

REILLY, JANICZEK & MCDEVITT, P.C.
BY: VINCENT F. REILLY, ESQUIRE
SAGAR K. SHAH, ESQUIRE
2500 MCCLELLAN BOULEVARD, SUITE 240
MERCHANTVILLE, NEW JERSEY 08109
(856) 317-7180

ATTORNEY FOR PLAINTIFF,
CHRISTOPHER MILTENBERG

OUR FILE # 800-1249

~~CHRISTOPHER MILTENBERG~~

Plaintiff,

vs.

SEA ISLE CITY POLICE DEPARTMENT;
OFFICER MISTY KINGSLAND; AND
SEA ISLE CITY

Defendants.

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

DOCKET NO. #

Civil Action

Complaint and Demand for Jury Trial

Plaintiff, Christopher Miltenberg, by way of Complaint against defendants, upon information and belief alleges as follows:

JURISDICTION AND VENUE

1. The Plaintiff invokes the original jurisdiction of this Court pursuant to Title 28 U.S.C. § 1331, as a federal question is involved and pursuant to Title 28 U.S.C. § 1343(a)(3), as civil rights are involved. The Plaintiff also invokes the original jurisdiction of this Court pursuant to Title 28 U.S.C. § 1332 in that this is a civil action in which the amount in

controversy exceeds the sum of seventy-five thousand dollars (\$75,000.00), exclusive of interest and costs, and is between citizens of different states. The Plaintiff also invokes the supplemental jurisdiction of this Court pursuant to Title 28 U.S.C. §1367(a) for the state law claims set forth below.

2. Venue in this judicial district is proper pursuant to Title 28 U.S.C. 1391(b) in that the cause of action arose, and all of the Defendants reside, within the District of New Jersey.

PARTIES – PLAINTIFF

3. Plaintiff, Christopher Miltenberg, resides at 5406 Wycklow Court, Alexandria, VA 22304.

PARTIES – DEFENDANTS

4. Defendant, Sea Isle City Police Department, is a Police Department in Sea Isle City in Cape May County, NJ, and at all relevant times, was and is doing business in the State of New Jersey with a principal place of business located at 233 JFK Boulevard, Sea Isle City, NJ 08243.

5. At all times relevant, the Defendant, Officer Misty Kingsland, Badge No. 39 (“Defendant Officer Kingsland”), was a police officer employed by the Sea Isle City Police Department, with a principal place of business located at 233 JFK Boulevard, Sea Isle City, NJ 08243. At all times relevant Defendant Officer Kingsland was engaged in the course and scope of her employment as officer, employee, agent, and servant of the Sea Isle City Police Department. Defendant Officer Kingsland is being sued in her individual and in her official capacities.

6. Defendant, Sea Isle City, is a city in Cape May County, NJ, and at all relevant times, was and is doing business in the State of New Jersey and the Office of the City Clerk is located at 4416 Landis Avenue, Sea Isle City, NJ 08243.

COUNT ONE

7. At 8:30 P.M. on August 15, 2009, Plaintiff departed Shirley, NY bound for Sea Isle City, NJ.
8. At about 12:10 A.M. on August 16, 2009, Plaintiff entered Sea Isle City, NJ with the intention of meeting his wife, Colleen Miltenberg, and his sister-in-law, Molly Kelly, at the Ocean Drive Bar, in order to drive the two (2) of them home to Avalon, NJ.
9. Plaintiff searched for a parking spot for about twenty (20) minutes.
10. At approximately 12:33 A.M., Plaintiff was stopped by Sea Isle City Police Officer, Misty Kingsland, at 38th Street and Central Avenue.
11. Defendant Officer Kingsland alleged that Plaintiff was driving while intoxicated, failed to use a turn signal, and failed to maintain his lane.
12. The Sea Isle City Prosecutor withdrew all of those charges.
13. Defendant Officer Kingsland claimed that Plaintiff was driving erratically, smelled of alcohol, slurred his speech, and swayed to keep his balance.
14. There is no scientific evidence to support Defendant Officer Kingsland's allegations.
15. Defendant Officer Kingsland's allegations were, in fact, false.
16. Defendant Officer Kingsland included these false statements in her official police report.
17. Defendant Officer Kingsland performed a Horizontal Gaze Nystagmus Test with a bright light shining directly in Plaintiff's eyes while he was still seated in his car. Defendant Officer Kingsland removed Plaintiff from the car and positioned him facing the bright flashing

lights of her patrol car. Even though it was very difficult for Plaintiff to see in that setting, Defendant Officer Kingsland claims to have repeated the Horizontal Gaze Nystagmus Test.

18. Defendant Officer Kingsland radioed for her superior officer to come to the scene and conduct the Horizontal Gaze Nystagmus Test.

19. Sergeant Garreffo arrived at the scene and performed the Horizontal Gaze Nystagmus Test.

20. Defendant Officer Kingsland alleged that Plaintiff was driving under the influence and handcuffed and arrested him. Plaintiff was subject to the total custody and control of the Defendants and subject to a complete lack of free will with respect to his movements at the time of his arrest.

21. Plaintiff's right to privacy and right to be secure in his person and effects were unlawfully violated by Defendants.

22. Once he was taken back to the Sea Isle City Police Department, Plaintiff submitted two breath samples that indicated a blood alcohol content of 0.00%. (A true and correct copy of the breathalyzer results is attached hereto as Exhibit "A").

23. Plaintiff was taken to a holding cell and asked to provide a urine sample. An officer watched while Plaintiff gave a urine sample. The results of the urine sample have proven that Plaintiff was not under the influence of any legal or illegal substances, including alcohol. (A true and correct copy of the urine analysis is attached hereto as Exhibit "B").

24. Plaintiff was humiliated and his privacy was invaded when an officer observed him as he provided a urine sample in the holding cell.

25. At approximately 2:45 A.M. on August 16, 2009, Plaintiff was able to leave the Sea Isle City Police Department but not before his car had been impounded.

26. Plaintiff was required to pay more than two hundred dollars (\$200.00) to retrieve his car.

27. At all times relevant, Defendant Sea Isle City Police Department deliberately and conspicuously developed, established and administered certain policies, practices, customs and procedures which governed the conduct of the police officers employed by the Sea Isle City Police Department, including Defendant Officer Kingsland.

28. At all times relevant, some of the policies and procedures established by the Sea Isle City Police Department included, but were not limited to, the following:

a. establishing a specific policy and procedure of profiling citizens to be arrested, detained, questioned, harassed, and otherwise be deprived of their liberty without due process of law and without probable cause;

b. failing to properly train, instruct and supervise its police officers, including Defendant Officer Kingsland, as to the proper means, methods and procedures of arresting citizens upon probable cause;

c. failing to properly train, instruct and supervise its police officers, including Defendant Officer Kingsland, as to the proper means, methods and procedures of identifying persons suspected of violating the law;

d. failing to properly train, instruct and supervise its police officers, including Defendant Officer Kingsland, as to the proper means, methods and procedures of identifying persons driving under the influence;

e. failing to properly train, instruct and supervise its police officers, including Defendant Officer Kingsland, as to the proper means, methods and procedures of investigating alleged violations of the laws;

f. maintaining a policy, practice, custom and procedure of deliberate indifference to the ongoing violations of the civil rights of citizens through illegal invasions of privacy, assaults, illegal detentions, false arrests, and imprisonment, and through communicating toleration, condonation, encouragement and authorization of the above described behavior by its police officers, including Defendant Officer Kingsland.

29. It was a direct result of the above policies, practices and procedures of Defendants that the Plaintiff suffered the injuries described herein including, but not limited to the following:

- a. unlawful and unwarranted invasion of privacy of the Plaintiff;
- b. illegal and total physical confinement of the Plaintiff by Defendants;
- c. extreme shock, emotional trauma, emotional distress, anxiety and the development of other psychological and emotional issues as a result of the illegal conduct of the Defendants;
- d. extreme embarrassment and injury to Plaintiff's reputation as a result of the illegal conduct of the Defendants.

30. On October 8, 2009 all charges against Plaintiff were dropped. (A true and correct copy of the dismissals is attached hereto as Exhibit "C").

WHEREFORE, the Plaintiff demands judgment against Defendant Officer Kingsland, the Sea Isle City Police Department, and Sea Isle City, jointly and severally, for an award of compensatory damages, attorney fees, costs of suit and for such other and further legal or equitable relief as the Court deems just and appropriate.

COUNT TWO

31. The Plaintiff realleges and incorporates by reference each and every allegation of Paragraphs 1 through 30 as though fully set forth herein.

32. Title 42 United States Code, § 1983 holds liable for damages any person who, under color of any statute, ordinance, regulation, custom or usage, of any state or territory or the District of Columbia, subjects or causes to be subjected any citizen of the United States or other person within the jurisdiction thereof to the deprivation of any rights, privileges or immunities secured by the Constitution and laws of the United States of America. Title 42 U.S.C. § 1983.

33. At all times relevant the Plaintiff was a citizen of and legal resident of the United States of America, residing in the city and state set forth above.

34. At all times relevant the actions of Defendant Officer Kingsland represented and constituted state action within the meaning of Title 42 U.S.C. § 1983.

35. At all times relevant Defendant Officer Kingsland was acting under color of law, that is under color of the Constitution, statutes, laws, rules, regulations, customs and usages of the State of New Jersey and under the ordinances, laws, rules and regulations of Sea Isle City.

36. At all times relevant Defendant Officer Kingsland knew that Plaintiff enjoyed clearly established statutory and constitutional rights to be free from unlawful and unwarranted searches and unwarranted seizures and abuses of his person.

37. Section 1 of the Fourteenth Amendment to the United States Constitution provides in relevant part that no state shall deprive any person of life, liberty or property without due process of law.

38. The Fourth Amendment to the United States Constitution provides in relevant part that the right of the people to be secure in their persons, houses, papers and effects, against

unreasonable searches and seizures, shall not be violated, and no warrants shall issue, but upon probable cause, supported by oath or affirmation, and particularly describing the places to be searched and the persons or things to be seized.

39. The protections provided by the Fourth Amendment to the United States Constitution are made applicable to the states, including the State of New Jersey, through the Fourteenth Amendment to the United States Constitution.

40. At all times relevant the Plaintiff enjoyed a constitutionally protected liberty interest in being secure in his personal integrity and in being free from unlawful assaults, batteries, and other unlawful and unwarranted intrusions of his physical and psychological person.

41. At all times relevant the Plaintiff enjoyed a constitutionally protected liberty interest in being secure in his person and in being free from the unlawful seizure of his physical person.

42. Through the above described actions, the Defendants unlawfully subjected the Plaintiff to be deprived of rights, liberties, privileges and immunities guaranteed and secured by the Constitution and laws of the United States, to wit, a deprivation of liberty and property without due process of law, in violation of Title 42 U.S.C. § 1983.

WHEREFORE, the Plaintiff demands judgment against Defendant Officer Kingsland, the Sea Isle City Police Department, and Sea Isle City, jointly and severally, for an award of compensatory damages, attorney fees, costs of suit and for such other and further legal or equitable relief as the Court deems just and appropriate.

COUNT THREE

43. The Plaintiff realleges and incorporates by reference each and every allegation of Paragraphs 1 through 42 as though fully set forth herein.

44. As a result of the violations of Title 42 U.S.C. § 1983, the Plaintiff hereby pray that the Court in its discretion allow for an award of reasonable attorney's fees as part of the cost pursuant to Title 42 U.S.C. § 1988(b).

WHEREFORE, the Plaintiff demands judgment against Defendant Officer Kingsland, the Sea Isle City Police Department, and Sea Isle City, jointly and severally, for an award of reasonable attorney's fees and for such other and further legal or equitable relief as the Court deems just and appropriate.

COUNT FOUR

45. The Plaintiff realleges and incorporates by reference each and every allegation of Paragraphs 1 through 44 as though fully set forth herein.

46. Through the above described actions, Defendant Officer Kingsland did knowingly, intentionally and unlawfully place the Plaintiff under arrest and restraint, against his will, without privilege, probable cause or any legal basis therefore.

47. As a result of the conduct of Defendant Officer Kingsland set forth above, the Plaintiff did suffer injuries. The injuries suffered by the Plaintiff included, but were not limited to the following:

- a. illegal and total physical confinement of the Plaintiff by the Defendants;
- b. illegal intrusion and battery of the Plaintiff's physical person by the Defendants as a result of being illegally arrested for no lawful reason;

c. extreme shock, emotional trauma, emotional distress and anxiety as a result of being illegally arrested for no lawful reason;

d. extreme embarrassment and injury to his reputation as a result of being illegally stopped, arrested and handcuffed in public without just cause.

WHEREFORE, the Plaintiff demands judgment against Defendant Officer Kingsland, the Sea Isle City Police Department, and Sea Isle City, jointly and severally, for an award of compensatory damages, attorney fees, costs of suit and for such other and further legal or equitable relief as the Court deems just and appropriate.

COUNT FIVE

48. The Plaintiff realleges and incorporates by reference each and every allegation of Paragraphs 1 through 47 as though fully set forth herein.

49. Through the above described actions, Defendant Officer Kingsland did knowingly, intentionally and unlawfully arrest, detain and completely confine the body and person of Plaintiff, against his will, without any privilege or legal justification therefore.

50. At all times relevant the Plaintiff was conscious of the confinement and suffered harm and injury as a result.

51. As a result of the conduct of Defendant Officer Kingsland set forth above, the Plaintiff did suffer injuries. The injuries suffered by the Plaintiff included, but were not limited to the following:

- a. illegal and total physical confinement of the Plaintiff by the Defendants;
- b. illegal intrusion and battery of the Plaintiff's physical person by the Defendants as a result of being illegally arrested for no lawful reason;

c. extreme shock, emotional trauma, emotional distress and anxiety as a result of being illegally arrested for no lawful reason;

d. extreme embarrassment and injury to his reputation as a result of being illegally stopped, arrested and handcuffed in public without just cause.

WHEREFORE, the Plaintiff demands judgment against Defendant Officer Kingsland, the Sea Isle City Police Department, and Sea Isle City, jointly and severally, for an award of compensatory damages, attorney fees, costs of suit and for such other and further legal or equitable relief as the Court deems just and appropriate.

COUNT SIX

52. The Plaintiff realleges and incorporates by reference each and every allegation of Paragraphs 1 through 51 as though fully set forth herein.

53. As set forth above, Defendant Officer Kingsland did knowingly, willfully, intentionally and unlawfully intrude into the Plaintiff's person and property, without invitation, without Plaintiff's consent and without any privilege to do so.

54. This intrusion was substantial and highly offensive to any ordinary reasonable person, such as the Plaintiff.

55. In addition to the injuries set forth above, the Plaintiff underwent mental suffering, shame and humiliation as a result of the conduct of the Defendants.

WHEREFORE, the Plaintiff demands judgment against Defendant Officer Kingsland, the Sea Isle City Police Department, and Sea Isle City, jointly and severally, for an award of compensatory damages, attorney fees, costs of suit and for such other and further legal or equitable relief as the Court deems just and appropriate.

COUNT SEVEN

56. The Plaintiff realleges and incorporates by reference each and every allegation of Paragraphs 1 through 55 as though fully set forth herein.

57. In engaging in the conduct set forth above, Defendant Officer Kingsland did knowingly, willfully, intentionally and unlawfully engage in extreme and outrageous conduct which caused the Plaintiff to suffer injuries such as severe emotional distress and bodily injury resulting therefrom.

58. The injuries suffered by the Plaintiff included, but was not limited to the following:

- a. illegal and total physical confinement by the Defendants;
- b. illegal intrusion and battery of the Plaintiff's physical person by the Defendants as a result of being illegally arrested for no lawful reason;
- c. extreme shock, emotional trauma, emotional distress and anxiety as a result of being illegally arrested for no lawful reason;
- d. extreme embarrassment and injury to Plaintiff's reputation as a result of being illegally stopped, arrested and handcuffed in public without just cause;
- e. extreme embarrassment and injury to Plaintiff's reputation as a result of the illegal conduct of the Defendants.

WHEREFORE, the Plaintiff demands judgment against Defendant Officer Kingsland, the Sea Isle City Police Department, and Sea Isle City, jointly and severally, for an award of compensatory damages, attorney fees, costs of suit and for such other and further legal or equitable relief as the Court deems just and appropriate.

COUNT EIGHT

59. The Plaintiff realleges and incorporates by reference each and every allegation of Paragraphs 1 through 58 as though fully set forth herein.

60. The actions of the Defendants as set forth above constituted extreme, wanton, reckless and outrageous conduct justifying an award of substantial punitive damages, significantly large enough to punish the Defendants for such extreme and outrageous conduct and to deter and discourage a repetition of such conduct by the Defendants and others in the future.

WHEREFORE, the Plaintiff demands judgment against Defendant Officer Kingsland, the Sea Isle City Police Department, and Sea Isle City, for damages, attorney fees, costs of suit and for such other and further legal or equitable relief as the Court deems just and appropriate.

COUNT NINE

61. The Plaintiff realleges and incorporates by reference each and every allegation of Paragraphs 1 through 60 as though fully set forth herein.

62. The Sea Isle City Police Department wrote letters to the Florida and Washington D.C. Departments of Motor Vehicles indicating that Plaintiff was arrested for driving under the influence.

63. The actions of the Defendants as set forth above constituted defamation and Plaintiff's reputation was damaged as a result of Defendants' actions.

WHEREFORE, the Plaintiff demands judgment against Defendant Officer Kingsland, the Sea Isle City Police Department, and Sea Isle City, for damages, attorney fees, costs of suit and for such other and further legal or equitable relief as the Court deems just and appropriate.

COUNT TEN

64. The Plaintiff realleges and incorporates by reference each and every allegation of Paragraphs 1 through 63 as though fully set forth herein.

65. Defendant Officer Kingsland knowingly included false statements in her official police report.

66. The actions of the Defendants as set forth above constituted fraud.

WHEREFORE, the Plaintiff demands judgment against Defendant Officer Kingsland, the Sea Isle City Police Department, and Sea Isle City, for damages, attorney fees, costs of suit and for such other and further legal or equitable relief as the Court deems just and appropriate.

Respectfully submitted:

Vincent F. Reilly, Esquire
REILLY, JANICZEK & McDEVITT, P.C.
Kevon Office Center
2500 McClellan Boulevard, Suite 240
Merchantville, NJ 08109
(856) 317-7180
vreilly@rjm-law.com

By: 

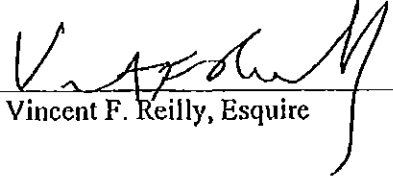
Vincent F. Reilly, Esquire

DATED: 5/20/10

DEMAND FOR TRIAL BY JURY

Plaintiffs demand a trial by jury on all issues.

Vincent F. Reilly, Esquire
REILLY, JANICZEK & McDEVITT, P.C.
Kevon Office Center
2500 McClellan Boulevard, Suite 240
Merchantville, NJ 08109

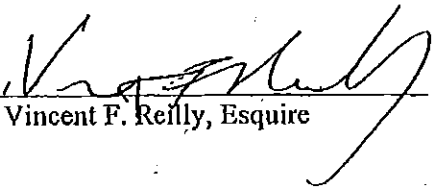
By: 
Vincent F. Reilly, Esquire

DATED: 5/20/10

DESIGNATION OF TRIAL COUNSEL

Pursuant to R. 4:5-1(c), Vincent F. Reilly, Esq. is hereby designated trial counsel.

Vincent F. Reilly, Esquire
REILLY, JANICZEK & McDEVITT, P.C.
Kevon Office Center
2500 McClellan Boulevard, Suite 240
Merchantville, NJ 08109

By: 
Vincent F. Reilly, Esquire

DATED: 5/20/10

VERIFICATION

VINCENT F. REILLY, ESQUIRE, being duly sworn according to law, deposes and states that he is a partner at the firm of Reilly, Janiczek & McDevitt; that they are counsel representing Plaintiff, Christopher Miltenberg; and that the facts contained herein are true and correct to the best of his knowledge, information and belief.

Vincent F. Reilly, Esquire
REILLY, JANICZEK & McDEVITT, P.C.
Kevon Office Center
2500 McClellan Boulevard, Suite 240
Merchantville, NJ 08109

By: _____


Vincent F. Reilly, Esquire

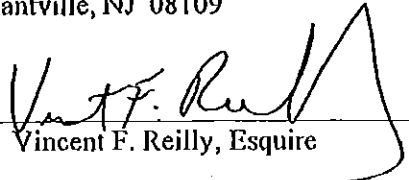
DATED: _____

5/20/10

CERTIFICATION

The undersigned certifies that to the best of my knowledge, this matter is not the subject of any other legal or arbitration proceeding in the Courts of New Jersey. The undersigned further certifies that to my knowledge, no other persons should be party to this matter, other than those named in this Complaint.

Vincent F. Reilly, Esquire
REILLY, JANICZEK & McDEVITT, P.C.
Kevon Office Center
2500 McClellan Boulevard, Suite 240
Merchantville, NJ 08109

By: 
Vincent F. Reilly, Esquire

DATED: 5/20/10

EXHIBIT "A"

ALCOHOL INFLUENCE REPORT FORM, ALCOTEST 7110 MKIII-C
SEA ISLE CITY POLICE

Department Case No.: I-2009-13195
Summons No(s): 031475
Sequential File No.: 00123

Subject

Last Name: MILTENBERG
D.O.B.: 1980 Age: 28
Driver License Number: 2246079

First Name: CHRISTOPHER
Gender: MALE Ht: 5 ft. 08 in. MI: W
Issuing State: DC Wt: 148 lbs.

Arresting Officer

Last Name: KINGSLAND
Badge No.: 39 Arrest Date: 08/16/2009

First Name: MISTY MI: M
Arrest Time: 00:33D Arrest Location: 0509

Instrument

Alcotest 7110 MKIII-C
Location: SEA ISLE CITY POLICE
Calibration File No.: 00083
Certification File No.: 00084
Linearity File No.: 00085
Solution File No.: 00114
Sequential File No.: 00123

Calib. Date: 04/01/2009
Cert. Date: 04/01/2009
Lin. Date: 04/01/2009
Soln. Date: 08/07/2009
File Date: 08/16/2009

Serial No.: ARXB-0071
Calib. No.: 00004
Cert. No.: 00003
Lin. No.: 00003
Soln. No.: 00024

Calibrating Unit: WET
Control Solution %: 0.100%
Solution Control Lot: 08A049

Model No.: CU-34
Serial No.: DDXC S3-0169
Expires: 01/09/2010
Bottle No.: 0255

Breath Test Information

Function	Result %BAC	Time HH:MM	Volume (L)	Duration Sec (s)	Date of Test: 08/16/2009 Temp. Sim.(°C)	Error Message
Ambient Air Blank	0.000%	01:30D				
Control Test 1					34.0°C	
EC Result	0.098%	01:30D				
IR Result	0.099%	01:30D				
Ambient Air Blank	0.000%	01:31D				
Breath Test 1			3.7L	8.8s		
EC Result	0.000%	01:32D				
IR Result	0.000%	01:32D				
Ambient Air Blank	0.000%	01:32D				
Breath Test 2			3.3L	7.5s		
EC Result	0.000%	01:35D				
IR Result	0.000%	01:35D				
Ambient Air Blank	0.000%	01:36D				
Control Test 2					34.0°C	
EC Result	0.098%	01:36D				
IR Result	0.099%	01:36D				
Ambient Air Blank	0.000%	01:36D				

REPORTED BREATH TEST RESULT: 0.00% BAC

Breath Test Operator

Last Name: KINGSLAND

First Name: MISTY

MI: M

Signature: 

Badge No.: 39

Date: 08/16/2009

Copy Given to Subject

EXHIBIT "B"



**NEW JERSEY STATE POLICE
OFFICE OF FORENSIC SCIENCES**

**CERTIFIED LABORATORY
REPORT
TOXICOLOGY ANALYSIS**

Laboratory Address:
South Regional Laboratory
NJSP Office of Forensic Sciences
3434 White Horse Pike (Rt. 30)
Hammonton, NJ 08037
609-561-2060

Submitting Agency
Sea Isle City PD

Laboratory No.
S09-06955

Agency No.
I-2009-13195

Case Name: Christopher W Mutenberg (S) Date of Report: 09-22-2009

BLOOD
Ethyl Alcohol
Positive _____
Not Detected _____
Date of Alcohol Analysis:
Not Analyzed _____
TEST PROCEDURES:
Drugs
Positive _____
Not Detected _____
Not Analyzed _____
TEST PROCEDURES:

URINE ITEM 1
Drugs
Positive _____
Not Detected _____
Not Analyzed _____
TEST PROCEDURES: 3,4

REMAINING SPECIMEN(S) WILL BE DESTROYED NINETY (90) DAYS AFTER THE FINAL REPORT

TEST PROCEDURE KEY	
1. Headspace Gas Chromatography	4. EMIT
2. Gas Chromatography	6. ELISA
3. Gas Chromatography/Mass Spectrometry	6. GHB Headspace

I hereby certify and attest that I have been employed by a State Forensic Laboratory for 6 years, I have a BS degree, and I have qualified as an expert witness on 26 occasions in Municipal and Superior Courts in New Jersey that the above laboratory report fairly and accurately documents the type and results of the analysis performed; that I am the person responsible for the analysis and the conclusions set forth in the above laboratory report; that the equipment used to perform the type of analysis described above was functioning properly.

The test procedures used are accurate, reliable, objective in nature, and performed on a routine basis within the laboratory.

Subscribed and sworn to before me this

22 Day of Sept, 2009

Eustacia A. Carleton
Analyst

Eustacia A. Carleton
Forensic Scientist I

Nancy T. Swec
Notary

NANCY T. SWEC
ID # 2382153
NOTARY PUBLIC OF NEW JERSEY
Commission Expires 2/4/2014

[Signature]
Reviewer

EXHIBIT "C"

Page: 1 Document Name: Untitled

SEA ISLE CITY NJ AUTOMATED TRAFFIC SYSTEM 10/23/09
TFF01512 COURT DISPOSITION DISPLAY 11:48 A

TICKET NO: SIC031475 DEF NAME (FML): CHRISTOPH W MILTENBERG
VIOLATION: 39:4-50 DESC: OPERATING UNDER INFLUENCE OF LIQUOR OR DRU

CASE STATUS: DISP PLEA: 2 PLEA DATE: 10 08 2009 FINDING: 3
DISPO DATE : 10 08 2009 AMENDED VIOL: SPEED: 000 IN MPH: 00
FINE : .00 COST: .00 FUNDS :
MISC AMT1: CODE: MISC AMT2: CODE:
3: : 4: :
5: : 6: :
SENTENCES: CODE LENGTH M/D/Y CODE LENGTH M/D/Y CODE LENGTH M/D/Y
1. 0 2. 3.
4. 5. 6.

*** DISPOSITION INFORMATION ***
METHOD OF DISPOSITION: DOPM
ACCIDENT DISPOSITION CODE:

*** D/L INFORMATION ***
LICENSE SURRENDERED:
TERMS STATUS: COMMERCIAL:

DWI INFLUENCE: DETERMINED BY : READING #1: READING #2:
CASE NOTES: READINGS ARE 00 - BLOOD TEST 00
'PA1' TRAFFIC MAIN MENU. 'F9' - CASE NOTES INQUIRY.
'PA2' COURT DISPOSITION PROCEDURES MENU.

4-0 1 Sess-1 172.16.1.27 TM050900 1/2

DISMISSED

Page: 1 Document Name: Untitled

SEA ISLE CITY NJ AUTOMATED TRAFFIC SYSTEM 10/23/09
TFF01512 COURT DISPOSITION DISPLAY 11:48 A

TICKET NO: SIC031477 DEF NAME (FML): CHRISTOPH W MILTENBERG
VIOLATION: 39:4-88 DESC: TRAFFIC ON MARKED LANES

CASE STATUS: DISP PLEA: 2 PLEA DATE: 10 08 2009 FINDING: 3
DISPO DATE : 10 08 2009 AMENDED VIOL: SPEED: 000 IN MPH: 00
FINE : .00 COST: .00 FUNDS :
MISC AMT1: CODE: MISC AMT2: CODE:
3: : 4: :
5: : 6: :
SENTENCES: CODE LENGTH M/D/Y CODE LENGTH M/D/Y CODE LENGTH M/D/Y
1. 0 2. 3.
4. 5. 6.

*** DISPOSITION INFORMATION ***
METHOD OF DISPOSITION: DOPM
ACCIDENT DISPOSITION CODE:

*** D/L INFORMATION ***
LICENSE SURRENDERED:
TERMS STATUS: COMMERCIAL:

DWI INFLUENCE: DETERMINED BY : READING #1: READING #2:

CASE NOTES:
'PA1' TRAFFIC MAIN MENU. 'F9' - CASE NOTES INQUIRY.
'PA2' COURT DISPOSITION PROCEDURES MENU.

4-0 1 Sess-1 172.16.1.27 TM050900 1/2

DISMISSED

Page: 1 Document Name: Untitled

SEA ISLE CITY NJ AUTOMATED TRAFFIC SYSTEM 10/23/09
TFF01612 COURT DISPOSITION DISPLAY 11:48 A

TICKET NO: SIC031476 DEF NAME (FML): CHRISTOPH W MILTENBERG
VIOLATION: 39:4-126 DESC: FAILURE TO GIVE PROPER SIGNAL -TURNING OR

CASE STATUS: DISP PLEA: 2 PLEA DATE: 10 08 2009 FINDING: 3
DISPO DATE : 10 08 2009 AMENDED VIOL: SPEED: 000 IN MPH: 00
FINE : .00 COST: .00 FUNDS :
MISC AMT1: CODE: MISC AMT2: CODE:
3: : 4: :
5: : 6: :

SENTENCES: CODE LENGTH M/D/Y CODE LENGTH M/D/Y CODE LENGTH M/D/Y
1. 0 2. 3.
4. 5. 6.

*** DISPOSITION INFORMATION ***
METHOD OF DISPOSITION: DOPM
ACCIDENT DISPOSITION CODE:

*** D/L INFORMATION ***
LICENSE SURRENDERED:
TERMS STATUS: COMMERCIAL:

DWI INFLUENCE: DETERMINED BY : READING #1: READING #2:
CASE NOTES:

'PA1' TRAFFIC MAIN MENU. 'F9' - CASE NOTES INQUIRY.
'PA2' COURT DISPOSITION PROCEDURES MENU.

4-0 1 Sess-1 172.10.1.27 TM050900 1/2

DISMISSED