

POLICE CASE NO.
2008-08281
COURT
Superior
COUNTY OF
Hudson / Morris
COURT CODE NUMBER
COURT DOCKET NUMBER(S)
C-

The State of New Jersey

W400599

vs.

Defendant / Alias Nunzio Lagrasso

Address 250 Ridgedale Avenue

SS No.

City, State Florham Park, New Jersey

Date of birth 11/06/1950

Date of arrest

Number of co-defendants

Dr. Lic. #

SBI No.

COMPLAINT

Complainant: Det. Brian Bruton

of NJ Division of Criminal Justice

Residing at One Apollo Drive, Whippany, NJ 07981

Upon oath says that, to the best of (his) (her) knowledge, information and belief, the named defendant on or about the

day of , 19 , in the of County of N.J.

did; within the jurisdiction of this Court did commit the offense of theft by extortion by purposely and unlawfully obtaining the property of another by threatening to take or withhold action as an official, specifically by as a union official of the ILA obtaining directly and indirectly through others monetary payments from ILA members for the taking or withholding of official action related to the union employment or association of those members, in violation of NJS 2C:20-5/NJS 2C:2-6 - second degree

within the jurisdiction of this Court, unlawfully did solicit and accept a benefit, to wit United States currency as consideration for knowingly violating or agreeing to violate a duty of fidelity to which he was subject as a labor official and thereby deriv a benefit, specifically by Nunzio LaGrasso's use of his ILA union official position to solicit and accept monies from ILA members as consideration for knowingly violating a duty of fidelity, and thereby deriving a benefit in excess of \$1,000, in violation of NJS 2C:21-10/NJS 2C:2-6 - third degree.

Charge Number 1 N.J.S. NJS 2C:20-5/NJS 2C:2-6 Charge Number 2 N.J.S. NJS 2C:21-10/NJS 2C:2-6 Charge Number 3 N.J.S.
Charge Number 1 As Amended N.J.S. Charge Number 2 As Amended N.J.S. Charge Number 3 As Amended N.J.S.

Subscribed and sworn to before me this 21 day of Sep 19
Signed (NAME AND TITLE OF PERSON ADMINISTERING OATH) Signed (COMPLAINANT)

To any peace officer or other authorized person: Pursuant to this warrant, you are hereby commanded to arrest the named defendant and bring (him) (her) forthwith before this court to answer the foregoing complaint.

Bail has been fixed by (Specify conditions of release, e.g. R.O.R.)
Date Warrant issued

Court Appearance Date Time (AM) (PM) SIGNATURE OF JUDGE OR CLERK

COURT ACTION (Wherein judgment or Conditional Discharge is entered in this court)													
CHARGES	WAIVER UNIT / JURY	PLEA	DATE OF PLEA	ADJUDICATION OR COND. DISCH.	DATE	COND. DISCHARGE TERM	JAIL TERM	SUSP.	FINE	SUSP.	COSTS	SUSP.	PROBATION TERM
Number 1													
Number 2													
Number 3													

OTHER COURT ACTION Total DEDR Penalty Amount: Total Violent Crimes Penalty Amount:
DATE DEFENDANT DISCHARGED AS TO PROBABLE CAUSE, PROSECUTION GIVEN PRIOR NOTICE. Total Lab Fee Restitution DL Susp. Institution to Which Sentenced
DATE COMPLAINT REFERRED TO PROSECUTOR. Community Service Conditional Disch. Fee JAIL TIME CREDIT
OTHER (specify)

BAIL INFORMATION
DATE 4/21/10 AMOUNT BAIL SET REL. ON BAIL R - O - R COMMITTED DEFAULT COMMITTED WITHOUT BAIL PLACE COMMITTED
SURETY COMPANY - PERSON POSTING BAIL - RELEASED IN CUSTODY OF - ADDRESS

PROSECUTING ATTORNEY AND DEFENSE COUNSEL INFORMATION
PROSECUTING ATTORNEY NONE STATE COUNTY MUNICIPAL OTHER DEFENSE COUNSEL NONE RETAINED PUBLIC DEFENDER ASSIGNED OTHER

MISCELLANEOUS INFORMATION
List Companion CDR numbers (Including Co-defendants).

POLICE CASE NO.
08 08281
COURT
Superior
COUNTY OF
Hudson / Morris
COURT CODE NUMBER
COURT DOCKET NUMBER(S)
C-

The State of New Jersey

W400023

VS.

Defendant / Alias Rocco Ferrandino

Address 5 Silverside Road

SS No.

City, State Lakewood, NJ

Date of birth 02/21/42

Date of arrest

Number of co-defendants

Dr. Lic. #

SBI No.

COMPLAINT

Complainant: Det. Brian Bruton

(NAME OF COMPLAINANT)

of New Jersey Division of Criminal Justice

(IDENTIFY DEPARTMENT OR AGENCY REPRESENTED)

Residing at One Apollo Dr. Whippany, NJ 07981

(ADDRESS OF PRIVATE CITIZEN COMPLAINANT)

Upon oath says that, to the best of (his) (her) knowledge, information and belief, the named defendant on or about the

MUNICIPAL CODE NO.

County of N.J.

did;

within the jurisdiction of this Court, committed the offense of theft by extortion by purposely and unlawfully obtaining the property of another by threatening to take or withhold action as an official, specifically by aiding a union official of the ILA obtaining directly and indirectly through other monetary payments from ILA members for the taking or withholding of official action related to the union employment or association of those members, in violation of NJS 2C:20-5/ NJS 2C:2-6, a crime of the second degree

within the jurisdiction of this Court, unlawfully did solicit and accept a benefit, to wit United States Currency as a consideration for knowingly violating or agreeing to violate or aided another in violating a duty of fidelity to which the other was subject to as a labor official and thereby derive a benefit, specifically by aiding Nunzio Lagrasso in using his ILA union official position to solicit and accept monies from ILA members as consideration for knowingly violating a duty of fidelity and thereby deriving a benefit in excess of \$1000, in violation of NJS 2C:21-10/NJS 2C:2-6, a crime of the third degree

Charge Number 1 N.J.S. NJS 2C:20-5/2C:2-6	Charge Number 2 N.J.S. NJS 2C:21-10/NJS 2C:2-6	Charge Number 3 N.J.S.
Charge Number 1 As Amended N.J.S.	Charge Number 2 As Amended N.J.S.	Charge Number 3 As Amended N.J.S.

Subscribed and sworn to before me this

day of

Signed

(NAME AND TITLE OF PERSON ADMINISTERING OATH)

Signed

(COMPLAINANT)

To any peace officer or other authorized person: Pursuant to this warrant, you are hereby commanded to arrest the named defendant and bring (him) (her) forthwith before this court to answer the foregoing complaint.

Bail has been fixed by

Date Warrant Issued

Court Appearance Date

Time

(AM) (PM)

SIGNATURE OF JUDGE OR CLERK

COURT ACTION (Wherein Judgment or Conditional Discharge is entered in this court)														
CHARGES	WAYVER IND. / JURY	PLEA	DATE OF PLEA	ADJUDICATION OR COND. DISCH.	DATE	COND. DISCHARGE TERM	JAIL TERM	SUSP.	FINE	SUSP.	COSTS	SUSP.	PROBATION TERM	SUSP.
Number														
Number														
Number														
OTHER COURT ACTION				Total DEDR Penalty Amount:				Total Violent Crimes Penalty Amount:						
DATE	DEFENDANT DISCHARGED AS TO PROBABLE CAUSE, PROSECUTOR GIVEN PRIOR NOTICE			Total Lab Fee		Restitution		DL. Susp.		Institution to Which Sentenced				
DATE	COMPLAINT REFERRED TO PROSECUTOR			Community Service		Conditional Disch. Fee				JAIL TIME CREDIT				
OTHER (specify)														

BAIL INFORMATION					
DATE	AMOUNT BAIL SET	REL. ON BAIL	R - O - R	COMMITTED DEFAULT	PLACE COMMITTED
4/21/10					
SURETY COMPANY - PERSON POSTING BAIL - RELEASED IN CUSTODY OF - ADDRESS					

PROSECUTING ATTORNEY AND DEFENSE COUNSEL INFORMATION									
PROSECUTING ATTORNEY	NONE	STATE	COUNTY	MUNICIPAL	OTHER	DEFENSE COUNSEL	NONE	RETAINED	PUBLIC DEFENDER

MISCELLANEOUS INFORMATION	
List Companion CDR numbers (including Co-defendants).	

JUDGE

DATE

POLICE CASE NO.
2008-08281

COURT
Superior

COUNTY OF
Hudson / Morris N.J.

COURT CODE NUMBER

COURT DOCKET NUMBER(S)
C-

The State of New Jersey

W400019

vs.

Defendant / Alias Alan Marfia

Address 150 South 25th Street

SS No.

City, State Kenilworth, New Jersey

Date of birth 06/19/1971

Date of arrest

Number of co-defendants

Dr. Lic. #

SBI No.

COMPLAINT

Complainant: Det. Brian Bruton

(NAME OF COMPLAINANT)

of NJ Division of Criminal Justice

(IDENTIFY DEPARTMENT OR AGENCY REPRESENTED)

Residing at One Apollo Drive, Whippany, NJ 07981

(ADDRESS OF PRIVATE CITIZEN COMPLAINANT)

Upon oath says that, to the best of (his) (her) knowledge, information and belief, the named defendant on or about the

_____ day of _____, 19____, in the _____ of _____

MUNICIPAL CODE NO.

County of _____ N.J.

did;

within the jurisdiction of this Court, and as a public servant, committed an act related to his office but constituting an unauthorized exercise of his official functions with the purpose to obtain a benefit for himself or another knowing that such act was unauthorized or committed in an unauthorized manner, specifically by using his position as a sworn law enforcement officer of the Newark Police Department to gain access to official government databases in an effort to determine the identity/nature of certain undercover law enforcement vehicles that were then part of an active undercover law enforcement investigation for the purpose of sharing that information with non-law enforcement individuals who were not authorized to receive that information including but not limited to some of the targets of the undercover investigation, in violation of NJS 2C:30-2, a crime of the second degree.

Charge Number 1 N.J.S. NJS 2C: 30-2	Charge Number 2 N.J.S.	Charge Number 3 N.J.S.
Charge Number 1 As Amended N.J.S.	Charge Number 2 As Amended N.J.S.	Charge Number 3 As Amended N.J.S.

Subscribed and sworn to before me this _____ day of _____, 19____

Signed _____

(NAME AND TITLE OF PERSON ADMINISTERING OATH)

Signed _____

(COMPLAINANT)

To any peace officer or other authorized person: Pursuant to this warrant, you are hereby commanded to arrest the named defendant and bring (him) (her) forthwith before this court to answer the charges against him.

Bail has been fixed at _____

Date Warrant issued _____

Court Appearance Date _____

Time _____

(AM) (PM)

SIGNATURE OF JUDGE OR CLERK

COURT ACTION (Wherein Judgment or Conditional Discharge is entered in this court)													
CHARGES	WAIVER (NOT. / JURY)	PLEA	DATE OF PLEA	ADJUDICATION OR COND. DISCH.	DATE	COND. DISCHARGE TERM	JAIL TERM	FINES	SUSP.	COSTS	SUSP.	PROMOTION TERM	SUSP.
Number 1													
Number 2													
Number 3													

OTHER COURT ACTION		Total DEDR Penalty Amount:		Total Violent Crimes Penalty Amount:	
DATE	DEFENDANT DISCHARGED AS TO PROBABLE CAUSE, PROSECUTOR GIVEN PRIOR NOTICE	Total Lab Fee	Restitution	DL. Susp.	Institution to Which Sentenced
DATE	COMPLAINT REFERRED TO PROSECUTOR	Community Service	Conditional Disch. Fee	JAIL TIME CREDIT	

OTHER (specify) _____

BAIL INFORMATION						
DATE	AMOUNT BAIL SET	REL. ON BAIL	R.O. - R	COMMITTED DEFAULT	COMMITTED WITHOUT BAIL	PLACE COMMITTED
4/21/10						

SURETY COMPANY - PERSON POSTING BAIL - RELEASED IN CUSTODY OF - ADDRESS _____

PROSECUTING ATTORNEY AND DEFENSE COUNSEL INFORMATION											
PROSECUTING ATTORNEY	NONE	STATE	COUNTY	MUNICIPAL	OTHER	DEFENSE COUNSEL	NONE	RETAINED	PUBLIC DEFENDER	ASSIGNED	OTHER

MISCELLANEOUS INFORMATION

List Companion CDR numbers (Including Co-defendants).

JUDGE

DATE

POLICE CASE NO.
2008-08281
COURT
Superior
COUNTY OF
Hudson / Morris
COURT CODE NUMBER
COURT DOCKET NUMBER(S)
C-

The State of New Jersey

W400597

vs.

Defendant / Alias Joseph Queli

Address 2808 Concord Drive

SS No.

City, State Wall, New Jersey

Date of birth 09/06/1946

Date of arrest

Number of co-defendants

Dr. Lic. #

SBI No.

COMPLAINT

Complainant: Det. Brian Bruton

of NJ Division of Criminal Justice

Residing at One Apollo Drive, Whippany, NJ 07981

Upon oath says that, to the best of (his) (her) knowledge, information and belief, the named defendant on or about the

day of , 19 , in the of County of N.J.

within the jurisdiction of this Court, without being authorized or permitted by law to do so, loan directly or indirectly money in various amounts at a rate exceeding the maximum rate permitted by law or collecting monies as interest on said loans, specifically by extending loans and collecting interest at rates between 78 and 156% per year and collecting monies as payment for said interest, in violation of NJSA 2C:21-19/NJSA 2C:2-6 within the jurisdiction of this Court, did knowingly transport or possess property known or which a reasonable person would believe to be derived from criminal activity or did engage in a transaction involving such property with the intent to facilitate or promote the criminal activity, specifically by collecting U.S. Currency as payment for the interest on usurious loans in violation of NJSA 2C: 21-25/NJSA 2C: 2-6

Prob Cause based upon indictment

Charge Number 1 N.J.S. 2C:21-19 / 2C:2-6 Charge Number 1 As Amended N.J.S.	Charge Number 2 N.J.S. 2C:21-25/2C:2-6 Charge Number 2 As Amended N.J.S.	Charge Number 3 N.J.S. Charge Number 3 As Amended N.J.S.
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Subscribed and sworn to before me this 21 day of April 19 10.

Signed [Signature]
(NAME AND TITLE OF PERSON ADMINISTERING OATH)

Signed [Signature]
(COMPLAINANT)

To any peace officer or other authorized person: Pursuant to this warrant, you are hereby commanded to arrest the named defendant and bring (him) (her) forthwith before this court to answer the foregoing complaint.

Bail has been fixed by [Signature]
Date Warrant issued [Signature]
(Specify conditions of release, e.g. R.O.R.)

Court Appearance Date Time (AM) (PM)

COURT ACTION (Wherein judgment or Conditional Discharge is entered in this court)													
CHARGES	WARRANT / ARREST	PLEA	DATE OF PLEA	ADJUDICATION OR COND. DISCH.	DATE	COND. DISCHARGE TERM	JAIL TERM	SUSP.	FINE	SUSP.	COSTS	SUSP.	PROBATION TERM
Number 1													
Number 2													
Number 3													

OTHER COURT ACTION		Total DEDR Penalty Amount:		Total Violent Crimes Penalty Amount:	
DATE	DEFENDANT DISCHARGED AS TO PROBABLE CAUSE, PROSECUTOR GIVEN PRIOR NOTICE	Total Lab Fee	Restitution	DL. Susp.	Institution to Which Sentenced
DATE	COMPLAINT REFERRED TO PROSECUTOR	Community Service	Conditional Disch. Fee	JAIL TIME CREDIT	
OTHER (specify)					

BAIL INFORMATION						
DATE	AMOUNT BAIL SET	REL. ON BAIL	R - O - R	COMMITTED WITHOUT BAIL	PLACE COMMITTED	
4/21/10						
SURETY COMPANY - PERSON POSTING BAIL - RELEASED IN CUSTODY OF - ADDRESS						
[Signature]						

PROSECUTING ATTORNEY AND DEFENSE COUNSEL INFORMATION									
PROSECUTING ATTORNEY	NONE	STATE	COUNTY	MUNICIPAL	OTHER	DEFENSE COUNSEL	NONE	RETAINED	PUBLIC DEFENDER

MISCELLANEOUS INFORMATION	
List Companion CDR numbers (Including Co-defendants).	

JUDGE

DATE

POLICE CASE NO.
2008-08281
COURT
Superior
COUNTY OF
Hudson / Morris N.J.
COURT CODE NUMBER
COURT DOCKET NUMBER(S)
C-

The State of New Jersey

W400017

vs.

Defendant / Alias
Address
City, State
Date of birth
Date of arrest
SS No.

Number of co-defendants Dr. Lic. # SBI No.

COMPLAINT

Complainant: Det. Brian Bruton of NJ Division of Criminal Justice
(NAME OF COMPLAINANT) (IDENTIFY DEPARTMENT OR AGENCY REPRESENTED)
Residing at One Apollo Drive, Whippany, NJ 07981
(ADDRESS OF PRIVATE CITIZEN COMPLAINANT)
Upon oath says that, to the best of (his) (her) knowledge, information and belief, the named defendant on or about the
day of , 19 , in the of , County of N.J.

did;
within the jurisdiction of this Court, without being authorized or permitted by law to do so, loan directly or indirectly money in various amounts at a rate exceeding the maximum rate permitted by law or collecting monies as interest on said loans, specifically by extending loans and collecting interest at rates between 78 and 156% per year and collecting monies as payment for said interest, in violation of NJSA 2C:21-19/NJSA 2C:2-6

within the jurisdiction of this Court, did knowingly transport or possess property known or which a reasonable person would believe to be derived from criminal activity or did engage in a transaction involving such property with the intent to facilitate or promote the criminal activity, specifically by collecting U.S. Currency as payment for the interest on usurious loans in violation of NJSA 2C: 21-25/NJSA2C: 2-6

PC based on unattached affidavit

Charge Number 1 N.J.S. 2C:21-19/2C:2-6	Charge Number 2 N.J.S. 2C:21-25/2C:2-6	Charge Number 3 N.J.S.
Charge Number 1 As Amended N.J.S.	Charge Number 2 As Amended N.J.S.	Charge Number 3 As Amended N.J.S.

Subscribed and sworn to before me this 21 day of April, 19 10
Signed [Signature] Signed [Signature]
(NAME AND TITLE OF PERSON ADMINISTERING OATH) (COMPLAINANT)

To any peace officer or other authorized person: Pursuant to this warrant, you are hereby commanded to arrest the named defendant and bring (him) (her) forthwith before this court to answer the pending complaint.

Bail has been fixed by [Signature] in the sum of \$10,000 or its equivalent.
(Specify conditions of release, e.g. R.O.R.)

Date Warrant Issued 4/21/10
Court Appearance Date Time (AM) (PM) SIGNATURE OF JUDGE OR CLERK [Signature]

COURT ACTION (Wherein judgment or Conditional Discharge is entered in this court)													
CHARGES	WARRANT	PLEA	DATE OF PLEA	ADJUDICATION OR COND. DISCH.	DATE	COND. DISCHARGE TERM	JAIL TERM	SUSP.	FINE	SUSP.	COSTS	SUSP.	PROBATION TERM
Number 1													
Number 2													
Number 3													

OTHER COURT ACTION
DATE 4/21/10 DEFENDANT DISCHARGED AS TO PROBABLE CAUSE, PROSECUTOR GIVEN PRIOR NOTICE
DATE 4/21/10 COMPLAINT REFERRED TO PROSECUTOR
Total DEDR Penalty Amount: Total Lab Fee Restitution DL. Susp. Institution to Which Sentenced
Community Service Conditional Disch. Fee JAIL TIME CREDIT
OTHER (specify)

BAIL INFORMATION
DATE 4/21/10 AMOUNT BAIL SET \$10,000 REL. ON BAIL 1 R - O - R 2 COMMITTED WITHOUT BAIL 3 PLACE COMMITTED 4
SURETY COMPANY - PERSON POSTING BAIL - RELEASED IN CUSTODY OF - ADDRESS [Signature]

PROSECUTING ATTORNEY AND DEFENSE COUNSEL INFORMATION
PROSECUTING ATTORNEY NONE STATE COUNTY MUNICIPAL OTHER DEFENSE COUNSEL NONE RETAINED FINE & ORDER ASSIGNED OTHER

MISCELLANEOUS INFORMATION
List Companion CDR numbers (including Co-defendants).

COPY

STATE OF NEW JERSEY)

SS.

AFFIDAVIT IN SUPPORT OF ARREST

COUNTY OF HUDSON)

I, Brian Bruton, of full age, being duly sworn upon my oath, deposes and says:

1. I am a detective employed by the New Jersey Attorney General's Office - Division of Criminal Justice, Gangs-Organized Crime Unit. As such, I am a law enforcement officer empowered to conduct investigations of and make arrests for all criminal violations of the State of New Jersey.
2. Since on or about February 2009, members of this agency, along with law enforcement members of the Waterfront Commission have actively participated in an investigation concerning the criminal activities of an unlawful enterprise operating within and throughout the ports of the New Jersey and New York waterfronts. I am the detective principally responsible for the investigation.
3. A confidential informant [CI] who has given reliable information subject to independent corroboration, provided information regarding an illegal payment scheme being conducted by the enterprise that is the focus of this investigation. The CI advised that he/she has first hand knowledge of and interaction with other members of the enterprise participating in the scheme. According to the CI, the illicit scheme operated by those managing the enterprise required certain employees of the International Longshoreman's Association [ILA] at the port of New Jersey to make a yearly monetary payment to ILA union officials on behalf of and for the benefit of the enterprise. The CI advised this yearly payment is directly related to the actions the ILA union officials would take affecting the favorable labor treatment of the ILA members making the payments; including but not limited to maintaining or improving working positions and overtime availability.
4. The CI stated he/she first received a Container Royalty Check¹ several years ago, at which time he/she was directed by Nunzio LaGrasso to pay a portion of those monies [several hundred dollars] to him [LaGrasso]. The CI stated he paid those monies directly to LaGrasso. The CI initially asked LaGrasso why he had to pay, to which LaGrasso purportedly told the CI, "this isn't my money." The CI understood that to mean LaGrasso was collecting monies on behalf of some other individual/entity which I believe based upon my training and experience, was the enterprise that is also the subject of this investigation. The CI further advised that LaGrasso told him/her the payment was for favorable labor treatment, which the CI understood to mean preferable shifts, overtime, etc. The CI also related it was his understanding at that time that "everyone" at the port was making similar payment.

¹ I know from this investigation that a Container Royalty Check is an annual payment received by ILA members much like a "bonus" that is tied generally to the level of commercial activity at the Port for the given year along with ILA seniority.

5. The CI stated he/she continued to pay a portion of the Container Royalty Check in the next year indirectly to LaGrasso through another ILA member. The year thereafter, the CI stated once again he/she made the payment directly to LaGrasso at the union hall of Local 1478-2, located at 30 Hennessey Street, Newark, and he/she also brought with him the Container Royalty payments of two other ILA members that he had given to LaGrasso.
6. The CI advised in 2008, he made his payment indirectly to LaGrasso through another ILA member, Rocco Ferrandino - - a timekeeper at Maher Terminal in Port Newark/Elizabeth. Subsequent to the CI providing the monies to Ferrandino to deliver to LaGrasso, the CI and Ferrandino had a conversation concerning the payment. This conversation occurred during late November - early December, and was recorded [N.J.S.A. 2A:156A-4c]. Their conversation corroborated Ferrandino accepted the CI's the payment of the portion of the Container Royalty Check and had given it to LaGrasso. Further, the CI and Ferrandino discussed the return to work of an ILA member that had more seniority than the CI and what effect that would have on the CI's hours. Ferrandino advised the CI not to worry about what might happen in the future regarding his hours, prompting the CI to question Ferrandino about turning his/her "thing in . . . Christmas," which was a reference to the yearly payment to LaGrasso. The CI next described to Ferrandino that he/she would have to "triple it this time, if that . . . takes my . . . takes my job you know," meaning the CI believed he/she would have to triple his/her payment to continue his/her work assignment if the ILA member with seniority returned to work - to which Ferrandino advised the CI he/she had nothing to worry about.
7. In December 2009, a recorded consensual conversation between Nunzio LaGrasso and the CI further corroborated LaGrasso's involvement in and control of the collection for the yearly Container Royalty payment. In their conversation, the CI asked LaGrasso about the payment and LaGrasso confirmed that he had received the CI's payment from another individual. The CI confirmed his/her payment this year was made indirectly through another ILA member.
8. Shortly after the recorded conversation with LaGrasso described in paragraph 7, the CI engaged in a consensual conversation with the person LaGrasso acknowledged had given him the CI's payment. The person responsible for collecting the CI's monies recalled and corroborated the amount of money [\$700] paid on behalf of the CI and that it was given to LaGrasso as the yearly payment.
9. On December 28, 2009, a search warrant was executed upon the persons and vehicles of Nunzio Lagrasso and co-conspirator Rocco Ferrandino. The facts and circumstances supporting those searches are contained in my sworn testimony to this Court and are incorporated herein as if set forth in full. During this search warrant, approximately \$ 10,000 in United States currency was recovered from the person of Nunzio LaGrasso.
10. A subsequent sworn recorded statement provided by a cooperating witness detailed his/her


direct first hand knowledge of and interaction with LaGrasso related to the yearly payment scheme concerning the Container Royalty checks. According to the cooperating witness, in 2009 he/she directly handed monies in excess of \$ 2800 to LaGrasso representing money collections from four [4] ILA members. The cooperating witness also indicated the yearly payment to LaGrasso is initiated when ILA members receive their Container Royalty payment check. The cooperating witness indicated that he/she has been providing this yearly payment to LaGrasso, either directly or indirectly through other ILA members, for at least five years and perceived the payment was necessary for maintaining his/her level of employment at the port, which in part is affected by ILA union officials.

11. I believe the foregoing demonstrates the conscious objective by LaGrasso as an official of the ILA to obtain, directly and indirectly through Ferrandino, the property - namely monies - from ILA members for the taking or withholding of official action related to the union employment of those members contrary to the provisions of N.J.S.A. 2C:20-5 and N.J.S.A. 2C:2-6. Moreover, I believe the actions demonstrates LaGrasso's direct and indirect - through Ferrandino - solicitation and acceptance of monies as consideration for knowingly violating or agreeing to violate a duty of fidelity to which LaGrasso was subject to as a union official within the ILA, thereby deriving a benefit in excess of \$1,000, contrary to the provisions of N.J.S.A. 2C:21-10 and N.J.S.A. 2C:2-6.
12. In a separate aspect of the investigation, I have probable cause to believe that Nunzio LaGrasso used his relationship with a Newark Police Officer to determine the existence of an ongoing official investigation. Throughout the investigation, physical surveillance was conducted on an almost daily basis at or near the ILA offices of LaGrasso. These surveillance efforts were critical to obtaining evidence of the transactions concerning the offenses charged herein and supported various applications to this Court. On or about August 24, 2009, Nunzio LaGrasso contacted his nephew, Alan Marfia - a Newark Police Officer, for the purposes of determining the nature/identity of vehicles operating in and around LaGrasso's ILA union offices located at 30 Hennessey St. Newark, N.J. On that date, two [2] undercover vehicles were being operated in the area of the ILA offices in Newark by members law enforcement officers assigned to this investigation. At approximately 1:57 p.m., the Newark Police Department data terminals ran the license plates of one of the vehicles; while the license plates of the second vehicle were run at 9:41 and 9:43 p.m. At approximately 1:57 p.m., both surveillance vehicles [including the one that had plates run at that time] were in fact maintaining a position at or near the ILA offices. Those vehicles were no where near the Newark vicinity at 9:40 p.m., when the second surveillance vehicle had plates run twice by Newark Police data terminals.
13. A trace of one of the license plate look-ups revealed it was run by a particular Newark Police Officer other than Marfia. That Officer subsequently provided a sworn statement indicating he was contacted by Alan Marfia - whom he knew for years having previously been employed as a longshoreman with Marfia in a job obtained through Nunzio LaGrasso. The Officer stated he was contacted by Marfia and asked to run the license plate which he did and

returned the information to Marfia. The Officer added he believed Marfia's request to be odd in that Marfia was in the patrol division and could have run the plate more easily than the Officer who was assigned to a division that did not customarily run license plates. A review of the Officer's wireless telephone records corroborate telephone contact by Marfia's known telephone on August 24, 2009.

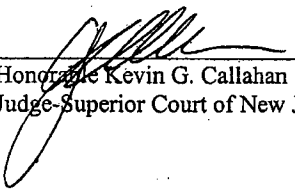
14. Alan Marfia is employed as a sworn police officer in the Newark, NJ police department assigned to patrol in the 3rd Precinct. I spoke with Alan Marfia about conducting the license plate check on the surveillance vehicles on August 24, 2009. Marfia acknowledged that he did cause other officers to access the Newark Police Department official computers for the purpose of running the license plates.
15. Alan Marfia's act of accessing the Newark Police Department data terminals for the purpose of learning the nature/identity of vehicles was an act relating to his office as a sworn law enforcement officer but constituted an unauthorized exercise of his official functions, and Marfia knew said action was committed in an unauthorized manner for the purpose of obtaining a benefit for himself or another, contrary to N.J.S.A. 2C:30-2 - a crime of the second degree.

WHEREFORE, it is respectfully requested that the Court authorize the filing of the complaint-warrants accompanying this affidavit.



Det. Brian Bruton, 1737
New Jersey Division of Criminal Justice

Sworn and subscribed to
before me this 21 day of
April 2010.



Honorable Kevin G. Callahan
Judge-Superior Court of New Jersey

COPY

STATE OF NEW JERSEY)

SS.

AFFIDAVIT IN SUPPORT OF ARREST

COUNTY OF HUDSON)

I, Brian Bruton, of full age, being duly sworn upon my oath, deposes and says:

1. I am a detective employed by the New Jersey Attorney General's Office - Division of Criminal Justice, Gangs Organized Crime Unit. As such, I am a law enforcement officer empowered to conduct investigations of and make arrests for all criminal violations of the State of New Jersey.

2. Since on or about February 2009, members of this agency, along with law enforcement members of the Waterfront Commission have actively participated in an investigation concerning the criminal activities of an unlawful enterprise operating within and throughout the ports of the New Jersey and New York waterfronts. I am the detective principally responsible for the investigation.

3. A component of the investigation consisted of allegations concerning the extension of usurious loans ["loansharking"] by Joseph Queli. The individuals to whom Queli was purportedly extending the usurious loans were principally employed as longshoremen at the ports of New York and New Jersey and members of the International Longshoremen's Association [ILA].

4. In furtherance of the investigation, during the month of February 2009, a confidential informant [CI] who has given reliable information subject to independent corroboration, provided information regarding his/her direct interaction with Joseph Queli concerning a usurious loan he/she was indebted to Queli for. During the course of this investigation, the CI has consensually recorded [N.J.S.A. 2A:156A-4c] conversations with Joseph Queli while engaged in making regular weekly payments of United States Currency to him. These payments included the usurious interest being charged by Queli. Additionally, the CI has recorded in excess of twenty [20] payments made directly to Joseph Queli. According to the CI, Joseph Queli requires the weekly payment of "two points" interest for the loan; a rate equivalent to 104% per year. In addition to the CI, the investigation has been able to obtain the sworn statement of three [3] other individuals - two of whom are members of the ILA who detail their own usurious loan obligations to Queli with interest rates between 1 1/2 and 3 points per week [78% to 156% per year] and their direct payment of United States currency to Queli in furtherance thereof. I also have an additional statement from an individual who is an ILA member who advised he/she had a usurious loan with Queli within the last 18 months that was at 2 points per week [104% per year] and that he/she made direct payments

of interest in United States currency to Queli in furtherance thereof. The monies paid directly to Queli in the aggregate as described by the individuals in this paragraph were in the approximate amount of \$20,000.

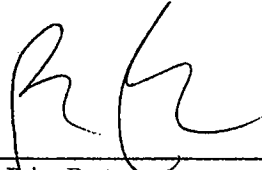
5. Moreover, on several occasions, the CI discussed in paragraph 4 was instructed by Joseph Queli to make his/her regular usurious loan payment to Nicholas Bergamotto - who in turn would forward those monies to Joseph Queli. According to the CI, Bergamotto was aware of the CI's outstanding usurious loan with Queli and the monies being collected would be turned over to Queli for that purpose. At one point during this investigation in October 2009, the targets of the investigation suggested they became aware of the presence of surveillance vehicles in and around the "Down Neck" section of Newark, NJ. It was thereafter that Queli enlisted Bergamotto to start meeting the CI to collect the monies due on the usurious loan - an effort I believe designed to insulate himself and avoid detection by law enforcement.

6. Between October and December 2009, the CI consensually recorded three [3] conversations with Bergamotto providing him [Bergamotto] United States currency in satisfaction of the outstanding usurious loan with Queli. These conversations included an acknowledgment of the amount of monies owed to Queli and when Bergamotto intended on meeting Queli to turn over the usurious loan payments. Members of surveillance observed Bergamotto on several occasions meeting with Queli after the CI gave Bergamotto United States currency. The monies paid to Queli through Bergamotto on these three [3] occasions were in the approximate amount of \$750.

7. Joseph M. Queli's criminal history consists of a 1998 arrest by the Federal Bureau of Investigation for Racketeering, Illegal Gambling, and Unlawful Extension of Credit, which resulted in his incarceration for 30 months. Bergamotto has no known criminal history.

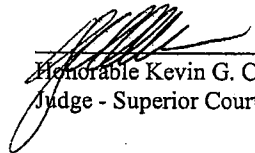
8. The foregoing activity constituting acts by Joseph Queli and Nicholas Bergamotto of the extension of loans at a rate exceeding the maximum rate permitted by law and the collection of monies as interest on said loans, contrary to the provisions of N.J.S.A. 2C:21-19/N.J.S.A. 2C:2-6, a crime of the second degree. Additionally, the aggregate collection of monies in furtherance of said unlawful usurious loan activity constitute possession of monies known to be derived from criminal activity, contrary to the provisions of N.J.S.A. 2C:21-25/N.J.S.A. 2C:2-6, a crime of the third degree.

WHEREFORE, it is respectfully requested the Court authorize the filing of the complaint -warrants accompanying this affidavit.



Detective Brian Bruton
New Jersey Division of Criminal Justice

Sworn and subscribed to
before me this 21 day of
April 2010.


Honorable Kevin G. Callahan
Judge - Superior Court of New Jersey