

COMPLAINT - SUMMONS

COMPLAINT NUMBER				<i>THE STATE OF NEW JERSEY</i> <i>VS.</i> JAMES ZARATE	
1111	S	2021	001182		
COURT CODE	PREFIX	YEAR	SEQUENCE NO.	ADDRESS: NEW JERSEY STATE PRISON 600 CASS STREET TRENTON NJ 08611-0000	
TRENTON MUNICIPAL COURT 225 N CLINTON AVE TRENTON NJ 08607-0000 609-989-3700 COUNTY OF: MERCER					
# of CHARGES 11	CO-DEFTS 8	POLICE CASE #: 2020092301		DEFENDANT INFORMATION	
COMPLAINANT NAME: RYAN J PETTIT 168 FRONTAGE ROAD NEWARK NJ 07114			SEX: M EYE COLOR: BROWN DOB: [REDACTED] 1990 DRIVER'S LIC. # _____ DL STATE: _____ SOCIAL SECURITY #: xxx-xx-[REDACTED] 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 09/10/2020 in **TRENTON CITY, MERCER County, NJ** did: WITHIN THE JURISDICTION OF THIS COURT, BETWEEN ON OR ABOUT SEPTEMBER 10, 2020 AND APRIL 21, 2021, IN THE CITY OF TRENTON, IN THE COUNTY OF MERCER, AND ELSEWHERE, WHILE KNOWINGLY INVOLVED IN CRIMINAL STREET GANG ACTIVITY, THE SAID JAMES ZARATE DID COMMIT, ATTEMPT TO COMMIT, OR CONSPIRE TO COMMIT A SPECIFIED CRIME, WHETHER AS A PRINCIPAL OR AN ACCOMPLICE, FOR THE BENEFIT OF, AT THE DIRECTION OF, OR IN ASSOCIATION WITH A CRIMINAL STREET GANG, THAT IS, THE SAID JAMES ZARATE, HAVING PREVIOUSLY COMMITTED AT LEAST ONE AGGRAVATED ASSAULT ON BEHALF OF THE ALKON STREET GANG ON OR ABOUT MARCH 14, 2020, DID ATTEMPT TO COMMIT OR CONSPIRE TO COMMIT AN AGGRAVATED ASSAULT ON DK, FOR THE BENEFIT OF, AT THE DIRECTION OF, OR IN ASSOCIATION WITH THE ALKON STREET GANG.

WITHIN THE JURISDICTION OF THIS COURT, BETWEEN ON OR ABOUT SEPTEMBER 10, 2020 AND APRIL 21, 2021, IN THE CITY OF TRENTON, IN THE COUNTY OF MERCER, AND ELSEWHERE, THE SAID JAMES ZARATE DID AGREE WITH SUCH OTHER PERSON OR PERSONS

in violation of:

Original Charge	1) 2C:33-29A	2) 2C:5-2A(1) 2C:12-1B(1)	3) 2C:39-4D
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: RYAN J PETTIT Date: 04/28/2021

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: **MERCER**
at the following address: **MERCER COUNTY SUPERIOR CT**
400 SOUTH WARREN ST. TRENTON NJ 08650-0000
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: **04/28/2021** Appearance Date: **05/12/2021** Time: **09:00AM** Phone: **609-571-4000**
Signature of Person Issuing Summons: RYAN J PETTIT Date: 04/28/2021

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**COMPLAINT NUMBER****1111****S****2021****001182****STATE V.****JAMES ZARATE**

COURT CODE

PREFIX

YEAR

SEQUENCE NO.

THAT THEY OR ONE OR MORE OF THEM WILL ENGAGE IN CONDUCT WHICH CONSTITUTES SUCH CRIME OR AN ATTEMPT OR SOLICITATION TO COMMIT SUCH CRIME AND/OR AGREES TO AID SUCH OTHER PERSON OR PERSONS IN THE PLANNING OR COMMISSION OF SUCH CRIME OR OF AN ATTEMPT OR SOLICITATION TO COMMIT SUCH CRIME, THAT IS, THE SAID JAMES ZARATE DID CONSPIRE WITH OTHER MEMBERS OF THE ALMIGHTY LATIN KING AND QUEEN NATION TO COMMIT AGGRAVATED ASSAULT AGAINST AN INDIVIDUAL WITH THE INITIALS KS, ATTEMPTED AGGRAVATED ASSAULT, AGAINST AN INDIVIDUAL WITH THE INITIALS DK, AND/OR TERRORISTIC THREATS AGAINST MEMBERS OF LAW ENFORCEMENT, CONTRARY TO THE PROVISIONS OF N.J.S.A. 2C:5-2.

WITHIN THE JURISDICTION OF THIS COURT, ON OR ABOUT JANUARY 11, 2021, IN THE CITY OF TRENTON, IN THE COUNTY OF MERCER, AND ELSEWHERE, THE SAID JAMES ZARATE DID HAVE IN HIS POSSESSION ANY WEAPON, EXCEPT A FIREARM, WITH A PURPOSE TO USE IT UNLAWFULLY AGAINST THE PERSON OR PROPERTY OF ANOTHER, THAT IS, THE SAID JAMES ZARATE POSSESSED A SHANK IN HIS JAIL CELL WITH THE PURPOSE TO USE IN UNLAWFULLY, CONTRARY TO THE PROVISIONS OF N.J.S.A. 2C:39-4D.

WITHIN THE JURISDICTION OF THIS COURT, ON OR ABOUT JANUARY 11, 2021, IN THE CITY OF TRENTON, IN THE COUNTY OF MERCER, AND ELSEWHERE, THE SAID JAMES ZARATE DID HAVE IN HIS POSSESSION ANY WEAPON, EXCEPT A FIREARM, WITH A PURPOSE TO USE IT UNLAWFULLY AGAINST THE PERSON OR PROPERTY OF ANOTHER, THAT IS, THE SAID JAMES ZARATE POSSESSED A SHANK IN HIS JAIL CELL WITH THE PURPOSE TO USE IN UNLAWFULLY, CONTRARY TO THE PROVISIONS OF N.J.S.A. 2C:39-4D.

WITHIN THE JURISDICTION OF THIS COURT, ON OR ABOUT JANUARY 11, 2021, IN THE CITY OF TRENTON, IN THE COUNTY OF MERCER, AND ELSEWHERE, THE SAID JAMES ZARATE DID HAVE IN HIS POSSESSION ANY WEAPON, EXCEPT A FIREARM, WITH A PURPOSE TO USE IT UNLAWFULLY AGAINST THE PERSON OR PROPERTY OF ANOTHER, THAT IS, THE SAID JAMES ZARATE POSSESSED A SHANK IN HIS JAIL CELL WITH THE PURPOSE TO USE IN UNLAWFULLY, CONTRARY TO THE PROVISIONS OF N.J.S.A. 2C:39-4D.

WITHIN THE JURISDICTION OF THIS COURT, ON OR ABOUT JANUARY 11, 2021, IN THE CITY OF TRENTON, IN THE COUNTY OF MERCER, AND ELSEWHERE, THE SAID JAMES ZARATE DID HAVE IN HIS POSSESSION ANY WEAPON, EXCEPT A FIREARM, WITH A PURPOSE TO USE IT UNLAWFULLY AGAINST THE PERSON OR PROPERTY OF ANOTHER, THAT IS, THE SAID JAMES ZARATE POSSESSED A SHANK IN HIS JAIL CELL WITH THE PURPOSE TO USE IN UNLAWFULLY, CONTRARY TO THE PROVISIONS OF N.J.S.A. 2C:39-4D.

WITHIN THE JURISDICTION OF THIS COURT, ON OR ABOUT JANUARY 11, 2021, IN THE CITY OF TRENTON, IN THE COUNTY OF MERCER, AND ELSEWHERE, THE SAID JAMES ZARATE DID UNDER CIRCUMSTANCES NOT MANIFESTLY APPROPRIATE FOR SUCH LAWFUL USES KNOWINGLY HAVE IN HIS POSSESSION ANY WEAPON, THAT IS, THE SAID JAMES ZARATE KNOWINGLY POSSESSED A SHANK IN HIS JAIL CELL, CONTRARY TO THE PROVISIONS OF N.J.S.A. 2C:39-5D.

WITHIN THE JURISDICTION OF THIS COURT, ON OR ABOUT JANUARY 11, 2021, IN THE CITY OF TRENTON, IN THE COUNTY OF MERCER, AND ELSEWHERE, THE SAID JAMES ZARATE DID

Original Charge	4) 2C:39-4D	5) 2C:39-4D	6) 2C:39-4D
Amended Charge			

COMPLAINT - SUMMONS

COMPLAINT - SUMMONS**COMPLAINT NUMBER****1111****S****2021****001182****STATE V.****JAMES ZARATE**

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UNDER CIRCUMSTANCES NOT MANIFESTLY APPROPRIATE FOR SUCH LAWFUL USES KNOWINGLY HAVE IN HIS POSSESSION ANY WEAPON, THAT IS, THE SAID JAMES ZARATE KNOWINGLY POSSESSED A SHANK IN HIS JAIL CELL, CONTRARY TO THE PROVISIONS OF N.J.S.A. 2C:39-5D.

WITHIN THE JURISDICTION OF THIS COURT, ON OR ABOUT JANUARY 11, 2021, IN THE CITY OF TRENTON, IN THE COUNTY OF MERCER, AND ELSEWHERE, THE SAID JAMES ZARATE DID UNDER CIRCUMSTANCES NOT MANIFESTLY APPROPRIATE FOR SUCH LAWFUL USES KNOWINGLY HAVE IN HIS POSSESSION ANY WEAPON, THAT IS, THE SAID JAMES ZARATE KNOWINGLY POSSESSED A SHANK IN HIS JAIL CELL, CONTRARY TO THE PROVISIONS OF N.J.S.A. 2C:39-5D.

WITHIN THE JURISDICTION OF THIS COURT, ON OR ABOUT JANUARY 11, 2021, IN THE CITY OF TRENTON, IN THE COUNTY OF MERCER, AND ELSEWHERE, THE SAID JAMES ZARATE DID UNDER CIRCUMSTANCES NOT MANIFESTLY APPROPRIATE FOR SUCH LAWFUL USES KNOWINGLY HAVE IN HIS POSSESSION ANY WEAPON, THAT IS, THE SAID JAMES ZARATE KNOWINGLY POSSESSED A SHANK IN HIS JAIL CELL, CONTRARY TO THE PROVISIONS OF N.J.S.A. 2C:39-5D.

WITHIN THE JURISDICTION OF THIS COURT, BETWEEN ON OR ABOUT DECEMBER 1, 2020, AND ON OR ABOUT FEBRUARY 28, 2021, IN THE CITY OF TRENTON, IN THE COUNTY OF MERCER, AND ELSEWHERE, THE SAID JAMES ZARATE DID ATTEMPT TO CAUSE SERIOUS BODILY INJURY TO ANOTHER, OR DID ATTEMPT TO CAUSE INJURY PURPOSELY OR KNOWINGLY OR UNDER CIRCUMSTANCES MANIFESTING EXTREME INDIFFERENCE TO THE VALUE OF HUMAN LIFE RECKLESSLY CAUSES SUCH INJURY, THAT IS, THE SAID JAMES ZARATE DID ATTEMPT TO CAUSE SERIOUS BODILY INJURY AGAINST AN INDIVIDUAL WITH THE INITIALS DK, CONTRARY TO THE PROVISIONS OF N.J.S.A. 2C:12-1B1, AND AGAINST THE PEACE OF THIS STATE, THE GOVERNMENT, AND DIGNITY OF THE SAME.

Original Charge

7) 2C:39-5D

8) 2C:39-5D

9) 2C:39-5D

Amended Charge

COMPLAINT - SUMMONS

COMPLAINT - SUMMONS**COMPLAINT NUMBER**

STATE V.

1111**S****2021****001182****JAMES ZARATE**

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SEQUENCE NO.

Original Charge

10) 2C:39-5D

11) 2C:12-1B(1)

Amended Charge

COMPLAINT - SUMMONS**Page 4 of 19**

NJ/CDR1 1/1/2017

COMPLAINT – SUMMONS (Court Action)

COMPLAINT NUMBER				STATE V.
1111	S	2021	001182	
COURT CODE	PREFIX	YEAR	SEQUENCE NO.	

JAMES ZARATE

FTA Bail Information		Date Bail Set: _____	Amount Bail Set: \$ _____ by: _____	<input type="checkbox"/> Bail Recog. Attached
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Released on Bail	R.O.R.	Committed Default	Committed w/o Bail	Place Committed: _____	Date Referred to County Prosecutor: _____
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Date of First Appearance: 05/12/2021	<input type="checkbox"/> Advised of Rights by _____	Defendant Desires Counsel: <input type="checkbox"/> Yes <input type="checkbox"/> No
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Prosecuting Attorney Information				Defense Counsel Information					
Name:				Name:					
State	County	Municipal	Other	None	Retained	Public Def	Assigned	Waived	Other

Original Charge	1) 2C:33-29A	2) 2C:5-2A(1) 2C:12-1B(1)	3) 2C:39-4D
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:
 THIS CASE IS BEING PROSECUTED BY THE ATTORNEY GENERAL'S OFFICE. DEPUTY ATTORNEY GENERAL, COLIN KEIFFER (KEIFFERC@NJDCJ.ORG)

- * 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

Related Traffic Tickets and Complaints:

COMPLAINT – SUMMONS (Court Action)

COMPLAINT NUMBER				STATE V.
1111	S	2021	001182	
COURT CODE	PREFIX	YEAR	SEQUENCE NO.	

JAMES ZARATE

FTA Bail Information		Date Bail Set: _____	Amount Bail Set: \$ _____ by: _____	<input type="checkbox"/> Bail Recog. Attached
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Released on Bail	R.O.R.	Committed Default	Committed w/o Bail	Place Committed: _____	Date Referred to County Prosecutor: _____
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Date of First Appearance: 05/12/2021	<input type="checkbox"/> Advised of Rights by _____	Defendant Desires Counsel: <input type="checkbox"/> Yes <input type="checkbox"/> No
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Prosecuting Attorney Information				Defense Counsel Information					
Name:				Name:					
State	County	Municipal	Other	None	Retained	Public Def	Assigned	Waived	Other

Original Charge	4) 2C:39-4D	5) 2C:39-4D	6) 2C:39-4D
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: _____
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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: _____			

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Related Traffic Tickets and Complaints:

COMPLAINT – SUMMONS (Court Action)

COMPLAINT NUMBER				STATE V. JAMES ZARATE
1111	S	2021	001182	
COURT CODE	PREFIX	YEAR	SEQUENCE NO.	

FTA Bail Information	Date Bail Set: _____	Amount Bail Set: \$ _____ by: _____	<input type="checkbox"/> Bail Recog. Attached
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Released on Bail	R.O.R.	Committed Default	Committed w/o Bail	Place Committed: _____	Date Referred to County Prosecutor: _____
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Date of First Appearance: 05/12/2021	<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	7) 2C:39-5D	8) 2C:39-5D	9) 2C:39-5D
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: _____
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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: THIS CASE IS BEING PROSECUTED BY THE ATTORNEY GENERAL'S OFFICE. DEPUTY ATTORNEY GENERAL, COLIN KEIFFER (KEIFFERC@NJDCJ.ORG)</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 (Court Action)

COMPLAINT NUMBER				STATE V.
1111	S	2021	001182	
COURT CODE	PREFIX	YEAR	SEQUENCE NO.	

JAMES ZARATE

FTA Bail Information		Date Bail Set: _____	Amount Bail Set: \$ _____ by: _____	<input type="checkbox"/> Bail Recog. Attached
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Released on Bail	R.O.R.	Committed Default	Committed w/o Bail	Place Committed: _____	Date Referred to County Prosecutor: _____
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Date of First Appearance: 05/12/2021	<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	10 2C:39-5D	11 2C:12-1B(1)	
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: _____
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Probation Term	Susp. Imp _____	Susp. Imp _____	Susp. Imp _____
Cond. Discharge Term			
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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:
 THIS CASE IS BEING PROSECUTED BY THE ATTORNEY GENERAL'S OFFICE. DEPUTY ATTORNEY GENERAL, COLIN KEIFFER (KEIFFERC@NJDCJ.ORG)

- * 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

Related Traffic Tickets and Complaints:

COMPLAINT - SUMMONS (DEFENDANT'S COPY)

COMPLAINT NUMBER				<i>THE STATE OF NEW JERSEY</i>	
1111	S	2021	001182		
COURT CODE	PREFIX	YEAR	SEQUENCE NO.	ADDRESS:	
TRENTON MUNICIPAL COURT 225 N CLINTON AVE TRENTON NJ 08607-0000 609-989-3700 COUNTY OF: MERCER				NEW JERSEY STATE PRISON 600 CASS STREET TRENTON NJ 08611-0000	
# of CHARGES 11	CO-DEFTS 8	POLICE CASE #: 2020092301		DEFENDANT INFORMATION	
COMPLAINANT NAME: RYAN J PETTIT			SEX: M EYE COLOR: BROWN DOB: [REDACTED] 1990 DRIVER'S LIC. #. DL STATE: SOCIAL SECURITY #: xxx-xx-[REDACTED] SBI #: TELEPHONE #: () LIVSCAN 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 09/10/2020 in **TRENTON CITY**, **MERCER** County, NJ did: WITHIN THE JURISDICTION OF THIS COURT, BETWEEN ON OR ABOUT SEPTEMBER 10, 2020 AND APRIL 21, 2021, IN THE CITY OF TRENTON, IN THE COUNTY OF MERCER, AND ELSEWHERE, WHILE KNOWINGLY INVOLVED IN CRIMINAL STREET GANG ACTIVITY, THE SAID JAMES ZARATE DID COMMIT, ATTEMPT TO COMMIT, OR CONSPIRE TO COMMIT A SPECIFIED CRIME, WHETHER AS A PRINCIPAL OR AN ACCOMPLICE, FOR THE BENEFIT OF, AT THE DIRECTION OF, OR IN ASSOCIATION WITH A CRIMINAL STREET GANG, THAT IS, THE SAID JAMES ZARATE, HAVING PREVIOUSLY COMMITTED AT LEAST ONE AGGRAVATED ASSAULT ON BEHALF OF THE ALKQN STREET GANG ON OR ABOUT MARCH 14, 2020, DID ATTEMPT TO COMMIT OR CONSPIRE TO COMMIT AN AGGRAVATED ASSAULT ON DK, FOR THE BENEFIT OF, AT THE DIRECTION OF, OR IN ASSOCIATION WITH THE ALKQN STREET GANG.

WITHIN THE JURISDICTION OF THIS COURT, BETWEEN ON OR ABOUT SEPTEMBER 10, 2020 AND APRIL 21, 2021, IN THE CITY OF TRENTON, IN THE COUNTY OF MERCER, AND ELSEWHERE, THE SAID JAMES ZARATE DID AGREE WITH SUCH OTHER PERSON OR PERSONS
in violation of:

Original Charge	1) 2C:33-29A	2) 2C:5-2A(1) 2C:12-1B(1)	3) 2C:39-4D
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: RYAN J PETTIT Date: 04/28/2021

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: **MERCER**
at the following address: **MERCER COUNTY SUPERIOR CT**
400 SOUTH WARREN ST. **TRENTON** **NJ 08650-0000**
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: **04/28/2021** Appearance Date: **05/12/2021** Time: **09:00AM** Phone: **609-571-4000**
Signature of Person Issuing Summons: RYAN J PETTIT Date: 04/28/2021

 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)

COMPLAINT - SUMMONS (DEFENDANT'S COPY)**COMPLAINT NUMBER****1111****S****2021****001182****STATE V.****JAMES ZARATE**

COURT CODE

PREFIX

YEAR

SEQUENCE NO.

THAT THEY OR ONE OR MORE OF THEM WILL ENGAGE IN CONDUCT WHICH CONSTITUTES SUCH CRIME OR AN ATTEMPT OR SOLICITATION TO COMMIT SUCH CRIME AND/OR AGREES TO AID SUCH OTHER PERSON OR PERSONS IN THE PLANNING OR COMMISSION OF SUCH CRIME OR OF AN ATTEMPT OR SOLICITATION TO COMMIT SUCH CRIME, THAT IS, THE SAID JAMES ZARATE DID CONSPIRE WITH OTHER MEMBERS OF THE ALMIGHTY LATIN KING AND QUEEN NATION TO COMMIT AGGRAVATED ASSAULT AGAINST AN INDIVIDUAL WITH THE INITIALS KS, ATTEMPTED AGGRAVATED ASSAULT, AGAINST AN INDIVIDUAL WITH THE INITIALS DK, AND/OR TERRORISTIC THREATS AGAINST MEMBERS OF LAW ENFORCEMENT, CONTRARY TO THE PROVISIONS OF N.J.S.A. 2C:5-2.

WITHIN THE JURISDICTION OF THIS COURT, ON OR ABOUT JANUARY 11, 2021, IN THE CITY OF TRENTON, IN THE COUNTY OF MERCER, AND ELSEWHERE, THE SAID JAMES ZARATE DID HAVE IN HIS POSSESSION ANY WEAPON, EXCEPT A FIREARM, WITH A PURPOSE TO USE IT UNLAWFULLY AGAINST THE PERSON OR PROPERTY OF ANOTHER, THAT IS, THE SAID JAMES ZARATE POSSESSED A SHANK IN HIS JAIL CELL WITH THE PURPOSE TO USE IN UNLAWFULLY, CONTRARY TO THE PROVISIONS OF N.J.S.A. 2C:39-4D.

WITHIN THE JURISDICTION OF THIS COURT, ON OR ABOUT JANUARY 11, 2021, IN THE CITY OF TRENTON, IN THE COUNTY OF MERCER, AND ELSEWHERE, THE SAID JAMES ZARATE DID HAVE IN HIS POSSESSION ANY WEAPON, EXCEPT A FIREARM, WITH A PURPOSE TO USE IT UNLAWFULLY AGAINST THE PERSON OR PROPERTY OF ANOTHER, THAT IS, THE SAID JAMES ZARATE POSSESSED A SHANK IN HIS JAIL CELL WITH THE PURPOSE TO USE IN UNLAWFULLY, CONTRARY TO THE PROVISIONS OF N.J.S.A. 2C:39-4D.

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WITHIN THE JURISDICTION OF THIS COURT, ON OR ABOUT JANUARY 11, 2021, IN THE CITY OF TRENTON, IN THE COUNTY OF MERCER, AND ELSEWHERE, THE SAID JAMES ZARATE DID HAVE IN HIS POSSESSION ANY WEAPON, EXCEPT A FIREARM, WITH A PURPOSE TO USE IT UNLAWFULLY AGAINST THE PERSON OR PROPERTY OF ANOTHER, THAT IS, THE SAID JAMES ZARATE POSSESSED A SHANK IN HIS JAIL CELL WITH THE PURPOSE TO USE IN UNLAWFULLY, CONTRARY TO THE PROVISIONS OF N.J.S.A. 2C:39-4D.

WITHIN THE JURISDICTION OF THIS COURT, ON OR ABOUT JANUARY 11, 2021, IN THE CITY OF TRENTON, IN THE COUNTY OF MERCER, AND ELSEWHERE, THE SAID JAMES ZARATE DID UNDER CIRCUMSTANCES NOT MANIFESTLY APPROPRIATE FOR SUCH LAWFUL USES KNOWINGLY HAVE IN HIS POSSESSION ANY WEAPON, THAT IS, THE SAID JAMES ZARATE KNOWINGLY POSSESSED A SHANK IN HIS JAIL CELL, CONTRARY TO THE PROVISIONS OF N.J.S.A. 2C:39-5D.

WITHIN THE JURISDICTION OF THIS COURT, ON OR ABOUT JANUARY 11, 2021, IN THE CITY OF TRENTON, IN THE COUNTY OF MERCER, AND ELSEWHERE, THE SAID JAMES ZARATE DID

Original Charge	4) 2C:39-4D	5) 2C:39-4D	6) 2C:39-4D
Amended Charge			
			COMPLAINT - SUMMONS (DEFENDANT'S COPY)
			Page 10 of 19
			NJ/CDR1 1/1/2017

COMPLAINT - SUMMONS (DEFENDANT'S COPY)**COMPLAINT NUMBER****1111****S****2021****001182****STATE V.****JAMES ZARATE**

COURT CODE

PREFIX

YEAR

SEQUENCE NO.

UNDER CIRCUMSTANCES NOT MANIFESTLY APPROPRIATE FOR SUCH LAWFUL USES KNOWINGLY HAVE IN HIS POSSESSION ANY WEAPON, THAT IS, THE SAID JAMES ZARATE KNOWINGLY POSSESSED A SHANK IN HIS JAIL CELL, CONTRARY TO THE PROVISIONS OF N.J.S.A. 2C:39-5D.

WITHIN THE JURISDICTION OF THIS COURT, ON OR ABOUT JANUARY 11, 2021, IN THE CITY OF TRENTON, IN THE COUNTY OF MERCER, AND ELSEWHERE, THE SAID JAMES ZARATE DID UNDER CIRCUMSTANCES NOT MANIFESTLY APPROPRIATE FOR SUCH LAWFUL USES KNOWINGLY HAVE IN HIS POSSESSION ANY WEAPON, THAT IS, THE SAID JAMES ZARATE KNOWINGLY POSSESSED A SHANK IN HIS JAIL CELL, CONTRARY TO THE PROVISIONS OF N.J.S.A. 2C:39-5D.

WITHIN THE JURISDICTION OF THIS COURT, ON OR ABOUT JANUARY 11, 2021, IN THE CITY OF TRENTON, IN THE COUNTY OF MERCER, AND ELSEWHERE, THE SAID JAMES ZARATE DID UNDER CIRCUMSTANCES NOT MANIFESTLY APPROPRIATE FOR SUCH LAWFUL USES KNOWINGLY HAVE IN HIS POSSESSION ANY WEAPON, THAT IS, THE SAID JAMES ZARATE KNOWINGLY POSSESSED A SHANK IN HIS JAIL CELL, CONTRARY TO THE PROVISIONS OF N.J.S.A. 2C:39-5D.

WITHIN THE JURISDICTION OF THIS COURT, BETWEEN ON OR ABOUT DECEMBER 1, 2020, AND ON OR ABOUT FEBRUARY 28, 2021, IN THE CITY OF TRENTON, IN THE COUNTY OF MERCER, AND ELSEWHERE, THE SAID JAMES ZARATE DID ATTEMPT TO CAUSE SERIOUS BODILY INJURY TO ANOTHER, OR DID ATTEMPT TO CAUSE INJURY PURPOSELY OR KNOWINGLY OR UNDER CIRCUMSTANCES MANIFESTING EXTREME INDIFFERENCE TO THE VALUE OF HUMAN LIFE RECKLESSLY CAUSES SUCH INJURY, THAT IS, THE SAID JAMES ZARATE DID ATTEMPT TO CAUSE SERIOUS BODILY INJURY AGAINST AN INDIVIDUAL WITH THE INITIALS DK, CONTRARY TO THE PROVISIONS OF N.J.S.A. 2C:12-1B1, AND AGAINST THE PEACE OF THIS STATE, THE GOVERNMENT, AND DIGNITY OF THE SAME.

Original Charge

7) 2C:39-5D

8) 2C:39-5D

9) 2C:39-5D

Amended Charge

COMPLAINT - SUMMONS (DEFENDANT'S COPY)**Page 11 of 19**

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COMPLAINT - SUMMONS (DEFENDANT'S COPY)

COMPLAINT NUMBER

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SEQUENCE NO.

Original Charge

10) 2C:39-5D

11) 2C:12-1B (1)

Amended Charge

RETURN OF SERVICE INFORMATION

COMPLAINT NUMBER				THE STATE OF NEW JERSEY	
1111	S	2021	001182	VS.	
COURT CODE	PREFIX	YEAR	SEQUENCE NO.	JAMES ZARATE	
TRENTON MUNICIPAL COURT 225 N CLINTON AVE TRENTON NJ 08607-0000 609-989-3700 COUNTY OF: MERCER				ADDRESS: NEW JERSEY STATE PRISON 600 CASS STREET TRENTON NJ 08611-0000	
# of CHARGES 11	CO-DEFTS 8	POLICE CASE #: 2020092301		DEFENDANT INFORMATION	
COMPLAINANT RYAN J PETTIT NAME: 168 FRONTAGE ROAD NEWARK NJ 07114				SEX: M EYE COLOR: BROWN DOB: ████████ 1990	DL STATE:
				DRIVER'S LIC. #:	SBI #:
				SOCIAL SECURITY # xxx-xx-████████ ()	TELEPHONE #:
				LIVSCAN 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 **09/10/2020** in **TRENTON CITY**, **MERCER** County, NJ did: WITHIN THE JURISDICTION OF THIS COURT, BETWEEN ON OR ABOUT SEPTEMBER 10, 2020 AND APRIL 21, 2021, IN THE CITY OF TRENTON, IN THE COUNTY OF MERCER, AND ELSEWHERE, WHILE KNOWINGLY INVOLVED IN CRIMINAL STREET GANG ACTIVITY, THE SAID JAMES ZARATE DID COMMIT, ATTEMPT TO COMMIT, OR CONSPIRE TO COMMIT A SPECIFIED CRIME, WHETHER AS A PRINCIPAL OR AN ACCOMPLICE, FOR THE BENEFIT OF, AT THE DIRECTION OF, OR IN ASSOCIATION WITH A CRIMINAL STREET GANG, THAT IS, THE SAID JAMES ZARATE, HAVING PREVIOUSLY COMMITTED AT LEAST ONE AGGRAVATED ASSAULT ON BEHALF OF THE ALKQON STREET GANG ON OR ABOUT MARCH 14, 2020, DID ATTEMPT TO COMMIT OR CONSPIRE TO COMMIT AN AGGRAVATED ASSAULT ON DK, FOR THE BENEFIT OF, AT THE DIRECTION OF, OR IN ASSOCIATION WITH THE ALKQON STREET GANG.

WITHIN THE JURISDICTION OF THIS COURT, BETWEEN ON OR ABOUT SEPTEMBER 10, 2020 AND APRIL 21, 2021, IN THE CITY OF TRENTON, IN THE COUNTY OF MERCER, AND ELSEWHERE, THE SAID JAMES ZARATE DID AGREE WITH SUCH OTHER PERSON OR PERSONS in violation of:

Original Charge	1) 2C:33-29A	2) 2C:5-2A(1) 2C:12-1B(1)	3) 2C:39-4D
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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. _____ 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: RYAN J PETTIT NJ STATE DEPT OF CORRECTIONS Date of Action: 04/28/2021
Name, Title and Department of Officer

RETURN OF SERVICE INFORMATION

RETURN OF SERVICE INFORMATION

COMPLAINT NUMBER				STATE V.	JAMES ZARATE
1111	S	2021	001182		
<small>COURT CODE</small>	<small>PREFIX</small>	<small>YEAR</small>	<small>SEQUENCE NO.</small>		

THAT THEY OR ONE OR MORE OF THEM WILL ENGAGE IN CONDUCT WHICH CONSTITUTES SUCH CRIME OR AN ATTEMPT OR SOLICITATION TO COMMIT SUCH CRIME AND/OR AGREES TO AID SUCH OTHER PERSON OR PERSONS IN THE PLANNING OR COMMISSION OF SUCH CRIME OR OF AN ATTEMPT OR SOLICITATION TO COMMIT SUCH CRIME, THAT IS, THE SAID JAMES ZARATE DID CONSPIRE WITH OTHER MEMBERS OF THE ALMIGHTY LATIN KING AND QUEEN NATION TO COMMIT AGGRAVATED ASSAULT AGAINST AN INDIVIDUAL WITH THE INITIALS KS, ATTEMPTED AGGRAVATED ASSAULT, AGAINST AN INDIVIDUAL WITH THE INITIALS DK, AND/OR TERRORISTIC THREATS AGAINST MEMBERS OF LAW ENFORCEMENT, CONTRARY TO THE PROVISIONS OF N.J.S.A. 2C:5-2.

WITHIN THE JURISDICTION OF THIS COURT, ON OR ABOUT JANUARY 11, 2021, IN THE CITY OF TRENTON, IN THE COUNTY OF MERCER, AND ELSEWHERE, THE SAID JAMES ZARATE DID HAVE IN HIS POSSESSION ANY WEAPON, EXCEPT A FIREARM, WITH A PURPOSE TO USE IT UNLAWFULLY AGAINST THE PERSON OR PROPERTY OF ANOTHER, THAT IS, THE SAID JAMES ZARATE POSSESSED A SHANK IN HIS JAIL CELL WITH THE PURPOSE TO USE IN UNLAWFULLY, CONTRARY TO THE PROVISIONS OF N.J.S.A. 2C:39-4D.

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WITHIN THE JURISDICTION OF THIS COURT, ON OR ABOUT JANUARY 11, 2021, IN THE CITY OF TRENTON, IN THE COUNTY OF MERCER, AND ELSEWHERE, THE SAID JAMES ZARATE DID

Original Charge	4) 2C:39-4D	5) 2C:39-4D	6) 2C:39-4D
Amended Charge			

RETURN OF SERVICE INFORMATION

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RETURN OF SERVICE INFORMATION

COMPLAINT NUMBER

1111**S****2021****001182****STATE V.****JAMES ZARATE**

COURT CODE

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SEQUENCE NO.

UNDER CIRCUMSTANCES NOT MANIFESTLY APPROPRIATE FOR SUCH LAWFUL USES KNOWINGLY HAVE IN HIS POSSESSION ANY WEAPON, THAT IS, THE SAID JAMES ZARATE KNOWINGLY POSSESSED A SHANK IN HIS JAIL CELL, CONTRARY TO THE PROVISIONS OF N.J.S.A. 2C:39-5D.

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WITHIN THE JURISDICTION OF THIS COURT, BETWEEN ON OR ABOUT DECEMBER 1, 2020, AND ON OR ABOUT FEBRUARY 28, 2021, IN THE CITY OF TRENTON, IN THE COUNTY OF MERCER, AND ELSEWHERE, THE SAID JAMES ZARATE DID ATTEMPT TO CAUSE SERIOUS BODILY INJURY TO ANOTHER, OR DID ATTEMPT TO CAUSE INJURY PURPOSELY OR KNOWINGLY OR UNDER CIRCUMSTANCES MANIFESTING EXTREME INDIFFERENCE TO THE VALUE OF HUMAN LIFE RECKLESSLY CAUSES SUCH INJURY, THAT IS, THE SAID JAMES ZARATE DID ATTEMPT TO CAUSE SERIOUS BODILY INJURY AGAINST AN INDIVIDUAL WITH THE INITIALS DK, CONTRARY TO THE PROVISIONS OF N.J.S.A. 2C:12-1B1, AND AGAINST THE PEACE OF THIS STATE, THE GOVERNMENT, AND DIGNITY OF THE SAME.

Original Charge

7) 2C:39-5D

8) 2C:39-5D

9) 2C:39-5D

Amended Charge

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COMPLAINT NUMBER

STATE V.

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2021

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JAMES ZARATE

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YEAR

SEQUENCE NO.

Original Charge

10) 2C:39-5D

11) 2C:12-1B(1)

Amended Charge

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Affidavit of Probable Cause

COMPLAINT NUMBER				<i>THE STATE OF NEW JERSEY</i> <i>VS.</i> JAMES ZARATE	
1111	S	2021	001182		
COURT CODE	PREFIX	YEAR	SEQUENCE NO.	NEW JERSEY STATE PRISON	
TRENTON MUNICIPAL COURT 225 N CLINTON AVE TRENTON NJ 08607-0000 609-989-3700 COUNTY OF: MERCER				600 CASS STREET TRENTON NJ 08611-0000	
# of CHARGES 11	CO-DEFTS	POLICE CASE #: 2020092301		DEFENDANT INFORMATION	
COMPLAINANT RYAN J PETTIT NAME: 168 FRONTAGE ROAD NEWARK NJ 07114			SEX: M EYE COLOR: BROWN DOB: [REDACTED] 1990 DRIVER'S LIC. #. DL STATE: SOCIAL SECURITY #: xxx-xx-[REDACTED] 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:

THE HONORABLE JUDGE DARLENE PEREKSTA FOUND PROBABLE CAUSE AND AUTHORIZED AN ORDER IN SUPPORT OF ARREST PURSUANT TO DP-MER-2645-SW-21. AUTHORIZED BY DAG COLIN KEIFFER OF DCJ/OPIA. THE STATE HAS ELECTED TO PROCEED ON A SUMMONS.

Affidavit of Probable Cause

Affidavit of Probable Cause

COMPLAINT NUMBER			
1111	S	2021	001182
COURT CODE	PREFIX	YEAR	SEQUENCE NO.

THE STATE OF NEW JERSEY

VS.

JAMES ZARATE

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

JOINT INVESTIGATION BETWEEN THE NEW JERSEY DEPARTMENT OF CORRECTION: SPECIAL INVESTIGATIONS DIVISION AND NJ DIVISION OF CRIMINAL JUSTICE - OFFICE OF PUBLIC INTEGRITY AND ACCOUNTABILITY

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

NONE

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: RYAN J PETTIT LAW ENFORCEMENT OFFICER Date: 04/28/2021

Affidavit of Probable Cause

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Preliminary Law Enforcement Incident Report

COMPLAINT NUMBER				<i>THE STATE OF NEW JERSEY</i> VS. JAMES ZARATE			
1111	S	2021	001182			ADDRESS: NEW JERSEY STATE PRISON 600 CASS STREET TRENTON NJ 08611-0000	
COURT CODE	PREFIX	YEAR	SEQUENCE NO.				
TRENTON MUNICIPAL COURT 225 N CLINTON AVE TRENTON NJ 08607-0000 609-989-3700 COUNTY OF: MERCER				DEFENDANT INFORMATION SEX: M EYE COLOR: BROWN DOB: [REDACTED] 1990 DRIVER'S LIC. # _____ DL STATE: _____ SOCIAL SECURITY #: xxx-xx-[REDACTED] SBI #: _____ TELEPHONE #: _____ () _____ LIVSCAN PCN #: _____			
# of CHARGES 11	CO-DEFTS	POLICE CASE #: 2020092301					
COMPLAINANT RYAN J PETTIT NAME: 168 FRONTAGE ROAD NEWARK NJ 07114							

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.

-Physical evidence was seized/recovered:
 •Weapon(s)

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: RYAN J PETTIT LAW ENFORCEMENT OFFICER Date: 04/28/2021

Preliminary Law Enforcement Incident Report

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