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State of New Jersey:

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County of Morris

I, Detective Robert Herzog, having been duly sworn according to law, hereby deposes and says:

I am a Detective of the Roxbury Township Police Department and as such I am empowered to conduct investigations of and make arrests for the criminal offenses of attempted homicide (N.J.S.A. 2C:11-3; N.J.S.A. 2C:5-1); attempted Aggravated Assault (N.J.S.A. 2C:12-1b; N.J.S.A. 2C:5-1); Conspiracy to commit Homicide (N.J.S.A. 2C:5-2, 2C:11-3) and Conspiracy to commit Aggravated Assault (N.J.S.A. 2C:5-2, 2C:12-1b1).

On or about October 24, 2005, Officer Theil of the Dover Police Department responded to the Dover High School to meet with Vice Principal Rodriguez [Mr. Rodriguez]. Mr. Rodriguez advised Officer Theil that a student [S.G.] had reported to him that he [S.G.] had been approached by the defendant, Ms. Paula Seely-Minchala, and asked him to find someone to kill her ex-husband's girlfriend and to assault her ex-husband. According to S.G., Ms. Seely-Minchala expressly asked him to find a "hitman" capable of performing the above detailed acts.

Officer Theil was placed in contact with Detective Smith of the Roxbury Twp. Police Department to further the investigation. Detective Smith arranged to have S.G. come to the Roxbury Police Department along with his father. In the presence of and with the consent of his father, S.G., related to Detective Smith that Ms. Seely-Minchala had contacted him several weeks earlier and asked whether S.G. could arrange to put her in contact with a "hitman" in order to have her ex-husband's girlfriend killed and her ex-husband harmed. According to S.G., Ms. Seely-Minchala further related to him that she knew the "intricate details" of where the ex-husband and his current girlfriends could be located and the schedules they followed. S.G. further stated that Ms. Seely-Minchala stated she was willing to pay to have these acts done.

In an effort to corroborate S.G.'s statement, Detective Smith arranged to have S.G. contact Ms. Seely-Minchala to discuss these arrangements furher. This call was made in the presence of S.G.'s father and with his consent. The call was allowed to be overheard by Detective Smith During the call, Ms. Seely-Minchala confirmed that she wanted S.G., to put her in contact with a "hitman" and asked S.G. what the contact persons name would be so she would recognize him when he called her. S.G. was instructed by the law enforcement officers to reply that "Carlos" would be contacting her to further arrange her request.

On or about October 26, 2005, Officer Valdes of the Roxbury Twp. Police Department contacted Ms. Seely-Minchala in an undercover capacity acting as "Carlos", the contact person to the prospective hitman she had asked S.G. to arrange. During the phone call, Ms. Seely-Minchala confirmed that she still wanted someone to "take care of" what she asked S.G., to arrange, however she needed to arrange her finances first. Officer

Valdes acknowledged Ms. Seely-Minchala and stated that his person who does this would contact her soon.

On or about November 1, 2005, State Investigator Richard Nocella of the New Jersey Division of Criminal Justice acting in an undercover capacity contacted Ms. Seely-Minchala acting as the "hitman" she had been seeking to hire. SI Nocella reported that during his conversation with Ms. Seely-Minchala she affirmed she "still needed that thing done" that she had discussed with "Carlos" (Officer Valdes), but again she needed to get her finances in order. SI Nocella replied that was fine because he would need time to make the necessary plans on his end. SI Nocella advised her that he would be in contact the next week.

On or about November 14, 2005, SI Nocella contacted Ms. Seely-Minchala to further discuss her request at which time she advised it was not a good time to speak and that she would contact SI Nocella when she could speak.

On November 15, 2005, Ms. Seely-Minchala contacted SI Nocella at the number he had provided her. Ms. Seely-Minchala claimed to be free to talk and stated that the "problem she needed to have solved, someone had taken care of it already." SI Nocella stated to her then their business was concluded and she longer needed SI Nocella's services.

Not being certain whether Ms. Seely-Minchala had made other arrangements to have her estranged husband harmed and his girlfriend killed, arrangements were made to locate the estranged husband F.M., and his girlfriend G.L.P. to determine their safety. It was determined they were safe, however, F.M. stated that Ms. Seely-Minchala, to whom he is stilled legally married but estranged, had made statements to him over the past year that she was "going to get him" and that he should "watch his back." According to F.M., the most recent occasion of such threat was approximately two weeks ago (during the period described herein) wherein Ms. Seely-Minchala advised him to "watch his back."

On November 15, 2005, Ms. Sealy-Minchala was arrested and during a post *Miranda* interview, Ms. Seely-Minchala was advised that her conversations about soliciting a "hitman" had been recorded to which she acknowledged having spoken to a "Richie" (SI Nocella acting in undercover capacity) although, she never asked anyone to "do anything, nor did she hire anyone to do anything."