

7086 Arcadia Glen Court
N. Las Vegas, Nv. 89084
Nov 28, 2010

Appellate Court
Richard J. Hughes Justice Complex
Clerk, Joseph H. Orlando
P.O. Box 006
Trenton, N.J. 08625-0006

Subject: **Notice of Motion:** Filing of Appellate Court Appeal of my convictions and denial of municipal appeal to the Sussex County Superior Court, Appeals # 13-04-09 and 19-05-09 State of New Jersey V. Thomas Caggiano, Hon. N. Peter Conforti, J.S.C., Superior Court, Sussex County, Dismiss with Prejudice non-indictable offenses, Joint Municipal Court of Green, Hampton, Fredon and Borough of Andover before Municipal Court Judge Hon. Craig U. Dana, J.M.C. and William E. Hinkes, Esq. municipal prosecutor and charges transferred by Hon. John Mulhern, J.M.C. on malicious charges by Borough of Stanhope officials and employees.

1. On Nov 28, 2010, in North Las Vegas, Nv, I was able to open and read your letter of Nov 22, 2010 concerning my filed papers on Nov 15, 2010 to a malicious court order issued by Sussex County Superior Court Judge N. Peter Conforti, J.S.C noted in the filed "advance" papers to obtain a docket number as the Superior Courts and Municipal Court and Vicinage Trial Court Administrator for Sussex County/Morris County have refused to provide me copies or access to court records noted in the Nov 15, 2010 submittal. As noted in the exhibits, additional mail fraud and harrassment by Judge Conforti and the Borough of Stanhope continue in violation of 18 U.S.C. 1341 and 1342 and other State crimes such as aiding others in criminal conduct, conspiracy, trickery, criminal coercion and other State Title 2C crimes and violations of the Code of Judicial Conduct and Rules of Professional Conduct by State officials and municipal officials. Case 16210546 was assigned by the Phoenix HQs Inspector In Charge Peter Zegarac as the Borough of Stanhope has been engaging in mail fraud for over a decade on a continuous basis in a coordinated fashion recently with the Office of Attorney General's Division of Law Government Record Council's Deputy Attorney General Debra Allen, Esq. and Laddey, Clark and Ryan's perjurer on many documents issued by the Borough to enforcement agencies and false unsworn statements to the corrupt Vicinage Judge Bozonelis, A.J.S.C. on Docket SSX-L-847-07.

2. Please accept the enclosed Pro Se prepared Documents for filing and scheduling the Appellate Court Appeal in Appellate Court Appeal of malicious convictions, and sentencing by the Joint Municipal Court of Green, Borough of Andover, Fredon and Hampton Judge Craig U. Dana, J.M.C. in a criminal conspriacy with Borough of Stanhope officials and Employees and the Superior Court in Morris/Sussex County Vicinage and Sussex County Prosecutor's Office and issuance of unconstitutiona court order by Judge N. Peter Conforti, J.S.C. on Nov 4, 2010 based upon a kangaroo court session on Oct 19, 2010 as per his court order of Oct 5, 2010 a brief was NOT even scheduled for 21 days and I was not even allowed to retain an attorney of my choice until his court order of Oct 13, 2010 as he conspired to use a mentally competency requirement for in fact years to prevent due process and continues in his letter of Nov 9, 2010 to aide others in criminal conduct. Please note I was on extended travel to South Eastern Az as known to the court.

2. This is a **verified certified affidavit** based upon personal knowledge, with support of other witnesses in Sussex County Superior Court, Newton Municipal Court, Green Municipal Court, Netcong Municipal Court and Borough of Stanhope Municipal Court and is based upon fraud, trickery, con-

spiracy, violation of court rules, violation of Code of Judicial Conduct by Judge Craig U. Dana, J.M.C. and N. Peter Conforti, J.S.C. and municipal prosecutor William Hinkes, Esq. who did NOT even have a valid contract per the Local Public Contracts Law when I was initially resentenced. The Office of Attorney Ethics has taken over an investigation against William Hinkes, Esq and the Borough of Stanhope's Laddey, Clark and Ryan LLC's Borough Attorney Richard Stein, Esq. who committed willful perjury during the kangaroo court hearings.

3. Do to exceptional circumstances, manifest injustice, fraud, and as I am now a directed witness to the FBI Inspection Service in Washington D.C. per direction of the Washington D.C. Office of Inspector General Special Agent in Charge Eric A. Johnson, the U.S. P.S. Inspection Service for mail fraud and harrassment by Government officials to the U.S.P.S. Criminal Inspection Service in Chicago, Il, Newark, NJ and Pheonix, Az. Please take notice the Office of Attorney Ethics has undertaken the investigation of William Hinkes, Esq. the municipal prosecutor for the Joint Municipal Court and the Borough of Stanhope Attorney Richard A. Stein, Esq. formerly under District XA-10-sss- Morris/Sussex County District Ethics Committee to their level do to the extensiveness and massive violations of Rules of Professional Conduct by them and other lawyers in a far reaching conspiracy as many dozens of witnesses are identified in the filed 200 page plus print-out in the Sussex County Superior Court in Morristown, and the municipal courts in Netcong in Morristown and Newton in Newton, New Jersey in addition to being filed with the Executive Branch being the Office of Govenor, the Department of Community Affairs Local Finance Board, and Federal investigators. This report is published on

<http://thomascaggiano.com/tyrannyexposed.pdf>

and adopted as a revelant referenced exhibit.

4. Adopted by reference is my complete filing of Nov 7, 2010 published on <http://thomascaggiano.com/101107conforti.pdf> (Front page only). Do to the extra-ordinary circumstancesm and enlargement of time is needed to prepare a detailed brief as the Superior Court and Municipal Courts in the Sussex County/Morris County Vicinage have willfully conspired to prevent access to court records. Please take judicial notice, my wife Kathryn Caggiano and I have been witnesses for years to the State Police Official Corruption Bureau in West Trenton, New Jersey reporting official corruption with others that is incessant.

7086 Arcadia Glen Court
North Las Vegas, Nv 89084
Nov 7, 2010

Municipal Appeal Notice of Motions
Municipal Appeal State of New Jersey v. Thomas Caggiano
13-04-08 and 19-05-09

Sussex County Superior Court
Corrupt Judge N. Peter Conforti, J.S.C. and Municipal Appeals Court Clerk
for filing purposes (formerly Alyson Kuddar who was apparently reassigned after
scheduling a court brief on Oct 5th that was due per the court order 21 days later
on Oct 26, 2010 which I objected and new court orders were issued on Oct 13,
2010 that drastically changed prior court orders and were unconstitutional
43-47 High St
Newton, New Jersey 07860

Corrupt Sussex County Prosecutor's Office
David Weaver, Esq., First Asst Prosecutor Gregg Mueller, Esq. and Asst Prosecutor
Michael W. Briegel, Esq. (All corrupt Attorney violating the Code of Ethics)
19-21 High St.
Newton, New Jersey 07860

Office of Administrator of the Court
Hon. Glenn Grant
Hughes Justice Complex
Trenton, New Jersey

Corrupt Supreme Court Advisory Committee on Judicial Conduct
The ACJC (Which protects corrupt Superior Court Judges and Municipal Judges as
noted on the filed complaints published on <http://thomascaggiano.com> for which
NO investigator was ever assigned by the ACJC and dismiss in Secret chambers
with Absolute immunity and total confidentiality as even I can't obtain records.
P.O. Box 037
Trenton, New Jersey 08625-0037

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APPELLATE DIVISION
NOV 15 2010
SUPERIOR COURT
OF NEW JERSEY

5. I plead the court to understand the manifest injustice that continues to occur as documented in Judge
N. Peter Conforti, JSC letter of Nov 9, 2010, exhibit #1

SUPERIOR COURT OF NEW JERSEY

Sussex County Judicial Center

(973) 579-0690

(973) 579-0773 facsimile

Chambers of
N. Peter Conforti
Judge



Judicial Center
43-47 High Street
Newton, New Jersey 07860

November 9, 2010

Michael Briegel, Esq., Assistant Prosecutor
VIA FACSIMILE

Thomas Caggiano
7086 Arcadia Glen Court
North Las Vegas, Nevada 89084
VIA FACSIMILE and regular mail

RE: State v. Thomas Caggiano
Municipal Appeal: 13-4-08; 19-5-09

Dear Mr. Briegel, Mr. Caggiano:

The Court is in receipt of defendant's emails of 11/05/2010 - 4:37 pm and 11/07/2010 - 8:45 pm and defendant's fax received 11/05/2010 at 1:40 pm all objecting to this Court's Order of 11/04/2010.

Defendant's objections to the entry of the 11/04/2010 Order are DENIED for the following reasons:

- None of the objections relate to the form of order. See R.3:1-5(c).
- All of the objections describe defendant's version of events either extraneous to the appeal or devoid of any credible factual or legal basis.

Such objections were the subject of oral argument on 10/19/2010 and are rejected by the Court.

Very truly yours,


N. Peter Conforti, J.S.C.

NPC:wac

cc: Hon. B. Theodore Bozonelis, AJSC (via facsimile)
Hon. Thomas V. Manahan, JSC (via facsimile)
Richard Stein, Esq. (via facsimile)
William Hinkes, Esq. (via facsimile)



NEW JERSEY JUDICIARY COURT UNIFICATION - 1995

Integrity * Fairness * Service

and the Borough of Stanhope's Nov 15, 2010, exhibit #2,



Borough of Stanhope

77 MAIN STREET
STANHOPE, NJ 07874

TEL: 973-347-0159 FAX: 973-347-6058

November 15, 2010

Mr. Thomas Caggiano
7086 Arcadia Glen Court
North Las Vegas, NV 89084

Dear Mr. Caggiano:

I have received your e-mail of November 13, 2010, making an OPRA request and I have also received your e-mail of November 15, 2010 as well.

On October 19, 2010, Judge Conforti held your trial on all of the charges that had been filed against you by Stanhope Municipal Officials. Judge Conforti found you guilty of all of the complaints and on November 4, 2010, entered a written order, which the court served on you.

Paragraph No. 16 of the Order continues Judge Dana's no contact order forbidding you from contacting any Stanhope Official except as may be required by law regarding the sale of your house.

The November 13 and November 15, 2010 e-mails do not relate to the sale of your house and are a violation of Judge Conforti's Order.

If you persist in contacting the Borough in violation of Judge Conforti's Order, you are subject to being arrested for violating Judge Conforti's Order. You must immediately stop contacting the Borough of Stanhope and its officials.

Very truly yours,

Ellen Horak, RMC
Borough Clerk

continued threats of criminal prosecution as the Borough has harrassed and threatened by mail my wife Kathryn Caggiano who is also a witness to the State Police Official Corruption Bureau having met them in the Hughes Justice Complex and many persons in the Department of Law and Public Safety providing them massive evidence of Title 2C State Crimes by over 100 persons that have engaged in bribery, false unsworn statements to enforcement authorities, perjury, false imprisonment, violations of civil rights under N.J.S.A. 2C: 30-6 and 18 U.S.C. Sections 241 and 242 as well as mail fraud and harrassment under 18 U.S.C. 1341 and 1342.

6. Based upon the great manifest injustice noted in the filed Nov 7, 2010 letter which is adopted by reference with its enclosures and their adopted exhibits, exhibit #3 I am unable to at this time prepare a

more detailed brief as the courts have by threat prevented access to such court records in the Borough of Stanhope and the Township of Green and Borough of Netcong.

7. I shall prepare additional motions to obtain court records. and submit partial transcripts as Judge Craig U. Dana, J.M.C. and the Vicinage Judge B. Theodore Bozonelis, A.J.S.C. who have conspired with Judge N. Peter Conforti, J.S.C. in violation of court rules and Rules of Ethics, and the Prosecutor's office in the Township of Green and the State Prosecutor's office have engaged in massive manifest injustice, violated Case Laws and other Supreme Court decisions noted in the adopted exhibits, Judge Dana, the Vicinage Trial Court Administrator and Vicinage Assignment Judge have all refused to even allow me to examine and photograph court records and did NOT allow witnesses. Judge Conforti, J.S.C., Judge Bozonelis, A.J.S.C. and Judge Dana, J.M.C. have all issued unconstitutional court orders with threats as illustrated by the Borough of Stanhope's letter of Nov 9, 2010. It is noted that Superior Court Judge M. Ostrer, J.S.C. in Mercer County's Superior Court under Municipal Appeal Case 24-2009, Docket 18723 in State of New Jersey v. Thomas Caggiano was required to obtain court records as noted in my published letter on

<http://thomascaggiano.com/thomascaggiano.com/100121ostrer.pdf>

adopted by reference from the Trenton Municipal Court as the municipal court refused to provide me its records. I have submitted recently a motion to Superior Court Judge Hon. Mitchell E. Ostrer, J.S.C. published on

<http://thomascaggiano.com/thomascaggiano.com/101120ostrer.pdf>

to dismiss the petty disorder charge by the Government Record Council's executive director Catherine Starghill, Esq. who has conspired with Judge Dana, J.M.C. to prevent me from obtaining a copy of any Government Record in the Borough of Stanhope and on a three year old civil case without any hearings with testimony by the Assignment Judge Bozonelis, A.J.S.C. under a Docket originally captioned Borough of Stanhope v. Thomas Caggiano and Government Record Council under SSX-L-847-07 I am not allowed to examine any Government Records in the Borough of Stanhope violating OPMA and my ability to obtain any evidence to prepare a brief.

8. Please also note I filed a motion with the Stillwater municipal to vacate unconstitutional court orders issued by Hon. John E. Mulhern, J.M.C. on malicious petty disorder charges by the accomplices of the Borough of Stanhope officials and bribed professional engineers and planners in the Borough of Stanhope the municipal judge in Stillwater, Newton and Borough of Stanhope which is adopted by reference and published on <http://thomascaggiano.com/101121mulhern.pdf>. My complaint to the ACJC is published on <http://thomascaggiano.com/101122acjcmulhern.pdf> and contains relevant information and evidence available in all three municipal courts per Rule 401 and 402 Relevant Evidence Generally Admissible.

9. The Borough of Stanhope municipal court and its Borough Attorney Richard Stein by their combined action even had the Borough of Stanhope Chief of Police threaten me with arrest when I attempted to examine or obtain a copy of the court records as noted in my letter to the Office of Administrator of the Courts as suggest by the State Police in Netcong Barracks when I reported the incident to them and also to te excellent Kay Mack, the Clerk for the Sussex County Superior Court who reported the conduct of the Borough of Stanhope on Oct 18, 2010 and I was forced without any attorney in fact on Oct 19, 2010 to have a kangaroo court in Sussex County Superior Court as per the Court order of Oct 5, 2010, no brief was even required for 21 days. On Oct 18, 2010, I was informed by the Borough of Stanhope Town Administrator Richard Stewart who attempted to get me access to court records in the Borough of Stanhope that per the Borough Attorney Richard Stein, Esq. there was no hearing on

Oct 19, 2010 as he told Richard Stewart that I should leave New Jersey and return to Nevada.

10. On Sep 10, 2009 based upon my Pro Se municipal appeal and those motions prepared by Robert Mattia, Esq. Judge Conforti, J.S.C. dismissed without prejudice the 13 criminal charges filed by the Borough of Stanhope's officials and employees in State v. Thomas Caggiano, Ind 08-09-316-I and on May 11, 2010 based upon NO written motion from Gregg Mueller the Sussex County Prosecutor as indicated by Judge N. Peter Conforti, J.S.C. the criminal charges were dismissed with prejudice. The corruption continues in Judge Conforti's letter of Nov 9, 2010 by falsely stating there is no factual basis or legal basis for the documents are his own court orders and new evidence of massive conspiracy provided by the Government Record Council as the Borough per Judge Dana's court order violates the Open Public Meetings Act, the Open Public Records Act, the Constitutions Civil Rights of Freedom of Assembly and Freedom of Presenting Grievances as the Borough of Stanhope did NOT even allow my wife to pay County taxes in advance as we moved to a No Income Tax State for Federal Tax planning in Ellen Horak's letter of Sep 15, 2009 returning her check no. 5054.

11. **Please take judicial notice** per Rules of Evidence, Rule 201 Judicial Notice of Law and Adjudicative Facts: Based upon the great manifest injustice, great breach of duty, emotional distress as I was falsely imprisoned for 85 days by Judge Dana as admitted in Judge Conforti, JSC Superior Court when he admitted Judge Dana repeatedly violated court rules and his sentencing violated court rules dozens of times as the last 10 day sentence was vacated, all fines were vacated and probation on these malicious charges were vacated on Sep 10, 2009. The related criminal indictment 08-09-316-I brought by Borough of Stanhope Officials and Employees was Dismissed without prejudice on Sep 10, 2009 and dismissed with prejudice on May 11, 2010 by Judge N. Peter Conforti, J.S.C. All fines, all probation were vacated on the convictions by Judge Craig U. Dana, J.M.C. on all charges under the municipal appeal as on Sep 10, 2009 it was determined that Judge Craig U. Dana, J.M.C. repeatedly violated court rules by sentencing me and resentencing me and illegally imposed a sentence in violation of court rules by Superior Court Judge N. Peter Conforti, J.S.C. as I was falsely imprisoned from Jan 7, 2009 to Apr 1, 2009 by Judge Craig U. Dana, J.M.C. and his additional 10 day sentence to 95 days was vacated as well as all probation. The remaining action by Judge Dana, J.M.C. and others are unconstitutional court orders violating the U.S. Constitution, the State of New Jersey Constitution, the Open Public Meetings Act and the Open Public Records Act and I have been threatened with arrest and bail when I attempted to obtain copies of court records in the Borough of Stanhope on Oct 18, 2010 per the illegal court orders issued by Judge Dana, J.M.C. and Judge Conforti, J.S.C. nor am I allowed access in the Township of Green per my court document request form submitted therein to obtain copies of the hearings and municipal trials and sentencing on CD ROM nor can I examine and photograph evidence nor obtain a copy of the transcript record on a CD ROM thus preventing a detailed brief as under manifest injustice, breach of duty, outrageous conduct and emotional distress, the court's have instead of due process acted with great malice and violated court rules, rules of ethics and criminal violations with immunity.

12. Whereas the municipal court in Township of Greenm Sussex County based upon per Judge Dana's refusal to provide court records on a CD ROM and audio recordings based upon some "secret court" order by Judge Bozonelis, A.J.S.C., I am unable to correct transcript records, prepare a more detailed brief or submit the required CD-ROM as the Assignment Judge, Trial Court Administrator for the Vicinage Mr. Arnold has refused to obtain the needed municipal court records as noted on my letter published on <http://thomascaggiano.com/100513TrialCourtAdministrator.pdf>

13. Whereas, under threat of my arrest with bail on Oct 18, 2010 known to Judge Conforti, J.S.C. and the Sussex County Prosecutor as Kay Mack their own staff informed them of such and that a brief was not even due until Oct 26, 2010 as noted in Judge Conforti, JSC own court order, Dismissal With Preju-

dice of all charges under the municipal appeals noted here is mandatory based upon NJ Case Law.

14. Whereas, over 200 pages of evidence were provided to the Department of Community Affairs' Local Finance Board and adopted as exhibits. The report is published on <http://thomascaggiano.com/tyrannyexposed.pdf> as the Borough of Stanhope professional engineers and professional planners and the Borough engaged in mail fraud, and perjury by John Cilo Jr. its "Borough Engineer", Scarlet Doyle "Town Planner", Eric Keller "Municipal Engineer" as all submitted false Annual Reports to the Department of Community Affairs under perjury as known by the Borough of Stanhope officials being the Mayor Diana Kuncken, Borough Attorney Richard Stein, Town Municipal Clerk Ellen Horak, Governing Body members Mike Depew and George Graham who by their actions conspired to have unconstitutional court orders issued by Judge Dana, Judge Conforti and Judge Bozonelis and others noted on the attached Nov 7, 2010 filing to the Vicinage Judge Bozonelis, A.J.S.C., Superior Court Judge Conforti, J.S.C. and others and is refiled per this Appellate court appeal with Exhibits 2 and 3 which further proves the malice of Judge Conforti, J.S.C. and his violation of ethics with more violations of 18 U.S.C. 1341 by Ellen Horak. The Nov 7, 2010 letter contains **NEW Evidence**, and is entitled:

State of New Jersey v. Thomas Caggiano Municipal Appeal No. 13-04-08 and 19-05-09 Moving Papers for Notice, Motion for Dismissal with Prejudice, Motion for Change of Venue in advent motions are not granted by Judge Conforti, J.S.C. and motion to Vacate Judge N. Peter Conforti, J.S.C. unconstitutional court orders which he issued in violation of the Constitution of the United States of America, the Constitution of New Jersey, the Open Public Records Act, the Open Public Meetings Act

15. **CERTIFIED VERIFIED AFFIDAVIT:** I certify the foregoing statements made by me are true. I am aware that if any of the foregoing statements are willfully false that I am subject to punishment.

16. This letter is published by Inside on the Outside on

<http://thomascaggiano.com/101128appellateappeal.pdf>

Sincerely,

Thomas Caggiano <http://thomascaggiano.com>

CF: w/o encl FBI, Dept of Law and Public Safety, Sussex County Superior Court N. Peter Conforti, J.S.C., and Prosecutor's Office, Township of Green Municipal Court, Borough of Stanhope, Sussex County Board of Chosen Freeholders, OAC, ACJC, OAE, State Police Official Corruption Bureau, Townships of Green, Fredon, Hampton and Borough of Andover and Borough of Stanhope, District

24 representatives, the Speaker of the General Assembly Oliver, State Senate President Sweeney, newspapers and others