

COMPLAINT - SUMMONS

COMPLAINT NUMBER				THE STATE OF NEW JERSEY VS. JOHN S WINDISH	
1412	S	2019	000364		
COURT CODE	PREFIX	YEAR	SEQUENCE NO.		
HANOVER MUNICIPAL COURT 1000 RT #10 WHIPPANY NJ 07981-0000 973-428-2519 COUNTY OF: MORRIS				ADDRESS: [REDACTED]	
# of CHARGES 1	CO-DEFTS	POLICE CASE #: 2018-04384		DEFENDANT INFORMATION	
COMPLAINANT NAME: ROSS PORTNER 25 MARKET ST P O BOX 085 TRENTON NJ 08625				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 05/14/2018 in HANOVER TWP, MORRIS County, NJ did: WITHIN THE JURISDICTION OF THIS COURT, COMMIT AN ACT OF BRIBERY; THAT IS, THE SAID JOHN WINDISH, AS A MT. ARLINGTON COUNCILMAN, 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 JOHN WINDISH DID SOLICIT, ACCEPT OR AGREE TO ACCEPT APPROXIMATELY \$7,000 IN U.S. CURRENCY FROM COCONSPIRATOR #1 AS CONSIDERATION FOR AIDING COCONSPIRATOR #1 IN OBTAINING A PUBLIC POSITION GOVERNED BY THE TOWN OF MT. ARLINGTON, 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

Domestic Violence - Confidential

Related Traffic Tickets or Other Complaints

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.
1412	S	2019	000364	
COURT CODE	PREFIX	YEAR	SEQUENCE NO.	JOHN S WINDISH

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: _____				
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: _____						

Miscellaneous Information, Adjournments, Companion Complaints, Co-Defendants, Case Notes: Related Traffic Tickets and Complaints:	* Finding Codes 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
--	---

COMPLAINT - SUMMONS (DEFENDANT'S COPY)

COMPLAINT NUMBER			
1412	S	2019	000364
COURT CODE	PREFIX	YEAR	SEQUENCE NO.

THE STATE OF NEW JERSEY

VS.

JOHN S WINDISH

HANOVER MUNICIPAL COURT
1000 RT #10
WHIPPANY NJ 07981-0000
973-428-2519 COUNTY OF: MORRIS

ADDRESS: [REDACTED]

# of CHARGES 1	CO-DEFTS	POLICE CASE #: 2018-04384
-------------------	----------	------------------------------

DEFENDANT INFORMATION	DOB: [REDACTED]
SEX: [REDACTED] EYE COLOR: [REDACTED]	DL STATE: [REDACTED]
DRIVER'S LIC. # [REDACTED]	SBI #: [REDACTED]
SOCIAL SECURITY # [REDACTED]	TELEPHONE #: [REDACTED]
LIVESCAN PCN #: [REDACTED]	

COMPLAINANT
NAME: ROSS PORTNER

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 05/14/2018 in HANOVER TWP, MORRIS County, NJ did: WITHIN THE JURISDICTION OF THIS COURT, COMMIT AN ACT OF BRIBERY; THAT IS, THE SAID JOHN WINDISH, AS A MT. ARLINGTON COUNCILMAN, 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 JOHN WINDISH DID SOLICIT, ACCEPT OR AGREE TO ACCEPT APPROXIMATELY \$7,000 IN U.S. CURRENCY FROM COCONSPIRATOR #1 AS CONSIDERATION FOR AIDING COCONSPIRATOR #1 IN OBTAINING A PUBLIC POSITION GOVERNED BY THE TOWN OF MT. ARLINGTON, 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:
 No phone, mail or other personal contact w/victim
 No possession firearms/weapons
 Other (specify):

RETURN OF SERVICE INFORMATION

COMPLAINT NUMBER				<i>THE STATE OF NEW JERSEY</i> <i>VS.</i> JOHN S WINDISH	
1412	S	2019	000364		
COURT CODE	PREFIX	YEAR	SEQUENCE NO.		
HANOVER MUNICIPAL COURT 1000 RT #10 WHIPPANY NJ 07981-0000 973-428-2519 COUNTY OF: MORRIS				ADDRESS:	
# of CHARGES	CO-DEFTS	POLICE CASE #:		DEFENDANT INFORMATION	
1		2018-04384		SEX: M EYE COLOR:	DOB:
COMPLAINANT ROSS PORTNER		NAME:		DRIVER'S LIC. #:	DL STATE:
		25 MARKET ST		SOCIAL SECURITY #:	SBI #:
		P O BOX 085		TELEPHONE #:	
		TRENTON NJ 08625		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 05/14/2018 in **HANOVER TWP**, **MORRIS** County, NJ did: WITHIN THE JURISDICTION OF THIS COURT, COMMIT AN ACT OF BRIBERY; THAT IS, THE SAID JOHN WINDISH, AS A MT. ARLINGTON COUNCILMAN, 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 JOHN WINDISH DID SOLICIT, ACCEPT OR AGREE TO ACCEPT APPROXIMATELY \$7,000 IN U.S. CURRENCY FROM COCONSPIRATOR #1 AS CONSIDERATION FOR AIDING COCONSPIRATOR #1 IN OBTAINING A PUBLIC POSITION GOVERNED BY THE TOWN OF MT. ARLINGTON, 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)
-----------------	-------------	----	----

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. _____ 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	
1412	S	2019	000364	VS.	
COURT CODE	PREFIX	YEAR	SEQUENCE NO.	JOHN S WINDISH	
HANOVER MUNICIPAL COURT 1000 RT #10 WHIPPANY NJ 07981-0000 973-428-2519 COUNTY OF: MORRIS				ADDRESS:	
# of CHARGES	CO-DEFTS	POLICE CASE #:		DEFENDANT INFORMATION	
1		2018-04384		SEX: M EYE COLOR:	DOB:
COMPLAINANT ROSS PORTNER		NAME:		DRIVER'S LIC. #	DL STATE:
25 MARKET ST		NJ 08625		SOCIAL SECURITY #	SBI #:
P O BOX 085				TELEPHONE #: ()	
TRENTON				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 January 2018, a cooperating witness ("CW") informed law enforcement that John Windish, a Mount Arlington Councilman, had solicited \$7,000 in cash from CW for Windish's re-election campaign for the June 2018 election. At the time, CW was employed by Mount Arlington. Based on this information, detectives worked with the CW to further engage Windish.

On or about May 1, 2018, the CW spoke to Windish in a recorded telephone call. Windish outlined campaign expenses that he expected to incur, which included approximately \$350 to cover the cost for signage. The CW asked what the total cost for the campaign would be. Windish replied that "Seven's [\$7,000] the total number." The CW confirmed with Windish that this was the same amount that the CW and Windish had previously discussed. Windish then asked when the money would be available. On or about May 4, 2018, the CW and Windish continued to discuss campaign costs during another recorded telephone conversation. At one point, the CW asked if the total cost of the campaign was still \$7,000. Windish responded, "yes" and added that if there were excess funds after expenses were paid, the excess amount would be returned to the CW. Windish stated that he did not know how to repay the CW for his financial support. The CW responded, "I just want you to promise me that I'll, I'll always be your Borough Attorney." Windish responded, "You'll always be, most definitely, leave no doubt in your mind." The CW then stated, "That's the only, that's the only quid pro quo I'm asking you. Just you know I just. I need the job." Windish replied that the CW would always have his support. During another follow-up recorded telephone call on or about May 10, 2019, and while discussing the \$7,000 contribution, the CW reminded Windish to remember the CW if Windish won the election. Windish responded, "Are you kidding me? If you know anything about me, I am loyal, and friends are friends." Further information on related complaint.

Affidavit of Probable Cause

COMPLAINT NUMBER

THE STATE OF NEW JERSEY

1412

S

2019

000364

VS.

JOHN S WINDISH

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 and statements made 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

Preliminary Law Enforcement Incident Report

COMPLAINT NUMBER				<i>THE STATE OF NEW JERSEY</i> <i>VS.</i> JOHN S WINDISH	
1412	S	2019	000364		
COURT CODE	PREFIX	YEAR	SEQUENCE NO.		
HANOVER MUNICIPAL COURT 1000 RT #10 WHIPPANY NJ 07981-0000 973-428-2519 COUNTY OF: MORRIS				ADDRESS: XXXXXXXXXX XXXXXXXXXX XXXXXXXXXX	
# of CHARGES 1	CO-DEFTS	POLICE CASE #: 2018-04384		DEFENDANT INFORMATION	
COMPLAINANT NAME: ROSS 25 MARKET ST P O BOX 085 TRENTON NJ 08625		PORTNER		SEX: XXXXXX	EYE COLOR: XXXXXX
				DOB: XXXXXX	DL STATE: XXXXXX
				DRIVER'S LIC. #: XXXXXX	SBI #: XXXXXX
				SOCIAL SECURITY: XXXXXX	TELEPHONE #: XXXXXX
				LIVESCAN PCN #: XXXXXX	

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

COMPLAINT - SUMMONS

COMPLAINT NUMBER

1412	S	2019	000365
-------------	----------	-------------	---------------

COURT CODE	PREFIX	YEAR	SEQUENCE NO.
------------	--------	------	--------------

HANOVER MUNICIPAL COURT
 1000 RT #10
 WHIPPANY NJ 07981-0000
 973-428-2519 COUNTY OF: **MORRIS**

THE STATE OF NEW JERSEY
VS.
JOHN S WINDISH

ADDRESS: [REDACTED]

# of CHARGES 1	CO-DEFTS	POLICE CASE #: 201804384
--------------------------	----------	------------------------------------

DEFENDANT INFORMATION

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

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

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 **05/14/2018** in **HANOVER TWP**, **MORRIS** County, NJ did: WITHIN THE JURISDICTION OF THIS COURT, WITHIN THE JURISDICTION OF THIS COURT, THE SAID JOHN WINDISH, A MT. ARLINGTON COUNCILMAN, UNDER THE COLOR OF OFFICE AND IN CONNECTION WITH ANY OFFICIAL ACT PERFORMED OR TO BE PERFORMED BY HIM, DIRECTLY OR INDIRECTLY, KNOWINGLY DID SOLICIT, ACCEPT OR AGREE TO ACCEPT A BENEFIT, WHETHER THE BENEFIT INURED TO HIMSELF OR ANOTHER PERSON, TO INFLUENCE THE PERFORMANCE OF AN OFFICIAL DUTY OR TO COMMIT A VIOLATION OF AN OFFICIAL DUTY; THAT IS, THE SAID JOHN WINDISH DID SOLICIT AND ACCEPT APPROXIMATELY \$7,000 IN U.S. CURRENCY FROM COCONSPIRATOR #1 KNOWING THAT THE SAID CURRENCY WAS GIVEN IN ORDER TO INFLUENCE THE SAID JOHN WINDISH TO AID COCONSPIRATOR #1 IN SECURING A PUBLIC POSITION GOVERNED BY THE TOWN OF MT. ARLINGTON, CONTRARY TO THE PROVISIONS OF N.J.S.A. 2C:27-10 (A), A CRIME OF THE SECOND DEGREE.

in violation of:

Original Charge	1) 2C:27-10A	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):	ORIGINAL
	Page 1 of 7 NJ/CDR1 1/1/2017

COMPLAINT – SUMMONS (Court Action)

COMPLAINT NUMBER				STATE V.	JOHN S WINDISH
1412	S	2019	000365		
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:27-10A		2)		3)	
Amended Charge						
Waiver Ind/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
--	--

COMPLAINT - SUMMONS (DEFENDANT'S COPY)

COMPLAINT NUMBER			
1412	S	2019	000365
<small>COURT CODE PREFIX YEAR SEQUENCE NO.</small>			
HANOVER MUNICIPAL COURT			
1000 RT #10 WHIPpany NJ 07981-0000			
973-428-2519 COUNTY OF MORRIS			
COMPLAINANT			
NAME: ROSS PORTNER			
# OF CHARGES: 1			
CO-DEFTS: 201804384			
POLICE CASE #:			
DEFENDANT INFORMATION			
SEX: EYE COLOR: DOB: DL STATE: DRIVERS LIC. # SOCIAL SECURITY # TELEPHONE # LIVESCAN PCN #			
ADDRESS: JOHN S WINDISH VS THE STATE OF NEW JERSEY			

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 05/14/2018 in HANOVER TWP MORRIS County, NJ did: WITHIN THE JURISDICTION OF THIS COURT, WITHIN THE JURISDICTION OF THIS COURT, UNDER THE COLOR OF OFFICE AND THE SAID JOHN WINDISH, A MT. ARLINGTON COUNCILMAN, IN CONNECTION WITH ANY OFFICIAL ACT PERFORMED OR TO BE PERFORMED BY HIM, DIRECTLY OR INDIRECTLY, KNOWINGLY DID SOLICIT, ACCEPT OR AGREE TO ACCEPT A BENEFIT, WHETHER THE BENEFIT INURED TO HIMSELF OR ANOTHER PERSON, TO INFLUENCE THE PERFORMANCE OF AN OFFICIAL DUTY OR TO COMMIT A VIOLATION OF AN OFFICIAL DUTY; THAT IS, THE SAID JOHN WINDISH DID SOLICIT AND ACCEPT APPROXIMATELY \$7,000 IN U.S. CURRENCY FROM COCONSPIRATOR #1 KNOWING THAT THE SAID CURRENCY WAS GIVEN IN ORDER TO INFLUENCE THE SAID JOHN WINDISH TO AID COCONSPIRATOR #1 IN SECURING A PUBLIC POSITION GOVERNED BY THE TOWN OF MT. ARLINGTON, CONTRARY TO THE PROVISIONS OF N.J.S.A. 2C:27-10 (A), A CRIME OF THE SECOND DEGREE.

In violation of:

Original Charge	Amended Charge
1) 2C:27-10A	
2)	
3)	

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

Domestic Violence - Confidential

Related Traffic Tickets or Other Complaints

Serious Personal Injury/Death Involved

Special conditions of release:
 No phone, mail or other personal contact w/victim
 No possession firearms/weapons
 Other (specify):

COMPLAINT - SUMMONS (DEFENDANT'S COPY)

RETURN OF SERVICE INFORMATION

COMPLAINT NUMBER			
1412	S	2019	000365
COURT CODE	PREFIX	YEAR	SEQUENCE NO.

THE STATE OF NEW JERSEY

VS.
JOHN S WINDISH

HANOVER MUNICIPAL COURT
1000 RT #10
WHIPPANY NJ 07981-0000
973-428-2519 COUNTY OF: **MORRIS**

ADDRESS:

# of CHARGES 1	CO-DEFTS	POLICE CASE #: 201804384
--------------------------	----------	------------------------------------

DEFENDANT INFORMATION
 SEX: EYE COLOR: DOB:
 DRIVER'S LIC. # DL STATE:
 SOCIAL SECURITY # SBI #:
 TELEPHONE #:
 LIVSCAN PCN #:

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

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 **05/14/2018** in **HANOVER TWP**, **MORRIS** County, NJ did: WITHIN THE JURISDICTION OF THIS COURT, WITHIN THE JURISDICTION OF THIS COURT, THE SAID JOHN WINDISH, A MT. ARLINGTON COUNCILMAN, UNDER THE COLOR OF OFFICE AND IN CONNECTION WITH ANY OFFICIAL ACT PERFORMED OR TO BE PERFORMED BY HIM, DIRECTLY OR INDIRECTLY, KNOWINGLY DID SOLICIT, ACCEPT OR AGREE TO ACCEPT A BENEFIT, WHETHER THE BENEFIT INURED TO HIMSELF OR ANOTHER PERSON, TO INFLUENCE THE PERFORMANCE OF AN OFFICIAL DUTY OR TO COMMIT A VIOLATION OF AN OFFICIAL DUTY; THAT IS, THE SAID JOHN WINDISH DID SOLICIT AND ACCEPT APPROXIMATELY \$7,000 IN U.S. CURRENCY FROM COCONSPIRATOR #1 KNOWING THAT THE SAID CURRENCY WAS GIVEN IN ORDER TO INFLUENCE THE SAID JOHN WINDISH TO AID COCONSPIRATOR #1 IN SECURING A PUBLIC POSITION GOVERNED BY THE TOWN OF MT. ARLINGTON, CONTRARY TO THE PROVISIONS OF N.J.S.A. 2C:27-10 (A), A CRIME OF THE SECOND DEGREE.

in violation of:

Original Charge	1) 2C:27-10A	2)	3)
-----------------	---------------------	----	----

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. _____ 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				<i>THE STATE OF NEW JERSEY</i>	
1412	S	2019	000365	<i>VS.</i>	
<small>COURT CODE</small>	<small>PREFIX</small>	<small>YEAR</small>	<small>SEQUENCE NO.</small>	JOHN S WINDISH	
HANOVER MUNICIPAL COURT 1000 RT #10 WHIPPANY NJ 07981-0000 973-428-2519 COUNTY OF: MORRIS				ADDRESS:	
# of CHARGES 1	CO-DEFTS	POLICE CASE #: 201804384		DEFENDANT INFORMATION SEX: EYE COLOR: DOB:	
COMPLAINANT ROSS PORTNER NAME: 25 MARKET ST P O BOX 085 TRENTON NJ 08625			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:
 Continued narrative from complaint summons 1412 2019 000364.

On May 14, 2018, the CW and Windish met in Hanover, New Jersey. During the meeting, which was audio and video-recorded, the CW handed Windish an envelope containing \$7,000 in cash. At the time of the exchange, the CW told Windish that this was the \$7,000 that Windish had previously asked for and stated "...I need you to, I need your commit that I'm your Borough Attorney and I need more work John." Windish responded, "You got it," and accepted the envelope containing the \$7,000 in cash, despite the fact that under New Jersey Election law, cash contributions in excess of \$200 from a single contributor for a single election are prohibited. Windish lost his reelection bid. To date, he has failed to file required campaign reports under New Jersey Election Laws, which would have required him to disclose the receipt of the \$7,000 cash contribution.

Affidavit of Probable Cause

COMPLAINT NUMBER				THE STATE OF NEW JERSEY VS. JOHN S WINDISH
1412	S	2019	000365	
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 and statements made from conspirator

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: 12/18/2019

Preliminary Law Enforcement Incident Report

THE STATE OF NEW JERSEY
 VS.
 JOHN S WINDISH

COMPLAINT NUMBER			
1412	S	2019	000365
COURT CODE	PREFIX	YEAR	SEQUENCE NO.
HANOVER MUNICIPAL COURT			
1000 RT #10			
WHIPPANY			
973-428-2519 COUNTY OF: MORRIS			
POLICE CASE #: 201804384			
# of CHARGES 1			
CO-DEFTS			
COMPLAINANT ROSS			
PORTNER			
NAME: 25 MARKET ST			
P O BOX 085			
TRENTON NJ 08625			
LIVSCAN PCN #:			
TELEPHONE #:			
SOCIAL SECURITY #:			
DRIVER'S LIC. #:			
SEX: EYE COLOR:			
DOB:			
DL STATE:			
SBI #:			
DEFENDANT INFORMATION			
ADDRESS:			

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: 12/18/2019