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**SUPERIOR COURT
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SUPERIOR COURT OF NEW JERSEY
LAW DIVISION - CRIMINAL

State Grand Jury

Number SGJ600-10-1

Superior Court **11-02-00008-S**

Docket Number

STATE OF NEW JERSEY)

v.)

JAMES A. DELORENZO)

INDICTMENT

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

COUNT ONE

(Official Misconduct - Second Degree)

JAMES A. DELORENZO

between on or about January 21, 2008 and on or about August 30,
2009, at the City of Irvington, in the County of Essex,
elsewhere, and within the jurisdiction of this Court, the said
JAMES A. DELORENZO being a public servant, that is, a sworn
member of the New Jersey State Police with the rank of Detective
Sergeant First Class, having thereby the official functions and
duties, among others, to make true and correct electronic time-
keeping entries to the New Jersey State Police computerized "e-
Daily Reporting System," to abide by and follow the Standing
Operating Procedures of the New Jersey State Police, to follow

and enforce the laws of New Jersey, to conduct himself with undivided loyalty to his public trust, to refrain from activities and avoid conflicts of interest which interfere with the proper discharge of his duties, the said duties being imposed by law or clearly inherent in the nature of his office, to display good faith, honesty and integrity, and to be impervious to corrupting influences, and acting with a purpose to obtain a benefit for himself or others, did commit acts relating to his office but constituting an unauthorized exercise of his official functions, knowing that such acts were committed in an unauthorized manner, that is, the said JAMES A. DELORENZO did, on or about January 21, 2008, accept full-time employment with a secondary employer, an insurance company, for pecuniary gain while being concurrently employed as a sworn member of the New Jersey State Police, said employment with that secondary employer being without the knowledge or approval of the New Jersey State Police and in contravention of New Jersey State Police Standing Operating Procedures, and did, on diverse dates, knowingly perform work on behalf of a secondary employer for pecuniary gain during his New Jersey State Police tours of duty, and did, thereby, knowingly make false and fraudulent electronic time-keeping entries to the New Jersey State Police computerized "e-Daily Reporting System," 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

(Official Misconduct - Second Degree)

JAMES A. DELORENZO

between on or about January 21, 2008 and on or about August 30, 2009, at the City of Irvington, in the County of Essex, elsewhere, and within the jurisdiction of this Court, the said JAMES A. DELORENZO being a public servant, that is, a sworn member of the New Jersey State Police with the rank of Detective Sergeant First Class, having thereby the official functions and duties, among others, to utilize the equipment entrusted to him by the New Jersey State Police in a lawful and proper manner for the discharge of his official duties, to abide by and follow the Standing Operating Procedures of the New Jersey State Police, to follow and enforce the laws of New Jersey, to conduct himself with undivided loyalty to his public trust, to refrain from activities and avoid conflicts of interest which interfere with the proper discharge of his duties, the said duties being imposed by law or clearly inherent in the nature of his office, to display good faith, honesty and integrity, and to be impervious to corrupting influences, and acting with a purpose to obtain a benefit for himself or others, did commit acts relating to his office but constituting an unauthorized exercise of his official functions, knowing that such acts were committed in an unauthorized manner, that is, the said JAMES A. DELORENZO did, on

various dates and without authorization, utilize the New Jersey State Police motor vehicle assigned to him for the discharge of his official duties to conduct work, instead, on behalf of a secondary employer, an insurance company, for pecuniary gain, 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 THREE

(Official Misconduct - Second Degree)

JAMES A. DELORENZO

between on or about January 21, 2008 and on or about August 30, 2009, at the City of Irvington, in the County of Essex, elsewhere, and within the jurisdiction of this Court, the said JAMES A. DELORENZO being a public servant, that is, a sworn member of the New Jersey State Police with the rank of Detective Sergeant First Class, having thereby the official functions and duties, among others, to investigate allegations of criminal activity and prosecute those allegations within the Criminal Justice System, to abide by and follow the Standing Operating Procedures of the New Jersey State Police, to follow and enforce the laws of New Jersey, to conduct himself with undivided loyalty to his public trust, to refrain from activities and avoid conflicts of interest which interfere with the proper discharge of his duties, the said duties being imposed by law or clearly inherent in the nature of his office, to display good faith, honesty and integrity, and to be impervious to corrupting influences, and acting with a purpose to obtain a benefit for himself or others, or to injure or to deprive another of a benefit, did knowingly refrain from performing a duty which was imposed upon him by law or was clearly inherent in the nature of his office, that is, the said JAMES A. DELORENZO did, after

uncovering evidence of potential criminal activity while conducting work in furtherance of secondary employment, misrepresent to that secondary employer, an insurance company, that JAMES A. DELORENZO would refer the information to the Office of the Insurance Fraud Prosecutor for criminal investigation, when, in fact, JAMES A. DELORENZO, failed to do so for the benefit of concealing his unauthorized secondary employment from the State of New Jersey, Division of State Police, his primary employer, contrary to the provisions of N.J.S.A. 2C:30-2b, and against the peace of this State, the government and dignity of the same.

COUNT FOUR

(Official Misconduct - Second Degree)

JAMES A. DELORENZO

between on or about February 25, 2009 and February 27, 2009, at the Township of Frankford, in the County of Sussex, at the Township of Blairstown, in the County of Warren, elsewhere, and within the jurisdiction of this Court, the said JAMES A. DELORENZO being a public servant, that is, a sworn member of the New Jersey State Police with the rank of Detective Sergeant First Class, having thereby the official functions and duties, among others, to utilize the computer system of the New Jersey State Police, and official records contained therein, in a proper and lawful manner for the discharge of his official duties, to abide by and follow the Standing Operating Procedures of the New Jersey State Police, to follow and enforce the laws of New Jersey, to conduct himself with undivided loyalty to his public trust, to refrain from activities and avoid conflicts of interest which interfere with the proper discharge of his duties, the said duties being imposed by law or clearly inherent in the nature of his office, to display good faith, honesty and integrity, and to be impervious to corrupting influences, and acting with a purpose to obtain a benefit for himself or others, did commit acts

relating to his office but constituting an unauthorized exercise of his official functions, knowing that such acts were committed in an unauthorized manner, that is, the said JAMES A. DELORENZO did access the computer system of the New Jersey State Police and did obtain thereby an official New Jersey State Police Investigation Report, not in furtherance of his official duties but, instead, in furtherance of work he was conducting for pecuniary gain on behalf of a secondary employer, an insurance company, said Investigation Report containing information regarding acts of juvenile delinquency that is confidential and protected from unauthorized disclosure, pursuant to N.J.S.A. 2A:4A-60, and did release and disclose the said Investigation Report containing confidential information regarding acts of juvenile delinquency, without redactions, to that secondary employer, contrary to the provisions of N.J.S.A. 2C:30-2a and N.J.S.A. 2C:2-6, and against the peace of this State, the government and dignity of the same.

COUNT FIVE

(Pattern of Official Misconduct - Second Degree)

JAMES A. DELORENZO

between on or about January 21, 2008 and on or about August 30, 2009, at the City of Irvington, in the County of Essex, at the Township of Frankford, in the County of Sussex, at the Township of Blairstown, in the County of Warren, elsewhere, and within the jurisdiction of this Court, did commit two or more acts of Official Misconduct, in violation of N.J.S.A. 2C:30-2 and N.J.S.A. 2C:2-6, that is, the said JAMES A. DELORENZO, being then and there a public servant, that is, a sworn member of the New Jersey State Police with the rank of Detective Sergeant First Class, having thereby the official functions and duties, among others, to make true and correct electronic time-keeping entries to the New Jersey State Police computerized "e-Daily Reporting System," to utilize the equipment entrusted to him by the New Jersey State Police in a lawful and proper manner for the discharge of his official duties, to investigate allegations of criminal activity and prosecute those allegations within the Criminal Justice System, to utilize the computer system of the New Jersey State Police, and official records contained therein, in a proper and lawful manner for the discharge of his official duties, to abide by and follow the Standing Operating Procedures of the New Jersey State Police, to follow and enforce the laws of

New Jersey, to conduct himself with undivided loyalty to his public trust, to refrain from activities and avoid conflicts of interest which interfere with the proper discharge of his duties, the said duties being imposed by law or clearly inherent in the nature of his office, to display good faith, honesty and integrity, and to be impervious to corrupting influences, did commit two or more acts of official misconduct, at least one of which was a crime of the second degree, including, but not limited to, those acts and omissions described in Counts One through Four, which allegations are incorporated by reference as if fully set forth herein, contrary to the provisions of N.J.S.A. 2C:30-7 and N.J.S.A. 2C:2-6, and against the peace of this State, the government and dignity of the same.

COUNT SIX

(Computer Theft - Second Degree)

JAMES A. DELORENZO

on or about February 25, 2009, at the Township of Frankford, in the County of Sussex, elsewhere and within the jurisdiction of this Court, did purposely or knowingly and without authorization, or in excess of authorization, obtain, take, copy or use data, a data base, a computer program, computer software, personal identifying information, or other information stored in a computer, computer network, computer system, computer equipment or computer storage medium, the said data, data base, computer program, computer software or information being or containing governmental records or other information that is protected from disclosure by law, court order or rule of court, that is, the said JAMES A. DELORENZO, a sworn member of the New Jersey State Police with the rank of Detective Sergeant First Class, did solicit another sworn member of the New Jersey State Police, whose identity is known to the Grand Jurors, and having a rank subordinate to the said JAMES A. DELORENZO, to access the New Jersey State Police computer system, a computer data base, and, thereby, did obtain, take, copy or use an official New Jersey State Police Investigation Report, not in furtherance of the said JAMES A. DELORENZO's official duties but, instead, in furtherance of work he was conducting for pecuniary gain on behalf of a

secondary employer, an insurance company, said Investigation Report containing information regarding acts of juvenile delinquency that is confidential and protected from unauthorized disclosure, pursuant to N.J.S.A. 2A:4A-60, and did release and disclose the said Investigation Report containing confidential information regarding acts of juvenile delinquency, without redactions, to that secondary employer in furtherance of work he was conducting on behalf of that secondary employer for pecuniary gain, contrary to the provisions of N.J.S.A. 2C:20-25e, N.J.S.A. 2C:20-25g, and N.J.S.A. 2C:2-6, and against the peace of this State, the government and dignity of the same.

COUNT SEVEN

(Theft by Deception - Third Degree)

JAMES A. DELORENZO

between on or about January 21, 2008 and on or about August 30, 2009, at the City of Irvington, in the County of Essex, elsewhere, and within the jurisdiction of this Court, purposely did obtain from the State of New Jersey property having a value in excess of \$500, by deception, by creating or reinforcing the false impression that JAMES A. DELORENZO was conducting work in furtherance of his employment as a sworn member of the New Jersey State Police with the rank of Detective Sergeant First Class, contrary to the provisions of N.J.S.A. 2C:20-4, and against the peace of this State, the government and dignity of the same.

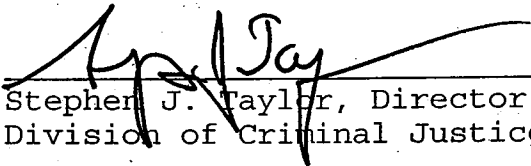
COUNT EIGHT

(Tampering with Public Records or Information - Third Degree)

JAMES A. DELORENZO

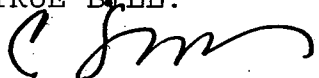
between on or about January 21, 2008 and on or about August 30, 2009, at the City of Irvington, in the County of Essex, elsewhere, and within the jurisdiction of this Court, did knowingly make a false entry in, or false alteration of, any record, document or thing belonging to, or received or kept by, the government for information or record, or required by law to be kept by others for information of the government, with purpose to defraud or injure another, that is, the said JAMES A. DELORENZO, a sworn member of the New Jersey State Police with the rank of Detective Sergeant First Class, did knowingly make false electronic time-keeping entries in the New Jersey State Police computerized "e-Daily Reporting System," records kept by the State of New Jersey, Division of State Police, for information or record, knowing the said information to be false, with the purpose to defraud or injure the State of New Jersey, Division of State Police, contrary to the provisions of N.J.S.A. 2C:28-7a1,

and against the peace of this State, the government and dignity
of the same.



Stephen J. Taylor, Director
Division of Criminal Justice

A TRUE BILL:



Deputy, Foreperson

Dated: 2/4/11

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STATE OF NEW JERSEY)

v.)


JAMES A. DELORENZO)

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 *4th* day of *February*, 2011, 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.


Pedro J. Jimenez, Jr. J.S.C.