

Notice of Tort Claim Form

CLAIMANT INFORMATION

Name: Ahmed Naga

Telephone: [REDACTED]

Address: [REDACTED]

Date of Birth: [REDACTED]

ATTORNEY INFORMATION (If Applicable)

Name: The Toscano Law Firm, LLC

Telephone: 973-226-1691

Address: 80 Bloomfield Avenue
Suite 101
Caldwell, NJ 07006

Fax: 973-226-1693

File No.: _____

Send Notices to: ✓ **Claimant**

✓ Attorney

GENERAL INSTRUCTIONS: Pursuant to the provisions of the New Jersey Tort Claims Act, this Notice of Tort Claim form has been adopted as the official form for the filing of claims against the Township of Long Hill.

The questions are to be answered to the extent of all information available to the Claimant or to his or her attorneys, agents, servants, and employees, under oath. The fully completed Claim Form and the documents requested shall be returned to the:

**Municipal Court
Township of Long Hill
915 Valley Road
Gillette, NJ 07933**

NOTE CAREFULLY: Your claim will not be considered filed as required under the New Jersey Tort Claims Act until this completed form has been filed with the Municipal Clerk. Failure to provide the information requested, including such responses as "to Be Provided" or "Under Investigation" will result in the claim being treated as not being properly filed.

Timely Notices of Claim must be filed within 90 days after the incident giving rise to the claim.

This form is designed as a general form for use with respect to all claims. Some of the questions may not be applicable to your particular claim. For example, if your claim does not arise out of an automobile accident, questions regarding road conditions might not be applicable. In that event, please indicate "Not Applicable."

It you are unable to answer any questions because of a lack of information available to you, specify the reason the information is not available to you. If a question asks that you identify a document, it will be sufficient to furnish true and legible copies. Where a question asks that you "identify all persons," provide the name, address and telephone number of the person.

If you need more space to provide a full answer, attach supplementary pages, identifying the continuation of the answer with the number of the applicable question.

DEFINITIONS:

"Claimant" shall refer to the person or persons on whose behalf the Notice of Claim has been filed with the Township.

"Documents" shall refer to any written, photographic, or electronic representation, and any copy thereof, including, but not limited to, computer tapes and/or disks, videotapes and other material relating to the subject matter of the claim.

"Person" shall include in its meaning a partnership, joint venture, corporation, association, trust or any other kind of entity, as well as a natural person.

"Public Entity" shall refer to the Township of Long Hill along with any agent, official, or employee of the Township of Long Hill against whom a claim is asserted by the Claimant.

NOTE: That the questions are divided into sections relating to the claimant, the claim, property damage, personal injury and the basis for the claim against the public entity or public employee.

If the claims involves only property damage, the portion on personal injuries need not be answered. If the claim involves no property damage, then the portion on property damage need not be answered.

INFORMATION ON THE CLAIMANT

1. Provide the following information with respect to the Claimant:

☐ Any other name by which the claimant is known.

None.

☐ Address at the time of the incident giving rise to the claim.

[REDACTED]

☐ Marital Status (at the time of the incident and current).

Separated

☐ Identify each person residing with the claimant and the relationship, if any, of the person to the Claimant.

None

2. Provide all addresses of the Claimant for the last 10 years, the dates of the residence, the persons residing at the addresses at the same time as the Claimant resided at the address and the relation, of any of the persons to the Claimant.

September 9, 2007-January 1, 2017:(Wife-Rose, Daughters: [REDACTED])
[REDACTED]

INFORMATION ON ALL CLAIMS

3. Provide the exact date, time and place of the incident forming the basis of the claim and the weather conditions prevailing at the time.

Ongoing repeated acts of harassment, hostile work environment, heightened scrutiny, defamation, discrimination, and retaliation.

9/11/2021: Discriminatory Comments Guy Piserchia Guy Piserchia inquires if I am a member of the Taliban at 9/11 memorial

12/7/2021: Long Hill Township Volunteer Dinner/Phone Call with Victor Verlezza following event "Sand Nigger"

4/27/2021: Meeting in Chief's Office with Piserchia & Verlezza: Touch my monkey conversation with assistant, Ramadama-dingdong, you should write this down it's harassment, had I known you were muslim, I would've never promoted you to Chief, with everything you could sue us and you would win.

5/4/2022: Conversation Lavender to Rae: "The Chief doesn't understand to turn the other cheek, it's not his religion".

4. Provide the Claimant's complete version of the events the form the basis of the claim.

Ongoing repeated acts of harassment, hostile work environment, heightened scrutiny, defamation, discrimination, and retaliation.

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5/4/2022: Conversation Lavender To Rae "The Chief doesn't understand to turn the other cheek it's not his religion,

5. List any and all individuals who were witnesses to or have knowledge of the facts of the incident which gave rise to the claim. Provide the full name and address of each individual.

Brendan Rae, Jeff Rosen, Al Gallo, Andrea Tsimboulis, Colette Armenti, Victor Verlezza, Marta Verlezza, Lisa Scanlon

6. Identify all public entities or public employees (by name and position) alleged to have caused the injury or property damage and specify as to each public entity or employee the exact nature of the act or omission alleged to have caused the injury or property damage.

Township of Long Hill, Township Committee: Matthew Dorsi, Guy Piserchia, Scott Lavender, Victor Verlezza, Brenda Rae. Twp. Attorney Jack Pidgeon, Twp. Administrator Nancy Malool, CFO Randy Bahr. For stress/emotional strain, defamation, intentional interference with prospective economic damage, intentional infliction of emotional distress, discrimination and negligence.

7. If you claim that the injury or property damage was caused by a dangerous condition of property under the control of the public entity, specify the nature of the alleged dangerous condition, and the manner in which you claim the condition caused the injury.

Not Applicable

8. If you allege a dangerous condition of public property, state the specific basis on which you claim that the public entity was responsible for the condition and the specific basis and date on which you

claim that the public entity was given notice of the alleged dangerous condition. Statements such as "should have known" and "common knowledge" are insufficient.

Not Applicable

9. If you or any other party or witness consume any alcoholic beverages, drugs or medications within twelve hours before the incident forming the basis of the Claim, identify the person consuming the same and for each person (a) what was consumed, (b) the quantity thereof, (c) where consumed, (d) the names and addresses of all persons present.

Not Applicable

10. If you have received any money or thing of value for your injuries or damages from any person, firm or corporation, state the amounts received, the dates, names and addresses of the payers. Specifically list any policies of insurance, including policy number and claim number, from which benefits have been paid to you or to any person of your behalf, including doctors, hospitals or any person repairing damage to property.

Not applicable.

11. If any photographs, sketches, charts, or maps were made with respect to anything which is the subject matter of the Claim, state the date thereof, the names and addresses of the persons making the maps and of the persons who have present possession thereof. Attach copies of any photographs, sketched, charts or maps.

Not applicable.

12. If you or any of the parties to this action or any of the witnesses made any statements or admissions, set forth what was said; by whom said; the date and place where said; and in whose presence, giving names and addresses of any persons having knowledge thereof.

13. See previous response to #3 and #4. Also, see exhibits A & B attached hereto.

State the total amount of your claim and the basis on which you calculated the amount claimed.

To be determined after the close of fact and economic expert witness discovery after suit is filed.

14. Provide copies of all documents, memoranda, correspondence, reports (including police reports), etc. Which discuss, mention or pertain to the subject matter of this claim.

To be provided through document demand discovery after suit is filed.

15. Provide the names and addresses of all persons or entities against whom claims have been made for injuries or damages arising out of the incident forming the basis of this claim and give the basis for the claim against each.

None at this point in time.

PROPERTY DAMAGE CLAIM

N/A

16. If your claim is for property damage, attach a description of the property and an estimate of the cost of repair. If your claim does not involve any claim for property damage, enter "None."

Note: If your claim is for property damage only, initial here and proceed directly to the certification section on the next to last page of this form.

☐ Initials: _____

PERSONAL INJURY CLAIMS

17. Was any complaint made to the public entity or to any official or employee of the public entity. State the time and place of the complaint and the person or persons to whom the complaint was made.

Yes. See Exhibit A.

18. Describe in detail the nature, extent and duration of any and all injuries.

- A. Permanent and irreparable career reputation damage.
- B. Stress caused by various forms of discrimination.
- C. Physical discomfort.

19. Describe in detail any injury or condition claimed to be permanent.

Irreparable career reputation damage.

20. If confined to any hospital, state name and address of each and the dates of admissions and discharge. Include all hospital admissions prior to and subsequent to the alleged injury and give the reason for each admission.

N/A

21. If x-rays were taken, state (a) the address of the place where each was taken, (b) the name and address of the person who took them, (c) the date when each was taken, (d) what each disclosed, (e) where and in whose possession they now are. Include all x-rays, whether prior to or subsequent to the alleged injury forming the basis of the claim.

N/A

22. If treated by doctors, including psychiatrist or psychologist, state (a) the name and present address of each doctor, (b) the dates and places where treatments are continuing, the schedule of continuing treatments. Provide true copies of all written reports rendered to you or about you by any doctor whom you propose to have testify on your behalf.



23. If you have any physical impairment which you allege is caused by the injury forming the basis of your claim and which is affecting your ordinary movement, hearing or sight, state in detail, the nature and extent of the impairment and what corrective appliances, support or device you use to overcome or alleviate the impairment.

N/A

24. If you claim that a previous injury has been aggravated or exacerbated, describe the injury and give the name and present address of each doctor who treated you for the condition, the period during which treatment was received and the cause of the previous injury. Specifically list any impairment,

including use of eyeglasses, hearing aid or similar device, which existed at the time of the injury forming the basis of the claim.

N/A

25. If any treatments, operations, or other form of surgery in the future has been recommended to alleviate any injury or condition resulting from the incident which forms the basis of the claim, state in detail (a) the nature and extent of the treatment, operation, or surgery, (b) the purpose thereof and the results anticipated or expected, (c) the name and address of the doctor who recommended the treatments operations or surgery, (d) the name and address of doctor who will administer or perform the same, (e) the estimated medical expenses to be incurred, (f) the estimated length of time of treatments, operation or surgery, period of hospitalization and period of convalescence, (g) all other losses or expenditure anticipated as a result of the treatment, operations or surgery, (h) further if it is your intention to undergo the treatments, operation or surgery, please give an approximate date.

N/A

26. Itemize any and all expense incurred for hospital, doctors, nurses, x-rays, medicines, care and appliances and indicate which expenses were paid by any insurance coverage.

To be provided upon completion of discovery after suit is filed.

27. If employed at the time of the alleged injury forming the basis of the claim state (a) the name and address of the employer, (b) position held and the nature of the work performed, (c) average weekly wages for the year prior to the injury, (d) period of time lost form employment, giving dated, (e) amount of wages lost, if any. List any sources of income continuation or replacement, including, but not limited to, workers' compensation, disability income, social security and income continuation insurance.

All of this information is in the possession of the Township of Long Hill.

28. If other loss of income, profit or earnings is claimed, state (a) total amount of loss, (b) give a complete detailed computation of the loss, (c) the nature and dates of the loss.

See response to #13.

29. If you are claiming lost wages state (a) the date that the employment began, (b) the name and address of the employer, (c) the position held and the nature of the work performed, (d) the average weekly wages. Attach copies of pay stubs or other complete payroll record for all wages received during the year.

To be determined.

DOCUMENT REQUEST: Provide all documents identified in your answers to the above questions.

CERTIFICATION: I hereby certify that the information provided is the truth and is the full and complete response to the questions, to the best of my knowledge.

Signature of Claimant:



A handwritten signature in cursive script, appearing to read "J. H. Myers", is written over a horizontal line.

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Authorization for Release of Medical and Hospital Records

Date: September 28, 2022

To: _____

Re: Ahmed Naga
Patient's Name

8 River Run Hollow Road
Columbia NJ 07832
Address

Social Security Number

Claim Number

You are hereby authorized and requested to disclose, make available and furnish to:

all information, records, x-rays, reports or copies thereof relating to my examination, consultation, confinement or treatment and to permit him or her to inspect and make copies or abstracts thereof.

Approximate date of admission to hospital, first examination, treatment of consultation:

A photocopy of this release form, bearing a photocopy of my signature shall constitute you authorization for the release of the information in accordance with the request made to you.

Signature: 

Date: September 28, 2022

Exhibit A

Event	Description or Activity
7/1/2003 Hired	Hired as a patrolman with the Long Hill Township Police Department
4/22/2006 The 200 Club of Morris County/Valor Award	Valor award recipient & 200 Club of Morris County for life saving actions at a house fire 7/2/2005 Victim in Wheelchair trapped
1/1/2007 PBA President	Elected to serve as P.B.A 322 Union President
6/1/2007 MCPD Special Enforcement Unit	Selected by Chief Peoples to serve the Morris County Prosecutor's Office
8/1/2007 Detective	Special Enforcement Team Narcotics Wire Tap
3/10/2011 Sergeant	Assigned To Detective Bureau
2/14/2014 Lieutenant	Promoted To Patrol Sergeant
8/1/2017 Administrator Malool Hired	Promoted To Lieutenant and 2nd In Command
2/1/2018 Acting Chief	Administrator Malool Hired
7/30/2018 Support Letter For Al Gallo	Served As Acting Chief
8/1/2018 Chief of Police	Sent Letter To Township Committee & Administrator Recognizing Al Gallo/Phone Call noted in complaint "Who The Fuck Do you Think You Are" (FW_ Building Maintenance)
12/10/2018 Fire Study Released/"Mhatma Naga"	Sworn In As Chief Of Police
9/13/2019 Email Complaint To TC	Fire Study released reflect that Chief Naga was a key player in forging a relationship between the two fire companies. Administrator Malool creates a nickname for me as "Mhatma Naga" and regularly refers to my by that name among employees and Committee Members.
12/12/2019 Notice of Tort Claim Form	Complaint about administrator conduct documenting numerous incidents of a hostile work environment (Township Administrator)
6/22/2020 Interview with Roshan Shah	Notice Of Tort Claim Submitted (Notice of Claim, notice-of-claim-form-longhill-completed pdf)
7/30/2020 Notify Twp. Labor Counsel (James Plosia) regarding discriminatory comments by CFO	Interview with Roshan Shah/Anderson Shah Law firm into complaint filed 9/13/2019. Signs of bias investigation by Shah documented in attachments (Investigation) (RE_ Witness List) (Fw_ In re_ Investigative Report Conclusions (Chief Naga and Administrator Malool)) (Ltr to Chief Naga w investigative conclusions)
7/8/2021 Interference by Cohen Social Media Policy	Notify Twp. Labor Counsel (James Plosia) regarding discriminatory comments by CFO Bahr "Damn China, those Fuckin Chinese". Interview with Jonathan Cohen to investigate. Unknown if Bahr was disciplined or found guilty. (Re_ Employee Complaint) (Fw_ Employee Complaint) Memo To File)

9/1/2021	Storm IDA	Data Terminal (MDT) Line Item) (MCPO Bahr Complaint Finding) Lack of support and interference by administrator for flooded police facility. Mobile office trailers, procurement procedures, backdoor communication with office trailer company Guy Piserchia inquires if I am a member of the Taliban at 9/11 memorial parking lot Shrine of St. Joseph in presence of Jeff Rosen, Al Gallo, and several other volunteers. Reported that Piserchia has shared this story with several employees at TH including Colette Armenti (9_11_21 Discriminatory Comments By Guy)
9/11/2021	Discriminatory Comments Guy Piserchia	Dorsi not impressed with removal of "administrator" language from appropriate authority ordinance. Dorsi comments to a "personality conflict" for the 2nd TC meeting in a row. I speak to concerns of his behavior from prepared statement concerning CEPA/Whistleblower. (Statement at 10_27_2021 Regarding CEPA_Whistleblower) Sent email to TC regarding unannounced visits. Lavender gained access by key fob provided to contractor and walked into Chief's office and directed assistant to copy him on emails with Town Hall. (Police Headquarters)
10/27/2021	TC Meeting Comment By Dorsi In Public	Following the Long Hill Twp. Volunteer dinner. Verlezza called to complain about Lavender visiting the police department outside his knowledge. Verlezza complained about TC's actions towards me inclusive of comments made. Verlezza further stated that he was upset with the TC and only the police liaison should have the right to call the Chief a nickname (referring to Nancy & Piserchia). Verlezza then stated "so if I want to call you Sand Nigger I can call you Sand Nigger, right Sand Nigger?" Phone call terminated shortly after. Verlezza has shared he made these comments with TC member(s). (Recording)
12/7/2021	Unannounced Visit By Committeeman Lavender	Meeting to discuss concerns over items of agenda regarding hiring process without my knowledge. Guy admits administrator was behind it. Inappropriate conversation. Touch my monkey conversation with assistant, Ramadama-dingdong, you should write this down it's harassment, had I known you were muslim I would've never promoted you to Chief, with everything we've said you could sue us and you would win. (Recording-GuyVic Meeting)
12/7/2021	Long Hill Township Volunteer Dinner/Phone Call following event "Sand Nigger"	Faced with a choking victim at the dinner. Administered Heimlich maneuver and dislodged food, Victim began to breathe normally. Classified as "Chief saves a life" in newspaper.
4/27/2021	Meeting With Vic/Guy In Chief's Office	Embarrassing meeting. Asked TC for reimbursement for furniture purchase due to flood. Nancy/QPA resigns and unresigns following harassment to claim it as a stimulant
3/5/2022	Stirling FD Annual Dinner Choking Victim	
4/13/2022	TC Meeting Regarding Reimbursement	

5/4/2022	Phone Call With Vic advising of litigation	Spoke with Vic and advised him that I had suffered on multiple levels due to the treatment & stress by the TC & Administrator. Advised that I was in the process of a divorce due to stress and endless hours of emails and phone calls associated with the environment that the TC has been responsible for. Advised that I will be pursuing legal means and bringing forth a lawsuit. Vic asked if he can share with TC and I agreed.
6/22/2022	MRI Hire To conduct Audit of Police Department	22-184 A RESOLUTION AUTHORIZING A CONTRACT WITH MUNICIPAL RESOURCES, INC. TO CONDUCT A THOROUGH REVIEW OF THE OPERATIONS OF THE LONG HILL TOWNSHIP POLICE DEPARTMENT AND TO MAKE RECOMMENDATIONS TO IMPROVE ITS OPERATIONS (Issues with "urgency" and Process MRI was hired.
6/22/2022	Initiate Confidential Investigation by TC	22-183 RESOLUTION AUTHORIZING PROFESSIONAL SERVICES AGREEMENT WITH GEBHARDT & KIEFER, PC, TO PERFORM LEGAL SERVICES (INVESTIGATION)

Exhibit B

AHMED NAGA v. TOWNSHIP OF LONG HILL
RIDER TO TITLE 59 NOTICE OF CLAIM

By acting in the fashion the Township of Long Hill and other target defendants have toward the claimant, Ahmed Naga, and by retaliating against and/or harassing the claimant, the following statutory, constitutional and common law rights of the claimant may have also been grossly violated by the Township of Long Hill and numerous of its agents/ representatives / employees as against claimant Naga:

1. Civil Conspiracy
2. Illegal/wrongful policy, practice and/or custom of the Township of Long Hill (Monell liability) and certain of its agents.
3. Breach of Employment Contract and CBA.
4. Breach of the Covenant of Good Faith and Fair Dealing inherent in any contractual relationship.
5. Violation of the NJCRA, NJLAD and NJCEPA
6. Intentional interference with claimant's prospective economic advantage.
7. Spoliation of evidence (to be determined) and,
8. Such other violations of law that continuing discovery may reveal.