

***REPORT ON THE OPERATION OF  
THE NEW JERSEY WIRETAPPING AND  
ELECTRONIC SURVEILLANCE CONTROL ACT  
FOR THE YEAR 2017***



*State of New Jersey*

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January 4, 2019

To: The Honorable Philip D. Murphy  
Governor of New Jersey

The Honorable Stephen M. Sweeney  
Senate President

The Honorable Craig J. Coughlin  
Speaker of the General Assembly

Pursuant to N.J.S.A. 2A:156A-23e, the Chief Justice of the Supreme Court and the Attorney General of the State of New Jersey hereby submit reports on the operation of the "New Jersey Wiretapping and Electronic Surveillance Control Act" for the year 2017.

Stuart Rabner  
Chief Justice

Gurbir S. Grewal  
Attorney General

Attachment



2017 COURT-AUTHORIZED  
ELECTRONIC SURVEILLANCE

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ATTORNEY GENERAL'S REPORT  
ON THE OPERATION OF THE WIRETAP ACT

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## Court-Authorized Electronic Surveillance - 2017

The New Jersey Wiretapping and Electronic Surveillance Control Act requires the Attorney General to report annually on the use of court-authorized intercepts. To accomplish this, the Act directs the Attorney General to collect and maintain records of all court-authorized intercepts, regardless of whether the intercept is carried out by the Attorney General's Office, a county prosecutor's office, or a local law enforcement agency.

Data reported pursuant to *N.J.S.A. 2A:156A-23* was compiled to report on the operation of the New Jersey Wiretapping Act. As required by statute, this report contains data concerning:

- (1) The number of applications made.
- (2) The number of orders issued.
- (3) The effective periods of such orders.
- (4) The number and duration of any renewals.
- (5) The crime in connection with electronic surveillance orders.
- (6) Indictments resulting from each application.
- (7) The crime which each indictment charges.
- (8) The disposition of each indictment.

In addition to the detailed information provided for 2017 applications and orders, supplemental follow-up data is provided for electronic surveillance orders reported in previous calendar years.

## APPLICATIONS

In 2017, 113 applications for electronic surveillance orders were reported statewide pursuant to the Wiretap Act.<sup>1</sup> The applications authorized by prosecution officials are as follows.

<u>District/ County</u>	<u>Prosecution Official</u>	<u>N of Applications</u>
Atlantic County	A/Prosecutor Ruberton	5
Atlantic County	Prosecutor Tyner	4
Bergen County	Prosecutor Grewal	1
Camden County	Prosecutor Colalillo	12
Cape May County	Prosecutor Sutherland	1
Cumberland County	Prosecutor Webb-McRae	3
Essex County	A/Prosecutor Laurino	2
Gloucester County	Prosecutor Dalton	2
Hudson County	Prosecutor Suarez	13
Mercer County	Prosecutor Onofri	1
Middlesex County	Prosecutor Carey	3
Monmouth County	Prosecutor Gramiccioni	8
Morris County	Prosecutor Knapp	3
NJ Attorney General	A/Attorney General Hoffman	1
NJ Attorney General	Attorney General Porrino	22
Ocean County	Prosecutor Coronato	11
Passaic County	Prosecutor Valdes	6
Somerset County	Prosecutor Robertson	13
Union County	A/Prosecutor Isenhour	2
		113

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<sup>1</sup>The Federal AOC and New Jersey Prosecutor's Offices report orders in the year that they are filed. The State Attorney General reports orders in the year that the investigation is completed. Twenty-four wires authorized in the year 2017 by the Attorney General will not appear in the state report until the investigations are completed.

## ORDERS FOR ELECTRONIC SURVEILLANCE

In all, 113 court orders were entered requesting court authorization for electronic surveillance in 2017.

Of the 113 orders requesting interception of communication, 41 requested wire (telephone) intercepts, 71 requested both wire and electronic intercepts, one order requested wire, electronic and oral intercepts.

<u>Type of Intercept</u>	<u>Number</u>
Wire	41
Wire/Electronic	71
Wire/Oral/Electronic	1

Of the 113 orders requested, 62 were requests for personal cell phone calls and text communications, 32 for personal cell phone calls, 15 for pre-recorded jail conversations, one for landline wires, one for microphone recordings, one for a computer and cell phone and one for personal cell phone calls, text communications and microphone audio surveillance.

<u>Intercept Device</u>	<u>Number</u>
Cell and Text	62
Cell	32
Previously Recorded /Jail	15
Landline	1
Cell, Text, Microphone	1
Computer and Cell	1
Microphone	1

Of the 113 orders requesting interception of communications, 106 were installed and utilized, four intercepts were never installed, one was installed but not used and two were denied.

<u>Installation</u>	<u>Number</u>
Installed, Used	106
Never Installed	4
Installed, not Used	1
Denied	2

Of the 111 approved orders, 70 authorized use of intercepts for 20 days, 24 for 30 days, 14 for one day, one for 10 days, one for 29 days and one record did not specify the number of days.

<u>Wires</u>	<u>Days</u>
70	20
24	30
14	1
1	10
1	29
1	Missing

Section 8 of the Wiretap Act specifies the crimes for which electronic surveillance may be granted. Offense data collected and analyzed for court-authorized electronic surveillance consider the most serious offense investigated.

Overall, electronic surveillance orders were granted in connection with investigations involving the following offense categories; assault, controlled dangerous substance offenses, homicide, kidnapping, leader of a narcotics network, murder, racketeering and terroristic threats.

<u>Offense</u>	<u>Number</u>	<u>Percent</u>
Controlled Dangerous Substance Offenses	71	64%
Racketeering	15	13%
Murder	12	11%
Leader of a Narcotics Network	4	4%
Kidnapping	3	3%
Terroristic Threats	3	3%
Assault	2	2%
Homicide	1	1%
Total	111	100%

Of the 111 orders granting electronic surveillance, the majority listed controlled dangerous substance offenses as the most serious offense 71 (64%) followed by racketeering 15 (13%) and murder 12 (11%).

## DEFENDANT INDICTMENTS AND DISPOSITIONS

Summary information concerning defendant dispositions resulting from electronic surveillance applications is provided below.

- In 2017, the 106 installed and utilized wires resulted in 233 arrests. Of the 233 arrests, 160 defendants were indicted in 2017.
- At the end of 2017, of the 233 defendants arrested, 191 were awaiting prosecutorial decisions with cases pending, 41 defendants reached final disposition and one defendant was a fugitive.

<u>Prosecutorial Decision</u>	<u>Number</u>
Cases Pending	191
Final Disposition	41
Fugitive	1

- In 2017 of the 160 defendants indicted, 129 (80%) were indicted for controlled dangerous substance (and related) offenses, 30 (19%) for racketeering, and one (1%) for murder.

<u>Indictment Offense</u>	<u>Number</u>	<u>Percent</u>
Controlled Dangerous Substances	129	80%
Racketeering	30	19%
Murder	1	1%
	160	100%

- In 2017, 327 wiretap defendants (defendants from wires over multiple years) reached final disposition. Two hundred fifty-three were convicted through guilty plea, 30 were admitted into a pre-trial intervention program, 22 had their cases dismissed, 18 were found guilty at trial, one was found not guilty at trial, one was referred to municipal court and two were deceased.

<u>Final Disposition</u>	<u>Number</u>
Guilty Plea	253
PTI	30
Dismissed	22
Guilty at Trial	18
Deceased	2
Not Guilty at Trial	1
Ref'd Mun Court	1

**ELECTRONIC SURVEILLANCE  
WIRETAP LIST BY COUNTY/AGENCY  
2017**

## 2017 Wiretap List by County/Agency

COUNTY/ AGENCY	WIRE NUMBER	MOST SERIOUS OFFENSE	APPLICATION DATE	SURVEILLANCE TYPE	OUTCOME
Atlantic County					
	BEDATL002WT17	CDS	2/16/17	Wire/Electronic	Pending Invest
	BEDATL003WT17	CDS	3/3/17	Wire/Electronic	Pending Invest
	BEDATL007WT17	CDS	6/14/17	Wire/Electronic	Pending Invest
	BEDATL008WT17	CDS	7/3/17	Wire	Pending Invest
	BEDATL010WT17	CDS	2/9/17	Wire/Electronic	Pending Invest
	BEDATL011WT17	Murder	11/10/17	Wire/Electronic	Pending Invest
	EDATL005WT17	CDS	3/20/17	Wire	Pending Invest
	PMWATL003WT17	CDS	3/3/17	Wire/Electronic	Pending Invest
	PMWATL004WT17	Leader Narcotics	3/3/17	Wire	Pending Invest
Bergen County					
	EAJBER1WT17	Murder	7/4/17	Wire/Electronic	Arrests
Camden County					
	EJMCAM01WT17	Kidnapping	1/11/17	Wire/Electronic	Closed
	EJMCAM02WT17	Kidnapping	1/11/17	Wire/Electronic	Closed
	EJMCAM03WT17	Kidnapping	1/11/17	Wire/Electronic	Closed
	EJMCAM04WT17	Murder	1/13/17	Wire	Closed
	EJMCAM05WT17	Murder	1/25/17	Wire	Closed
	EJMCAM08WT17	Terr Threats	3/17/17	Wire	Closed
	EJMCAM10WT17	Murder	5/3/17	Wire	Pending Invest
	EJMCAM13WT17	CDS	11/28/17	Wire/Electronic	Arrests
	EJMCAM14WT17	CDS	11/28/17	Wire/Electronic	Pending Invest
	EJMCAM15wt17	CDS	11/28/17	Wire/Electronic	Pending Invest

COUNTY/ AGENCY	WIRE NUMBER	MOST SERIOUS OFFENSE	APPLICATION DATE	SURVEILLANCE TYPE	OUTCOME
	EJMCAM16WT17	CDS	12/8/17	Wire/Electronic	Pending Invest
	MMFCAM6WT17	Murder	4/28/17	Wire	Closed
Cape May County					
	BEDCPM001WT17	CDS	1/20/17	Wire	Arrests
Cumberland County					
	BCTCUM002WT17	Conspiracy	1/27/17	Wire/Electronic	Authorization denied
	BCTCUM005WT17	Murder	5/31/17	Wire	Closed
	LLLCUM007WT17	Assault	9/19/17	Wire	Closed
Essex County					
	RDWESS1WT17	Murder	1/4/17	Wire/Electronic	Closed
	RDWESS2WT17	Assault	5/16/17	Wire/Electronic	Closed
Gloucester County					
	BCTGLO03WT17	CDS	2/10/17	Wire/Electronic	Pending Invest
	BCTGLO94WT17	Terr Threats	2/10/17	Wire/Electronic	Closed
Hudson County					
	JAYHUD001WT17	Murder	1/25/17	Wire/Electronic	Pending Invest
	JAYHUD002WT17	Murder	2/1/17	Wire/Electronic	Closed
	JAYHUD003WT17	CDS	2/10/17	Wire/Electronic	Closed
	JAYHUD004WT17	CDS	12/13/17	Wire/Electronic	Closed
	JAYHUD005WT17	Murder	2/15/17	Wire/Electronic	Closed
	JAYHUD06WT17	CDS	3/28/17	Wire/Electronic	Arrests
	JAYHUD07WT18	CDS	3/28/17	Wire/Electronic	Pending Invest
	JAYHUD08WT17	CDS	4/3/17	Wire/Electronic	Pending Invest
	JAYHUD09WT17	CDS	4/5/17	Wire/Electronic	Pending Invest

COUNTY/ AGENCY	WIRE NUMBER	MOST SERIOUS OFFENSE	APPLICATION DATE	SURVEILLANCE TYPE	OUTCOME
	JAYHUD10WT17	CDS	4/25/17	Wire/Electronic	Pending Invest
	JAYHUD11WT17	CDS	4/25/17	Wire/Electronic	Pending Invest
	JAYHUD12WT17	CDS	6/14/17	Wire/Electronic	Arrests
	JAYHUD13WT17	CDS	6/16/17	Wire/Electronic	Pending Invest
Mercer County					
	PEWMER2AWT17	CDS	4/5/17	Wire	Authorization denied
Middlesex County					
	YCMID4WT17	Leader Narcotics	5/2/17	Wire	Pending Invest
	YCMID5WT17	Leader Narcotics	5/2/17	Wire	Pending Invest
	YCSOM2WT17	Leader Narcotics	3/27/17	Wire/Electronic	Pending Invest
Monmouth County					
	DFBMON1WT17	Racketeering	5/24/17	Wire	Arrests
	DFBMON3WT17	Racketeering	6/16/17	Wire/Electronic	Pending Invest
	DFBMON4WT17	Racketeering	5/24/17	Wire	Pending Invest
	DFBMON5WT17	Racketeering	6/30/17	Wire	Pending Invest
	DFBMON6WT17x	Racketeering	7/4/17	Wire	Pending Invest
	DFBMON8WT17	CDS	11/27/17	Wire/oral/electr	Arrests
	LPTMON2WT17	Racketeering	5/27/17	Wire/Electronic	Pending Invest
	LPTMON7WT17	Racketeering	7/21/17	Wire	Pending Invest
Morris County					
	SJTMOR2WT17	CDS	2/17/17	Wire	Pending Invest
	SJTMOR4WT17	CDS	7/18/17	Wire	Pending Invest
	SJTMOR5wt17	CDS	7/28/17	Wire	Pending Invest

COUNTY/ AGENCY	WIRE NUMBER	MOST SERIOUS OFFENSE	APPLICATION DATE	SURVEILLANCE TYPE	OUTCOME
Ocean County					
	WEDOCE01WT17	CDS	10/17/17	Wire	Pending Invest
	WEDOCE02WT17	CDS	10/17/17	Wire	Pending Invest
	WEDOCE03WT17	CDS	10/17/17	Wire	Pending Invest
	WEDOCE04WT17	CDS	10/17/17	Wire	Pending Invest
	WEDOCE05WT17	CDS	11/14/17	Wire	Pending Invest
	WEDOCE06WT17	CDS	11/14/17	Wire	Pending Invest
	WEDOCE07WT17	CDS	11/17/17	Wire	Pending Invest
	WEDOCE08WT17	CDS	11/17/17	Wire	Pending Invest
	WEDOCE09WT17	CDS	12/15/17	Wire	Open
	WEDOCE10WT17	CDS	12/5/17	Wire	Open
	WEDOCE11WT17	CDS	12/13/17	Wire	Open
Office of the Attorney General					
	ARMID1WT17	CDS	7/12/17	Wire/Electronic	Arrests
	ARMID2WT17	CDS	7/12/17	Wire/Electronic	Pending Invest
	BEDATL006WT17	CDS	5/19/17	Wire/Electronic	Arrests
	EJMCAM05WT16	Racketeering	8/28/16	Wire/Electronic	Arrests
	EJMCAM06WT15	CDS	3/12/15	Wire/Electronic	Pending Invest
	EJMCAM06WT16	Racketeering	8/10/16	Wire/Electronic	Pending Invest
	EJMCAM07WT16	CDS	8/28/16	Wire/Electronic	Pending Invest
	EJMCAM15WT16	Racketeering	9/28/16	Wire/Electronic	Arrests
	EJMCAM16WT16	Racketeering	9/28/16	Wire/Electronic	Pending Invest
	EJMCAM19WT16	Racketeering	10/7/16	Wire/Electronic	Pending Invest
	FJMCAM24WT16	Murder	12/9/16	Wire/Electronic	Pending Invest

COUNTY/ AGENCY	WIRE NUMBER	MOST SERIOUS OFFENSE	APPLICATION DATE	SURVEILLANCE TYPE	OUTCOME
	PEWCAM11WT16	Racketeering	9/20/16	Wire/Electronic	Arrests
	PEWCAM21WT16	Racketeering	11/1/16	Wire/Electronic	Closed
	PEWCAM6WT16	Racketeering	9/8/16	Wire/Electronic	Pending Invest
	RCUN3(1)WT17	CDS	6/19/17	Wire/Electronic	Closed
	RCUN3(2)WT17	CDS	6/19/17	Wire/Electronic	Pending Invest
	RCUN3(3)WT17	CDS	6/19/17	Wire/Electronic	Pending Invest
	RCUN3(4)WT17	CDS	6/19/17	Wire/Electronic	Pending Invest
	SDNCAM12WT14	CDS	8/11/14	Wire/Electronic	Pending Invest
	SJTSSX01WT17	Terr Threats	1/18/17	Wire/Electronic	Closed
	TLPMER001WT17	CDS	3/28/17	Wire/Electronic	Pending Invest
	TLPMER003WT17	CDS	4/21/17	Wire/Electronic	Pending Invest
	TPLMER004WT17	CDS	4/21/17	Wire/Electronic	Pending Invest
Passaic County					
	MACPAS1WT17	CDS	9/28/17	Wire	Arrests
	MACPAS2WT17	CDS	9/28/17	Wire	Pending Invest
	MACPAS3WT17	CDS	2/28/17	Wire	Arrests
	MACPAS4WT17	CDS	9/28/17	Wire	Arrests
	MACPAS5WT17	CDS	9/28/17	Wire	Pending Invest
	MACPAS9WT17	CDS	10/31/17	Wire	Pending Invest
Somerset County					
	YCSOM10WT17	CDS	5/23/17	Wire/Electronic	Closed
	YCSOM11WT17	CDS	10/2/17	Wire/Electronic	Pending Invest
	YCSOM12WT17	CDS	10/2/17	Wire/Electronic	Pending Invest
	YCSOM13WT17	CDS	10/6/17	Wire/Electronic	Pending Invest

COUNTY/ AGENCY	WIRE NUMBER	MOST SERIOUS OFFENSE	APPLICATION DATE	SURVEILLANCE TYPE	OUTCOME
	YCSOM14WT17	CDS	10/23/17	Wire/Electronic	Pending Invest
	YCSOM15WT17	CDS	10/20/17	Wire/Electronic	Pending Invest
	YCSOM16WT17	CDS	10/20/17	Wire/Electronic	Pending Invest
	YCSOM1WT17	CDS	5/1/17	Wire/Electronic	Arrests
	YCSOM3WT17	CDS	5/1/17	Wire/Electronic	Arrests
	YCSOM6WT17	CDS	5/8/17	Wire/Electronic	Pending Invest
	YCSOM7WT17	CDS	5/13/17	Wire/Electronic	Pending invest
	YCSOM8WT17	CDS	5/16/17	Wire/Electronic	Pending Invest
	YCSOM9WT17	CDS	5/17/17	Wire/Electronic	Pending Invest
Union County					
	MCESS5WT17	CDS	11/15/17	Wire	Pending Invest
	RDWESS4WT17	Homicide	9/28/17	Wire	Pending Invest

**SUPPLEMENTARY REPORT FOR ELECTRONIC SURVEILLANCE**  
**(Reported as of December 31, 2017)**

# Electronic Surveillance - Supplementary Report Defendant Dispositions Occurring in 2017

YEAR	COUNTY/ AGENCY	WIRE NUMBER	ARREST OFFENSE	DEFENDANT STATUS	NUMBER
Atlantic County					
2014		BEDATL023WT14	Endanger Child	Guilty plea less indictable	1
2016		BEDATL006WT16	CDS	Guilty plea less indictable	1
Bergen County					
2013		LSDSBER02WT13	CDS	Guilty, plea	1
2014		LSDSBER3WT14	Racketeering	Guilty plea less indictable	1
		LSDSBER6WT14	Racketeering	Guilty, DP	2
		LSDSBER4WT14	Racketeering	Guilty plea less indictable	1
		LSDSBER2WT14	Racketeering	Guilty plea less indictable	1
		LSDSBER6WT14	Racketeering	Guilty plea most serious	1
2016		SJSBER16WT16	Burglary	Guilty, plea	6
		SJSBER09WT16	Money Laundering	Guilty, plea	1
		SJSBER06XXWT16	Money Laundering	PTI	1
		SJSBER06XXWT16	Money Laundering	Guilty, plea	3
		SJSBER06XXWT16	Money Laundering	Dismissed	2
		SJSBER02WT16	Robbery	Guilty, plea	5
		SJSBER02WT16	Racketeering	Guilty, plea	1
Burlington County					
2015		REBBUR1WT15	CDS	Dismissed	1
		REBBUR1WT15	CDS	Guilty, plea	5
Camden County					
2014		SDNCAM13WT14	CDS	Dismissed	1
		SDNCAM13WT14	CDS	Guilty, trial	2
		SDNCAM13WT14	CDS	Guilty, plea	3
2015		EJMCAM19WT15	Murder	Guilty, trial	1

YEAR	COUNTY/ AGENCY	WIRE NUMBER	ARREST OFFENSE	DEFENDANT STATUS	NUMBER
Cape May County					
2014		MADCPM10WT14	CDS	Dismissed	1
		MADCPM10WT14	CDS	Guilty, plea	1
		MADCPM10WT14	CDS	Guilty, trial	1
2015		BEDCPM20WT15	Conspiracy	Guilty, plea	1
		BEDCPM10WT15	CDS	Guilty, plea	1
		BEDCPM10WT15	CDS	Guilty, trial	2
2016		BEDCPM13WT16	CDS	Guilty, trial	8
		BEDCPM13WT16	CDS	Dismissed	4
		BEDCPM020WT16	Robbery	Guilty, plea	1
		BEDCPM13WT16	CDS	Guilty, plea	6
		BEDCPM020WT16	Obstruct Justice	Guilty, plea	2
Cumberland County					
2015		BCTCUM29WT15	CDS	PTI	2
		BCTCUM29WT15	Weapons Viol	Guilty plea most serious	3
		BCTCUM29WT15	CDS	Guilty plea most serious	11
		BCTCUM29WT15	CDS	Guilty plea less indictable	3
		BCTCUM29WT15	CDS	Dismissed, post	1
		TGFCUM06WT15	Conspiracy	Guilty plea less indictable	3
2016		BCTCUM07WT16	Weapons Viol	Dismissed, post	5
		BCTCUM07WT16	Weapons Viol	Guilty plea most serious	8
		BCTCUM07WT16	Weapons Viol	Guilty, plea	1
		BCTCUM07WT16	Weapons Viol	PTI	3

YEAR	COUNTY/ AGENCY	WIRE NUMBER	ARREST OFFENSE	DEFENDANT STATUS	NUMBER
Hudson County					
2015		JVIHUD02WT15	CDS	Guilty, plea	15
		MGMHUD08WT15	Leader Narcotics	Guilty, plea	2
		MGMHUD08WT15	Firearms Violation	Guilty, plea	1
		MGMHUD08WT15	CDS	Guilty, plea	2
		JVIHUD10WT15	Official Mis/Bribery	Guilty, trial	1
		JVIHUD02WT15	CDS	PTI	1
		JVIHUD07WT15	Murder	Guilty, plea	3
2016		JVIHUD14WT16	Witness Tampering	Guilty, plea	3
		JVIHUD01WT16	CDS	PTI	1
		JVIHUD01WT16	CDS	Guilty, plea	13
Mercer County					
2013		PJJMER02WT13	Racketeering	PTI	1
		PJJMER02WT13	Racketeering	Guilty, plea	3
		PJJMER02WT13	Racketeering	Dismissed, post	1
2014		PJJMER10WT14	Manslaughter	Guilty, trial	1
		PJJMER11WT14	Weapons Viol	Guilty, plea	1
2016		PJJMER2WT16	Assault	Guilty, plea	1
		PEWMER12WT16	Homicide	Guilty, plea	1
		PEWMER1WT16	Assault	Guilty, plea	1
		PEWMER12WT16	Homicide	Guilty, trial	1
Middlesex County					
2012		TLFMID7WT12	CDS	Guilty plea less indictable	1
		TLFMID7WT12	CDS	Guilty, plea	1

YEAR	COUNTY/ AGENCY	WIRE NUMBER	ARREST OFFENSE	DEFENDANT STATUS	NUMBER
Monmouth County					
2007		LMLMON0107	Racketeering	Guilty, plea	1
2011		LMLMON0511	Murder	Dismissed, post	1
2014		LMLMON4WT13	Racketeering	Guilty, plea	13
2015		LPTMON3WT15	CDS	Guilty, plea	3
2016		DBFMON4WT16	CDS	Def deceased	2
		DBFMON4WT16	CDS	Guilty, plea	24
		DBFMON4WT16	CDS	PTI	15
		LPTMON1WT16	CDS	Guilty, plea	9
		LPTMON1WT16	CDS	PTI	1
Ocean County					
2010		FRHOCE0810	CDS	Guilty, trial	1
		FRHOCE0810	CDS	Guilty plea less indictable	4
2013		FRHOCE1WT13	CDS	Guilty, plea	1
		FRHOCE1WT13	CDS	PTI	1
2014		FRHOCE1WT14	CDS	Guilty, plea	2
		FRHOCE1WT14	CDS	PTI	1
2015		FRHOCE1WT15	CDS	Guilty plea less indictable	3
		FRHOCE1WT15	CDS	Guilty, DP	1
		FRHOCE1WT15	CDS	Guilty, plea	7

YEAR	COUNTY/ AGENCY	WIRE NUMBER	ARREST OFFENSE	DEFENDANT STATUS	NUMBER
Office of the Attorney General					
2013		TLFMID1WT13	Conspiracy	Dismissed	1
		TLFMID1WT13	CDS	Guilty plea most serious	1
		PJJMER4wt13	Racketeering	Guilty plea most serious	2
		TLFMID1WT13	Conspiracy	Guilty plea most serious	1
2015		TLFMID01WT15	CDS	Guilty, plea	6
		TLFMID01WT15	CDS	PTI	1
		TLFMID01WT15	CDS	Dismissed	2
		LSDBER4WT15	Human Trafficking	Guilty plea most serious	1
		TLFMID05WT15	CDS	Guilty, plea	1
2016		EJMCAM3WT15	CDS	Ref'd Mun Court	1
		SJTMOR11WT15	Racketeering	Guilty plea less indictable	2
		MGCESX6WT16	CDS	Guilty, plea	5
		SJTMOR11WT15	Racketeering	Guilty plea most serious	1
		TLFMID6WT15	CDS	Guilty plea most serious	4
		EJMCAM3WT15	CDS	Not guilty, trial	1
		EJMCAM3WT15	CDS	Guilty, plea	1
		BEDATL24WT15	CDS	Guilty plea most serious	1
		BEDATL006WT15	CDS	PTI	1
		BEDATL006WT15	CDS	Guilty plea most serious	5
		BCTCUM22WT15	Weapons Offenses	Guilty plea most serious	1
		MACPAS2WT15	CDS	Guilty plea most serious	1
2017		TLPMER001WT17	CDS	PTI	1
		EJMCAM05WT16	Racketeering	Guilty plea most serious	1
		EJMCAM15WT16	Racketeering	Guilty, plea	1
		TLPMER001WT17	CDS	Guilty plea less indictable	1
		TLPMER001WT17	CDS	Guilty plea most serious	6
Passaic County					
2017		MACPAS4WT17	CDS	Dismissed	1
Salem County					
2016		BEDSLM019WT16	CDS	Guilty, plea	4

YEAR	COUNTY/ AGENCY	WIRE NUMBER	ARREST OFFENSE	DEFENDANT STATUS	NUMBER
Somerset County					
2014		YCSOM5WT14	CDS	Guilty, plea	4
		YCSOM5WT14	CDS	Dismissed	1
2017		YCSOM1WT17	CDS	Guilty, plea	13

# SUPREME COURT OF NEW JERSEY

STUART RABNER  
CHIEF JUSTICE



RICHARD J. HUGHES JUSTICE COMPLEX  
PO Box 023  
TRENTON, NEW JERSEY 08625-0023

January 15, 2019

## MEMORANDUM TO: THE HONORABLE PHILIP D. MURPHY AND THE LEGISLATURE OF THE STATE OF NEW JERSEY

The New Jersey Wiretapping and Electronic Surveillance Control Act (N.J.S.A. 2A:156A-1 to -34) requires the Chief Justice to submit an annual report to the Governor and the Legislature (N.J.S.A. 2A:156A-23E). In accordance with that section, I am submitting this report to inform you of the operation of the Act during 2017.

N.J.S.A. 2A:156A-2(i) provides that only Superior Court judges designated by the Chief Justice are authorized to hear wiretap applications. For the year 2017, the following judges were authorized wiretap judges: by order dated July 22, 1999, Judge Marilyn C. Clark; by order dated May 26, 2007, Judge Travis L. Francis; by order dated July 16, 2009, Judge Ronald E. Bookbinder and Judge Yolanda Ciccone; by order dated May 26, 2010, Judge Bernard E. DeLury, Jr.; by order dated October 3, 2011, Judge Sheila A. Venable; by order dated March 1, 2012, Judge Mary C. Jacobson; by order dated December 19, 2012, Judge Stuart A. Minkowitz; by order dated April 21, 2014, Judge Ronald D. Wigler; by order dated August 11, 2014, Judge Lisa P. Thornton, Judge Miguel A. de la Carrera and Judge Mitzy Galis-Menendez; by order dated November 24, 2015, Judge Edward J. McBride, Jr.; by order dated February 24, 2015, Judge Michele M. Fox and Judge Wendel E. Daniels; by order dated April 30, 2015, Judge Bonnie J. Mizdol, Judge Susan J. Steele, Judge James J. Guida, and Judge Edward A. Jerejian; by order dated May 22, 2015, Judge Stephen J. Taylor; by order dated August 11, 2015, Judge Regina Caulfield; by order dated July 28, 2015, Judge Benjamin C. Telsey and Judge Patricia M. Wild; by order dated September 28, 2015, Judge Martin G. Cronin; by order dated December 8, 2015, Judge Peter E. Warshaw; by order dated May 6, 2016, Judge David F. Bauman; by order dated July 13, 2016, Judge John A. Young, Jr.; by order dated August 12, 2016, Judge Timothy P. Lydon; by order dated February 14, 2017, Judge Margaret M. Foti; by order dated June 15, 2017, Judge Linda L. Lawhun; by order dated June 20, 2017, Judge Alberto Rivas; and by order dated July 26, 2017, Judge Mark J. Nelson.

The data for the year 2017 includes reports of all orders granting permission to intercept wire, electronic and/or oral communications, or to perform electronic surveillance, for any period that ended in 2017. It is the actual termination date of the surveillance that governs which reports are included within the reporting year. During 2017, the reports to the Administrative Office of the Courts reflected 124 applications<sup>1</sup> seeking permission to intercept wire, electronic or oral communications. There were 2 applications denied. Thus, in 2017 the authorized judges entered 122 orders granting permission to intercept wire, electronic and/or oral communications.

Of the 122 orders entered, 121 permitted interception of wire communications, 1 permitted interception of electronic communications, and 0 permitted interception of oral communications. There were 26 orders authorized for 30 days each, 94 were specified for 20 days each, and 2 others were authorized for less than 20 days each. Additionally, 76 extensions of previously entered orders were granted during the reporting year. Of these, 23 extensions were for 30 days and 2 extensions were for 20 days. There were another 51 extensions for 10 days or less.

The distribution of orders and extensions among the judges authorized to issue orders during 2017 was as follows:

<b>Judges</b>	<b>Orders</b>	<b>Extensions</b>
<b>David F. Bauman</b>	<b>6</b>	<b>7</b>
<b>Ronald E. Bookbinder</b>	<b>0</b>	<b>0</b>
<b>Regina Caulfield</b>	<b>4</b>	<b>2</b>
<b>Yolanda Ciccone</b>	<b>16</b>	<b>6</b>
<b>Marilyn C. Clark</b>	<b>0</b>	<b>0</b>
<b>Martin G. Cronin</b>	<b>1</b>	<b>0</b>
<b>Wendel E. Daniels</b>	<b>11</b>	<b>12</b>
<b>Miguel A. de la Carrera</b>	<b>9</b>	<b>10</b>
<b>Bernard E. DeLury, Jr.</b>	<b>9</b>	<b>8</b>
<b>Margaret M. Foti</b>	<b>0</b>	<b>0</b>
<b>Michele M. Fox</b>	<b>1</b>	<b>0</b>
<b>Travis L. Francis</b>	<b>0</b>	<b>0</b>

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<sup>1</sup> Note that the Office of the Attorney General reports 113 applications. The numbers differ because of differences in reporting methods for the two reports. The Judiciary reports a wiretap in the year that it terminated. The Attorney General does not report a wiretap until the investigation in the case is complete.

<b>Judges</b>	<b>Orders</b>	<b>Extensions</b>
<b>Mitzy Galis-Menendez</b>	<b>0</b>	<b>0</b>
<b>James J. Guida</b>	<b>0</b>	<b>0</b>
<b>Mary C. Jacobson</b>	<b>0</b>	<b>0</b>
<b>Edward A. Jerejian</b>	<b>8</b>	<b>6</b>
<b>Linda L. Lawhun</b>	<b>8</b>	<b>5</b>
<b>Timothy P. Lydon</b>	<b>3</b>	<b>2</b>
<b>Edward J. McBride, Jr.</b>	<b>15</b>	<b>2</b>
<b>Stuart A. Minkowitz</b>	<b>0</b>	<b>0</b>
<b>Bonnie J. Mizdol</b>	<b>0</b>	<b>0</b>
<b>Mark J. Nelson</b>	<b>0</b>	<b>0</b>
<b>Alberto Rivas</b>	<b>2</b>	<b>0</b>
<b>Susan J. Steele</b>	<b>0</b>	<b>0</b>
<b>Stephen J. Taylor</b>	<b>5</b>	<b>1</b>
<b>Benjamin C. Telsey</b>	<b>3</b>	<b>1</b>
<b>Lisa P. Thornton</b>	<b>2</b>	<b>2</b>
<b>Sheila A. Venable</b>	<b>0</b>	<b>0</b>
<b>Peter E. Warshaw</b>	<b>0</b>	<b>0</b>
<b>Ronald D. Wigler</b>	<b>4</b>	<b>0</b>
<b>Patricia M. Wild</b>	<b>2</b>	<b>1</b>
<b>John A. Young, Jr.</b>	<b>13</b>	<b>11</b>
<b>Total</b>	<b>122</b>	<b>76</b>

N.J.S.A. 2A:156A-8 specifies the categories of officials who may authorize an application to an authorized judge. The following officials authorized the indicated number of applications during the reporting year:

	<b>Number of Applications Authorized</b>
<b>Christopher S. Porrino</b>	<b>36</b>
<b>Esther Suarez</b>	<b>13</b>
<b>Mary Eva Colalillo</b>	<b>11</b>
<b>Joseph D. Coronato</b>	<b>11</b>
<b>Michael H. Robertson</b>	<b>11</b>
<b>Christopher J. Gramiccioni</b>	<b>8</b>
<b>Camelia M. Valdes</b>	<b>6</b>
<b>Diane Ruberton</b>	<b>4</b>
<b>Damon G. Tyner</b>	<b>4</b>
<b>Andrew C. Carey</b>	<b>3</b>
<b>Frederic M. Knapp</b>	<b>3</b>
<b>Jennifer Webb-McRae</b>	<b>3</b>
<b>Thomas J. Chirichella</b>	<b>2</b>
<b>Sean Dalton</b>	<b>2</b>
<b>Thomas K. Isenhour</b>	<b>2</b>
<b>Carolyn Murray</b>	<b>2</b>
<b>Gurbir S. Grewal</b>	<b>1</b>
<b>Meghan Hoerner</b>	<b>1</b>
<b>Angelo Onofri</b>	<b>1</b>
<b>Total Applications</b>	<b>124</b>

During the reporting year the following law enforcement agencies made applications to authorized officials seeking permission to intercept wire, electronic and/or oral communications.

	<b>Number of Applications</b>
<b>Division of Criminal Justice</b>	<b>17</b>
<b>Camden County Prosecutor's Office</b>	<b>16</b>
<b>New Jersey State Police</b>	<b>14</b>
<b>Hudson County Prosecutor's Office</b>	<b>13</b>
<b>Somerset County Prosecutor's Office</b>	<b>13</b>
<b>Ocean County Prosecutor's Office</b>	<b>11</b>
<b>Atlantic County Prosecutor's Office</b>	<b>8</b>
<b>Monmouth County Prosecutor's Office</b>	<b>8</b>
<b>Passaic County Prosecutor's Office</b>	<b>6</b>
<b>Middlesex County Prosecutor's Office</b>	<b>3</b>
<b>Morris County Prosecutor's Office</b>	<b>3</b>
<b>Cumberland County Prosecutor's Office</b>	<b>2</b>
<b>Essex County Prosecutor's Office</b>	<b>2</b>
<b>Gloucester County Prosecutor's Office</b>	<b>2</b>
<b>Union County Prosecutor's Office</b>	<b>2</b>
<b>Bergen County Prosecutor's Office</b>	<b>1</b>
<b>Cape May County Prosecutor's Office</b>	<b>1</b>
<b>Mercer County Prosecutor's Office</b>	<b>1</b>
<b>Millville Police Department</b>	<b>1</b>
<b>Total Applications</b>	<b>124</b>

N.J.S.A. 2A:156A-8 specifies the offenses for which an order may be entered for interception of wire, electronic and/or oral communications. During 2017, orders were granted in connection with investigations of the following crimes:

	<b>Number of Applications Authorized</b>
<b>Narcotics</b>	<b>76</b>
<b>Conspiracy</b>	<b>23</b>
<b>Murder</b>	<b>16</b>
<b>Leader of Narcotics Trafficking Network</b>	<b>13</b>
<b>Racketeering</b>	<b>11</b>
<b>Aggravated Assault</b>	<b>5</b>
<b>Money Laundering</b>	<b>5</b>
<b>Kidnapping</b>	<b>4</b>
<b>Terroristic Threats</b>	<b>4</b>
<b>Maintaining or Operating a CDS Production Facility</b>	<b>2</b>
<b>Unlawful Manuf., Purchase, Use or Transfer of Firearms</b>	<b>2</b>
<b>Theft</b>	<b>1</b>
<b>Total</b>	<b>162</b>

Please note that because some orders involved the investigation of more than one offense, the total number of offenses listed (162) is greater than the number of orders issued (122).

N.J.S.A. 2A:156A-11 provides that in certain instances a showing of special need is required before an order for interception of wire, electronic and/or oral communication is to be granted. The reports made by the authorized judges indicate that in reporting year 2017, a showing of special need was required in 13 of the orders, a showing was not required in 66 orders, and the special need information was not available in 43 orders.

Respectfully submitted,



Chief Justice Stuart Rabner