

**FILED**

**MAY 11 2009**

**SUPERIOR COURT  
CLERK'S OFFICE**

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION - CRIMINAL

State Grand Jury

Number SGJ 571-09-26

Superior Court

Docket Number 09-05-00090-S

STATE OF NEW JERSEY )

v. )

HEDDI SUTHERLAND )

INDICTMENT

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

COUNT ONE

(Official Misconduct - Second Degree)

HEDDI SUTHERLAND

between on or about January 1, 2003, and on or about December 31, 2007, at the Township of Fairfield, in the County of Cumberland, elsewhere and within the jurisdiction of this Court, with purpose to obtain a benefit for herself or another or to injure or to deprive another of a benefit in excess of \$200, did commit an act relating to her official duties, knowing that such act was unauthorized or that she was committing such act in an unauthorized manner: that is, the said HEDDI SUTHERLAND, then and there being a public servant, to wit: Fairfield Township Tax Collector, having thereby the official functions and duties, among others, to process tax payments, to perform her duties in a legal and proper manner, to display good faith, honesty, and

integrity, and to be impervious to corrupting influences, with purpose to obtain a benefit for herself or another or to injure or to deprive another of a benefit in excess of \$200, did collect cash tax payments in the approximate amount of \$100,000 from Fairfield Township residents and retained the cash tax payments for her own benefit, knowing she was not entitled to the cash tax payments, contrary to the provisions of N.J.S.A. 2C:30-2a, and against the peace of this State, the government and dignity of the same.

COUNT TWO

(Theft by Failure to Make the Required Disposition-Second Degree)

HEDDI SUTHERLAND

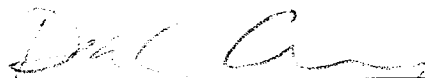
between on or about January 1, 2003, and on or about December 31, 2007, at the Township of Fairfield, in the County of Cumberland, elsewhere and within the jurisdiction of this Court, purposely did obtain property having a value of \$75,000 or more upon agreement or subject to a known legal obligation to make specified payment or other disposition and did deal with the property as her own and did fail to make the required payment or disposition, that is, the said HEDDI SUTHERLAND, purposely did obtain cash in the approximate amount of \$100,000 from Fairfield Township residents making cash tax payments, upon agreement or subject to a known legal obligation to deposit the cash tax payments into the Fairfield Township bank account, and did deal with the cash as her own and did fail to make the required deposit of the cash tax payments into the Fairfield Township bank account, contrary to the provisions of N.J.S.A. 2C:20-9, and N.J.S.A. 2C:20-2b(4), and against the peace of this State, the government and dignity of the same.

COUNT THREE

(Computer Theft - Second Degree)

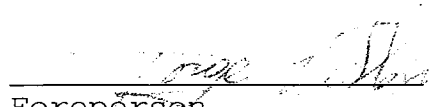
HEDDI SUTHERLAND

between on or about January 1, 2003, and on or about December 31, 2007, at the Township of Fairfield, in the County of Cumberland, elsewhere and within the jurisdiction of this Court, with the purpose to defraud, did access or attempt to access any data, data base, computer, computer storage medium, computer program, computer software, computer equipment, computer system or computer network, that is, the said HEDDI SUTHERLAND, with purpose to defraud the Fairfield Township residents, purposely altered the cash tax payments in the approximate amount of \$100,000 in the Fairfield Township computer, contrary to the provisions of N.J.S.A. 2C:20-25a, and against the peace of this State, the government and dignity of the same.



Deborah L. Gramiccioni, Director  
Division of Criminal Justice

A TRUE BILL:



Foreperson

Dated: 5-11-04

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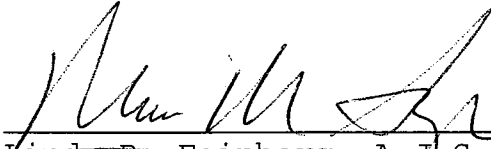
ORDER OF VENUE

HEDDI SUTHERLAND )

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

IT IS ORDERED on this *11<sup>th</sup>* day of *May*, 2009, pursuant to paragraph 8 of the State Grand Jury Act, that the County of Cumberland 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 Cumberland for filing.

  
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Linda R. Feinberg, A.J.S.C.

**Maria Marinari Syock, E.S.C. - P.J.Ch.**