

# COMPLAINT - WARRANT

COMPLAINT NUMBER			
<b>1225</b>	<b>W</b>	<b>2016</b>	<b>002457</b>
COURT CODE	PREFIX	YEAR	SEQUENCE NO.
<b>WOODBIDGE MUNICIPAL COURT</b> 1 MAIN STREET WOODBRIDGE NJ 07095-0000 732-636-6430 COUNTY OF: <b>MIDDLESEX</b>			
# of CHARGES 2	CO-DEFTS	POLICE CASE #: 0112201602	
COMPLAINANT TPR <b>TIETJEN</b> NAME: <b>NEW JERSEY STATE POLICE</b>			

**THE STATE OF NEW JERSEY**

**VS.**

**MARQUICE D PRATHER**

ADDRESS :  
 [REDACTED]  
 [REDACTED] NJ [REDACTED]-0000

DEFENDANT INFORMATION  
 SEX: M EYE COLOR: BROWN DOB: 04/23/1979  
 DRIVER'S LIC. #. [REDACTED] DL STATE: NJ  
 SOCIAL SECURITY #: [REDACTED] SBI #: [REDACTED]  
 TELEPHONE #: [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 **09/27/2016** in **WOODBIDGE TWP**, **MIDDLESEX County, NJ** did: WITHIN THE JURISDICTION OF THIS COURT, COMMIT THE OFFENSE OF TAMPERING WITH PUBLIC RECORDS OR INFORMATION BY KNOWINGLY MAKING ONE OR MORE FALSE ENTRIES IN, OR FALSE ALTERATIONS OF, ANY RECORD, DOCUMENT OR THING BELONGING TO, OR RECEIVED OR KEPT BY, THE GOVERNMENT FOR INFORMATION OR RECORD, OR REQUIRED BY LAW TO BE KEPT BY OTHERS FOR INFORMATION OR THE GOVERNMENT BY:  
 FALSELY INPUTTING INTO THE CAD ABSTRACTS THE GENDER OF MOTOR VEHICLE DRIVERS STOPPED AS MALE WHEN IN FACT THE DRIVERS WERE FEMALE AND/OR FAILING TO CORRECT THE GENDER MISTAKE, OR FALSELY DOCUMENTING THAT HE EXPERIENCED MICROPHONE MALFUNCTIONS IN THE CAD ABSTRACTS WHEN IN FACT HE INTENTIONALLY DEACTIVATED THE WIRELESS MICROPHONE. THIS BEING CONTRARY TO AND IN VIOLATION OF N.J.S.A. 2C:28-7A(1), A CRIME OF THE THIRD DEGREE.

WITHIN THE JURISDICTION OF THIS COURT, COMMIT THE OFFENSE OF TAMPERING WITH PUBLIC RECORDS OR INFORMATION BY KNOWINGLY MAKING ONE OR MORE FALSE ENTRIES IN,  
**in violation of:**

Original Charge	2C:28-7A(1)	2) 2C:21-4A	3)
Amended Charge			

**OATH:**  
 Subscribed and sworn to me this 9th day of DEC, yr 2016  
 Signed: TPR TIETJEN  
(Signature of Complaining Witness)  
 Signed: WILLIAM GANT LAW ENFORCEMENT OFFICER  
(Signature of Person Administering Oath and Title)

DATE OF FIRST APPEARANCE 12/14/2016 TIME 09:00AM DATE OF ARREST 12/09/2016

**PROBABLE CAUSE DETERMINATION AND ISSUANCE OF WARRANT**

Probable cause **IS NOT** found for the issuance of this complaint.

\_\_\_\_\_  
Signature of Court Administrator or Deputy Court Administrator      Date      Signature of Judge      Date

Probable cause **IS** found for the issuance of this complaint. [Signature] 12/5/16  
Signature and Title of Judicial Officer Issuing Warrant      Date

TO ANY PEACE OFFICER OR OTHER AUTHORIZED PERSON: PURSUANT TO THIS WARRANT YOU ARE HEREBY COMMANDED TO ARREST THE NAMED DEFENDANT AND BRING THAT PERSON FORTHWITH BEFORE THE COURT TO ANSWER THE COMPLAINT.

Bail Amount Set: [Signature] by: [Signature]  
(if different from judicial officer that issued warrant)

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): **NO PURCHASE OF NEW FIREARMS**

**POLICE COPY**

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# COMPLAINT - WARRANT

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STATE V.

MARQUICE D PRATHER

COURT CODE      PREFIX      YEAR      SEQUENCE NO.

OR FALSE ALTERATIONS OF, ANY RECORD, DOCUMENT OR THING BELONGING TO, OR RECEIVED OR KEPT BY, THE GOVERNMENT FOR INFORMATION OR RECORD, OR REQUIRED BY LAW TO BE KEPT BY OTHERS FOR INFORMATION OR THE GOVERNMENT BY:  
FALSELY INPUTTING INTO THE CAD ABSTRACTS THE GENDER OF MOTOR VEHICLE DRIVERS STOPPED AS MALE WHEN IN FACT THE DRIVERS WERE FEMALE AND/OR FAILING TO CORRECT THE GENDER MISTAKE, OR FALSELY DOCUMENTING THAT HE EXPERIENCED MICROPHONE MALFUNCTIONS IN THE CAD ABSTRACTS WHEN IN FACT HE INTENTIONALLY DEACTIVATED THE WIRELESS MICROPHONE. THIS BEING CONTRARY TO AND IN VIOLATION OF N.J.S.A. 2C:21-4A, A CRIME OF THE FOURTH DEGREE.

Original Charge

Amended Charge

**POLICE COPY**

STATE of NEW JERSEY )  
AFFIDAVIT of PROBABLE CAUSE )  
NJ DIVISION OF CRIMINAL JUSTICE CASE No. 2016-11981 )  
COUNTY of MERCER )

I, Detective Sergeant First Class, Joseph Tietjen, Badge #6385 of the New Jersey State Police, am the complainant in this following matter, and being duly sworn state that:

I offer the following facts to determine if there is probable cause for the issuance of a complaint against the following defendant:

Name: Marquice D. Prather  
Address: [REDACTED]  
[REDACTED], New Jersey  
Date of Birth: 4/23/1979  
Employment: New Jersey State Trooper  
Criminal History: None

Charges: N.J.S.A. 2C:28-7a – Tampering with Public Records, a crime of the THIRD DEGREE  
N.J.S.A. 2C:21-4a – Falsifying or Tampering with Records, a crime of the FOURTH DEGREE

Complaint Number: 1225 W 2016 002457 (pending)

**STATEMENT OF PROBABLE CAUSE:** On or about November 17, 2016, I initiated an investigation regarding the conduct of New Jersey State Trooper Marquice Prather #7526. The investigation focused on allegations that Prather, in the performance of his duties as a road trooper, conducted motor vehicle stops of young women and asked them to unlock and provide their cellular telephones under false pretenses. Prather would then take custody of the phones for periods of time during the stops and review them in his troop car. In addition, Prather used his position as a New Jersey State Trooper to request women's telephone numbers and/or provide his telephone number to them during motor vehicle stops and would subsequently contact them or ask them to contact him. Prather has contacted several of these female drivers on several occasions. On at least one occasion, it has been alleged that Prather attempted to solicit a female driver in exchange for destroying evidence and dismissing a DUI motor vehicle summons. On at least one other occasion, it has been alleged that Prather informed a driver that her vehicle registration was expired and that her vehicle could be towed, when in fact her registration was not expired. The investigation of these allegations is ongoing.

During the investigation of the allegations referenced above, a random sample of Prather's motor vehicle stops were reviewed. This audit revealed the following: Initially, a CJIS NCIC Logs Search revealed Prather ran "full" inquiries on a high number of vehicle registrations that were not related to

motor vehicle stops. Furthermore, the inquiries of vehicles that are registered to females between the ages of 20-35 were often followed up with driver's license number inquiries which would provide MVC photographs of those women to Prather. A cross-reference of the digitally recorded motor vehicle stops with their respective CAD Abstracts revealed that Prather is in the practice of falsely reporting the drivers' genders as male to disguise the fact that he stops a high number of females. Two examples of this occurred on September 27, 2016. Specifically, Prather conducted a motor vehicle stop of H.F., a 29 year-old female, and documented that he stopped a white male. Prather also conducted a motor vehicle stop of R.R., a 20 year-old female, and again documented that he stopped a white male.

Additionally, the review revealed a significant amount of reported audio malfunctions by Prather. On Wednesday, November 23, 2016, the NJSP Electronic Surveillance Unit installed a hidden camera in Prather's assigned troop car. A cursory review of the video recordings covering November 25-27, 2016, revealed that on two occasions, Prather intentionally deactivated his wireless microphone during motor vehicle stops by reaching into his right breast pocket where the microphone was located and turning it off. A check of the CAD Abstracts associated with the motor vehicle stops revealed that Prather documented that he experienced microphone malfunctions on both occasions.

These facts, in conjunction with other documents, records, and statements obtained during the course of the investigation, show that the defendant knowingly made a false entry in, or false alteration of, any record, document or thing belonging to, or received or kept by, the government for information or record, or required by law to be kept by others for information or the government.

These facts, in conjunction with other documents, records, and statements obtained during the course of the investigation, also show that the defendant falsified, destroyed, removed, concealed any writing or record, or uttered any writing or record knowing that it contained a false statement or information with the purpose to deceive or injure anyone or to conceal any wrongdoing.

I believe there is probable cause for the issuance of an arrest warrant on the above stated charges.

Sworn and subscribed before me on this date:

December 9, 2016



The Honorable Peter E. Warkentin, Jr.  
Judge of the Superior Court of New Jersey

  
Detective Sergeant First Class Joseph Tietjen #6385