

Affidavit of Probable Cause

COMPLAINT NUMBER				THE STATE OF NEW JERSEY VS. THOMAS E FOSTER	
1331	S	2020	000266		
COURT CODE	PREFIX	YEAR	SEQUENCE NO.		
MIDDLETOWN TWP MUNICIPAL COURT 1 KINGS HWY TWP HALL MIDDLETOWN NJ 07748-0000 732-615-2036 COUNTY OF: MONMOUTH				ADDRESS: 80 OSBORN STREET KEYPORT NJ 07735-0000	
# of CHARGES 1	CO-DEFTS	POLICE CASE #: MCP1900482		DEFENDANT INFORMATION	
COMPLAINANT DANIEL NEWMAN				SEX: M EYE COLOR: BROWN	DOB: 02/16/1987
NAME: 132 JERSEYVILLE AVE				DRIVER'S LIC. #.	DL STATE:
FREEHOLD NJ 07728				SOCIAL SECURITY #: xxx-xx-x	SBI #: 569571E
				TELEPHONE #:	
				LIVESCAN PCN #: 139901000708	

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:

I, Daniel Newman, am a detective with the Monmouth County Prosecutor's Office (MCPO). I have participated in this investigation and am aware of the facts contained herein, based on my own investigation, as well as information provided to me by other law enforcement officers. Because this statement is submitted for the limited purpose of establishing probable cause, I have not included herein the details of every aspect of the investigation. Statements attributed to individuals are related in substance in part:

1. At all times relevant to this complaint, defendant Thomas Foster was a police officer with the Middletown Police Department

2. On July 3, 2019, defendant was selected to work a "road job" on Cedar Avenue in Middletown Township. This road job was an outside employment detail involving a company working on a gas line that required the presence of a Middletown Police Officer.

3. While working the road job, defendant was involved in an accident in his Middletown Township patrol vehicle which caused damage to the rear driver's side of the vehicle.

4. Defendant filled out a Police Vehicle Accident and Damage Report on July 3, 2019 in which he indicated that he was "reversing vehicle out of parking spot, contacted telephone pole." Defendant reported at the time that he struck a telephone pole near his home, which was two blocks from the road job, and that he had stopped home to use the bathroom.

5. Further investigation revealed that defendant struck a 2003 Maroon Ram pickup truck parked near the road job at 16 Cedar Avenue. Damage to the pickup truck was consistent with the damage to defendant's patrol vehicle, and there was debris on the ground near the pickup truck from the collision. Ring Doorbell footage of the telephone pole allegedly struck further revealed the defendant did not strike the telephone pole with his vehicle. Witnesses for the company performing the road detail heard defendant's patrol vehicle strike the maroon pickup truck. Defendant told one of the witnesses, HP that he struck the parked pickup truck.

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

Statements of witnesses and physical evidence.

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: DANIEL NEWMAN LAW ENFORCEMENT OFFICER

Date: 06/16/2020

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