

JANUARY 31, 2022

State Grand Jury Judge

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION - CRIMINAL

State Grand Jury  
Number SGJ764-22-14  
Superior Court  
Docket Number 22-1-14-S

STATE OF NEW JERSEY )

v. )

INDICTMENT

ROBERT P. HARKINS JR. )

The Grand Jurors of and for the State of New Jersey, upon their oaths, present that:

COUNT ONE

(Official Misconduct - Second Degree)

ROBERT P. HARKINS JR.

between on or about December 19, 2019 and on or about January 14, 2020, in the Township of Middle, in the County of Cape May, elsewhere, and within the jurisdiction of this Court, as a public servant, acting with the purpose to obtain a nonpecuniary benefit for himself or another or to injure or to deprive another of a benefit, did commit one or more acts relating to his office but constituting an unauthorized exercise of his official functions, knowing that such act was unauthorized or that he was committing it in an unauthorized manner, or did

knowingly refrain from performing a duty imposed upon him by law or clearly inherent in the nature of his office, that is, the said ROBERT P. HARKINS JR., then and there being a public servant, that is, a Detective Sergeant employed by the Cape May County Prosecutor's Office (CMCPO), having thereby the official functions and duties, among others, to refrain from engaging in certain activities, including dishonesty, fraud, deceit, misrepresentation, or criminal or unlawful activity of any kind, to conduct himself in an appropriate and professional manner during the course of performing his public duties, to perform his duties in a legal and proper manner, to display good faith, honesty and integrity, and to be impervious to corrupting influences, did knowingly: initiate and conduct an unauthorized or unlawful investigation into a minor motor vehicle crash involving a family member; draft, issue or utter an unauthorized subpoena to the business where that crash occurred; use his official CMCPO affiliation to obtain information from the New Jersey State Police and Pennsylvania State Police as part of an unauthorized investigation; utter one or more written requests to law enforcement agencies, to wit: the New Jersey State Police or Pennsylvania State Police, for information for purported use in an official investigation, knowing that no such investigation was authorized or containing false information; or utter a document falsely purporting to be an official CMCPO General

Investigation Report issued to the Middle Township Police Department, knowing the same to be false or contain false information, with purpose to obtain a nonpecuniary benefit for himself or another person, whose identity is known to the grand jurors but who is not named herein, contrary to the provisions of N.J.S.A. 2C:30-2, and against the peace of this State, the government and dignity of the same.

COUNT TWO

(Tampering with Public Records - Third Degree)

ROBERT P. HARKINS JR.

between on or about December 19, 2019 and on or about January 14, 2020, in the Township of Middle, in the County of Cape May, elsewhere, and within the jurisdiction of this Court, with purpose to defraud or injure, did make, present, offer for filing or use any record, document or thing knowing it to be false, and with the purpose that it be taken as a genuine part of information or records belonging to, or received or kept by, the government for information or record, or required by law to be kept by others for information of the government, that is, the said ROBERT P. HARKINS JR., a Detective Sergeant employed by the Cape May County Prosecutor's Office, with the purpose to defraud or injure, did make, present or use: a subpoena issued without authorization in a matter where no grand jury investigation had been initiated; one or more written requests to law enforcement agencies, to wit: the New Jersey State Police or Pennsylvania State Police, for information for purported use in an official investigation, knowing that no such investigation was authorized; or a document purporting to be an official CMCPD General Investigation Report issued to the Middle Township Police Department, knowing the same to be false or contain false information, contrary to the provisions of N.J.S.A. 2C:28-7a(2),

and against the peace of this State, the government and dignity  
of the same.

COUNT THREE

(Falsifying or Tampering with Records - Fourth Degree)

ROBERT P. HARKINS JR.

between on or about December 19, 2019 and on or about January 14, 2020, in the Township of Middle, in the County of Cape May, elsewhere, and within the jurisdiction of this Court, with purpose to deceive another, did falsify one or more writings or records, that is, the said ROBERT P. HARKINS JR., with purpose to deceive or injure another or to conceal wrongdoing, did utter: a document purporting to be an official subpoena which he knew to be issued without authorization in a matter where no grand jury investigation had been initiated; one or more written requests to law enforcement agencies, to wit: the New Jersey State Police or Pennsylvania State Police, for information for purported use in an official investigation, knowing that no such investigation was authorized; or a document purporting to be an official CMCPD General Investigation Report issued to the Middle Township Police Department, knowing the same to be false or contain false information, contrary to the

provisions of N.J.S.A. 2C:21-4a, and against the peace of this State, the government and dignity of the same.



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Thomas Eicher, Director  
Office of Public Integrity and Accountability  
Division of Criminal Justice

A TRUE BILL:



Foreperson

Dated: 1/31/2022