

SUPERIOR COURT OF N.J.
FILED

JAN 23 2004

DONALD F. PHELAN
CLERK

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION - CRIMINAL

State Grand Jury

Number SGJ485-04-9(1)

Superior Court

Docket Number 04-01-00005-S

STATE OF NEW JERSEY)

v.)

INDICTMENT

JAMES DOWD)

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

COUNT ONE

(Bribery in Official And Political Matters - Second Degree)

JAMES DOWD

between in or about July 2003 and in or about October 2003, at the Township of Mount Holly, in the County of Burlington, elsewhere, and within the jurisdiction of this Court, knowingly did directly or indirectly solicit, accept or agree to accept from another a benefit, that is money in excess of \$200, as consideration for the violation of his official duty as a public servant, that is a corrections officer at the Burlington County Jail, contrary to the provisions of N.J.S.A. 2C:27-2(c), and against the peace of this State, the government and dignity of same.

COUNT TWO

(Official Misconduct - Second Degree)

JAMES DOWD

between in or about July 2003 and in or about October 2003, at the Township of Mount Holly, in the County of Burlington, elsewhere, and within the jurisdiction of this Court, did commit the offense of official misconduct, in that the said JAMES DOWD, acting with the purpose to obtain a benefit for himself or another in excess of \$200 or to injure or to deprive another of a benefit, did commit acts relating to his office, but constituting unauthorized exercises of his official functions, knowing that such acts were unauthorized or that he was committing them in an unauthorized manner, and the said JAMES DOWD, then and there being a public servant, to wit: a Corrections Officer at the Burlington County Jail, having thereby the official functions and duties, among others, to oversee the daily operation of the jail, to perform his duties in a legal and proper manner, to display good faith, honesty and integrity, or to be impervious to corrupting influences, did accept money in excess of \$200 from others in exchange for providing cigarettes, a cellular telephone, cigars, marijuana, alcohol, clothing and personal items to inmates in the Burlington County Jail, with the purpose to secure a benefit to himself in excess of \$200, or did file a false incident report regarding his knowledge of allegations of

cigarettes and a cellular telephone brought into the Burlington County Jail, contrary to the provisions of N.J.S.A. 2C:30-2, and against the peace of this State, the government and dignity of same.

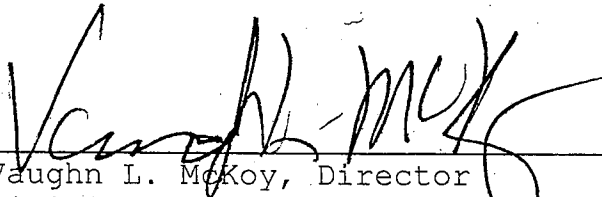
COUNT THREE

(Pattern of Official Misconduct - Second Degree)

JAMES DOWD

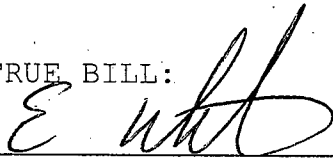
between in or about July 2003 and in or about October 2003, at the Township of Mount Holly, in the County of Burlington, elsewhere, and within the jurisdiction of this Court, did commit two or more acts of Official Misconduct, each in violation of N.J.S.A. 2C:30-2, that is the said JAMES DOWD, then and there being a public servant, to wit: a Corrections Officer at the Burlington County Jail, having thereby the official functions and duties, among others; to oversee the daily operation of the jail, 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 commit two or more acts of official misconduct by accepting money in excess of \$200 from others in exchange for providing cigarettes, a cellular telephone, cigars, marijuana, alcohol, clothing and personal items to inmates in the Burlington County Jail, with the purpose to secure a benefit to himself in excess of \$200, or did file a false incident report regarding his knowledge of allegations of smuggling cigarettes and a cellular telephone into the Burlington County Jail,

contrary to the provisions of N.J.S.A. 2C:30-7, and against the peace of this State, the government and dignity of same.



Vaughn L. McKoy, Director
Division of Criminal Justice

A TRUE BILL:



, Foreperson

Dated: 1-23-04