

FILED

MAR 23 2009

**SUPERIOR COURT
CLERK'S OFFICE**

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION - CRIMINAL

State Grand Jury

Number SGJ571-09-1

Superior Court

Docket Number ~~09-03-00050-S~~

STATE OF NEW JERSEY)

v.)


ANTONIO SANTANA)

ORDER OF VENUE

An Indictment having been returned to this Court by the State Grand Jury in the above captioned matter,

IT IS ORDERED on this 23rd day of March, 2009, pursuant to paragraph 8 of the State Grand Jury Act, that the County of Essex be and hereby is designated as the County of venue for the purpose of trial.

IT IS FURTHER ORDERED that the Clerk of the Superior Court shall transmit forthwith the Indictment in this matter and a certified copy of this Order to the Criminal Division Manager of the County of Essex for filing.



~~Linda R. Feinberg, J.S.C.~~
MANA SPEK, J.S.C.

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LAW DIVISION - CRIMINAL

State Grand Jury
Number SGJ 571-09-1

Superior Court

Docket Number 09-03-00050-S

STATE OF NEW JERSEY)	
)	
v.)	
)	
ANTONIO SANTANA)	INDICTMENT
)	

The Grand Jurors of and for the State of New Jersey, upon their oaths, present that:

COUNT ONE

(Election Fraud - Second Degree)

ANTONIO SANTANA

between on or about October 1, 2007 and on or about November 30, 2007, at the City of Newark, in the County of Essex, elsewhere and within the jurisdiction of this Court, being other than an election official, knowingly and willfully deprived, defrauded or attempted to deprive or defraud one or more residents of this State and/or the State of New Jersey of a fair and impartially conducted election by procuring, casting or tabulating ballots that were known by ANTONIO SANTANA to be materially false, fictitious or fraudulent, that is the aforementioned ANTONIO SANTANA unlawfully altered the votes on absentee ballots completed by one or more residents of the State of New Jersey and/or knowingly submitted the unlawfully altered absentee

ballots contrary to the provisions of N.J.S.A. 19:34-1.1(a) (2),
and against the peace of this State, the government and dignity
of the same.

COUNT TWO

(Absentee Ballot Fraud - Third Degree)

ANTONIO SANTANA

between on or about October 1, 2007 and on or about November 30, 2007, at the City of Newark, in the County of Essex, elsewhere and within the jurisdiction of this Court, knowingly prevented or attempted to prevent by fraud the voting of one or more residents of the State of New Jersey, who were legally entitled to vote, by tampering with their absentee ballots or interfered with the secrecy of their voting, that is the aforementioned ANTONIO SANTANA opened the sealed absentee ballots of one or more residents of the State of New Jersey and unlawfully changed the votes on the absentee ballots, contrary to the provisions of N.J.S.A. 19:57-37 and against the peace of this State, the government and dignity of the same.

COUNT THREE

(Tampering with Public Records or Information - Third Degree)

ANTONIO SANTANA

between on or about October 1, 2007 and on or about November 30, 2007, at the City of Newark, in the County of Essex, elsewhere and within the jurisdiction of this Court, with the purpose to defraud or injure another did knowingly make, present, offer for filing or use any record, document or thing knowing it to be false, and with purpose that it be taken as a genuine part of information or records belonging to or received or kept by, the government, the County of Essex, and the State of New Jersey, for information or record, or required by law to be kept by others for information of the government, that is, the said ANTONIO SANTANA, with purpose to defraud one or more residents of this State and/or the State of New Jersey, knowingly did change the votes of one or more residents of the State of New Jersey on their absentee ballots without their permission and did present those absentee ballots for filing, contrary to the provisions of N.J.S.A. 2C:28-7a(2), and against the peace of this State, the government and dignity of the same.

COUNT FOUR

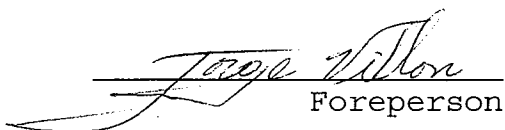
(Forgery - Fourth Degree)

ANTONIO SANTANA

between on or about October 1, 2007 and on or about November 30, 2007, at the City of Newark, in the County of Essex, elsewhere and within the jurisdiction of this Court, with the purpose to defraud or injure another, or with knowledge that he is facilitating a fraud or injury to be perpetrated by anyone, altered or changed a writing of another without authorization, that is, the said ANTONIO SANTANA knowingly altered or changed the writing of another without his/her permission, to wit: absentee ballots of one or more residents of the State of New Jersey, contrary to the provisions of N.J.S.A. 2C:21-1, and against the peace of this State, the government and dignity of the same.


Deborah Gramiccioni, Director,
Division of Criminal Justice

A TRUE BILL:


Foreperson

Dated: 03-23-09