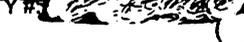


COMPLAINT - SUMMONS

COMPLAINT NUMBER				THE STATE OF NEW JERSEY VS. JASON M O'DONNELL	
0901	S	2019	001131		
<small>COURT CODE</small>	<small>PREFIX</small>	<small>YEAR</small>	<small>SEQUENCE NO.</small>		
BAYONNE CITY MUNICIPAL COURT 630 AVENUE "C" BAYONNE NJ 07002-0000 201-858-6918 COUNTY OF: HUDSON				ADDRESS: 	
<small># of CHARGES</small> 1	<small>CO-DEFTS</small>	<small>POLICE CASE #:</small> 201803993		<small>DEFENDANT INFORMATION</small> <small>SEX:</small>  <small>EYE COLOR:</small>  <small>DOB:</small>  <small>DL STATE:</small> 	
<small>COMPLAINANT NAME:</small> ROSS PORTNER 25 MARKET ST P O BOX 085 TRENTON NJ 08625				<small>DRIVER'S LIC. #:</small>  <small>SBI #:</small> <small>SOCIAL SECURITY #:</small>  <small>TELEPHONE #:</small> <small>LIVSCAN PCN #:</small>	

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 **05/03/2018** in **BAYONNE CITY**, **HUDSON** County, NJ did: WITHIN THE JURISDICTION OF THIS COURT, COMMIT AN ACT OF BRIBERY; THAT IS, THE SAID JASON O'DONNELL 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 JASON O'DONNELL DID SOLICIT, ACCEPT OR AGREE TO ACCEPT APPROXIMATELY \$10,000 IN U.S. CURRENCY FROM COCONSPIRATOR #1 AS CONSIDERATION FOR AIDING COCONSPIRATOR #1 IN OBTAINING A PUBLIC POSITION GOVERNED BY THE CITY OF BAYONNE, 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: HUDSON at the following address: HUDSON COUNTY COURT ADMINISTRATION BUILDING 595 NEWARK AVENUE JERSEY CITY NJ 07306-0000 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: **201-795-6000** 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:
- No phone, mail or other personal contact w/victim
 - No possession firearms/weapons
 - Other (specify):

ORIGINAL

COMPLAINT – SUMMONS (Court Action)

COMPLAINT NUMBER				STATE V.	JASON M O'DONNELL
0901	S	2019	001131		
COURT CODE	PREFIX	YEAR	SEQUENCE NO.		

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

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
Probation Term			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> VS. JASON M O'DONNELL	
0901	S	2019	001131		
COURT CODE	PREFIX	YEAR	SEQUENCE NO.	ADDRESS: [REDACTED]	
BAYONNE CITY MUNICIPAL COURT 630 AVENUE "C" BAYONNE NJ 07002-0000 201-858-6918 COUNTY OF: HUDSON				[REDACTED]	
# of CHARGES 1	CO-DEFTS	POLICE CASE #: 201803993		DEFENDANT INFORMATION	
COMPLAINANT NAME: ROSS PORTNER			SEX: [REDACTED] EYE COLOR: [REDACTED] DOB: [REDACTED]		DL STATE: [REDACTED]
			DRIVER'S LIC. #: [REDACTED]		SBI #: [REDACTED]
			SOCIAL SECURITY #: [REDACTED]		
			TELEPHONE #: [REDACTED]		
			LIVESCAN PCN #: [REDACTED]		

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 **05/03/2018** in **BAYONNE CITY**, **HUDSON** County, NJ did: WITHIN THE JURISDICTION OF THIS COURT, COMMIT AN ACT OF BRIBERY; THAT IS, THE SAID JASON O'DONNELL 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 JASON O'DONNELL DID SOLICIT, ACCEPT OR AGREE TO ACCEPT APPROXIMATELY \$10,000 IN U.S. CURRENCY FROM COCONSPIRATOR #1 AS CONSIDERATION FOR AIDING COCONSPIRATOR #1 IN OBTAINING A PUBLIC POSITION GOVERNED BY THE CITY OF BAYONNE, 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: HUDSON at the following address: HUDSON COUNTY COURT ADMINISTRATION BUILDING 595 NEWARK AVENUE JERSEY CITY NJ 07306-0000

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: 201-795-6000

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

RETURN OF SERVICE INFORMATION

COMPLAINT NUMBER

0901	S	2019	001131
COURT CODE	PREFIX	YEAR	SEQUENCE NO.

THE STATE OF NEW JERSEY

VS.

JASON M O'DONNELL

BAYONNE CITY MUNICIPAL COURT
630 AVENUE "C"
BAYONNE NJ 07002-0000
201-858-6918 COUNTY OF: HUDSON

ADDRESS:

# of CHARGES 1	CO-DEFTS	POLICE CASE #: 201803993
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DEFENDANT INFORMATION

COMPLAINANT **ROSS PORTNER**
 NAME: **25 MARKET ST**
P O BOX 085
TRENTON NJ 08625

SEX: **[REDACTED]** EYE: **[REDACTED]** DOB: **[REDACTED]** DL STATE: **[REDACTED]**
 DRIVER'S LIC. # **[REDACTED]**
 SOCIAL SECURITY # **[REDACTED]** SBI #: **[REDACTED]**
 TELEPHONE #: **[REDACTED]**
 LIVSCAN PCN #: **[REDACTED]**

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 **05/03/2018** in **BAYONNE CITY**, **HUDSON** County, NJ did: WITHIN THE JURISDICTION OF THIS COURT, COMMIT AN ACT OF BRIBERY; THAT IS, THE SAID JASON O'DONNELL 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 JASON O'DONNELL DID SOLICIT, ACCEPT OR AGREE TO ACCEPT APPROXIMATELY \$10,000 IN U.S. CURRENCY FROM COCONSPIRATOR #1 AS CONSIDERATION FOR AIDING COCONSPIRATOR #1 IN OBTAINING A PUBLIC POSITION GOVERNED BY THE CITY OF BAYONNE, 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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Certification by Police Regarding Complaint-Summons

Check ✓	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. LEO HURLEY JR, 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

RETURN OF SERVICE INFORMATION

Affidavit of Probable Cause

COMPLAINT NUMBER				THE STATE OF NEW JERSEY VS. JASON M O'DONNELL	
0901	S	2019	001131	ADDRESS:	
COURT CODE	PREFIX	YEAR	SEQUENCE NO.		
BAYONNE CITY MUNICIPAL COURT 630 AVENUE "C" BAYONNE NJ 07002-0000 201-858-6918 COUNTY OF: HUDSON					
# of CHARGES 1	CO-DEFTS	POLICE CASE #: 201803993		DEFENDANT INFORMATION	
COMPLAINANT NAME: ROSS PORTNER 25 MARKET ST P O BOX 085 TRENTON NJ 08625				SEX: EYE COLOR:	DOB:
				DRIVER'S LIC. #:	DL STATE:
				SOCIAL SECURITY #:	SBI #:
				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 early February 2018, law enforcement received information from a cooperating witness (CW) that Jason O'Donnell, a former State Assemblyman, who was running for Mayor of the City of Bayonne, likely would be soliciting the CW for financial support. In late February 2018, during a dinner outing at Scarpetta's, a New York City restaurant, O'Donnell requested \$10,000 in "street money" for his mayoral campaign from the CW and stated that the CW would become the tax attorney for Bayonne if O'Donnell was elected Mayor. Based on this information, the CW set up several meetings with O'Donnell, which were audio and video recorded. During the course of this investigation, O'Donnell accepted \$10,000 dollars in cash from the CW. In return, O'Donnell agreed to provide tax work from the City of Bayonne to the CW if O'Donnell was elected Mayor. On or about April 23, 2018, the CW met O'Donnell at O'Donnell's Campaign Headquarters in Bayonne. During a private conversation, the CW agreed to provide the \$10,000 the following week - the weekend prior to the May election date - which O'Donnell said, was "good." While discussing the \$10,000 cash, O'Donnell told the CW, "You'll be the tax attorney." The CW and O'Donnell met again on or about May 3, 2018, at O'Donnell's Campaign Headquarters. After moving to a private office, the CW handed O'Donnell a white paper bag containing \$10,000 in cash. While making the exchange, the CW reminded O'Donnell, "this was what we talked about Scarpetta's." O'Donnell accepted the envelope. Following the delivery of the cash, the CW stated to O'Donnell, "I just wanna be your tax guy," to which O'Donnell responded, "Done." O'Donnell added that there were two individuals who were guaranteed to be brought into the City of Bayonne if he won the election. O'Donnell stated that the CW would be one of those individuals, who would be brought on for tax work. O'Donnell lost the election for mayor. He failed to file required campaign reports under New Jersey Election Laws, which would have required him to disclose the receipt of the \$10,000 cash contribution, despite notice being sent to him and his campaign from New Jersey ELEC that his campaign report needed to be filed.

Affidavit of Probable Cause

COMPLAINT NUMBER

THE STATE OF NEW JERSEY

0901

S

2019

001131

VS.

JASON M O'DONNELL

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.)

Of recordings used during investigation and 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

Page 6 of 7

1/1/2017

Preliminary Law Enforcement Incident Report

COMPLAINT NUMBER				<i>THE STATE OF NEW JERSEY</i> <i>VS.</i> JASON M O'DONNELL	
0901	S	2019	001131	ADDRESS:	
COURT CODE	PREFIX	YEAR	SEQUENCE NO.		
BAYONNE CITY MUNICIPAL COURT 630 AVENUE "C" BAYONNE NJ 07002-0000 201-858-6918 COUNTY OF: HUDSON					
# of CHARGES	CO-DEFTS	POLICE CASE #:			
1		201803993			
COMPLAINANT NAME:		ROSS	PORTNER	DEFENDANT INFORMATION	
		25 MARKET ST P O BOX 085 TRENTON NJ 08625		SEX: M	EYE COLOR:
				DRIVER'S LIC. #:	DOB:
				SOCIAL SECURITY #:	DL STATE:
				TELEPHONE #:	SBI #:
				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