JOHN P. REILLY, ESQ.
Attorney for Defendant,
Richard Hone

JPR/afr
Enclosures

cc (via e-courts & e-mail): Ms. Taylor Toscano, A.P.

[Print](#) | [Close Window](#)

Subject: RE: Richard Hone Modify Release Conditions Hearing for 6/11/2020 at 9:00 a.m.
From: "Toscano, Taylor" <TToscano@co.ocean.nj.us>
Date: Wed, Jun 03, 2020 3:12 pm
To: "John@johnreillylaw.com" <John@johnreillylaw.com>, Brandon Dejesus <brandon.dejesus@njcourts.gov>
Cc: Luisa Ojeda <Luisa.Ojeda@njcourts.gov>
Attach: s-4 WED complaint.pdf

Good afternoon,

Please be advised that defense counsel and Mr. Hone have filed a motion to appeal the prior motions ruled upon by Judge Cook (disqualification and transferring the matter to the family division). As those issues relate directly to where the case should be adjudicated and whether OCPO is permitted to continue on the case, I don't believe this motion should be heard until the appeal is decided on. Should the appeal be decided prior to June 11th I am obviously willing to appear on the matter, however, I wanted to inform the Court in case notice was not provided previously.

I also wanted to inform chambers that it appears Mr. Hone has decided to file suit against Judge Daniels after our most recent conference. (see attached) I could not find the actual suit on the judiciary search page, but this was previously provided by attorney Stuart Santiago who has been "acting as a friend of the Court" by emailing documents for Mr. Hone.

Brandon—I removed Judge Daniels from this email thread in case that was inappropriate. Could you please forward if necessary? Thank you!

Thank you,
Taylor

From: John@johnreillylaw.com <John@johnreillylaw.com>
Sent: Wednesday, June 3, 2020 2:01 PM
To: Brandon Dejesus <brandon.dejesus@njcourts.gov>; Toscano, Taylor <TToscano@co.ocean.nj.us>; wendel.daniels@njcourts.gov
Cc: Luisa Ojeda <Luisa.Ojeda@njcourts.gov>
Subject: RE: Richard Hone Modify Release Conditions Hearing for 6/11/2020 at 9:00 a.m.

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Law Clerk to the Honorable Wendel E. Daniels, P.J.Gr.

Superior Court of New Jersey, Ocean Vicinage

120 Hooper Avenue, Courtroom 12

Toms River, N.J. 08754

Tel: 732-504-0700, Ext. 64226

Fax: 732-435-8426

E-mail: Brandon.dejesus@njcourts.gov

Richard Hone, PhD
24 Johnston Ave.
Brick, NJ 08724

STATE OF NEW JERSEY
Plaintiff

SUPERIOR COURT OF NEW JERSEY
OCEAN COUNTY
CRIMINAL DIVISION
Docket No. 2000-532

V.

CRIMINAL ACTION
Certification in Support of Notice of Motion for
EMERGENT HEARING TO CHANGE VENUE TO
MONMOUTH COUNTY

RICHARD HONE
Defendant, Pro-Se

Oral argument requested telephonically

RICHARD HONE, duly of age, does certify and say:

1. I am citing State v. Williams, 93 NJ 39, 49 (1983), which allows for Emergent relief in criminal cases, so this **MUST** be heard and ruled on today.
2. I am requesting a hearing TODAY, or in ONE DAY.
3. I want to represent myself Pro-Se immediately with Mr. Reilly acting as my assistant or second chair.
4. I HAVE FILED A 50 MILLION DOLLAR LAWSUIT AGAINST JUDGE DANIELS ON 5-28-20 FOR VIOLATING OUR CIVIL RIGHTS TO DUE PROCESS and a Fair Hearing, plus Official Misconduct, conspiracy with the prosecutor, 14th Amendment violations, and other relevant causes of action. (Attached)
5. That makes it impossible to get a fair hearing in the criminal division, and a Change of Venue is proper, as this is a sign of more retaliation against me for my outspoken and correct views of the corruption in Ocean County
6. I also have 3 other 50 Million Dollar Civil Rights lawsuits against multiple judges in Ocean County that are active. They are HONE V. LYNCH-FORD, OC PROSECUTORS OFFICE, ET AL BUR. L-692-20, HONE V. WELLERSON BUR L-745-20 and HONE V. WATERS BUR. L-689-20, which makes it impossible to get a Fair Hearing Guaranteed by the 14th Amendment of the U.S. Constitution.

7. In the past 4 months alone, Judge Lynch-Ford has Sua Sponte changed Venue on ALL these lawsuits AND the criminal case at hand here. This PROVES I cannot get a Fair Hearing here.
8. I have a Family Matter scheduled for June 10 2020 that will GRANT even more visits than I already have, that this no-contact contact continues to block, that there is NO opposition from the prosecutor to lift the No-Contact provision after June 10th, so the IRREPARABLE HARM ELEMENTS IF VENUE IS NOT CHANGED IMMEDIATELY ARE SUFFICIENT TO WARRANT IMMEDIATE CHANGE OF VENUE.

I swear the above statements made by me are true to the best of my belief and knowledge. If any of the foregoing statements made by me are willfully false, I am subject to punishment.

Richard Hone e-signature

5-28-20

Richard Hone, Pro-Se

Date:

Richard Hone, Ph# [REDACTED]
24 Johnston Ave.
Brick, NJ 08724
[REDACTED]

RICHARD HONE
Plaintiff, Pro-Se

SUPERIOR COURT OF NEW JERSEY
OCEAN COUNTY
LAW DIVISION
Docket No. _____

V.

CIVIL ACTION
Complaint

WENDEL DANIELS,
JOHN and JANE DOE(S) 1-75
Defendants

Plaintiff, Richard Hone, residing at above address, 24 Johnston Ave., Brick NJ 08724, County of Ocean, State of New Jersey, complaining of defendants, states as follows:

Preliminary Statement

I am applying Erickson v. Pardus 551 US 89, 94 which states that a "document filed pro-se must be liberally construed by the court" and a "pro-se complaint, however inartfully pleaded, must be held to a less stringent standard than formal pleadings drafted by attorneys".

The defendants are being sued in their Individual Capacity under Hafer v. Melo 502 US 21 and therefore can be sued under the 1964 Civil Rights Act, as well as the Immunity Exception, which states in NJSA 59:3-14 Public Employees Immunity Exception; a. Nothing in this act shall exonerate a public employee from liability if it is established that his conduct was outside the scope of his employment or constituted a crime, actual fraud, actual malice or willful misconduct.

b. Nothing in this act shall exonerate a public employee from the full measure of recovery applicable to a person in the private sector if it is established that his conduct was outside the scope of his employment or constituted a crime, actual fraud, actual malice or willful misconduct. L.1972, c. 45, s. 59:3-14.

Plaintiff alleges the following egregious Civil Rights violations and other crimes, including Official Misconduct on or about 5-20-20 to 5-28-20 and ongoing;

1. Purposely, maliciously, with actual malice and willful misconduct violated plaintiff and his 5-year-old daughter [REDACTED] Civil Rights to Due Process by conspiring with prosecutor Taylor Toscano (a co-conspirator but not a defendant here yet) and multiple others by refusing to hear (until after reconsideration and the new hearing, which he knows Ms. Tadros, the "victim" here, will NEVER win) plaintiff's request to lift the pathetic no-contact order that would allow visits, Skype visits, and other relief Ordered by the Family Court to commence immediately pursuant to the April 9, 2020 Family Court Order.

2. Even though "Judges" are supposed to "By Their OATH" be Independent and have integrity this lacky coward is so useless and pathetic he did what every Corrupt "Judge" does, CHA (cover his ass), which is in total contravention to his Oath. I KNEW from reading multiple briefs of his that he was a Serial Violator of People's Civil Rights I had no clue he would try it with me, given my extensive history as a Civil Rights activist.
3. Defendant violated Mr. Hone and his 5-year-old daughter [REDACTED] Civil Rights by violating N.J.S.A. 9:2-4, and his acts prevented my child from having her Father in her Life NOW, which is what that LAW says he MUST DO.
4. Committed the crime of Official Misconduct by that action alone.
5. Defendant purposely and maliciously discriminated against me because I'm White.
6. Plaintiff is relying on Pulliam v. Allen 466 U.S. 522 (1984) which allows Civil Rights lawsuit under USCS Title 43 1983 and the same in the State Courts

The defendants reside/work at 119 Hooper Ave. Toms River, NJ 08754, In the county of Ocean, State of New Jersey.

1. Plaintiff is entitled to relief from defendant under the above facts.
3. The harm that occurred as a result of defendant's acts include:
 1. Plaintiff has suffered severe emotional harm from the actions of defendant that plaintiff may never recover from.
 2. Plaintiff has again had his civil rights violated by more Ocean County employees and has suffered immense emotional damage that can never be made whole by money alone. I'm seeking the removal of this Judge and the prosecutors so they can't hurt anyone else by their corrupt actions and acts.
 3. Plaintiff has been shamed and embarrassed this egregious act and fears he will never have Justice for him and his daughter so long as the courts are the actual violators of his and Serenity's Civil Rights.
 4. Plaintiff fears for his safety and will be forced to move.
 5. Plaintiff seeks an \$50,000,000.00 million dollars in damages, both compensatory and punitive damages citing Smith v. Wade, 461 U.S. 30, 103 S. Ct. 1625, 75 L. Ed. 2d 632 (1983)

Wherefore, plaintiff requests judgment against defendant for \$50,000,000.00 in damages, together with attorney's fees, cost of suit, and any other relief as the court may deem proper.

~~Richard Hone~~ e-signature

5-28-20

Richard Hone, Plaintiff, Pro-Se

Date:

CERTIFICATION OF NO OTHER ACTIONS

I certify that the dispute about which I am suing is not the subject of any other action pending in any other court or a pending proceeding to the best of my knowledge and belief except for the Family Court matters, which only effect the possessions inside storage, not the storage facility on which the lien is placed. Also, to the best of my knowledge or belief. Further, other than the parties set forth in this complaint, I know of no other parties at this point be made a party to this lawsuit. In addition, I recognize my continuing obligation to file and serve on all parties and the court an amended certification if there is a change in the facts stated in this original certification.

~~Richard Hone~~ e-signature

5-28-20

Richard Hone, Pro-Se

Date:

JURY DEMAND:

The plaintiff demands trial by jury on all triable issues of this complaint, pursuant to New Jersey Court Rules 1:8-2(b) and 4:35-1(a).

~~Richard Hone~~ e-signature

5-28-20

Richard Hone, Pro-Se

Date:



**New Jersey Judiciary
Superior Court - Appellate Division
NOTICE OF MOTION**

JOHN P REILLY, Esq.
JOHN P. REILLY, ATTORNEY AT LAW
ONE HADLEY AVENUE
PO BOX 4748
TOMS RIVER, NJ 08754
732-244-5100
john@johnreillylaw.com

**STATE OF NEW JERSEY
V.
RICHARD W. HONE**

Notice of Motion:

MOTION FOR LEAVE TO APPEAL

PLEASE TAKE NOTICE that the undersigned hereby moves before the Superior Court of New Jersey, Appellate Division, for an Order granting the above relief:

In support of this motion, I shall rely on the accompanying brief or certification.

I hereby certify that I am submitting the original of this notice of motion and accompanying brief or certification to the Clerk of the Appellate Division, and submitting same upon my adversary by email notification. If delivery by non-electronic means, two copies of same will be served upon the following:

TO:

MICHELLE TIERNEY

TERRENCE R. COOK

**TAYLOR E TOSCANO, Esq.
OCEAN COUNTY
PROSECUTORS OFFICE
COURT HOUSE ANNEX
BLDG PO BOX 2191
119 HOOPER AVENUE
TOMS RIVER, NJ 08754-0000**

**For: APPELLANT,
RICHARD W HONE
s/ JOHN P REILLY, Esq.
JOHN P. REILLY, ATTORNEY AT LAW
BAR ID#: 015041980 Date: 06/01/2020
EMAIL: john@johnreillylaw.com**

**Trial court #: 20-000532
Trial court disposition date: 05/12/2020 (*)
Category: OTHER
Type: CRIMINAL
County: OCEAN (*)
Trial Court Judge name: TERRENCE R. COOK, JSC (*)**

-B-



New Jersey Judiciary
Superior Court - Appellate Division

NOTICE OF MOTION

ADDITIONAL TRIAL COURT INFORMATION

Trial Court Docket #	Disposition Date	Trial Court County	Trial Court Judge
20-000607	05/12/2020	BURLINGTON	TERRENCE R. COOK, JSC

JOHN P REILLY, Esq.
JOHN P. REILLY, ATTORNEY AT LAW
ONE HADLEY AVENUE
PO BOX 4748
TOMS RIVER, NJ 08754
732-244-5100
john@johnreillylaw.com

Before Appellate Division,
Superior Court of New Jersey
DOCKET NO.

CRIMINAL

STATE OF NEW JERSEY
V.
RICHARD W. HONE

PROOF OF SERVICE

I hereby certify that an original of the following documents, **MOTION FOR LEAVE TO APPEAL, PROOF OF SERVICE, TRIAL COURT ORDER, MOTION BRIEF/CERTIFICATION/SUPPORTING DOCUMENT, TRANSCRIPTS REQUEST FORM** were submitted and transmitted to the parties listed below in the following format:

ELECTRONICALLY TO:

ATTORNEY NAME: TAYLOR E TOSCANO, Esq.

ttoscano@co.ocean.nj.us

TRIAL COURT JUDGE: TERRENCE R. COOK, JSC

TRIAL COURT DIVISION MANAGER: MICHELLE TIERNEY

TRANSCRIPT OFFICE: APPELLATE TRANSCRIPT OFFICE

PROSECUTOR: SAMUEL MARZARELLA

BY MAIL:

I certify that the forgoing 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.

Attorney for APPELLANT
RICHARD W HONE

Dated: 06/01/2020

By: S/ JOHN P REILLY, Esq.

PREPARED BY THE COURT:

STATE OF NEW JERSEY	:	SUPERIOR COURT OF NEW JERSEY
	:	BURLINGTON COUNTY
	:	LAW DIVISION
	:	CRIMINAL ACTION
	:	
v.	:	
	:	
Richard Hone	:	CASE NO.: 20-607
	:	
Defendant	:	
	:	ORDER DENYING MOTION TO
	:	DISQUALIFY OCEAN COUNTY
	:	PROSECUTOR'S OFFICE

THIS MATTER having come before the Court on Defendant's Motion to Disqualify Ocean County Prosecutor's Office, with Jennifer Gottschalk, Esquire, appearing on behalf of the Defendant, and Taylor Toscano, Assistant Prosecutor, Ocean County, appearing on behalf of the State.

IT IS ORDERED on this **8th** day of **May 2020**, that the Defendant's Motion is **DENIED**.

/s Terrence R. Cook, P.J.Cr.

PREPARED BY THE COURT:

STATE OF NEW JERSEY	:	SUPERIOR COURT OF NEW JERSEY
	:	BURLINGTON COUNTY
	:	LAW DIVISION
	:	CRIMINAL ACTION
	:	
v.	:	
	:	
Richard Hone	:	CASE NO.: 20-607
	:	
Defendant	:	
	:	ORDER DENYING MOTION TO
	:	TRANSFER MATTER TO
	:	FAMILY DIVISION

THIS MATTER having come before the Court on Defendant's Motion to Transfer this matter to the Family Division, with Jennifer Gottschalk, Esquire, appearing on behalf of the Defendant, and Taylor Toscano, Assistant Prosecutor, Ocean County, appearing on behalf of the State.

IT IS ORDERED on this 8th day of May 2020, that the Defendant's Motion is **DENIED**.

/s Terrence R. Cook, P.J.Cr.

[Print](#) | [Close Window](#)

Subject: Hone to bring criminal charges v. Toscano and Daniels

From: RICHARD HONE [REDACTED]

Date: Thu, Jun 04, 2020 8:32 am

To: john@johnreillylaw.com, rhone904@aol.com

It is my wish that John Reilly presents this to the court.

It is my full intention to bring criminal charges against toscano and lynch Ford for reasons well known to them both and against Daniels if he continues to violate my and my daughter's Civil Rights

Thanks

Richard Hone and [REDACTED]

Copyright © 2003-2020. All rights reserved.

- 1 -

Khajezadeh, Dina

From: Toscano, Taylor <TToscano@co.ocean.nj.us>
Sent: Thursday, June 4, 2020 10:38 AM
To: John@johnreillylaw.com
Subject: RE: Richard Hone Modify Release Conditions Hearing for 6/11/2020 at 9:00 a.m.

Mr. Reilly,

Your email did not include the noted attachments. The only thing I saw was your letter indicating you were attaching documents.

Thanks,
Taylor

From: John@johnreillylaw.com <John@johnreillylaw.com>
Sent: Thursday, June 4, 2020 10:29 AM
To: Brandon Dejesus <brandon.dejesus@njcourts.gov>; Toscano, Taylor <TToscano@co.ocean.nj.us>; wendel.daniels@njcourts.gov
Cc: Luisa Ojeda <Luisa.Ojeda@njcourts.gov>
Subject: RE: Richard Hone Modify Release Conditions Hearing for 6/11/2020 at 9:00 a.m.

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Please call with any questions.

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Fax: 732-435-8426

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Toms River, N.J. 08754

Tel: 732-504-0700, Ext. 64226

Fax: 732-435-8426

E-mail: Brandon.dejesus@njcourts.gov

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Good afternoon,

Please be advised that defense counsel and Mr. Hone have filed a motion to appeal the prior motions ruled upon by Judge Cook (disqualification and transferring the matter to the family division). As those issues relate directly to where the case should be adjudicated and whether OCPO is permitted to continue on the case, I don't believe this motion should be heard until the appeal is decided on. Should the appeal be decided prior to June 11th I am obviously willing to appear on the matter, however, I wanted to inform the Court in case notice was not provided previously.

I also wanted to inform chambers that it appears Mr. Hone has decided to file suit against Judge Daniels after our most recent conference. (see attached) I could not find the actual suit on the judiciary search page, but this was previously provided by attorney Stuart Santiago who has been "acting as a friend of the Court" by emailing documents for Mr. Hone.

Brandon—I removed Judge Daniels from this email thread in case that was inappropriate. Could you please forward if necessary? Thank you!

Thank you,
Taylor

From: John@johnreillylaw.com <John@johnreillylaw.com>
Sent: Wednesday, June 3, 2020 2:01 PM
To: Brandon Dejesus <brandon.dejesus@njcourts.gov>; Toscano, Taylor <TToscano@co.ocean.nj.us>; wendel.daniels@njcourts.gov
Cc: Luisa Ojeda <Luisa.Ojeda@njcourts.gov>
Subject: RE: Richard Hone Modify Release Conditions Hearing for 6/11/2020 at 9:00 a.m.

Dear All,

Attached please find an amended proposed form of Order e-filed this date (Note that the attached is in word form, my finding noting that e-courts would only allow that I file same as a pdf) upon defendant's motion to modify pre-trial conditions scheduled for hearing on Thursday, 6/11/2020 at 9:00 am. Note said correction to be inserting the accurate Docket No. of the subject Monmouth County Family Part matter.

Please call with any questions.

Thank you,
John Reilly

Dear All,

I am available for conference tomorrow at 11:30 am via zoom. Please confirm same via reply e-mail.

In this regard, please see my attached correspondence e-filed this date as relates to defendant's request that hearing upon his pending motion to modify the conditions of pre-trial release be scheduled for the earliest possible date/time.

Thank you,

John Reilly

----- Original Message -----

Subject: Richard Hone conference

From: Brandon Dejesus <brandon.dejesus@njcourts.gov>

Date: Tue, May 26, 2020 2:59 pm

To: "TToscano@co.ocean.nj.us" <TToscano@co.ocean.nj.us>, "john@johnreillylaw.com" <john@johnreillylaw.com>

Cc: Luisa Ojeda <Luisa.Ojeda@njcourts.gov>

Good Afternoon,

Judge Daniels is requesting a conference regarding the Hone matter. Could the parties please confirm their availability to conference the matter tomorrow at 11:30am.

Thank you!

Best,

Brandon DeJesus

Law Clerk to the Honorable Wendel E. Daniels, [P.J.Cr.](#)

Superior Court of New Jersey, Ocean Vicinage

120 Hooper Avenue, Courtroom 12

Toms River, N.J. 08754

Tel: 732-504-0700, Ext. 64226

Fax: 732-435-8426

E-mail: Brandon.dejesus@njcourts.gov

Richard Hone, Ph# [REDACTED]
24 Johnston Ave.
Brick, NJ 08724
[REDACTED]

STATE OF NEW JERSEY
Plaintiff

SUPERIOR COURT OF NEW JERSEY
OCEAN COUNTY
CRIMINAL DIVISION
Docket No. 2000-532

V.

CRIMINAL ACTION

Certification in Support of Notice of Motion for
EMERGENT HEARING TO CHANGE VENUE TO
MONMOUTH COUNTY

RICHARD HONE
Defendant, Pro-Se

Oral argument requested telephonically

RICHARD HONE, duly of age, does certify and say:

1. I am citing State v. Williams, 93 NJ 39, 49 (1983), which allows for Emergent relief in criminal cases, so this **MUST** be heard and ruled on today.
2. I am requesting a hearing TODAY, or in ONE DAY.
3. I want to represent myself Pro-Se Immediately with Mr. Reilly acting as my assistant or second chair.
4. I HAVE FILED A 50 MILLION DOLLAR LAWSUIT AGAINST JUDGE DANIELS ON 5-28-20 FOR VIOLATING OUR CIVIL RIGHTS TO DUE PROCESS and a Fair Hearing, plus Official Misconduct, conspiracy with the prosecutor, 14th Amendment violations, and other relevant causes of action. (Attached)
5. That makes it impossible to get a fair hearing in the criminal division, and a Change of Venue is proper, as this is a sign of more retaliation against me for my outspoken and correct views of the corruption in Ocean County
6. I also have 3 other 50 Million Dollar Civil Rights lawsuits against multiple judges in Ocean County that are active. They are HONE V. LYNCH-FORD, OC PROSECUTORS OFFICE, ET AL BUR. L-692-20, HONE V. WELLERSON BUR L-745-20 and HONE V. WATERS BUR. L-689-20, which makes it impossible to get a Fair Hearing Guaranteed by the 14th Amendment of the U.S. Constitution.

7. In the past 4 months alone, Judge Lynch-Ford has Sua Sponte changed Venue on ALL these lawsuits AND the criminal case at hand here. This PROVES I cannot get a Fair Hearing here.
8. I have a Family Matter scheduled for June 10 2020 that will GRANT even more visits than I already have, that this no-contact contact continues to block, that there is NO opposition from the prosecutor to lift the No-Contact provision after June 10th, so the IRREPARABLE HARM ELEMENTS IF VENUE IS NOT CHANGED IMMEDIATELY ARE SUFFICIENT TO WARRANT IMMEDIATE CHANGE OF VENUE.

I swear the above statements made by me are true to the best of my belief and knowledge. If any of the foregoing statements made by me are willfully false, I am subject to punishment.

Richard Hone **e-signature**

5-28-20

Richard Hone, Pro-Se

Date:

Richard Hone, Ph# [REDACTED]
24 Johnston Ave.
Brick, NJ 08724
[REDACTED]

RICHARD HONE
Plaintiff, Pro-Se

SUPERIOR COURT OF NEW JERSEY
OCEAN COUNTY
LAW DIVISION
Docket No. _____

V.

CIVIL ACTION
Complaint

WENDEL DANIELS,
JOHN and JANE DOE(S) 1-75
Defendants

Plaintiff, Richard Hone, residing at above address, 24 Johnston Ave., Brick NJ 08724, County of Ocean, State of New Jersey, complaining of defendants, states as follows:

Preliminary Statement

I am applying Erickson v. Pardus 551 US 89, 94 which states that a "document filed pro-se must be liberally construed by the court" and a "pro-se complaint, however inartfully pleaded, must be held to a less stringent standard than formal pleadings drafted by attorneys".

The defendants are being sued in their Individual Capacity under Hafer v. Melo 502 US 21 and therefore can be sued under the 1964 Civil Rights Act, as well as the Immunity Exception, which states in NJSA 59:3-14 Public Employees Immunity Exception; a. Nothing in this act shall exonerate a public employee from liability if it is established that his conduct was outside the scope of his employment or constituted a crime, actual fraud, actual malice or willful misconduct.

b. Nothing in this act shall exonerate a public employee from the full measure of recovery applicable to a person in the private sector if it is established that his conduct was outside the scope of his employment or constituted a crime, actual fraud, actual malice or willful misconduct. L.1972, c. 45, s. 59:3-14.

Plaintiff alleges the following egregious Civil Rights violations and other crimes, including Official Misconduct on or about 5-20-20 to 5-28-20 and ongoing;

1. Purposely, maliciously, with actual malice and willful misconduct violated plaintiff and his 5-year-old daughter [REDACTED]'s Civil Rights to Due Process by conspiring with prosecutor Taylor Toscano (a co-conspirator but not a defendant here yet) and multiple others by refusing to hear (until after reconsideration and the new hearing, which he knows Ms. [REDACTED], the "victim" here, will NEVER win) plaintiff's request to lift the pathetic no-contact order that would allow visits, Skype visits, and other relief Ordered by the Family Court to commence immediately pursuant to the April 9, 2020 Family Court Order.

2. Even though "judges" are supposed to "By Their OATH" be independent and have integrity this lacky coward is so useless and pathetic he did what every Corrupt "judge" does, CHA (cover his ass), which is in total contravention to his Oath. I KNEW from reading multiple briefs of his that he was a Serial Violator of People's Civil Rights I had no clue he would try it with me, given my extensive history as a Civil Rights activist.
3. Defendant violated Mr. Hone and his 5-year-old daughter [REDACTED] Civil Rights by violating N.J.S.A. 9:2-4, and his acts prevented my child from having her Father in her Life NOW, which is what that LAW says he MUST DO.
4. Committed the crime of Official Misconduct by that action alone.
5. Defendant purposely and maliciously discriminated against me because I'm White.
6. Plaintiff is relying on Pulliam v. Allen 466 U.S. 522 (1984) which allows Civil Rights lawsuit under USCS Title 43 1983 and the same in the State Courts

The defendants reside/work at 119 Hooper Ave. Toms River, NJ 08754, In the county of Ocean, State of New Jersey.

1. Plaintiff is entitled to relief from defendant under the above facts.
3. The harm that occurred as a result of defendant's acts include:
 1. Plaintiff has suffered severe emotional harm from the actions of defendant that plaintiff may never recover from.
 2. Plaintiff has again had his civil rights violated by more Ocean County employees and has suffered immense emotional damage that can never be made whole by money alone. I'm seeking the removal of this judge and the prosecutors so they can't hurt anyone else by their corrupt actions and acts.
 3. Plaintiff has been shamed and embarrassed this egregious act and fears he will never have Justice for him and his daughter so long as the courts are the actual violators of his and [REDACTED] Civil Rights.
 4. Plaintiff fears for his safety and will be forced to move.
 5. Plaintiff seeks an \$50,000,000.00 million dollars in damages, both compensatory and punitive damages citing Smith v. Wade, 461 U.S. 30, 103 S. Ct. 1625, 75 L. Ed. 2d 632 (1983)]

Wherefore, plaintiff requests judgment against defendant for \$50,000,000.00 in damages, together with attorney's fees, cost of suit, and any other relief as the court may deem proper.

Richard Hone e-signature

5-28-20

Richard Hone, Plaintiff, Pro-Se

Date:

CERTIFICATION OF NO OTHER ACTIONS

I certify that the dispute about which I am suing is not the subject of any other action pending in any other court or a pending proceeding to the best of my knowledge and belief except for the Family Court matters, which only effect the possessions inside storage, not the storage facility on which the lien is placed. Also, to the best of my knowledge or belief. Further, other than the parties set forth in this complaint, I know of no other parties at this point be made a party to this lawsuit. In addition, I recognize my continuing obligation to file and serve on all parties and the court an amended certification if there is a change in the facts stated in this original certification.

Richard Hone e-signature

5-28-20

Richard Hone, Pro-Se

Date:

JURY DEMAND:

The plaintiff demands trial by jury on all triable issues of this complaint, pursuant to New Jersey Court Rules 1:8-2(b) and 4:35-1(a).

Richard Hone e-signature

5-28-20

Richard Hone, Pro-Se

Date:

Khajezadeh, Dina

From: John@johnreillylaw.com
Sent: Wednesday, June 3, 2020 2:01 PM
To: Brandon Dejesus; Toscano, Taylor; wendel.daniels@njcourts.gov
Cc: Luisa Ojeda
Subject: RE: Richard Hone Modify Release Conditions Hearing for 6/11/2020 at 9:00 a.m.
Attachments: Richard Hone adv. State, Case No. 20000532, Brick Complaint No. 1506-W-2020-116, 6-3-2020 Corrected Proposed Form of Order.doc

Dear All,

Attached please find an amended proposed form of Order e-filed this date (Note that the attached is in word form, my finding noting that e-courts would only allow that I file same as a pdf) upon defendant's motion to modify pre-trial conditions scheduled for hearing on Thursday, 6/11/2020 at 9:00 am. Note said correction to be inserting the accurate Docket No. of the subject Monmouth County Family Part matter.

Please call with any questions.

Thank you,

John Reilly

Dear All,

I am available for conference tomorrow at 11:30 am via zoom. Please confirm same via reply e-mail.

In this regard, please see my attached correspondence e-filed this date as relates to defendant's request that hearing upon his pending motion to modify the conditions of pre-trial release be scheduled for the earliest possible date/time.

Thank you,

John Reilly

----- Original Message -----

Subject: Richard Hone conference
From: Brandon Dejesus <brandon.dejesus@njcourts.gov>
Date: Tue, May 26, 2020 2:59 pm
To: "TToscano@co.ocean.nj.us" <TToscano@co.ocean.nj.us>, "john@johnreillylaw.com" <john@johnreillylaw.com>
Cc: Luisa Ojeda <Luisa.Ojeda@njcourts.gov>

Good Afternoon,

Judge Daniels is requesting a conference regarding the Hone matter. Could the parties please confirm their availability to conference the matter tomorrow at 11:30am.

Thank you!

Best,

Brandon DeJesus

Law Clerk to the Honorable Wendel E. Daniels, P.J.Cr.
Superior Court of New Jersey, Ocean Vicinage
120 Hooper Avenue, Courtroom 12
Toms River, N.J. 08754
Tel: 732-504-0700, Ext. 64226
Fax: 732-435-8426
E-mail: Brandon.dejesus@njcourts.gov

JOHN P. REILLY, ESQ.
One Hadley Avenue, P.O. Box 4748
Toms River, NJ 08754
I.D. No. 015041980, john@johnreillylaw.com, (732) 244-5100
Attorney for Defendant, Richard Hone

THE STATE OF NEW JERSEY,

Plaintiff,

vs.

RICHARD HONE,

Defendant.

SUPERIOR COURT OF NEW JERSEY
OCEAN COUNTY
LAW DIVISION / CRIMINAL PART

BRICK TWP. COMPLAINT-WARRANT
NO. 1506-W-2020-116

PROSECUTOR CASE NO. 20000532

Criminal Action

ORDER MODIFYING CONDITIONS UPON
DEFENDANT'S PRE-TRIAL RELEASE TO
PROVIDE THAT ALL PARENTING ISSUES,
INCLUDING BUT NOT LIMITED TO
DEFENDANT'S CONTACT WITH HIS MINOR
CHILD, BE CONTROLLED BY/SUBJECT TO
THE ORDERS/DIRECTIONS OF THE
CHANCERY DIVISION, FAMILY PART AS
CURRENTLY PENDING BENEATH DOCKET
NO. MON-FD-13-186-20.

THIS MATTER, having been presented to the Court upon defendant's, Richard Hone's (defendant), notice of motion for an order modifying conditions upon defendant's pre-trial release as relate to the within matter to provide that all parenting issues, including but not limited to defendant's contact with his minor child [REDACTED] (hereafter the Child) be controlled by/subject to the orders/directions of the Superior Court of New Jersey, Chancery Division, Family Part, as currently pending beneath Docket No. MON-FD-13-186-20, and John P. Reilly, Esq. appearing as attorney for defendant and Taylor Toscano, A.P. appearing for the State of New Jersey, and the Court having considered the papers submitted and/or the arguments of counsel, and for other good cause shown;

IT IS ON THIS _____ DAY OF _____, 2020,

ORDERED AND ADJUDGED, that conditions upon defendant's pre-trial release as relate to the within matter be and hereby are modified to provide that all parenting issues, including but not limited to defendant's contact with the Child, shall be controlled by/subject to the orders/directions of the Superior Court of New Jersey, Chancery Division, Family Part, as currently pending beneath Docket No. MON-FD-13-186-20.

WENDEL E. DANIELS, P.J.Cr.P.

Khajezadeh, Dina

From: Brittany Barbet <brittany.barbet@njcourts.gov>
Sent: Wednesday, June 3, 2020 8:50 AM
To: Stuart K. Santiago
Cc: Michelle Tierney; Toscano, Taylor; John@johnreillylaw.com; [REDACTED]
Subject: Re: [External]State vs. Richard Hone - (Docket No. FO-15-422-15 (by the Court))

Hello Mr. Santiago,

The Court will hear Mr. Hone's motion regarding the No Contact Order on Friday, June 26, 2020 at 10:00 a.m. over the phone.

Thank you,
Brittany

Brittany M. Barbet
Law Clerk to the Honorable Marlene Lynch Ford, A.J.S.C.
Ocean County Courthouse Historic Courtroom 1
118 Washington Street
Toms River, N.J. 08753
Tel: 732-504-0700 ext. 64460
Email: Brittany.Barbet@njcourts.gov

From: Stuart K. Santiago <stuart@sksantiagolaw.com>
Sent: Tuesday, June 2, 2020 12:21 PM
To: OcnEmergent Mailbox <OCNEmergent.mailbox@njcourts.gov>; Brittany Barbet <brittany.barbet@njcourts.gov>
Cc: Michelle Tierney <Michelle.Tierney@njcourts.gov>; TToscano@co.ocean.nj.us <TToscano@co.ocean.nj.us>; John@johnreillylaw.com <John@johnreillylaw.com>; [REDACTED]
Subject: [External]State vs. Richard Hone - (Docket No. FO-15-422-15 (by the Court))

CAUTION: This email originated from outside the Judiciary organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Dear Judge Lynch Ford:

Please see attached Emergent Motion by defendant, Richard Hone, Pro se, with my explanatory letter.

Thank you for your kind attention to this matter.

Respectfully,

Stuart K. Santiago
Law Office of Stuart K. Santiago, LLC
307 Grove Street
P.O. Box 1042

Rahway, NJ 07065
(732) 381-3000
Fax: (732) 381-3002
Email: stuart@sksantiagolaw.com

CONFIDENTIALITY NOTE

The information contained in this email message is legally privileged and confidential information intended only for the use of the individual or entity named above. If you, the reader of this message, are not the intended recipient, you are hereby notified that you should not further disseminate, distribute or copy this email message, but delete same immediately. In addition, if you have received this email message in error, please immediately notify me by telephone at (732) 381-3000 or email: stuart@sksantiagolaw.com. Thank you.

Khajezadeh, Dina

From: Stuart K. Santiago <stuart@sksantiagolaw.com>
Sent: Tuesday, June 2, 2020 12:22 PM
To: OcnEmergent.Mailbox@njcourts.gov; Brittany Barbet
Cc: Michelle Tierney; Toscano, Taylor; John@johnreillylaw.com; Richard \ (Dickie\) Hone
Subject: State vs. Richard Hone - (Docket No. FO-15-422-15 (by the Court)
Attachments: Hone, S - ltr.4 to Court.pdf; Hone, D - Emergent Notion to Dissolve Orders of 2.09.2016 & 5.22.pdf; Hone, D - Certification of Richard Hone & Exhibits.pdf; Hone, R - Proof of Service.pdf; Hone, R - proposed form of ORDER.pdf

Dear Judge Lynch Ford:

Please see attached Emergent Motion by defendant, Richard Hone, Pro se, with my explanatory letter.

Thank you for your kind attention to this matter.

Respectfully,

Stuart K. Santiago
Law Office of Stuart K. Santiago, LLC
307 Grove Street
P.O. Box 1042
Rahway, NJ 07065
(732) 381-3000
Fax: (732) 381-3002
Email: stuart@sksantiagolaw.com

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LAW OFFICE OF STUART K. SANTIAGO, LLC

307 Grove Street
P.O. Box 1042
Rahway, NJ 07065

732.381.3000

Fax: 732.381.3002

Email: stuart@sksantiagolaw.com

June 02, 2020

Via email: brittany.barbet@njcourts.com

Honorable Marlene Lynch Ford, A.J.S.C.
Ocean County Courthouse
118 Washington Street, Courtroom 1
P.O.Box 2191
Toms River, NJ 08754

Attn.: Brittany Barbet, Law clerk

Re: State vs. Richard Hone
Case No.: OCN-20-000532

Dear Judge Lynch Ford:

On May 28, 2020, I filed an Emergent Motion to Change Venue as a Friend of the Court and on behalf of my friend, Richard Hone, who currently has a modified "No Contact Order" against him dated May 22, 2020 amending a prior Order dated February 9, 2016. The Order as modified continues the no contact provision subject to certain exceptions, namely, allowing Mr. Hone to contact "representatives of the Court for purposes of supervision and any other reasons as permitted and instructed by court staff, probation staff and other representatives of the Superior Court of New Jersey." The modified Order further states that "defendant shall however continue to be restrained from engaging in any harassing communications but shall be permitted to communicate with and contact court staff as instructed by court staff and under the conditions imposed by court staff, probation staff and others having supervision responsibilities for defendant."

The modified Order of May 22, 2020 is worded very generally and does not specifically address the issue of whether Mr. Hone is permitted, as an exception to the no contact Order of February 9, 2016, to file an emergent motion with the Court. Based on the spirit of the modified Order, it would seem to allow Mr. Hone to file motion papers with the Court, but not to engage in harassing conduct with the Court staff, probation staff, or other representatives of the Superior Court.

Rather than risk violating the no contact provision of the modified Order, I filed Mr. Hone's emergent motion on his behalf and as a friend of the Court, as a precautionary measure and to show good faith on his part. Mr. Hone, however, will argue the emergent motion pro se.

Although Mr. Hone is represented by counsel, John Reilly, Esq., it is his decision to proceed pro se on this emergent motion with Mr. Reilly acting as his assistant or second chair.

If you have any questions, you may reach me at my office number (732) 381-3000 or cell phone [REDACTED]

Thank you for your kind attention to the above.

Respectfully,



STUART K. SANTIAGO
(Attorney ID No. 009431987)

c:	Richard Hone	(via email)
	John Reilly, Esq.	(via email)
	Michelle Tierney, Criminal Division Manager	(via email)
	Taylor Toscano, A.P	(via email)

Richard Hone, Pro-Se Ph# [REDACTED]
24 Johnston Ave.
Brick, NJ 08724
[REDACTED]

STATE OF NEW JERSEY
Plaintiff

SUPERIOR COURT OF NEW JERSEY
OCEAN COUNTY
CHANCERY DIVISION/FAMILY PART
Docket No. FO-15-422-15 (by the court)

FAMILY ACTION
Notice of Motion for
**EMERGENT HEARING TO DISOLVE "ORDER" of
2-9-2016 and 5-22-2020 THAT VIOLATES
HONE 1ST AMENDMENT RIGHTS**

RICHARD HONE
Defendant, Pro-Se

Oral argument requested telephonically

PLEASE TAKE NOTICE that on June 3, 2020 at 9:00am in the forenoon or as soon thereafter (and no later than June 4, 2020) as may be heard, the defendant, Richard Hone, will before the Ocean County criminal court for an Order Granting my Emergent Motion for an Order to dissolve immediately the unenforceable "order" above.

PRELIMINARY STATEMENT

A FEE WAIVER HAS ALREADY BEEN GRANTED IN THIS MATTER

The United States Supreme Court made it crystal clear in Erickson v. Pardus 551 U.S. 89, 94 that a "document filed pro-se must be liberally construed by the court" and a "pro-se complaint, however inartfully pleaded, must be held to a less stringent standard than formal pleadings drafted by attorneys".

I am citing Chaplinsky v. New Hampshire 315 U.S. 569 (1942) as proof that nothing I ever did rises to unprotected Free Speech, as no one ever charged me with harassment or any crime whatsoever, they just didn't like the fact they were called to the mat for being the "den of corruption" they were, are, and continue to be to this day.

Richard Hone is relying on the above case in filing this motion and the facts contained herein.

A proposed form of Order is attached.

Richard Hone e-signature

Richard Hone, Pro-Se

6-2-20

6-2-20

Date:

Richard Hone, Pro-Se PH# [REDACTED]
24 Johnston Ave.
Brick, NJ 08724
[REDACTED]

STATE OF NEW JERSEY
Plaintiff

SUPERIOR COURT OF NEW JERSEY
OCEAN COUNTY
CHANCERY DIVISION/FAMILY PART
Docket No. FO-15-422-15 (by the court)

FAMILY ACTION

Notice of Motion for

**CERTIFICATION IN SUPPORT OF EMERGENT HEARING
TO DISOLVE "ORDER" of 2-9-2016 and 5-22-2020 THAT
VIOLATES HONE 1ST AMENDMENT RIGHTS**

RICHARD HONE
Defendant, Pro-Se

Oral argument requested telephonically

RICHARD HONE, duly of age, does certify and say:

1. I am requesting a hearing TODAY, or in ONE DAY.
2. Any further delays will continue to cause irreparable harm to me and my daughter [REDACTED]
3. I am citing Chaplinsky v. New Hampshire 315 U.S. 568 (1942) as proof that nothing I ever did rises to unprotected Free Speech, as no one ever charged me with harassment or any crime whatsoever, they just didn't like the fact they were called to the mat for being the "den of corruption" they were, are, and continue to be to this day.
4. The original "order" was never served properly under R. 1-5, yet continues to be enforced and I was even falsely arrested for violating it, and the newest "modification" has never been served on me properly either, and even stated in the "order" they intended to not serve me properly, Proving once again how everything Lynch-Ford does is designed to violate my Civil Rights, and stretches so far as to prevent me from being a Father to [REDACTED]
5. The "order is a pure, egregious, malicious, misguided, criminal act to deny and violate my Civil Rights because of me correct and outspoken views on how corrupt Ocean County, Lynch-Ford, Paulhus, the prosecutor's office, and everyone I encounter there from Waters to Wellerson.
6. **THE LATEST CIVIL RIGHTS VIOLATION FROM OCEAN IS A 50 MILLION DOLLAR LAWSUIT AGAINST JUDGE DANIELS ON 5-28-20 FOR VIOLATING OUR CIVIL RIGHTS TO DUE PROCESS and a Fair Hearing, plus Official Misconduct, conspiracy with the prosecutor, 14th Amendment violations,**

and other relevant causes of action proves this court and it's employees will do anything to keep me from Exercising my cherished Free Speech Rights and other Constitutional Rights.

7. The docket # does not exist as evidenced by the Midd. Order, which transfers it back to Ocean, where ONLY a new docket # can be attached, and as of January 2020, NO docket # existed, and doesn't now. Attached are true copies of Judge Venezia's letter of 4/22/2019, and this Court's Orders of 2/09/2016 and 5/22/2020.

I swear the above statements made by me are true to the best of my belief and knowledge. If any of the foregoing statements made by me are willfully false, I am subject to punishment.



Richard Hone, Pro-Se

6-2-20

Date:

**SUPERIOR COURT OF NEW JERSEY
MIDDLESEX VICINAGE**

CHAMBERS OF
DEBORAH J. VENEZIA
PRESIDING JUDGE
FAMILY PART



MIDDLESEX COUNTY FAMILY COURTHOUSE
128 NEW STREET
P.O. BOX 2691
NEW BRUNSWICK, NJ 08903
732-645-4300 Ext. 88520

April 22, 2019

Richard Hone, SBI 184895B
NSP B3W, 302b
168 Frontage Road
Newark, NJ 07114

Dear Mr. Hone:

In response to your letter dated April 14, 2019 where you refer to FO-12-300-18 and FO-12-301-18, both were transferred to Ocean County. Refer all inquiries to Ocean County.

Very truly yours,

A handwritten signature in black ink, appearing to read "Deborah J. Venezia", is written over a horizontal line.

Deborah J. Venezia, P.J.F.P.

DJV:gt

State of New Jersey

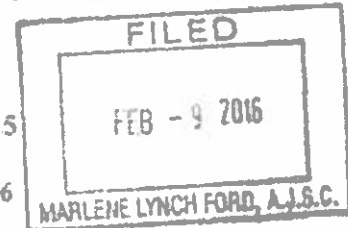
v.

Richard Hone

Superior Court of New Jersey
Chancery Division-Family Part
Ocean County

Docket No. FO-15-422-15

WARRANT # 2015-520-1506



**ORDER RESTRAINING DEFENDANT FROM
COMMUNICATING WITH COURT EXCEPT
AS PROVIDED HEREIN**

This matter came before the Court for trial on October 16, 2015, at which time the Court entered a judgment of conviction on various charges before it. On November 20, 2015, after notice to the Defendant, this matter was set for sentencing, and the Court entered an order imposing sentence.

This order shall supplement the order imposing sentence entered November 20, 2015 and administratively modified by order entered November 24, 2015.

Defendant failed to appear for the trial or for sentencing although properly noticed.

He was tried and sentenced in absentia.

Prior to and since entry of the final orders in this matter, the Defendant has communicated with Assistant Prosecutor Michel Paulhus, with various members of the Court staff, including staff assigned to the chambers of the Court, directly or indirectly to members of the Court and has generally communicated in disrespectful, harassing, verbally abusive and profane manners. Attached is a sample of a recent communication from Defendant Hone which is consistent with other communications from Mr. Hone directed to the Court or Court staff.

Defendant has refused to provide a current address. He has communicated to the Court, Court staff and representatives of the Office of the Ocean County Prosecutor using electronic and

telephone communications, although he has been instructed to communicate in written form only. He has refused to abide by this request.

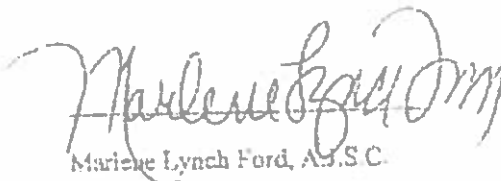
On June 9, 2015 Family Division Manager Joseph Scelma hand delivered to Defendant a letter advising him that any future communication must be in writing only. Defendant has not complied with this request. A copy of that letter is attached to this order and made a part.

THEREFORE IT IS ON THIS 9TH DAY OF FEBRUARY, 2016 FOR GOOD CAUSE ORDERED:

1. That the defendant, Richard Hone, DOB 4/7/1959, shall be and hereby is restrained from communicating with any judges, employees or representatives, or the family members of same, of the Superior Court of New Jersey, Ocean County Vicinage, Toms River, NJ, except written communication directed to the Court by regular mail.
2. That the defendant Richard Hone, shall be restrained from having any contact (including but not limited to telephonic, electronic, written, email, or verbal) with the Ocean County Prosecutor's Office, and in particular Assistant Prosecutor Michel Paulhus, or any other representative of that office (or family member of same) except by written communication sent to the Office of the Ocean County Prosecutor by regular mail.
3. That the defendant, Richard Hone, shall be restrained from making any harassing communications (including but not limited to telephonic, electronic, written, email or verbal) to the Court, any employees or representatives (or family members of same) of the Superior Court of New Jersey, Ocean County vicinage,
4. That a copy of this order shall be provided to the Defendant through his email address [REDACTED] Defendant shall within 14 days of receipt of this order provide

the Court with the Defendant's current address for the purpose of directing any future court related correspondence.

5. That Defendant shall be permitted to make application to the Court to dissolve or modify the restraints contained herein by filing a notice of motion, on notice to the Office of the Ocean County Prosecutor, and otherwise in accordance with the Rules of Court.
6. That a copy of this order shall be provided to the Assistant Prosecutor of record, Michel Paulhus. A copy of this order shall also be placed in all Court files in which the Defendant is a party, including but not limited to FO-15-514-15; FO-15-422-15; FV-15-1271-15; FV-15-113-15 and FD-15-802-15.

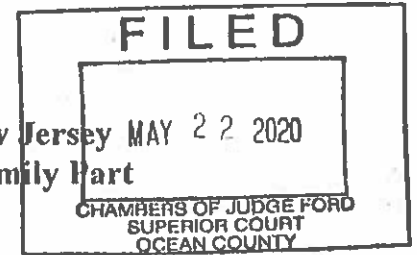

Marlene Lynch Ford, A.J.S.C.

State of New Jersey

v.

Richard Hone

**Superior Court of New Jersey MAY 22 2020
Chancery Division-Family Part
Ocean County**



Docket No. FO-15-422-15

WARRANT # 2015-520-1506

**Amended
ORDER RESTRAINING DEFENDANT FROM
COMMUNICATING WITH COURT EXCEPT
AS PROVIDED HEREIN**

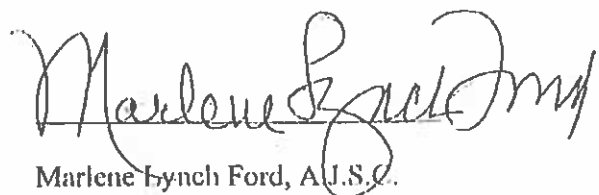
This matter came before the Court for trial on October 16, 2015, at which time the Court entered a judgment of conviction on various charges before it. On November 20, 2015, after notice to the Defendant, this matter was set for sentencing, and the Court entered an order imposing sentence. For the reasons set forth in an order entered by this court on February 9, 2016, the Defendant, Richard Hone, was restrained from communicating with the Court, with court staff and members of the Office of the Ocean County Prosecutor except as provided within that order; It now appears that Richard Hone has forwarded to the court, in his letter dated May 15, 2020 and received by the court on May 20, 2020, a request to amend the no contact provisions of the February 9, 2016 order, and it appearing that circumstances have changed and that certain modifications are necessary, and the court on its own motion for the purpose of allowing effective supervision by the probation department of the defendant,

It is therefore on this 22nd day of May, 2020 Ordered:

1. That the order entered on February 9, 2016 in this matter shall continue to be in full force and effect, except that the defendant may contact representatives of the court for purposes of supervision and other reasons as permitted and instructed by court staff,

probation staff and other representatives of the Superior Court of New Jersey. The nature of this contact (in person, telephonic, email or other forms of communication) shall be directed by court staff which includes but is not limited to administrative, clerical, judicial and probation staff. The defendant shall however continue to be restrained from engaging in any harassing communications but shall be permitted to communicate with and contact court staff as instructed by court staff and under the conditions imposed by court staff, probation staff and others having supervision responsibilities for the defendant.

2. That except as modified herein the defendant shall continue to abide by the order for restraints entered February 9, 2016.
3. That a copy of this order shall be provided to the defendant by regular mail and by email to [REDACTED] and to the Office of the Ocean County Prosecutor. A copy of this order shall also be placed in all Court files in which the Defendant is a party, including but not limited to FO-15-514-15; FO-15-422-15; FV-15-1271-15; FV-15-113-15 and FD-15-802-15.


Marlene Lynch Ford, A.J.S.C.

Richard Hone, Pro-Se Ph# [REDACTED]
24 Johnston Ave.
Brick, NJ 08724
[REDACTED]

STATE OF NEW JERSEY
Plaintiff

SUPERIOR COURT OF NEW JERSEY
OCEAN COUNTY
CHANCERY DIVISION/FAMILY PART
Docket No. FO-15-422-15 (by the court)

FAMILY ACTION
PROOF OF SERVICE

RICHARD HONE
Defendant, Pro-Se

Oral argument requested telephonically

I, Richard Hone, hereby certify that an original and one copy of the Motion for Emergent Hearing to dissolve "order" of 2-16-2016 and 5-22-2020, certification and letter brief in support of motion, and proposed Order were emailed to OcnEmergent.mailbox@njcourts.gov

6-2-20

Ocean Family Court
120 Hooper Ave.
Toms River, NJ 08754

Date served by email

Richard Hone e-signature

Richard Hone, Pro-Se

6-2-20

Date:

Richard Hone, Pro-Se Plaintiff
24 Johnston Ave.
Brick, NJ 08724
[REDACTED]

STATE OF NEW JERSEY
Plaintiff

SUPERIOR COURT OF NEW JERSEY
OCEAN COUNTY
CHANCERY DIVISION/FAMILY PART
Docket No. FO-15-422-15 (by the court)

FAMILY ACTION
ORDER

RICHARD HONE
Defendant, Pro-Se

Oral argument requested telephonically

THIS MATTER having come before the court upon motion of Richard Hone and after having heard and after having considered the pleadings filed and Oral Argument TELEPHONICALLY and for good cause appearing to exist:

1. "Order" that prohibits Free Speech be dissolved IS GRANTED.
2. Sanction and bring criminal Official Misconduct charges against the parties responsible for even considering violating my Constitutional RIGHT to Free Speech under the 1st Amendment.
3. Any other relief the court deems just and fair (like an apology to my daughter [REDACTED]) IS GRANTED.
- 4.
- 5.

IT IS HEREBY ORDERED, on this _____ day of June _____, 2020 that defendant's motion IS HEREBY GRANTED.

J.S.C.

Khajezadeh, Dina

From: Stuart K. Santiago <stuart@sksantiagolaw.com>
Sent: Wednesday, July 22, 2020 6:11 PM
To: Toscano, Taylor
Subject: Hone vs. Toscano, et als. - (Docket No. MON-C-8-20)
Attachments: HONE C-8-20 TOSCANO ENTIRE PROS OFFICE OC 7-22-20.pdf

Dear Ms. Toscano:

Attached is a copy of the Amended Complaint of pro se plaintiff Richard Hone, which was filed today, naming you and the Ocean County Prosecutor's Office as party defendants. Please advise if you will accept service by email.

Thank you.

Yours truly,

Stuart K. Santiago
Law Office of Stuart K. Santiago, LLC
307 Grove Street
P.O. Box 1042
Rahway, NJ 07065
(732) 381-3000
Fax: (732) 381-3002
Email: stuart@sksantiagolaw.com

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Richard Hone
24 Johnston Ave., Brick, NJ 08724
[REDACTED]

RICHARD HONE
Plaintiff

Superior Court of New Jersey
Chancery Division-Family Part
Monmouth County
Docket No. C-8-20

Vs.

CIVIL ACTION
AMENDED COMPLAINT
Implead defendants for Tortious Interference

TAYLOR TOSCANO,
ENTIRE O.C. PROSECUTOR'S OFFICE
JOHN AND JANE DOE(S) 1-50
Defendants

TELEPHONIC HEARING REQUESTED

Plaintiff, Richard Hone, residing at above address, c/o 24 Johnston Ave., Brick NJ 08724, County of Ocean, State of New Jersey, complaining of defendants, states as follows:

1. On July 22, 2020, one day prior to a hearing for my daughter, defendants conspired together to intimidate a witness, namely myself, by emailing my attorney, John Reilly, and making some vague statement about a subpoena to a former prosecutor who is going to be charged with Official Misconduct along with Judge Lynch-Ford in Ocean shortly (for trying me without counsel appointed or present and for trying me in absentia without me waiving that Right in writing or in person per the court Rule in 2015), which Toscano and the entire prosecutor's office is acutely aware of.
2. This is no coincidence, this is a deliberate act by persons who will go to any length to prevent me from seeing [REDACTED] and to pressure me into pleading to the ridiculous contempt charges by [REDACTED] which were only filed when she realized THIS lawsuit was not dismissed as she had told me for 2 years. This is clearly a veiled attempt to intimidate me and for me to "remember" they are out there waiting for me, as there was ZERO reason for Toscano to "claim" I just saw this now". How pathetic, and how convenient. Everyone sees right through that charade.
3. Defendants are aware the only person subpoenaed at the prosecutors office is some "detective" kraft, who is scheduled to appear on his Subpoena tomorrow, July 23, 2020, and this is another deliberate attempt by the entire prosecutor's office to intimidate me into not attacking his "lack of" credibility in this very lawsuit.
4. This is another deliberate attempt to intimidate me into not filing any more Civil Rights lawsuits against the corrupt judges and prosecutors in Ocean County, or criminal charges against Toscano, Lynch-Ford, the prosecutor's office as a whole, and Paulhus, their bf buddy.

5. ***Fogle v. Sokol, No. 19-1066 (3d Cir. 2020)*** which obliterates a prosecutor's immunity and states in part on Pg. 17, 11 (concluding "qualified immunity smacks of unqualified impunity").

The defendants reside/work at 119 and 120 Hooper Ave. Toms River, NJ 08754, In the county of Ocean, State of New Jersey.

1. Plaintiff is entitled to relief from defendant under the above facts.
3. The harm that occurred as a result of defendant's acts include:
 1. Plaintiff has suffered severe emotional harm from the actions of defendant that plaintiff may never recover from.
 2. Plaintiff has again had his civil rights violated by more Ocean County employees and has suffered immense emotional damage that can never be made whole by money alone. I'm seeking the removal of the prosecutors so they can't hurt anyone else by their corrupt actions and acts.
 3. The corrupt acts continue to allow the court to keep my daughter [REDACTED] away from me, as they know for a fact my "contempt" case has zero merit.
 4. Plaintiff fears for his safety and will be forced to move.
 5. Plaintiff seeks an \$50,000,000.00 million dollars in damages, both compensatory and punitive.

Wherefore, plaintiff requests judgment against defendant for \$50,000,000.00 in damages, together with attorney's fees, cost of suit, and any other relief as the court may deem proper.

Richard Hone **e-signature**

7-22-20

Richard Hone, Plaintiff, Pro-Se

Date:

CERTIFICATION OF NO OTHER ACTIONS

I certify that the dispute about which I am suing is not the subject of any other action pending in any other court or a pending proceeding to the best of my knowledge and belief except for the Family Court matters, which only effect the possessions inside storage, not the storage facility on which the lien is placed. Also, to the best of my knowledge or belief. Further, other than the parties set forth in this complaint, I know of no other parties at this point be made a party to this lawsuit. In addition, I recognize my continuing obligation to file and serve on all parties and the court an amended certification if there is a change in the facts stated in this original certification.

Richard Hone **e-signature**

7-22-20

Richard Hone, Pro-Se

Date:

JURY DEMAND:

The plaintiff demands trial by jury on all triable issues of this complaint, pursuant to New Jersey Court Rules 1:8-2(b) and 4:35-1(a).

Richard Hone **e-signature**

7-22-20

Richard Hone, Pro-Se

Date:

Khajezadeh, Dina

From: Jennifer Cosentino <jennifer.cosentino@njcourts.gov>
Sent: Friday, July 17, 2020 8:17 AM
To: John@johnreillylaw.com
Cc: Toscano, Taylor
Subject: RE: [External]Richard Hone adv. State, Case No. 20000532

Morning,

I will adjourn the matter to 8/26 if that date works for all parties. Please let me know. Thank you!

From: John@johnreillylaw.com <John@johnreillylaw.com>
Sent: Thursday, July 16, 2020 3:07 PM
To: Jennifer Cosentino <jennifer.cosentino@njcourts.gov>
Cc: TToscano@co.ocean.nj.us
Subject: [External]Richard Hone adv. State, Case No. 20000532

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Dear Mses. Cosentino and Toscano,

Please see my attached copied adjournment request e-filed this date upon the above matter which is self-explanatory.

Thank you,

John Reilly

John P. Reilly, Esq.
One Hadley Avenue
P.O. Box 4748
Toms River, NJ 08754
Tele: (732) 244-5100
Fax: (732) 244-0420
E-mail: john@johnreillylaw.com

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John P. Reilly

Attorney at Law

One Hadley Avenue, P.O. Box 4748

Toms River, NJ 08754

Telephone: (732) 244-5100 • Facsimile: (732) 244-0420

e-mail: john@johnreillylaw.com

July 16, 2020

Hon. Linda Baxter, J.S.C.
Ocean County Superior Court
Court Room One
P.O. Box 2191
Toms River, New Jersey 08754

Via E-Courts & E-mailed to Jennifer.Cosentino@njcourts.gov

Re: State v. Richard Hone
Brick Twp. Complaint/Warrant No. 1506-W-2020-116
O.C. Case No. 20000532 (had been B.C. Case No. 20000607)
Early Disposition Conference: **Wednesday, 8/5/2020, 9:00 a.m.**

Dear Judge Baxter:

I represent the defendant, Richard Hone (defendant), with relation to the above matter, currently scheduled for hearing before your Honor as set forth above. ***Kindly adjourn same to a new date***, as on said morning I am required to appear at the Monmouth County Superior Court before Judge Ellen Torregossa-O'Connor, J.S.C., on the matter of State v. Gary Brooks, et. als., Indictment No. MON-19-10-1452 (in which the defendant is charged with attempted murder) for hearing upon said defendant's motion(s) for orders suppressing evidence seized via warrant and a related Franks/Particularity evidential hearing.

Please advise of any further information/document as may be required in order that Your Honor may grant this request.

By copy of this correspondence, I am advising Ms. Taylor Toscano, A.P. of this request.

Please advise of Your Honor's decision upon this request at your first convenience.

Thank you for your attention and courteous cooperation.

Respectfully yours,

S/John P. Reilly

John P. Reilly, Esq.

JPR/afr

cc (via e-filing & e-mail): Ms. Taylor Toscano

Khajezadeh, Dina

From: Toscano, Taylor <TToscano@co.ocean.nj.us>
Sent: Monday, July 20, 2020 1:38 PM
To: John@johnreillylaw.com
Subject: RE: [External]Richard Hone adv. State, Case No. 20000532

Good afternoon Mr. Reilly,

The state is in receipt of a civil subpoena sent by Mr. Hone dated January 13, 2020. I'm not sure exactly what date it arrived on my desk, but I presume sometime last week. This subpoena was for former AP Mike Paulhus. Would you please inform Mr. Hone that Mr. Paulhus is no longer employed at the Ocean County Prosecutor's Office and that service of that subpoena was ineffective.

Thank you.



Taylor Toscano
Assistant Prosecutor
119 Hooper Avenue P.O. Box 2191
Toms River, NJ 08754-2191
Phone: (732) 929-2027 Ext. 2741
Email: ttoscano@co.ocean.nj.us

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From: John@johnreillylaw.com <John@johnreillylaw.com>
Sent: Friday, July 17, 2020 11:28 AM
To: Jennifer Cosentino <jennifer.cosentino@njcourts.gov>
Cc: Toscano, Taylor <TToscano@co.ocean.nj.us>
Subject: RE: [External]Richard Hone adv. State, Case No. 20000532

Yes, 8/26/2020 at 9:00 works for me.

John Reilly

----- Original Message -----

Subject: RE: [External]Richard Hone adv. State, Case No. 20000532
From: Jennifer Cosentino <jennifer.cosentino@njcourts.gov>
Date: Fri, July 17, 2020 8:16 am
To: "John@johnreillylaw.com" <John@johnreillylaw.com>
Cc: "TToscano@co.ocean.nj.us" <TToscano@co.ocean.nj.us>

Morning,

I will adjourn the matter to 8/26 if that date works for all parties. Please let me know. Thank you!

From: John@johnreillylaw.com <John@johnreillylaw.com>
Sent: Thursday, July 16, 2020 3:07 PM
To: Jennifer Cosentino <jennifer.cosentino@njcourts.gov>
Cc: TToscano@co.ocean.nj.us
Subject: [External]Richard Hone adv. State, Case No. 20000532

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John Reilly

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Toms River, NJ 08754
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Khajezadeh, Dina

From: Toscano, Taylor <TToscano@co.ocean.nj.us>
Sent: Friday, July 17, 2020 9:52 AM
To: Jennifer Cosentino; John@johnreillylaw.com
Subject: RE: [External]Richard Hone adv. State, Case No. 20000532

Works for me. Thanks!



Taylor Toscano
Assistant Prosecutor
119 Hooper Avenue P.O. Box 2191
Toms River, NJ 08754-2191
Phone: (732) 929-2027 Ext. 2741
Email: ttoscano@co.ocean.nj.us

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Thank you,

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E-mail: john@johnreillylaw.com

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