Case 2:18-cv-12822-MCA-JAD Document 70 Filed 11/05/19 Page 1 of 13 PageID: 1390

HARWOOD LLOYD, LLC

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 ALSO ADMITTED IN NY
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 ALSO ADMITTED IN DC

girwin@harwoodlloyd.com

DIRECT EMAIL: 201-487-4758

201-359-3630

Hackensack 51-5107 (13)

FILE NO.:

DIRECT DIAL:

November 5, 2019

YIA PACER AND REGULAR MAIL

Hon. Joseph A. Dickson, U.S.M.J. United States District Court, District of New Jersey M.L. King, Jr. Federal Building & Courthouse 50 Walnut Street, 2nd Floor Newark, New Jersey 07102

Re: LEE KENWORTHY, et al v. LYNDHURST POLICE DEPARTMENT, et al

Civil Action No: 2:18-cv-12822-MCA-JAD

Dear Judge Dickson:

As Your Honor knows, this office represents Defendants Robert Martin, Ann Martin, Richard Anderson and Lauren Anderson in this action. Mr. Anderson is an officer of the Guttenberg, New Jersey Police Department.

It has come to my attention that on October 24 and 25, 2019, Plaintiff Lee Kenworthy made a number of telephone calls to the headquarters of Guttenberg Police Department attempting to speak to my client Mr. Anderson. See Exhibits "A" though "D" forwarded to me by my client. The Investigative Report regarding the calls characterized Plaintiff's conduct as constituting Harassment in violation of N.J.S.A. 2C:33-4 and Terroristic Threats in violation of N.J.S.A. 2C:12-3. See Exhibit "A", Page 1 of 2. It indicates that Plaintiff made "remarks over the phone that could be taken as threats of violence." See ibid. At least one of the telephone calls made by Plaintiff related to his "complaint" against Mr. Anderson (see Exhibit "B"), presumably his complaint in this action

 $N.J.\ RPC\ 4.2$ prohibits an attorney from contacting a party when the attorney knows the party is represented by counsel regarding the subject matter of the representation. There is no 04090785 1

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COUNSELLORS AT LAW

November 5, 2019 Page 2

reason why the prohibition should not be binding on a *pro se* litigant. Prohibiting Plaintiff from contacting my clients is especially appropriate here in light Plaintiff's threatening conduct as evidenced by the attached reports.

Therefore, I respectfully request that the Court order or admonish Plaintiff that he is to have no contact with Defendants Robert Martin, Ann Martin, Richard Anderson and Lauren Anderson and members of their families.

I thank Your Honor for the Court's attention to this matter.

Respectfully submitted,

/s/ Gregory J. Irwin

GREGORY J. IRWIN

Cc: Lee Kenworthy (by regular and certified mail)
All Counsel of Record (by PACER)
Richard and Lauren Anderson
Robert and Ann Martin

EXHIBIT "A"

GUTTENBERG PD

INVESTIGATION REPORT

6808 PARK AVENUE

201-868-3300 GUTTENBERG, NJ 07093 Municipal Code: 0903 ORI: NJ0090300

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I-2019-017258 0903 201-868-3300																		
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*****	*****	****	** PAF	TIE	S INVOL	/ED **	*****	****	***									
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07093	SEX:	м ! :	DOB: C	4/1	.8/1978	RACE	: WHITE [ETHN	ICITY	: NON-HI	SPANIC	2						
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ON THI	S DATE	DIS	PATCH	REC	EIVED A	CALL	AT 11:18A	M FROI	MAN	ALE WHO	STATEL	HIS	NAME	WAS LE	E KE	NWORTH	Y AND WANTED	
									ROM G	UTTENBER	G MUNI	CIPAL	COUE	T AS H	ELE	ARNED	OF THE CALL.	
MR. KE	NWORTHY	SPO	KE WII	H D	ISPATCH)	ER R.	ACOSTA.										SAYING HE N SAID THAT I	
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	AT 12	:39P	м 10/2	4/2	019 MR.	KENWO	RTHY CALL	ED POI	LICE	HEADQUAR	ters a	AGAIN A	AND A	SKED T	O SP	EAK WI	rh P/O	
ANDERS	en agai	N.	P/0	AND	ERSEN W	LS IN	POLICE HE	ADQUAI	RTERS	WHEN TH	E CALI	CAME	IN A	ND HE	HEAR	D MR.	KENWORTHY	
STATE '	STATE THAT HE KNOWS THAT RICK DIDN'T KILL HIS WIFE. P/O K. POLACIK WAS THE CALL TAKER FOR THIS CALL. P/O K.							EE. I	2770 K	POLACE:	K WAS	THE CA	T LL	ARER E				
	POLACIK TOLD HIM THAT P/O ANDERSEN WAS NOT AVAILABLE BUT TRANSFERRED THE CALL TO LT. BARRERA. IT IS NOT KNOWN																	
AT THIS TIME WHAT WAS SAID TO LT, BARRERA BY MR. KENWORTHY														I, DAN	RERA	. IT	IS NOT KNOWN	
														ii, pan	RERA	. IT	IS NOT KNOWN	
							RA BY MR.	KENWO	ORTHY	• • • •				II. DAN				
NAME		тАну	WAS S	AID	TO LT.			REPORT	REV		•			304		SIGNATU		

Case 2:18-cv-12822-MCA-JAD Document 70 Filed 11/05/19 Page 5 of 13 PageID: 1394

GUTTENBERG PD

INVESTIGATION REPORT

6808 PARK AVENUE

8:28AM.

201-868-3300 **GUTTENBERG, NJ 07093**

INCIDENT # : I-2019-017258

Municipal Code: 0903

ORI: NJ0090300

P/O ANDERSEN ADVISED ME THAT THERE IS A PENDING COURT CASE AGAINST HIM BY MR. KENWORTHY. MR. KENWORTHY KNOWS THAT HE SHOULD HAVE NO DIRECT CONTACT WITH HIM. DUE TO HAVING KNOWLEDGE OF MR. KENWORTHY'S HISTORY, P/O ANDERSEN IS CONCERNED THAT THE STATEMENTS MR. KENWORTHY MADE ON THE PHONE SHOULD BE CONSIDERED THREATS DUE TO HIS DOCUMENTED PAST AND ALSO PRESENT SITUATION CONCERNING AN INCIDENT IN FORT LEE NJ. MR. KENWORTHY HAS AN OUTSTANDING WARRANT FOR A VIOLATION OF A FINAL RESTRAINING ORDER. THIS WAS LEARNED THRU OUR TRAC MESSAGES WHICH WAS PUBLISHED BY FORT LEE PD AN 10/12/2019. IN THIS MESSAGE IT STATES TO "USE CAUTION IF ENCOUNTERED, HE IS A SELF PROCLAIMED SOVEREIGN CITIZEN WITH AN EXTENSIVE HISTORY OF ASSAULTS AND RESISTING ARRESTS". IT IS FOR THIS REASON P/O ANDERSEN IS CONCERNED THAT MR. KENWORTHY MAY ATTEMPT TO TAKE RETALIATORY ACTIONS WEATHER VIOLENT OR DEFAMING TOWARDS HIMSELF OR HIS FAMILY.

NO COMPLAINTS SIGNED AS OF THIS DATE AND TIME OF REPORT.

AS A NOTE: MR. KENWORTHY CALLED FOR P/O ANDERSEN A TOTAL OF 3 TIMES DURING THE 6A-2P TOUR. THE INITIAL CALL WAS RECEIVED AT 11:18AM. THE SECOND CALL WAS RECEIVED AT 12:39PM. THE THIRD CALL WAS RECEIVED AT 1:56PM. IT IS NOT CLEAR IF MR. KENWORTHY ANYMORE THAT EVENING AT THIS TIME, ON 10/25/2019 MR. KENWORTHY CALLED AGAIN ASKING TO SPEAK WITH P/O ANDERSEN AT 8:25AM AND IT IS UNKNOWN IF MR KENWORTHY HAS CALLED FOR P/O ANDERSEN FROM THIS POINT ON.

RANK SIGNATURE OF OFFICER SUBMITTING REPORT COMMAND BADGE NUMBER SERGEANT RAMIREZ, LEONARDO

EXHIBIT "B"

CI	177	TIN	RE	$^{\circ}$	PD

SUPPLEMENTARY INVESTIGATION REPORT

1.Complaint Number 2. Mun. Code 3. Phone Number 4. UCR 21. Prosecutor's Case Number 22				22. Department Case Number									
I-2019-0		- 1	0903	201-868-3	300								
5.Crime/Incid				5A. New Crime/In		l hanged	23.	23. Victim(s) New Address if Changed					
HARASS -		SSMEN	P				680	6808 PARK AVENUE, GUTTENBERG NJ, 07093					
			•					. Victim(s) I					
								28, P/O		DJ.AN	DERSEN		
6A, New NJS	3			7. Date of Crime				itional	40A. Curi		41A, Jewel	ry	42A. Furs
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				10/23/2010				perty				1	
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46A. S.C.I.C		49A. A	dditional Tech	nical Service-Agenc	/		48A	, Additional	Stolen Pro	perty Valu	e 47A. A	dd'i Reco	verd Property Value
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57. Vehicle	58. Ye	эг	59. Make	60. Body Type	61. Colo	or (	62. Regis	tration Num	nber & Stat	е	62A. Se	erial Num	ber or Identification
									rife.				
			-										
List Name O	nly of P.	revious /	Accused, Com	plete Information on iditional Interviews o	New Accu	ised; Includ Persons Co	e Addition	nal Perpetra Witnesses∯	itors: Susp Evidence:	ects: Reco Technical l	rd all Devel Services, Si	opments tolen Pro	Since Last perty:
Recoverd Pr	operty;	Court Ac	tion,	aditional interviews c	1 1000000	0100110 00	, naotou,		Q.	, 00, 1, 1, 00.	20, 11000, 0		F <b>7</b> ,
63, No. of Ac	cused	63A. N	ew Accused (	64A, Adult   65A. Ju	venile 68	6A. Status (	Crime   67	7A Status (		A UCR S	tatus	69A. Da	ate Cleared
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A MR. LE			Y, IN RE	GARDS TO A P	OSSIBLE	COMPILA	TIME WE	WIN2T O	EBICER				
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					<b>*15.75</b>			TITTODI		· 2 PULLED EST		T 001	ING BOD UETD
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Signature									10/24,	/2019			

# EXHIBIT "C"

#### GUTTENBERG PD

#### SUPPLEMENTARY INVESTIGATION REPORT

OULIEME														
1.Complaint N		2. Mun. (	Code	3. Phone No		4. UCF	R 21. Prosecutor's Case Number 22. Department Case Num			e Number				
I-2019-01		0903		201-868		If Changed	rd 23. Victim(s) New Address if Changed							
	5.Crime/Incident 5A. New Crime/Incident if Ci			ii Onangeo		6808 PARK AVENUE, GUTTENBERG NJ, 07093								
HARASS -	HAKASSI	ient					-	23a. Victim(s)		E, GOII	ENDERG	, NO, O		
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A) N N. 10			$\dashv$	7. Date of Crim				#128, P/O	40A, Ct		41A. Jew		42A, Furs	
6A. New NJS				–			- 1	Value Stollen	\$0.00	-	\$0.00	ven y	\$0.00	
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46A. S.C.I.C	49	A. Additional T	echnic	cal Service-Age	ncy			48A. Additional	Stolen F	roperty Val	ue 47A.	Add'l Reco	overd Property V	alue
								\$0.00			\$0.	00		
51A, B.C. Rad	io			52A. B.C. Ra	dio Canc	el			53A	. N.C.I.C.		**		
57. Vehicle	58. Year	59. Make	}	60. Body Type	61.6	Color	62. R	egistration Num	ber & St	ate	62A.	Serial Num	nber or Identificat	tion
List Name On Report: Explai	ly of Previo In Anv Crir	ous Accused. ( ne Change: Lis	Compl st Addi	ete Information itional Interview	on New A s of Victir	iccused; incli ns: Persons (	ude Ado Contact	fitional Perpetra ed: Witnesses:	itors: Sus Evidence	pects: Reco ; Technical	ord all Dev Services,	relöpments Stolen Pro	Since Last operty:	
Recoverd Pro														
63. No. of Acc	used 63.	A. New Accuse	d 64	A. Adult 65A.	Juvenile	66A. Status	Crlme	67A. Status (		68A. UCR 5	Status	69A. D	ate Cleared	
1			1			OPEN		ACTIVE		Month Yr.				
70. Name				Addre	\$S	· <del>I · · · · · · · · · · · · · · · · · ·</del>			71	, Age	72. Sex	73. Race	74. DOB	
KENWORTHY	, LEE	R		127	MALTON	STREET,	ENG:	LEWOOD NJ,		41 1	4		Oct 2, 19	78
******	*****	**** DARTT	TES 1	INVOLVED *	*****	******	***							
ROLE: Vic	tim   1	NAME: #128	, P/	O RICHARD	J. AN	DERSEN	HOME	ADDRESS:	POLICE	но - 6 ном-ні	808 PAI SPANIC	rk aven	UE,	
ROLE: Act DOB: 10/0 EXP: 10/3	2/1978	AME: KENWO   AGE: 41	RTHY .   S	Y, LEE R   SSN: 135-7	HOME 1 1-4870	ADDRESS:   HEIGHT	127 ) 7: 5'	WALTON STR 11"   WEI	EET, E GHT: 1	NGLEWOO: .61   DL	D NJ 07 #: K259	7631-49. 9745279.	18   SEX: M 10784   DL	1 1
REASONS F	OR P/O	ANDERSEN	AND NFOI	HIS FAMILY	. TH	IS INFORM	(OITA)	HICLE HIST N WAS NECE D MR. KENW	SSARY	TO PROV	IDE TO	P/O AND	dersen due	7
													E AND MODEL S SCHOOL.	.S
WHEN I SPOKE WITH P/O ANDERSEN, HE STATED THAT HE SPOKE WITH LT. MARTINEZ IN REGARDS TO THE VEHICLE LOOK-UP. HE ALSO ASKED IF HE LOOKED UP VEHICLES FOR A FEMALE BY THE NAME OF SAMANTHA BROWN OUT OF ENGLEWOOD NJ WHO IS A KNOWN ACCOMPLICE OF MR. KENWORTHY. MS. BROWN HAD RECENTLY BEEN ARRESTED IN FORT LEE DUE TO AND INCIDENT INVOLVING BOTH HER AND MR. KENWORTHY. LT. MARTINEZ ADVISED ME THAT I COULD NOT DO A DMV LOOK-UP ON MS. BROWN SINCE SHE HAS NOTHING TO DO WITH THIS INCIDENT. P/O ANDERSEN ASKED ME WHY HE COULD NO DO A LOOK-UP ON MS. BROWN SINCE SHE IS A WELL KNOWN ACCOMPLICE TO MR. KENWORTHY AND THAT HE MAY USE ONE OF HER VEHICLES REGISTERED TO HER IF HE SHOWS UP AT HIS RESIDENCE OR CHILDREN'S SCHOOL. I ADVISED HIM THAT LT. MARTINEZ ADVISED ME NOT TO DO IT.														
P/O ANDERSEN STRESSED HIS CONCERN OF THIS SITUATION TO ME. HE EXPLAINED THAT HE IS WORRIED SINCE MR. KENWORTHY IS NOT MENTALLY STABLE AND CAN IT BE SEEN, BY THE RANTS HE WENT ON DURING THE CALLS FOR P/O ANDERSEN AT GUTTEBERG POLICE DEPARTMENT, WITH ALL OF THE INCIDENTS HE HAS BEEN A PART OF WHICH ARE AVAILABLE ONLINE AND, HIS RADICAL POSTINGS ON NUMEROUS SOCIAL MEDIA SITES, P/O ANDERSEN WENT AS FAR AS NOTIFYING HIS LOCAL POLICE DEPARTMENT OF THE SITUATION AND ALSO NOTIFIED HIS CHILDEREN'S SCHOOL SINCE MR. KENWORTHY COULD BECOME A SECURITY THREAT.														
	r/O ANI	DEKSEN STA	тво	THAT IN MA	MI ONI	iine fost	a, Mi	R. KENWORTI	MAL)	e state	MENTS T	ant P/C	···	
75A. Name	SERGEAN	T RAMIREZ	, LE	IONARDO			304		78A. Da	ate Report	79A. Rev	viewed By		
Signature									10/30	/2019	SERGE#	ANT RAM	IREZ, LEONA	RDC
									11					

# Case 2:18-cv-12822-MCA-JAD Document 70 Filed 11/05/19 Page 10 of 13 PageID: 1399

GUTTENBERG PD

Case# I-2019-017258

SUPPLEMENTARY INVESTIGATION REPORT

ANDERSEN AND HIS WIFE AND FATHER IN-LAW ALONG WITH OTHER LISTED PEOPLE TOOK HIS WIFE AND KIDS AWAY FROM HIM AND P/O ANDERSEN IS CONCERNED THAT HE WILL ATTEMPT TO HURT HIS FAMILY IN RETALIATION ( P/O ANDERSEN EXPLAINED LIKE AN EYE FOR AN EYE).

NOTHING FURTHER AT THIS TIME.

75A. Name SERGEANT RAMIREZ, LEONARDO	304	78A, Date Report	79A. Reviewed By	
Signature			SERGEANT RAMIREZ, LEONARDO	

# EXHIBIT "D"

### **GUTTENBERG POLICE DEPARTMENT**

6808 PARK AVENUE GUTTENBERG, NJ 07093

Tel:(201) 868-3300

Lieutenant Juan Barrera

	i Si		

Dept incident #:

1-2019-017258

Department:

**GUTTENBERG POLICE DEPARTMENT** 

Location:

POLICE HQ - 6808 PARK AVENUE, GUTTENBERG NJ 07093

Bureau:

Initial Call:

HARASS / HARASSMENT

Sector:

Final Call:

HARASS / HARASSMENT

**Call Entry Time:** 

10/24/2019 12:41:01

Incident Status:

CLEARED

First Unit Dispatched: 10/24/2019 12:41:17 10/24/2019 12:33:54 Last Unit Cleared:

10/24/2019 12:41:24

Call Time:

Call Disposition:

REPFILED / REPORT FILED

Phone Number Alt. Phone Number

04/18/1978

Call Taker:

aacosta

Call Origination:

PHONE / TELEPHONE

Primary Unit:

128

CC#:

Initial Narrative:

MALE PARTY BY THE NAME LEE KENWORTHY CALLED POLICE HQ REQUESTING TO SPEAK WITH P.O ANDERSON DUE TO THIS PARTY HAS A LAWSUIT PENDING. CALLER MADE COMMENTS ON THE PHONE THAT IT'S OVER. HE ALSO SAID IT'S THAT TIME, PO ANDERSEN WAS ADVISED OF THIS. SGT. RAMIREZ ADVISED BY PO ANDERSEN AND IS FILING A REPORT

FOR P/O ANDERSEN.

Final Narrative:

Address Type

#128, P/O RICHARD J.

**ANDERSEN** 

Address

Person Reported Incident

P/O ANDERSEN WILL FILE A REPORT ON THIS MATTER.

Time Stamp Informati	on:		
Time Stamp Reason	Creaté Date	Notes	Create ID
OTHER	10/24/2019 12:39	MALE PARTY CALLED FOR THE SECOND TIME AND SPOKE TO P.O POLACIK 150 REQUESTING TO SPEAK TO P.O ANDERSEN OR A HIGHER RANKING OFFICER. MALE PARTY WAS TRANSFERRED TO LT BARRERA EXT 186.	aacosta
OTHER	10/24/2019 13:56	:35 MALE PARTY CALLED FOR THE THIRD TIME AND SPOKE WITH DISPATCHER ACOSTA AT 1:49, P.O ANDERSEN WAS ADVISED OF THE SITUATION.	aacosta
OTHER	10/25/2019 08:30	:35 MALE PARTY CALLED AT 8:25 & THE CALLED FOR THE SECOND TIME AT 8:28	
Reviewed By OIC	10/25/2019 13:53	:51	Iramirez
Officer Dispatch:			
	nit Officer Name Vehicle ode	Date Dispatch Enroute Arrival	Glear Total Time (min/sec)
POLICE HQ - 6808 12 PARK AVENUE, GUTTENBERG NJ 07093	8 ANDERSEN, CAR 18 RICHARD	10/24/2019 12:41:17 12:41:24 12:41:24	12:41:24 0:7
POLICE HQ - 6808 15 PARK AVENUE, GUTTENBERG NJ 07093	0 POLACIK, CAR 24 KRISTEN	10/24/2019 12:41:22 12:41:24 12:41:24	12:41:24 0:2
Party Information:	Control of the Contro	DOB	
Party Name	Role Code		ne ne talla di tale di 1971 for

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### **GUTTENBERG POLICE DEPARTMENT**

6808 PARK AVENUE GUTTENBERG, NJ 07093

Tel:(201) 868-3300

Lieutenant Juan Barrera

HOME

POLICE HQ - 6808 PARK AVENUE, GUTTENBERG

NJ 07093

#128, P/O RICHARD J.

Victim

04/18/1978

ANDERSEN

HOME

POLICE HQ - 6808 PARK AVENUE, GUTTENBERG

NJ 07093

ANDERSEN, P/O RICHARD Victim

POLICE HQ - 6808 PARK AVENUE, GUTTENBERG NJ 07093

KENWORTHY, LEE

Actor

HOME

HOME

347-549-0020

KENWORTHY, LEE R

10/02/1978

HOME

127 WALTON STREET, ENGLEWOOD NJ

347-549-0020

07631-4918

KENWORTHY, LEE R

KENWORTHY, LEE R

Vehicle Owner

Vehicle Owner

10/02/1978

HOME

127 WALTON STREET, ENGLEWOOD NJ 07631-4918

10/02/1978

HOME

127 WALTON STREET, ENGLEWOOD NJ

07631-4918

Motor Vehic	cle Inforn	nation:				
Plate Numb	er State	Make	Model	Year	Status	Golor
VTY39H	NJ	PLY	VOY	1994	VEHICLE 1	RED
C21HVA	NJ	INF	QX5	2006	VEHICLE	WT

Attachments:	o rations are all the		
Name	Type	Description	
20191025 093834.pdf	File	ARREST PACKAGE	

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