

COMPLAINT - SUMMONS

COMPLAINT NUMBER				<i>THE STATE OF NEW JERSEY</i> <i>VS.</i> AMIR E BETHEA	
1025	S	2021	000019		
COURT CODE	PREFIX	YEAR	SEQUENCE NO.		
UNION TWP MUNICIPAL COURT 1370 RTE 31 NORTH ANNANDALE NJ 08801-0000 908-735-3730 COUNTY OF: HUNTERDON				ADDRESS: [REDACTED] NJ [REDACTED]	
# of CHARGES 2	CO-DEFTS	POLICE CASE #: 202100926		DEFENDANT INFORMATION	
COMPLAINANT NAME: ROSS PORTNER 25 MARKET ST P O BOX 085 TRENTON NJ 08625			SEX: M EYE COLOR: BROWN DOB: [REDACTED] 1985 DRIVER'S LIC. # [REDACTED] DL STATE: NJ SOCIAL SECURITY #: xxx-xx- [REDACTED] SBI #: [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 01/11/2021 in **UNION TWP**, **HUNTERDON County, NJ** did: BETWEEN ON OR ABOUT JANUARY 11, 2021 AND ON OR ABOUT JANUARY 12, 2021 IN THE TOWNSHIP OF CLINTON, HUNTERDON COUNTY, AND WITHIN THE JURISDICTION OF THIS COURT, WHILE EMPLOYED BY THE DEPARTMENT OF CORRECTIONS AS A SERGEANT DID COMMIT ONE OR MORE ACTS CONSTITUTING AN UNAUTHORIZED EXERCISE OF HIS OFFICIAL FUNCTIONS, KNOWING THEM TO BE UNAUTHORIZED, OR DID KNOWINGLY REFRAIN FROM PERFORMING ONE OR MORE DUTIES IMPOSED BY LAW OR CLEARLY INHERENT IN THE NATURE OF HIS OFFICE, WITH PURPOSE TO BENEFIT HIMSELF OR ANOTHER, OR TO INJURE ANOTHER OR TO DEPRIVE ANOTHER OF A BENEFIT, TO WIT, IN CONNECTION WITH VICTIM 1: VIOLATING THE DEPARTMENT OF CORRECTIONS POLICIES AND PROCEDURES FOR FORCED CELL EXTRACTIONS; REFRAINING FROM PREVENTING AND FAILING TO REPORT ASSAULTIVE CONDUCT BY OTHER OFFICERS COMMITTED IN HIS PRESENCE, FAILING TO FILE A USE OF FORCE REPORT, FILING AN INCIDENT REPORT KNOWING THAT IT CONTAINED FALSE INFORMATION; , IN VIOLATION OF N.J.S.A. 2C:30-2 (A 2ND DEGREE CRIME).

in violation of:

Original Charge	1) 2C:30-2B	2) 2C:30-2B	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: 02/04/2021

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: HUNTERDON at the following address: HUNTERDON COUNTY COURT
HUNTERDON COUNTY JUSTICE CENTER 65 PARK AVENUE FLEMINGTON NJ 08822-0000
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: 02/04/2021 Appearance Date: 03/18/2021 Time: 09:00AM Phone: 908-824-9750
Signature of Person Issuing Summons: ROSS PORTNER Date: 02/04/2021

- 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				STATE V.	AMIR E BETHEA
1025	S	2021	000019		
COURT CODE	PREFIX	YEAR	SEQUENCE NO.		

BETWEEN ON OR ABOUT JANUARY 11, 2021 AND ON OR ABOUT JANUARY 12, 2021 IN THE TOWNSHIP OF CLINTON, HUNTERDON COUNTY, AND WITHIN THE JURISDICTION OF THIS COURT, WHILE EMPLOYED BY THE DEPARTMENT OF CORRECTIONS AS A SERGEANT DID COMMIT ONE OR MORE ACTS CONSTITUTING AN UNAUTHORIZED EXERCISE OF HIS OFFICIAL FUNCTIONS, KNOWING THEM TO BE UNAUTHORIZED, OR DID KNOWINGLY REFRAIN FROM PERFORMING ONE OR MORE DUTIES IMPOSED BY LAW OR CLEARLY INHERENT IN THE NATURE OF HIS OFFICE, WITH PURPOSE TO BENEFIT HIMSELF OR ANOTHER, OR TO INJURE ANOTHER OR TO DEPRIVE ANOTHER OF A BENEFIT, TO WIT, IN CONNECTION WITH VICTIM 1: VIOLATING THE DEPARTMENT OF CORRECTIONS POLICIES AND PROCEDURES FOR FORCED CELL EXTRACTIONS; REFRAINING FROM PREVENTING AND FAILING TO REPORT ASSAULTIVE CONDUCT BY OTHER OFFICERS COMMITTED IN HIS PRESENCE, FAILING TO FILE A USE OF FORCE REPORT, FILING AN INCIDENT REPORT KNOWING THAT IT CONTAINED FALSE INFORMATION; , IN VIOLATION OF N.J.S.A. 2C:30-2 (A 2ND DEGREE CRIME). CASE IS BEING PROSECUTED BY DAG JONATHAN GILMORE.

Original Charge			
Amended Charge			

COMPLAINT – SUMMONS (Court Action)

COMPLAINT NUMBER

1025**S****2021****000019****STATE V.****AMIR E BETHEA**

COURT CODE

PREFIX

YEAR

SEQUENCE NO.

FTA Bail Information

Date Bail Set: _____

Amount Bail Set: \$ _____ by: _____

 Bail Recog. Attached

Released on Bail

R.O.R.

Committed Default

Committed w/o Bail

Place Committed: _____

Date Referred to

County Prosecutor: _____

Date of First Appearance: **03/18/2021** Advised of Rights by _____

Defendant Desires Counsel:

 Yes No**Prosecuting Attorney Information****Defense Counsel Information****Name:****Name:**

State

County

Municipal

Other

None

Retained

Public Def

Assigned

Waived

Other

Original Charge

1) **2C:30-2B**2) **2C:30-2B**

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:

* 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:

ORIGINAL - Court Action

JUDGE'S SIGNATURE _____

DATE _____

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NJ/CDR1 1/1/2017

COMPLAINT – SUMMONS (Court Action)

COMPLAINT NUMBER

1025	S	2021	000019
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STATE V.

AMIR E BETHEA

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: 03/18/2021	<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			
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
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COMPLAINT - SUMMONS (DEFENDANT'S COPY)

COMPLAINT NUMBER

1025 S 2021 000019

COURT CODE PREFIX YEAR SEQUENCE NO.

UNION TWP MUNICIPAL COURT
1370 RTE 31 NORTH
ANNANDALE NJ 08801-0000
908-735-3730 COUNTY OF: HUNTERDON

ADDRESS

THE STATE OF NEW JERSEY

VS.

AMIR E BETHEA

of CHARGES: 2 CO-DEFTS: POLICE CASE #: 202100926

DEFENDANT INFORMATION

SEX: M EYE COLOR: BROWN DOB: /1985

DRIVER'S LIC. #. DL STATE: NJ

COMPLAINANT NAME: ROSS PORTNER

SOCIAL SECURITY #: xxx-xx- 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 01/11/2021 in UNION TWP, HUNTERDON County, NJ did: BETWEEN ON OR ABOUT JANUARY 11, 2021 AND ON OR ABOUT JANUARY 12, 2021 IN THE TOWNSHIP OF CLINTON, HUNTERDON COUNTY, AND WITHIN THE JURISDICTION OF THIS COURT, WHILE EMPLOYED BY THE DEPARTMENT OF CORRECTIONS AS A SERGEANT DID COMMIT ONE OR MORE ACTS CONSTITUTING AN UNAUTHORIZED EXERCISE OF HIS OFFICIAL FUNCTIONS, KNOWING THEM TO BE UNAUTHORIZED, OR DID KNOWINGLY REFRAIN FROM PERFORMING ONE OR MORE DUTIES IMPOSED BY LAW OR CLEARLY INHERENT IN THE NATURE OF HIS OFFICE, WITH PURPOSE TO BENEFIT HIMSELF OR ANOTHER, OR TO INJURE ANOTHER OR TO DEPRIVE ANOTHER OF A BENEFIT, TO WIT, IN CONNECTION WITH VICTIM 1: VIOLATING THE DEPARTMENT OF CORRECTIONS POLICIES AND PROCEDURES FOR FORCED CELL EXTRACTIONS; REFRAINING FROM PREVENTING AND FAILING TO REPORT ASSAULTIVE CONDUCT BY OTHER OFFICERS COMMITTED IN HIS PRESENCE, FAILING TO FILE A USE OF FORCE REPORT, FILING AN INCIDENT REPORT KNOWING THAT IT CONTAINED FALSE INFORMATION; , IN VIOLATION OF N.J.S.A. 2C:30-2 (A 2ND DEGREE CRIME).

in violation of:

Original Charge	1) 2C:30-2B	2) 2C:30-2B	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: 02/04/2021

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: HUNTERDON

at the following address: HUNTERDON COUNTY COURT

HUNTERDON COUNTY JUSTICE CENTER 65 PARK AVENUE FLEMINGTON NJ 08822-0000

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: 02/04/2021 Appearance Date: 03/18/2021 Time: 09:00AM Phone: 908-824-9750

Signature of Person Issuing Summons: ROSS PORTNER Date: 02/04/2021

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

1025

S

2021

000019

STATE V.

AMIR E BETHEA

COURT CODE

PREFIX

YEAR

SEQUENCE NO.

BETWEEN ON OR ABOUT JANUARY 11, 2021 AND ON OR ABOUT JANUARY 12, 2021 IN THE TOWNSHIP OF CLINTON, HUNTERDON COUNTY, AND WITHIN THE JURISDICTION OF THIS COURT, WHILE EMPLOYED BY THE DEPARTMENT OF CORRECTIONS AS A SERGEANT DID COMMIT ONE OR MORE ACTS CONSTITUTING AN UNAUTHORIZED EXERCISE OF HIS OFFICIAL FUNCTIONS, KNOWING THEM TO BE UNAUTHORIZED, OR DID KNOWINGLY REFRAIN FROM PERFORMING ONE OR MORE DUTIES IMPOSED BY LAW OR CLEARLY INHERENT IN THE NATURE OF HIS OFFICE, WITH PURPOSE TO BENEFIT HIMSELF OR ANOTHER, OR TO INJURE ANOTHER OR TO DEPRIVE ANOTHER OF A BENEFIT, TO WIT, IN CONNECTION WITH VICTIM 1: VIOLATING THE DEPARTMENT OF CORRECTIONS POLICIES AND PROCEDURES FOR FORCED CELL EXTRACTIONS; REFRAINING FROM PREVENTING AND FAILING TO REPORT ASSAULTIVE CONDUCT BY OTHER OFFICERS COMMITTED IN HIS PRESENCE, FAILING TO FILE A USE OF FORCE REPORT, FILING AN INCIDENT REPORT KNOWING THAT IT CONTAINED FALSE INFORMATION; , IN VIOLATION OF N.J.S.A. 2C:30-2 (A 2ND DEGREE CRIME). CASE IS BEING PROSECUTED BY DAG JONATHAN GILMORE.

Original Charge

Amended Charge

COMPLAINT - SUMMONS (DEFENDANT'S COPY)

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NJ/CDR1 1/1/2017

RETURN OF SERVICE INFORMATION

COMPLAINT NUMBER

1025 S 2021 000019

COURT CODE PREFIX YEAR SEQUENCE NO.

**UNION TWP MUNICIPAL COURT
1370 RTE 31 NORTH
ANNANDALE NJ 08801-0000
908-735-3730 COUNTY OF: HUNTERDON**

THE STATE OF NEW JERSEY

VS.

AMIR E BETHEA

ADDRESS: [REDACTED] NJ [REDACTED]

of CHARGES: **2** CO-DEFTS: POLICE CASE #: **202100926**

DEFENDANT INFORMATION
SEX: **M** EYE COLOR: **BROWN** DOB: [REDACTED]/1985
DRIVER'S LIC. #: [REDACTED] DL STATE: **NJ**
SOCIAL SECURITY # **xxx-xx-[REDACTED]** SBI #:)
TELEPHONE #:)
LIVESCAN 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 **01/11/2021** in **UNION TWP**, **HUNTERDON County, NJ** did: BETWEEN ON OR ABOUT JANUARY 11, 2021 AND ON OR ABOUT JANUARY 12, 2021 IN THE TOWNSHIP OF CLINTON, HUNTERDON COUNTY, AND WITHIN THE JURISDICTION OF THIS COURT, WHILE EMPLOYED BY THE DEPARTMENT OF CORRECTIONS AS A SERGEANT DID COMMIT ONE OR MORE ACTS CONSTITUTING AN UNAUTHORIZED EXERCISE OF HIS OFFICIAL FUNCTIONS, KNOWING THEM TO BE UNAUTHORIZED, OR DID KNOWINGLY REFRAIN FROM PERFORMING ONE OR MORE DUTIES IMPOSED BY LAW OR CLEARLY INHERENT IN THE NATURE OF HIS OFFICE, WITH PURPOSE TO BENEFIT HIMSELF OR ANOTHER, OR TO INJURE ANOTHER OR TO DEPRIVE ANOTHER OF A BENEFIT, TO WIT, IN CONNECTION WITH VICTIM 1: VIOLATING THE DEPARTMENT OF CORRECTIONS POLICIES AND PROCEDURES FOR FORCED CELL EXTRACTIONS; REFRAINING FROM PREVENTING AND FAILING TO REPORT ASSAULTIVE CONDUCT BY OTHER OFFICERS COMMITTED IN HIS PRESENCE, FAILING TO FILE A USE OF FORCE REPORT, FILING AN INCIDENT REPORT KNOWING THAT IT CONTAINED FALSE INFORMATION; , IN VIOLATION OF N.J.S.A. 2C:30-2 (A 2ND DEGREE CRIME).

in violation of:

Original Charge	1) 2C:30-2B	2) 2C:30-2B	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: **02/04/2021**
Name, Title and Department of Officer

RETURN OF SERVICE INFORMATION

RETURN OF SERVICE INFORMATION

COMPLAINT NUMBER

1025

S

2021

000019

STATE V.

AMIR E BETHEA

COURT CODE

PREFIX

YEAR

SEQUENCE NO.

BETWEEN ON OR ABOUT JANUARY 11, 2021 AND ON OR ABOUT JANUARY 12, 2021 IN THE TOWNSHIP OF CLINTON, HUNTERDON COUNTY, AND WITHIN THE JURISDICTION OF THIS COURT, WHILE EMPLOYED BY THE DEPARTMENT OF CORRECTIONS AS A SERGEANT DID COMMIT ONE OR MORE ACTS CONSTITUTING AN UNAUTHORIZED EXERCISE OF HIS OFFICIAL FUNCTIONS, KNOWING THEM TO BE UNAUTHORIZED, OR DID KNOWINGLY REFRAIN FROM PERFORMING ONE OR MORE DUTIES IMPOSED BY LAW OR CLEARLY INHERENT IN THE NATURE OF HIS OFFICE, WITH PURPOSE TO BENEFIT HIMSELF OR ANOTHER, OR TO INJURE ANOTHER OR TO DEPRIVE ANOTHER OF A BENEFIT, TO WIT, IN CONNECTION WITH VICTIM 1: VIOLATING THE DEPARTMENT OF CORRECTIONS POLICIES AND PROCEDURES FOR FORCED CELL EXTRACTIONS; REFRAINING FROM PREVENTING AND FAILING TO REPORT ASSAULTIVE CONDUCT BY OTHER OFFICERS COMMITTED IN HIS PRESENCE, FAILING TO FILE A USE OF FORCE REPORT, FILING AN INCIDENT REPORT KNOWING THAT IT CONTAINED FALSE INFORMATION; , IN VIOLATION OF N.J.S.A. 2C:30-2 (A 2ND DEGREE CRIME). CASE IS BEING PROSECUTED BY DAG JONATHAN GILMORE.

Original Charge

Amended Charge

RETURN OF SERVICE INFORMATION

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NJ/CDR1 1/1/2017

Affidavit of Probable Cause

COMPLAINT NUMBER			
1025	S	2021	000019
COURT CODE	PREFIX	YEAR	SEQUENCE NO.
UNION TWP MUNICIPAL COURT 1370 RTE 31 NORTH ANNANDALE NJ 08801-0000 908-735-3730 COUNTY OF: HUNTERDON			
# of CHARGES 2	CO-DEFTS	POLICE CASE #: 202100926	
COMPLAINANT NAME: ROSS 25 MARKET ST P O BOX 085 TRENTON NJ 08625	PORTNER		DEFENDANT INFORMATION SEX: M EYE COLOR: BROWN DOB: [REDACTED]/1985 DRIVER'S LIC. #. [REDACTED] DL STATE: NJ SOCIAL SECURITY #: xxx-xx-[REDACTED] SBI #: [REDACTED] TELEPHONE #: [REDACTED] () LIVESCAN PCN #:

THE STATE OF NEW JERSEY

VS.

AMIR E BETHEA

ADDRESS: [REDACTED] NJ [REDACTED]

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:
BETHEA ON OR ABOUT 1/11 AT 10:30 P.M. & 1/12, 2021 AT 1:15 A.M., NEW JERSEY DEPARTMENT OF CORRECTIONS (DOC) OFFICERS AND SUPERVISORS AT THE EDNA MAHAN CORRECTIONAL FACILITY FOR WOMEN (EMCFW) IN CLINTON TOWNSHIP, NJ CONDUCTED CELL EXTRACTIONS OF INMATES LOCATED IN THE RHU (RESTORATIVE HOUSING UNIT) COMPLEX, WHERE 21 INMATES WERE HOUSED. ONE OF THE SUPERVISORS INVOLVED IN THE EXTRACTIONS WAS SGT. AMIR BETHEA. WHILE ON DUTY & WORKING IN HIS OFFICIAL CAPACITY AS A SGT. WITH THE NJ DOC, BETHEA WAS INVOLVED IN & SUPERVISED INMATE EXTRACTIONS. BETHEA WAS INVOLVED IN THE EXTRACTIONS OF VICTIM 1, VICTIM 2. AT APPROXIMATELY 1:13 AM, VIDEO SHOWS V1 IN HER CELL IN RHU. WHILE IN HER CELL, V1 APPEARS TO THROW AN UNKNOWN LIQUID SUBSTANCE OUT OF HER CELL INTO THE HALLWAY OF RHU. A SHORT TIME LATER VIDEO SURVEILLANCE SHOWS THAT BETHEA & SGT ANTHONY VALVANO SUPERVISED A TEAM OF DOC OFFICERS WHO APPEARED OUTSIDE V1'S CELL. V1 IMMEDIATELY COMPLIED WITH A REQUEST TO OFFER HER HANDS TO BE HANDCUFFED. ACCORDING TO INMATES, V1 WAS BEGGING OFFICERS NOT TO HARM HER PRIOR TO THEIR ENTRY INTO V1'S CELL. BETHEA WAS PRESENT DURING THE EXTRACTION OF V1. V1 WAS GIVEN NO OPPORTUNITY TO COMPLY DESPITE HER SUBMITTING VOLUNTARILY TO BEING HANDCUFFED & RESTRAINED. DURING THE EXTRACTION, ONE OR MORE CORRECTIONS OFFICERS REPEATEDLY STRUCK V1 WITH THEIR FISTS, ALTHOUGH V1 WAS HANDCUFFED. BETHEA DID NOT INTERVENE TO STOP THE OFFICERS' IMPROPER USE OF FORCE, WHICH VIOLATED DOC POLICIES THAT ONLY ALLOW FOR THE OBJECTIVELY REASONABLE & NECESSARY USE OF FORCE. V1 SUSTAINED INJURIES DURING THE CELL EXTRACTION, INCLUDING VISIBLE INJURIES TO HER RIGHT EYE, WHICH WAS LATER DETERMINED TO BE AN ORBITAL WALL FRACTURE OF HER RIGHT EYE. DESPITE HIS PRESENCE AT V1'S CELL DURING HER EXTRACTION, HIS OBSERVATION OF THE EXTRACTION, BETHEA FAILED TO REPORT THE UNAUTHORIZED USE OF FORCE AGAINST A RESTRAINED INMATE, WHO WAS NOT RESISTING. BY FILING A FALSE REPORT, BETHEA INTENDED TO DECEIVE OTHERS WITHIN THE DOC INTO BELIEVING THAT THE USE OF FORCE ON V1 WAS JUSTIFIED.

****REMAINING LANGUAGE TO CONTINUE ON COMPLAINT S 1025 2021 000022****

Affidavit of Probable Cause

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1/1/2017

Affidavit of Probable Cause

COMPLAINT NUMBER

THE STATE OF NEW JERSEY

1025

S

2021

000019

VS.

AMIR E BETHEA

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

review of recordings made during incident, surveillance footage reviewed as well as interviews from eyewitnesses involved in incident.

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

ACCORDING TO REPORTS, ON JANUARY 12, 2021 AT APPROXIMATELY 12:07 A.M., A FIVE (5) PERSON SUITED TEAM COMPRISED OF CO'S FROM EMCFW PERFORMED A CELL EXTRACTION FOR INMATE 2, WHO IS HOUSED IN THE RHU. DURING THE CELL EXTRACTION, INMATE 2 WAS PEPPER SPRAYED SECONDS BEFORE THE EXTRACTION TEAM ENTERED THE CELL AND INMATE 2 IS SEEN STANDING TOWARDS THE LEFT SIDE OF HER CELL ON VIDEO SURVEILLANCE. IMMEDIATELY UPON ENTERING THE CELL OF INMATE 2, CO PUNCHES AND STRIKES INMATE 2 WITH A CLOSED FIST APPROXIMATELY 28 TIMES IN THE FACE AREA, ALTHOUGH INMATE 2 HAS HER ARMS UP, ATTEMPTING TO COVER HER FACE, AND WHILE STANDING PRESSED UP AGAINST A WALL WITH HER BACK FACING THE OFFICERS, OR ATTEMPTING TO PROTECT HERSELF. DOC POLICY ONLY PERMITS USE OF FORCE THAT IS OBJECTIVELY NECESSARY AND REASONABLE. EXCESSIVE OR UNREASONABLE FORCE VIOLATES DOC CUS.001.UOF.002, IIIA. CO'S USE OF FORCE AGAINST INMATE 2 RESULTED IN SERIOUS BODILY INJURIES, INCLUDING CONCUSSION AND FACIAL INJURIES.

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: 02/04/2021

Affidavit of Probable Cause

Preliminary Law Enforcement Incident Report

COMPLAINT NUMBER				<p><i>THE STATE OF NEW JERSEY</i></p> <p><i>VS.</i></p> <p>AMIR E BETHEA</p>			
1025	S	2021	000019			ADDRESS: [REDACTED] NJ [REDACTED]	
COURT CODE	PREFIX	YEAR	SEQUENCE NO.				
UNION TWP MUNICIPAL COURT 1370 RTE 31 NORTH ANNANDALE NJ 08801-0000 908-735-3730 COUNTY OF: HUNTERDON				DEFENDANT INFORMATION SEX: M EYE COLOR: BROWN DOB: [REDACTED] /1985 DRIVER'S LIC. #: [REDACTED] DL STATE: NJ SOCIAL SECURITY #: xxx-xx- [REDACTED] SBI #: [REDACTED] TELEPHONE #: [REDACTED] () LIVESCAN PCN #:			
# of CHARGES	CO-DEFTS	POLICE CASE #:					
2		202100926					
COMPLAINANT ROSS PORTNER NAME: 25 MARKET ST P O BOX 085 TRENTON NJ 08625							

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 charge was based on the observations/statements made by an eyewitness(es).
- The offense/incident was recorded using electronic/surveillance via:
 - Surveillance Camera
 - Other/Explain recording device
- The defendant was known to the victim as:
 - Other/Explain supervisor
- The victim was injured and:
 - Victim transported to medical facility
 - Victim treated at the scene

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: 02/04/2021