

COMPLAINT – SUMMONS (Court Action)

COMPLAINT NUMBER				STATE V.
1424	S	2019	000396	
COURT CODE	PREFIX	YEAR	SEQUENCE NO.	MARY DOUGHERTY

FTA Ball Information		Date Ball Set: _____	Amount Bail Set: \$ _____ by: _____	<input type="checkbox"/> Bail Recog. Attached
Released on Ball	R.O.R.	Committed Default	Committed w/o Ball	Date Referred to County Prosecutor: _____
Place Committed: _____				
Date of First Appearance: 01/15/2020		<input type="checkbox"/> Advised of Rights by _____		Defendant Desires Counsel: <input type="checkbox"/> Yes <input type="checkbox"/> No

Prosecuting Attorney Information				Defense Counsel Information					
Name:				Name:					
State	County	Municipal	Other	None	Retained	Public Def	Assigned	Waived	Other

Original Charge	1) 2C:27-2D	2)	3)
Amended Charge			
Waiver Indt/Jury			
Plea/Date of Plea	Plea: _____ Date: _____	Plea: _____ Date: _____	Plea: _____ Date: _____
Adjudication (* see code)	Finding Code: _____ Date: _____	Finding Code: _____ Date: _____	Finding Code: _____ Date: _____
Jail Term	Jail time credit _____ Susp. Imp _____	Jail time credit _____ Susp. Imp _____	Jail time credit _____ Susp. Imp _____
Probation Term	Susp. Imp _____	Susp. Imp _____	Susp. Imp _____
Cond. Discharge Term			
Community Service			
D/L Suspension Term			
Fines/Costs	Fines: _____ Costs: _____	Fines: _____ Costs: _____	Fines: _____ Costs: _____
VCCB/SNSF	VCCB: _____ SNSF: _____	VCCB: _____ SNSF: _____	VCCB: _____ SNSF: _____
DEDR/Lab Fee	DEDR: _____ LAB: _____	DEDR: _____ LAB: _____	DEDR: _____ LAB: _____
CD Fee/Drug Ed Fnd	CD: _____ DAEF: _____	CD: _____ DAEF: _____	CD: _____ DAEF: _____
DV Surch/Other Fees	DV: _____ Other: _____	DV: _____ Other: _____	DV: _____ Other: _____
Restitution Beneficiary: _____			

<p>Miscellaneous Information, Adjournments, Companion Complaints, Co-Defendants, Case Notes:</p> <p>Related Traffic Tickets and Complaints:</p>	<p style="text-align: center;">* Finding Codes</p> <ul style="list-style-type: none"> 1 – Guilty 2 – Not Guilty 3 – Dismissed – Other 4 – Guilty but Merged 5 – Dismissed-Rule 6 – Dismissed Lack of Prosecution 7 – Dismissed – Pros Motion/Vic Req 8 – Conditional Discharge D – Dismissed- Prosecutor Discretion M – Dismissed- Mediation P – Dismissed-Plea Agreement S – Disposed at Superior W – Dismissed-False ID
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COMPLAINT - SUMMONS (DEFENDANT'S COPY)

COMPLAINT NUMBER				<i>THE STATE OF NEW JERSEY</i> <i>VS.</i> MARY DOUGHERTY			
1424	S	2019	000396				
COURT CODE	PREFIX	YEAR	SEQUENCE NO.				
MORRISTOWN MUNICIPAL COURT P.O. BOX 150 MORRISTOWN NJ 07963-0150 973-292-6687 COUNTY OF: MORRIS				ADDRESS			
# of CHARGES 1	CO-DEFTS	POLICE CASE #: 201809501		DEFENDANT INFORMATION			
COMPLAINANT NAME: ROSS PORTNER				SEX:	EYE COLOR:	DOB:	DL STATE:
				DRIVER'S LIC. #:	SOCIAL SECURITY #:	SBI #:	
				TELEPHONE #:	()		
				LIVESCAN PCN #:			

By certification or on oath, the complainant says that to the best of his/her knowledge, information and belief the named defendant on or about **10/12/2018** in **MORRISTOWN TOWN**, **MORRIS** County, NJ did: WITHIN THE JURISDICTION OF THIS COURT, COMMIT AN ACT OF BRIBERY; THAT IS, THE SAID MARY DOUGHERTY, KNOWINGLY DID DIRECTLY OR INDIRECTLY SOLICIT, ACCEPT OR AGREE TO ACCEPT FROM ANOTHER, ANY BENEFIT AS CONSIDERATION FOR THE PERFORMANCE OF AN OFFICIAL DUTY; THAT IS, THE SAID MARY DOUGHERTY DID SOLICIT, ACCEPT OR AGREE TO ACCEPT APPROXIMATELY \$10,000 FROM COCONSPIRATOR #1 AS CONSIDERATION FOR AIDING COCONSPIRATOR #1 IN OBTAINING A PUBLIC POSITION GOVERNED BY THE COUNTY OF MORRIS, IN VIOLATION OF N.J.S.A. 2C:27-2(D), A CRIME OF THE SECOND DEGREE.

in violation of:

Original Charge	1) 2C:27-2D	2)	3)
Amended Charge			

CERTIFICATION:

I certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment

Signed: ROSS PORTNER Date: 12/19/2019

The complaining witness is a law enforcement officer and a judicial probable cause determination is not required prior to the issuance of this Complaint-Summons.

SUMMONS

YOU ARE HEREBY SUMMONED to appear before the Superior Court in the county of: MORRIS at the following address: MORRIS SUPERIOR COURT
WASHINGTON & COURT STREETS P.O. BOX 910 MORRISTOWN NJ 07963-0910
If you fail to appear on the date and at the time stated below, a warrant may be issued for your arrest.
Date of Arrest: Appearance Date: 01/15/2020 Time: 08:30AM Phone: 862-397-5700
Signature of Person Issuing Summons: ROSS PORTNER Date: 12/19/2019

- | | | |
|---|--|--|
| <input type="checkbox"/> Domestic Violence – Confidential | <input type="checkbox"/> Related Traffic Tickets or Other Complaints | <input type="checkbox"/> Serious Personal Injury/ Death Involved |
|---|--|--|

Special conditions of release: <input type="checkbox"/> No phone, mail or other personal contact w/victim <input type="checkbox"/> No possession firearms/weapons <input type="checkbox"/> Other (specify):	COMPLAINT - SUMMONS (DEFENDANT'S COPY) Page 3 of 7 NJ/CDR1 1/1/2017
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RETURN OF SERVICE INFORMATION

COMPLAINT NUMBER				THE STATE OF NEW JERSEY	
1424	S	2019	000396	VS.	
COURT CODE	PREFIX	YEAR	SEQUENCE NO.	MARY DOUGHERTY	
MORRISTOWN MUNICIPAL COURT P.O. BOX 150 MORRISTOWN NJ 07963-0150 973-292-6687 COUNTY OF: MORRIS				ADDRESS: I	
# of CHARGES 1	CO-DEFTS	POLICE CASE #: 201809501		DEFENDANT INFORMATION	
COMPLAINANT ROSS PORTNER NAME: 25 MARKET ST P O BOX 085 TRENTON NJ 08625				SEX:	EYE COLOR:
				DRIVER'S LIC. #:	DOB:
				SOCIAL SECURITY #:	DL STATE:
				TELEPHONE #:	SBI #:
				LIVESCAN PCN #:	

By certification or on oath, the complainant says that to the best of his/her knowledge, information and belief the named defendant on or about **10/12/2018** in **MORRISTOWN TOWN**, **MORRIS** County, NJ did: WITHIN THE JURISDICTION OF THIS COURT, COMMIT AN ACT OF BRIBERY; THAT IS, THE SAID MARY DOUGHERTY, KNOWINGLY DID DIRECTLY OR INDIRECTLY SOLICIT, ACCEPT OR AGREE TO ACCEPT FROM ANOTHER, ANY BENEFIT AS CONSIDERATION FOR THE PERFORMANCE OF AN OFFICIAL DUTY; THAT IS, THE SAID MARY DOUGHERTY DID SOLICIT, ACCEPT OR AGREE TO ACCEPT APPROXIMATELY \$10,000 FROM COCONSPIRATOR #1 AS CONSIDERATION FOR AIDING COCONSPIRATOR #1 IN OBTAINING A PUBLIC POSITION GOVERNED BY THE COUNTY OF MORRIS, IN VIOLATION OF N.J.S.A. 2C:27-2(D), A CRIME OF THE SECOND DEGREE.

in violation of:

Original Charge	1) 2C:27-2D	2)	3)
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Check √	Certification by Police Regarding Complaint-Summons
	I certify that I served the complaint-summons by delivering a copy to the defendant personally.
	I certify that I personally served the complaint-summons by leaving a copy at the defendant's usual place of abode with a competent member of the household of the age 14 or over _____ Name of family member over 14 years of age
	I certify that I mailed a copy of the complaint-summons by ordinary mail to the defendant at his or her last known address. _____ Defendant's last known address
✓	I certify that I served the complaint-summons by delivering a copy to a person authorized to receive service of process on the defendant's behalf. MATTHEW BECK, ESQ. Name and title of authorized person
	Other manner of service: I certify that I served the complaint-summons in the following manner: _____
	I certify that I was unable to serve the complaint-summons.

Signed: **ROSS PORTNER NJ DIVISION OF CRIM JUSTICE** Date of Action: 12/19/2019
Name, Title and Department of Officer

Affidavit of Probable Cause

COMPLAINT NUMBER				THE STATE OF NEW JERSEY VS. MARY DOUGHERTY	
1424	S	2019	000396		
COURT CODE	PREFIX	YEAR	SEQUENCE NO.		
MORRISTOWN MUNICIPAL COURT P.O. BOX 150 MORRISTOWN NJ 07963-0150 973-292-6687 COUNTY OF: MORRIS				ADDRESS:	
# of CHARGES	CO-DEFTS	POLICE CASE #:		DEFENDANT INFORMATION	
1		201809501		SEX:	DOB:
COMPLAINANT NAME:		PORTNER		DRIVER'S LIC. #:	DL STATE:
ROSS		25 MARKET ST		SOCIAL SECURITY #:	
TRENTON		NJ 08625		TELEPHONE #:	()
				LIVESCAN PCN #:	

Purpose: This Affidavit/Certification is to more fully describe the facts of the alleged offense so that a judge or authorized judicial officer may determine probable cause.

1. Description of relevant facts and circumstances which support probable cause that (1) the offense(s) was committed and (2) the defendant is the one who committed it:

In or about May 2018, a cooperating witness (CW) learned that Morristown real estate agent Mary Dougherty (MD) was running for the Office of Morris County Freeholder. Between on or about May 9, 2018 and on or about June 13, 2018, Individual #1 requested financial assistance from CW for MD's campaign. CW indicated that he has provided financial support to Individual #1 in the form of cash, since at least 2011 and has received public work in Morristown during that time. On one of these occasions, CW placed cash inside a coffee cup and gave it to Individual #1. During a telephone call on or about August 14, 2018, MD asked CW for financial support for her campaign, asking CW to raise what she referred to as a "tall order," specifically \$10,000 in campaign contributions, indicating that it could be accomplished in four checks of \$2,600 each. CW agreed but in return asked for MD's support in maintaining the CW's position as Morris County Counsel. MD replied, "Right. Right. Yup. Well, I have no problem with that at all." On or about September 14, 2018, during a meeting in Morristown, CW handed MD \$10,000 cash in \$100 denominations, placed inside a coffee cup. MD accepted the cup containing the money but later that day told CW that although she wanted the contributions, she wanted four checks of \$2,600 each, instead of cash. On or about September 19, 2018, during a telephone conversation, CW told MD that he located four individuals who could write campaign checks, and that they would be paid back with the \$10,000 cash that MD returned. MD replied, "Ok, I really appreciate it. You're the best." On or about September 21, 2018, MD returned the \$10,000 in cash to the CW. On or about October 12, 2018, CW met MD in Morristown and handed her four checks, each in an amount of \$2,500 made payable to "Mary for Morris Freeholder." The CW told MD "these are my straws . . . so I just need your support for my reappointment. Don't forget me." MD replied, "I won't. I promise. A friend is a friend, my friend." The CW has explained to law enforcement that "straws" are straw donors, individuals who contribute to a candidate but are reimbursed for their contribution. Under New Jersey Election Law, it is illegal for a person to reimburse another person for a political contribution or to give or lend another person money to make a political contribution to a specific candidate.

Affidavit of Probable Cause

Affidavit of Probable Cause

COMPLAINT NUMBER

THE STATE OF NEW JERSEY

1424

S

2019

000396

VS.

MARY DOUGHERTY

COURT CODE

PREFIX

YEAR

SEQUENCE NO.

2. I am aware of the facts above because: (Included, but not limited to: your observations, statements of eyewitnesses, defendant's admission, etc.)

Recordings made during investigation as well as statements from coconspirator.

3. If victim was injured, provide the extent of the injury:

N/A

Certification:

I certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment.

Signed: ROSS PORTNER LAW ENFORCEMENT OFFICER

Date: 12/17/2019

Affidavit of Probable Cause

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1/1/2017

Preliminary Law Enforcement Incident Report

COMPLAINT NUMBER				<i>THE STATE OF NEW JERSEY</i> VS. MARY DOUGHERTY	
1424	S	2019	000396		
COURT CODE	PREFIX	YEAR	SEQUENCE NO.		
MORRISTOWN MUNICIPAL COURT P.O. BOX 150 MORRISTOWN NJ 07963-0150 973-292-6687 COUNTY OF: MORRIS				ADDRESS:	
# of CHARGES	CO-DEFTS	POLICE CASE #:		DEFENDANT INFORMATION	
1		201809501		SEX:	EYE COLOR:
COMPLAINANT NAME:		PORTNER	DOB:		DL STATE:
ROSS 25 MARKET ST P O BOX 085 TRENTON NJ 08625				DRIVER'S LIC. #:	SBI #:
				SOCIAL SECURITY #:	TELEPHONE #:
				LIVESCAN PCN #:	

Purpose: The Preliminary Law Enforcement Incident Report (PLEIR) is intended to document basic information known to the officer at the time of its preparation. It is recognized that additional relevant information will emerge as an investigation continues. The PLEIR shall be in addition to, not in lieu of, any regular police arrest, incident, or investigation reports. Note that the PLEIR is specific to each defendant charged in an investigation.

-The offense/incident was recorded using electronic/surveillance via:
 •Other/Explain digital recording device

Certification:
 I certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment.

Signed: ROSS PORTNER LAW ENFORCEMENT OFFICER Date: 12/17/2019