

DEVON TYLER BARBER,
Plaintiff/Movant, Pro Se
3536 Pacific Avenue, Apt. A5
Atlantic City, New Jersey 08401
Telephone: (609) 862-8808
Email: dTb33@PM.Me

**SUPERIOR COURT OF NEW JERSEY
LAW DIVISION – CIVIL PART
ATLANTIC COUNTY**

DEVON TYLER BARBER,
Plaintiff, Pro Se,

v.

**TOWNSHIP OF HAMILTON;
OFFICER EDWARD RUIZ;
OFFICER BRYAN MERRITT;
OFFICER CRISTIAN MARTIN;
OFFICER KYLE MCKNIGHT;
OFFICER RACHEL HARE;
SERGEANT DENNIS BAKKER;
SERGEANT GARY CLUNE;
OFFICER NIJON ISOM,**

Defendants.

Docket No.: **ATL-L-003252-25**

**NOTICE OF MOTION TO COMPEL
SUPPLEMENTAL DISCOVERY**

(R. 4:18-1; R. 4:23-1)

**TO: Attorney for Defendant Township of Hamilton
C/o: Kenneth M. Warren Jr., Esquire, Leonard, Warren & Leonard, L.L.C.
1200 Atlantic Avenue, Second Floor, Atlantic City, New Jersey 08401**

PLEASE TAKE NOTICE that on a date to be set by the Court, Plaintiff Devon Tyler Barber, pro se, will move for an Order compelling Defendants to produce supplemental discovery improperly omitted from prior production, **or, in the alternative, to provide sworn certifications regarding non-existence**, and for such other relief as the Court deems just.

This Motion is supported by the accompanying Brief, the Supplemental Certification of Devon Tyler Barber, and the Proposed Form of Order.

Respectfully submitted,
/s/ Devon Tyler Barber,
Plaintiff/Movant, Pro Se

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Plaintiff/Movant, Pro Se
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OFFICER NIJON ISOM,**

Defendants.

Docket No.: ATL-L-003252-25

**SUPPLEMENTAL CERTIFICATION OF
DEVON TYLER BARBER**

I, Devon Tyler Barber, certify as follows:

1. I am the Plaintiff in this action and submit this Certification in support of my Motion to Compel Supplemental Discovery.
2. This action challenges unconstitutional conduct by Hamilton Township police officers occurring in 2025. Plaintiff seeks limited discovery relating to a 2024 incident involving the same Plaintiff solely for purposes of establishing pattern, notice, supervision, and municipal liability.
3. Plaintiff recently received discovery materials produced by municipal sources in this matter. That production did not include certain categories of audio and video recordings that are reasonably expected to exist based on the nature of the incident and Defendants' own records.

4. Specifically missing are:
 - a. patrol-vehicle interior audio and video from the initiating unit (including rear-seat and cabin recordings), and
 - b. any pre-stop recordings within Defendants' custody or control capturing Officer Edward Ruiz's observations and movements immediately before the stop, including any available body-worn camera footage. (Plaintiff separately requested that the Municipal Prosecutor obtain preserved third-party Wawa CCTV by subpoena; that request is distinct from this Motion.)
5. Officer Ruiz's narrative references pre-stop observation and conduct indicating that suspicion formed prior to initiation of the stop, but does not describe any specific pre-stop conduct by Plaintiff supporting reasonable suspicion.
6. Plaintiff also seeks all body-worn camera footage from a May 7, 2024 incident involving Plaintiff and Hamilton Township police officers Stephen Boyd, Craig Clayton, Samantha Liepe, Arthur Train, Lawrence Murray, and John McColgan.
7. That footage is sought solely to establish pattern, notice, supervisory awareness, and municipal liability, and not to relitigate the 2024 incident.
8. In 2024, while housing-unstable and indigent, Plaintiff attempted in good faith to obtain the same footage through OPRA. Plaintiff was unable to pay the fees demanded and did not abandon the request.
9. Defendants were therefore on notice that the requested recordings were disputed, material, and subject to a duty of preservation.
10. The requested materials are in Defendants' exclusive possession, custody, or control and cannot be obtained by Plaintiff through any alternative means.
11. Attached as **Exhibit A** and **Exhibit B** are emails from the Municipal Court Discovery Unit reflecting that Plaintiff requested supplemental discovery, the request was forwarded to the Hamilton Township Police Department (HTPD), and HTPD responded that no additional discovery exists and that no pre-stop BWC/MVR is available.

I certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment.

/s/ **Devon Tyler Barber**
Plaintiff, Pro Se
Date: December 29, 2025.

DEVON TYLER BARBER,
 Plaintiff/Movant, Pro Se
 3536 Pacific Avenue, Apt. A5
 Atlantic City, New Jersey 08401
 Telephone: (609) 862-8808
 Email: dTb33@PM.Me

**SUPERIOR COURT OF NEW JERSEY
 LAW DIVISION – CIVIL PART
 ATLANTIC COUNTY**

DEVON TYLER BARBER,
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 OFFICER NIJON ISOM,**

Defendants.

Docket No.: **ATL-L-003252-25**

**BRIEF IN SUPPORT OF MOTION TO
 COMPEL**

(R. 4:18-1; R. 4:23-1)

PRELIMINARY STATEMENT

This Motion seeks limited, targeted discovery necessary for the Court to evaluate the lawfulness of the challenged seizure and Defendants’ municipal liability. Defendants’ prior production omitted (1) pre-initiation recordings, (2) patrol-vehicle interior recordings, and (3) all body-worn camera footage from a prior 2024 encounter involving the same Plaintiff and multiple Hamilton Township officers. The omissions prevent meaningful constitutional review and must be corrected by court order.

I. DISCOVERY IS GOVERNED BY RULE 4, NOT MUNICIPAL PRACTICE

This action is pending in the Superior Court, Law Division. Discovery is governed by **R. 4:18-1** and enforced by **R. 4:23-1**. Municipal or criminal discovery rules do not limit civil discovery, and Defendants may not condition production on OPRA procedures or fees.

II. PRE-INITIATION AND PATROL-CAR INTERIOR RECORDINGS ARE DIRECTLY RELEVANT

Plaintiff challenges the **inception of the stop**, including whether reasonable suspicion existed and when it was formed. According to the CAD activity log and Officer Ruiz's own narrative, the vehicle was observed traveling from the area of the Wawa on Third Street and Route 50 prior to the initiation of the stop, indicating that officer observation occurred before the initiation of the stop; however, the narrative fails to articulate any specific pre-stop conduct supporting reasonable suspicion at the time the stop was initiated.

Pre-initiation body-worn camera footage and patrol-vehicle interior recordings are therefore central to:

- a. evaluating reasonable suspicion,
- b. assessing credibility and omissions,
- c. determining whether force was objectively reasonable.

Selective production that begins only after initiation is insufficient.

III. THE 2024 INCIDENT FOOTAGE IS DISCOVERABLE TO ESTABLISH PATTERN, NOTICE, AND MUNICIPAL LIABILITY

Plaintiff also seeks **all body-worn camera footage from a May 7, 2024 incident involving the same Plaintiff**, captured by officers **Stephen Boyd, Craig Clayton, Samantha Liepe, Arthur Train, Lawrence Murray, and John McColgan**. Discovery of prior encounters involving the same plaintiff and officers is routinely permitted where, as here, it bears on:

- a. pattern and practice,
- b. supervisory knowledge,
- c. failure to train or intervene,
- d. municipal liability.

The 2024 footage is not offered to relitigate that incident, but to establish **notice and custom** preceding the 2025 conduct.

IV. LIMITED INSTITUTIONAL DISCOVERY IS NECESSARY TO EVALUATE MONELL, SUPERVISORY, AND DUE-PROCESS CLAIMS

In addition to the audio-visual materials previously requested, Plaintiff seeks narrowly tailored institutional discovery directly relevant to the claims pleaded and the defenses asserted, including Monell liability, supervisory liability, and due-process violations.

Plaintiff therefore requests production of the following materials in effect at the time of the November 29, 2025 incident:

A. Policies and Procedures

All Hamilton Township Police Department policies, standard operating procedures, or general orders governing:

- a. Traffic stops and stop prolongation;
- b. Arrest announcement and custodial procedures;
- c. Use of force, including door-opening or vehicle extraction;
- d. Body-worn camera activation, deactivation, pre-event buffering, and compliance review;
- e. Vehicle impoundment authority, alternatives to towing, inventory, and notice requirements.

B. Training and Supervision

Training materials, curricula, lesson plans, or instructional guidance provided to Officers Ruiz and Merritt, and any supervising officers, relating to the above subjects, together with records sufficient to show completion of such training.

All supervisory reports, reviews, approvals, audits, or command-level communications relating to the stop, arrest, use of force, body-worn camera compliance, or impoundment of Plaintiff's vehicle.

C. Internal Affairs and Retention

Records sufficient to identify whether any Internal Affairs or disciplinary review was initiated in connection with this incident, and the disposition thereof, including redacted summaries if applicable.

Policies and records governing retention, deletion, and audit of body-worn camera, dash-camera, rear-seat video, and CAD/radio recordings, including logs reflecting upload, access, deletion, or preservation actions for the relevant time period.

V. OPRA HISTORY ESTABLISHES NOTICE AND PRESERVATION DUTY

Plaintiff previously sought the same 2024 footage through OPRA during a period of housing instability and indigency. That effort is relevant solely to establish that Defendants were on **actual notice** that the footage was disputed and that litigation was reasonably foreseeable.

Plaintiff now seeks production exclusively through civil discovery.

VI. RELIEF IS REQUIRED UNDER RULE 4:23-1; DEFENDANTS HAVE DECLINED SUPPLEMENTAL PRODUCTION

Plaintiff attempted to resolve the discovery deficiency without court intervention. Plaintiff submitted a written supplemental discovery request identifying specific missing audio-visual materials. The Municipal Court Discovery Unit confirmed that the request was forwarded to

Hamilton Township Police Department and later relayed HTPD's position that no additional discovery exists and that no pre-stop BWC or MVR was available. (Barber Cert., Exs. A–B.) In light of that response, judicial intervention is required to compel production or, at minimum, a sworn certification from a person with knowledge.

Defendants have exclusive possession of the requested materials. Without them, Plaintiff is prejudiced and the Court is deprived of a complete record. An Order compelling production—or a sworn certification explaining nonexistence—is required.

CONCLUSION

Plaintiff respectfully requests that the Court compel the limited supplemental discovery identified below and grant such further relief as justice requires.

Respectfully submitted,

/s/ Devon Tyler Barber,

Plaintiff/Movant, Pro Se.

DEVON TYLER BARBER,
Plaintiff/Movant, Pro Se
3536 Pacific Avenue, Apt. A5
Atlantic City, New Jersey 08401
Telephone: (609) 862-8808
Email: dTb33@PM.Me

**SUPERIOR COURT OF NEW JERSEY
LAW DIVISION – CIVIL PART
ATLANTIC COUNTY**

DEVON TYLER BARBER,
Plaintiff, Pro Se,

v.

**TOWNSHIP OF HAMILTON;
OFFICER EDWARD RUIZ;
OFFICER BRYAN MERRITT;
OFFICER CRISTIAN MARTIN;
OFFICER KYLE MCKNIGHT;
OFFICER RACHEL HARE;
SERGEANT DENNIS BAKKER;
SERGEANT GARY CLUNE;
OFFICER NIJON ISOM,**

Defendants.

Docket No.: ATL-L-003252-25

**[PROPOSED] ORDER COMPELLING
SUPPLEMENTAL DISCOVERY**

This matter having been opened to the Court on Plaintiff's Motion to Compel Supplemental Discovery, and good cause having been shown;

IT IS on this ____ day of _____, 2026, **ORDERED:**

1. Defendants shall produce, within fourteen (14) days of the date of this Order, all patrol-vehicle audio and video recordings from the initiating patrol vehicle relating to the 2025 incident involving Plaintiff, including any interior, rear-seat, and exterior recordings captured by dash-camera, in-car camera, or any integrated vehicle recording system.
2. Defendants shall produce all body-worn camera footage and all exterior dash-camera video and audio from the initiating patrol vehicle captured prior to the initiation of the stop, including recordings reflecting:
 - a. Officer Edward Ruiz's initial observation of Plaintiff or Plaintiff's vehicle;

- b. any awareness, assessment, or inquiry regarding Plaintiff's license plate, inspection status, registration, or vehicle condition;
 - c. any decision to delay, defer, or forego an immediate stop;
 - d. any surveillance, following, positioning, or patrol-vehicle movement undertaken immediately prior to the stop; and
 - e. any time Officer Ruiz was present in or monitoring the Wawa parking lot prior to the stop.
- 3. Defendants shall produce all body-worn camera footage from the May 7, 2024 incident involving Plaintiff captured by the following Hamilton Township police officers:
 - a. Officer Stephen Boyd
 - b. Sergeant Craig Clayton
 - c. Officer Samantha Liepe
 - d. Special Officer Arthur Train
 - e. Detective Lawrence Murray
 - f. Officer John McColgan
- 4. If any responsive recording does not exist, was not activated, was overwritten, or was deleted, Defendants shall provide a sworn certification from a person with knowledge specifying:
 - a. the applicable retention and preservation policy in effect at the relevant time;
 - b. the date, manner, and reason for the non-existence, overwriting, or deletion; and
 - c. whether any litigation hold, preservation notice, or internal directive was issued concerning the recordings.
- 5. All production ordered herein shall be made without fees or conditions and pursuant to Defendants' obligations under the Rules of Court governing civil discovery, and not through OPRA or any alternative statutory process.
- 6. This Order is entered without prejudice to Plaintiff's right to seek additional discovery relief, sanctions, or spoliation remedies, including adverse-inference relief, upon a showing of non-compliance or improper destruction.

SO ORDERED.

Hon. _____ J.S.C.

DEVON TYLER BARBER,
Plaintiff/Movant, Pro Se
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**SUPERIOR COURT OF NEW JERSEY
LAW DIVISION – CIVIL PART
ATLANTIC COUNTY**

DEVON TYLER BARBER,
Plaintiff, Pro Se,

v.

Docket No.: **ATL-L-003252-25**

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OFFICER RACHEL HARE;
SERGEANT DENNIS BAKKER;
SERGEANT GARY CLUNE;
OFFICER NIJON ISOM,**
Defendants.

CERTIFICATION OF SERVICE

I, **Devon Tyler Barber**, certify that on **December 29, 2025**, I served a true and correct copy of the following document(s):

- Notice of Motion to Compel Supplemental Discovery;
- Supplemental Certification of Devon Tyler Barber in Support of Motion to Compel Supplemental Discovery along with Exhibits A-B; and
- Brief in Support of Motion to Compel Supplemental Discovery, together with the Proposed Form of Order.

upon counsel for Defendants, **Mr. Warren**, by electronic mail to the address customarily used by counsel for service in this matter.

Service was made contemporaneously with filing through the **New Jersey Judiciary Electronic Document Submission (JEDS)** system, in compliance with the New Jersey Court Rules.

I certify that the foregoing statements are true. I am aware that if any statement herein is willfully false, I am subject to punishment.

/s/ **Devon Tyler Barber**

Plaintiff, Pro Se. Dated: **December 29, 2025**

DEVON TYLER BARBER,
Plaintiff/Movant, Pro Se
3536 Pacific Avenue, Apt. A5
Atlantic City, New Jersey 08401
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**SUPERIOR COURT OF NEW JERSEY
LAW DIVISION – CIVIL PART
ATLANTIC COUNTY**

DEVON TYLER BARBER,
Plaintiff, Pro Se,

Docket No.: **ATL-L-003252-25**

v.

EXHIBIT A

TOWNSHIP OF HAMILTON, et al.,

Defendants.

12/29/25, 10:11 AM

(320) Inbox | dTb33@pm.me | Proton Mail

RE: RE: Discovery for Devon T Barber

From Dudo, Gabriella <Dudo_Gabriella@aclink.org>
To dTb33@pm.me
Date Monday, December 29th, 2025 at 8:10 AM

Good morning, Mr. Barber,

We have received your additional discovery request, and we have forwarded it to the Hamilton Twp Police Department. Once we receive the materials, if they exist, I will let you know.

Regards,

Gabriella Dudo, Records Clerk (Discovery Unit)

Central Municipal Court of Atlantic County

5905 Main Street

Mays Landing, NJ 08330

Phone: 609-909-5832

**** WARNING:** This email originated from outside of the Atlantic County Government Email System. DO NOT CLICK links or open attachments unless you recognize the sender and are expecting the email. Please make sure the actual sending email address is what you are expecting not just sender name. ******

On Friday, 12/26/25 at 12:43 dTb33@pm.me wrote:

Good afternoon Ms. Dudo,

I hope you had a Merry Christmas. Thank you again for providing the discovery link.

I have begun reviewing the materials, although I have not yet completed a full review. Based on my initial examination, it appears that certain audio and/or video recordings may be missing from the production.

Specifically, I am seeking confirmation and production, if they exist, of the following:

1. Any in-car patrol vehicle camera video and/or audio from the initiating patrol car, covering the period from the start of the traffic stop through arrival at the station.
2. Officer Ruiz's body-worn camera footage, if activated, from approximately 5–10 minutes (and up to 15 minutes, if applicable) prior to the stop, including the timeframe while at or near the Wawa on Cape May Avenue immediately preceding the stop.

If these materials do not exist, were not activated, or are otherwise unavailable, I respectfully request confirmation of that fact.

I understand that Superior Court matters are handled through the Atlantic County Prosecutor's Office. At this time, my request is limited to ensuring the completeness of discovery related to the municipal matter.

Thank you for your assistance and clarification.

Respectfully,

Devon Tyler Barber
Defendant, Pro Se
dTb33@pm.me

Sent with [Proton Mail](#) secure email.

https://mail.proton.me/u/0/inbox/3KR3XuDJM_QpkwFpbbA4m-FaipJ4BTEejjOjKzqfJ_MQYMXvjbIUhpgevNORRfku5LHLrd-puEHgMpyPi_PZgQ==

2/5

12/29/25, 10:11 AM

(320) Inbox | dTb33@pm.me | Proton Mail

On Wednesday, December 24th, 2025 at 8:06 AM, Dudo_Gabriella <Dudo_Gabriella@aclink.org> wrote:

Good morning,

Received your email.

Please Note any ATL matters are through the Atlantic County Prosecutor's Office with Superior Court. You will need to contact them regarding your other matter, and if there is supplement discovery that links to your tickets at this court. Their Phone number is 609-909-7680. Please Note, the Prosecutor's Office is separate from Central Municipal Court of Atlantic County.

Regards,

Gabriella Dudo, Records Clerk (Discovery Unit)

Central Municipal Court of Atlantic County

5905 Main Street

Mays Landing, NJ 08330

Phone: 609-909-5832

**** WARNING:** This email originated from outside of the Atlantic County Government Email System. DO NOT CLICK links or open attachments unless you recognize the sender and are expecting the email. Please make sure the actual sending email address is what you are expecting not just sender name. ******

Good morning Ms. Dudo,

Thank you for providing the discovery link. I acknowledge receipt of the materials and will review them carefully.

Please note that I have a pending motion in ATL-L-003252-25 seeking sworn certifications from officers with personal knowledge and related evidentiary materials, which may overlap with or supplement discovery.

https://mail.proton.me/u/0/inbox/3KR3XuDJM_QpkwFpbbA4m-FaipJ4BTEejjOjKzqfJ_MQYMXvjblUhpgevNORRfku5LHLrd-puEHgMpyPi_PZgQ==

3/5

DEVON TYLER BARBER,
Plaintiff/Movant, Pro Se
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**SUPERIOR COURT OF NEW JERSEY
LAW DIVISION – CIVIL PART
ATLANTIC COUNTY**

DEVON TYLER BARBER,
Plaintiff, Pro Se,

Docket No.: **ATL-L-003252-25**

v.

EXHIBIT B

TOWNSHIP OF HAMILTON, et al.,

Defendants.

12/29/25, 10:12 AM

(320) Inbox | dTb33@pm.me | Proton Mail

RE: RE: Discovery for Devon T Barber

From Dudo_Gabriella <Dudo_Gabriella@aclink.org>
To dTb33@pm.me
Date Monday, December 29th, 2025 at 9:18 AM

Good morning,

Per Hamilton Twp PD all discovery requests have already been uploaded, there is no additional discovery. "There is no BWC/MVR available prior to the stop as it was activated at the initiation of the stop."

Regards,

Gabriella Dudo, Records Clerk (Discovery Unit)

Central Municipal Court of Atlantic County

5905 Main Street

Mays Landing, NJ 08330

Phone: 609-909-5832

Form A**Plaintiff or Filing Attorney Information:**Name Devon Tyler Barber, Plaintiff/MovantNJ Attorney ID Number PRO SEAddress 3536 PACIFIC AVENUE, APT. 5,
ATLANTIC CITY, NJ 08401Email Address dTb33@pm.meTelephone Number (609) 862-8808 ext.

Superior Court of New Jersey

Law Division

Atlantic ☒ CountyDocket Number ATL-L-003252-25DEVON TYLER BARBER,
Plaintiff,

v.

TOWNSHIP OF HAMILTON, et al.,
Defendant(s).

Civil Action

Notice of Motion

To: Mr. Warren, Counsel for Defendant.

TAKE NOTICE that the undersigned will apply to the above named Court located at
the Superior Court of New Jersey, Law Division, Atlantic County,
on 01/31/2026, at 9:00 a.m. for an **Order** to (describe relief requested):
compel additional discovery necessary for the Court ' s understanding of the events

I will rely on the attached certification which contains the grounds for the relief sought.

Pursuant to R. 1:6-2(d), the undersigned: (check one)

☐ Waives oral argument and consents to disposition on the papers.☒ Requests oral argument if this matter is contested.☐ Requests oral argument for the following reasons:A proposed form of Order is attached.

Form A Court Dates

No pre-trial conference, arbitration proceeding, calendar call or trial date has been set except as follows: (If any dates have been scheduled, note them here; otherwise, state "none")

The motion filed on 12/12/2025 will be decided on 01/09/2026.

The motion filed on 12/19/2025 will be decided on 01/09/2026.

Discovery End Date

- ☐ Discovery in this matter is scheduled to be completed on _____.
- ☒ A discovery end date has not been assigned to this matter.

Certification Regarding Attempts to Resolve (Required for discovery and calendar motions – check one)

- ☐ I certify that I have personally discussed this matter with the attorney for the opposing party, or the opposing party if appearing *pro se*, in order to resolve the issues raised by this motion. This effort was not successful.
- ☐ I certify that I have made a good faith effort to personally discuss this matter with the attorney for the opposing party, or with the party if appearing *pro se*, in order to resolve the issues raised by this motion. The effort I made included the following action: (specify attempts to confer):
GOOD FAITH ATTEMPT VIA EMAIL ATTACHED AS EXHIBITS A-B

- ☒ I certify that I have advised the attorney for the opposing party, or the party if appearing *pro se*, by letter that if I will make this motion if she/he continues to fail to comply with my discovery request.

I certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements are willfully false, I am subject to punishment.

12/29/2025

Date

Signature

DEVON TYLER BARBER, Plaintiff

Print Name

Form A

If this is the first paper you are filing in this case, you must sign the following certification.

I certify that confidential personal identifiers have been redacted from documents now submitted to the court and will be redacted from all documents submitted in the future in accordance with *Rule* 1:38-77(b).

12/29/2025

Date



Signature

DEVON TYLER BARBER, Plaintiff

Print Name

DEVON TYLER BARBER,
Plaintiff/Movant, Pro Se
3536 Pacific Avenue, Apt. A5
Atlantic City, New Jersey 08401
Telephone: (609) 862-8808
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**SUPERIOR COURT OF NEW JERSEY
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SERGEANT GARY CLUNE;
OFFICER NIJON ISOM,**

Defendants.

Docket No.: **ATL-L-003252-25**

**SUPPLEMENTAL CERTIFICATION OF
DEVON TYLER BARBER
(LIMITED CLARIFICATION REGARDING
VEHICLE REGISTRATION STATUS)**

I, Devon Tyler Barber, Plaintiff in the above captioned matter, certify as follows:

1. I submit this brief supplemental certification solely to clarify the current status of the vehicle that is the subject of the pending Order to Show Cause, and not to expand the factual record or argue the merits of any issue before the Court.
2. The 2019 Volkswagen Passat referenced in this matter was registered in my name in late January 2025.
3. Proof of that registration has already been submitted to the Superior Court in **ATL-L-002869-25 (Barber v. CarMax)**, which is assigned to the same Court and presiding Judge.

4. I provide this clarification only to ensure that no question remains as to whether the vehicle's current registration status could serve as a basis for continued retention, delay of release, or imposition of conditions unrelated to the due-process issues raised in this action.
5. This certification is not offered to contest any prior allegation, citation, or enforcement action, and is not intended to affect the Court's analysis of the constitutional and equitable issues presently before it.
6. I respectfully submit this clarification to assist the Court in evaluating practical relief and to avoid unnecessary collateral issues.

I certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment.

/s/ **Devon Tyler Barber**

Plaintiff, Pro Se

Date: December 29, 2025.

Form A**Plaintiff or Filing Attorney Information:**Name Devon Tyler Barber, Plaintiff/MovantNJ Attorney ID Number PRO SEAddress 3536 PACIFIC AVENUE, APT. 5,
ATLANTIC CITY, NJ 08401Email Address dTb33@pm.meTelephone Number (609) 862-8808 ext.

Superior Court of New Jersey

Law Division

Atlantic ☒ CountyDocket Number ATL-L-003252-25DEVON TYLER BARBER,
Plaintiff,

v.

TOWNSHIP OF HAMILTON, et al.,
Defendant(s).

Civil Action

Notice of Motion

To: Mr. Warren, Counsel for Defendant.

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on 01/31/2026, at 9:00 a.m. for an **Order** to (describe relief requested):
compel additional discovery necessary for the Court ' s understanding of the events

I will rely on the attached certification which contains the grounds for the relief sought.

Pursuant to R. 1:6-2(d), the undersigned: (check one)

☐ Waives oral argument and consents to disposition on the papers.☒ Requests oral argument if this matter is contested.☐ Requests oral argument for the following reasons:A proposed form of Order is attached.

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Discovery End Date

- ☐ Discovery in this matter is scheduled to be completed on _____.
- ☒ A discovery end date has not been assigned to this matter.

Certification Regarding Attempts to Resolve **(Required for discovery and calendar motions – check one)**

- ☐ I certify that I have personally discussed this matter with the attorney for the opposing party, or the opposing party if appearing *pro se*, in order to resolve the issues raised by this motion. This effort was not successful.
- ☐ I certify that I have made a good faith effort to personally discuss this matter with the attorney for the opposing party, or with the party if appearing *pro se*, in order to resolve the issues raised by this motion. The effort I made included the following action: (specify attempts to confer):
GOOD FAITH ATTEMPT VIA EMAIL ATTACHED AS EXHIBITS A-B

- ☒ I certify that I have advised the attorney for the opposing party, or the party if appearing *pro se*, by letter that if I will make this motion if she/he continues to fail to comply with my discovery request.

I certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements are willfully false, I am subject to punishment.

12/29/2025

Date

Signature

DEVON TYLER BARBER, Plaintiff

Print Name


Form A

If this is the first paper you are filing in this case, you must sign the following certification.

I certify that confidential personal identifiers have been redacted from documents now submitted to the court and will be redacted from all documents submitted in the future in accordance with *Rule* 1:38-77(b).

12/29/2025

Date



Signature

DEVON TYLER BARBER, Plaintiff

Print Name

Re: Courtesy Notice of Supplemental Certification Filing

From info@tillerstead.com <info@tillerstead.com>
To Kenneth Warren<ken@leonardlawgroup.com>
Date Monday, December 29th, 2025 at 10:27 AM

Good morning Mr. Warren,

This email confirms service of Plaintiff's **Motion to Compel Supplemental Discovery** in *Barber v. Township of Hamilton, et al.*, Docket No. **ATL-L-003252-25**, filed today via JEDS.

The following documents are served herewith:

1. Notice of Motion to Compel Supplemental Discovery;
2. Supplemental Certification of Devon Tyler Barber, including Exhibits A–B;
3. Brief in Support of Motion to Compel Supplemental Discovery; and
4. Proposed Form of Order.

Service is made by electronic mail to the address customarily used by counsel for service in this matter, contemporaneously with filing, in accordance with the New Jersey Court Rules.

Thank you for your attention.

Respectfully,

Devon Tyler Barber
Plaintiff/Movant, Pro Se
3536 Pacific Avenue, Apt. A5
Atlantic City, NJ 08401
dTb33@pm.me

Tillerstead LLC

Honest Work • Built to Last

NJ Home Improvement Contractor **#13VH10808800**

www.tillerstead.com | (609) 862-8808 | info@tillerstead.com

Sent with [Proton Mail](#) secure email.

On Saturday, December 27th, 2025 at 2:23 PM, Tillerstead LLC <info@tillerstead.com> wrote:

Good afternoon Mr. Warren,

12/29/25, 10:27 AM

Sent | dTb33@pm.me | Proton Mail

Barber Motion for Discovery December 29 2025.pdf 1.52 MB

Deficiency Correction and Re-Service – Motions Filed 12/27 and 12/29

From info@tillerstead.com <info@tillerstead.com>
To Kenneth Warren<ken@leonardlawgroup.com>
Date Monday, December 29th, 2025 at 4:08 PM

Good afternoon Mr. Warren,

This email is to confirm service of **deficiency-corrected Notice(s) of Motion** relating to my filings dated **December 27, 2025** and **December 29, 2025**.

The corrections are non-substantive and were made solely to address the Court's deficiency notice and to clarify the relief requested. No new claims or arguments are asserted.

The corrected documents have been re-filed with the Court and are attached here for your records.

Please let me know if you believe anything further is required for service purposes.

Thank you for your attention.

Respectfully,
Devon Tyler Barber
Plaintiff, pro se
3536 Pacific Avenue, Apt. 5
Atlantic City, NJ 08401
dTb33@pm.me
(609) 862-8808

Sent with [Proton Mail](#) secure email.

On Monday, December 29th, 2025 at 10:27 AM, Tillerstead LLC <info@tillerstead.com> wrote:

Good morning Mr. Warren,

This email confirms service of Plaintiff's **Motion to Compel Supplemental Discovery** in *Barber v. Township of Hamilton, et al.*, Docket No. **ATL-L-003252-25**, filed today via JEDS.

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3. Brief in Support of Motion to Compel Supplemental Discovery; and
4. Proposed Form of Order.

12/29/25, 4:20 PM

Sent | dTb33@pm.me | Proton Mail

Ken@LeonardWarrenLeonard.com
<http://www.leonardwarrenleonard.com>

THE INFORMATION CONTAINED IN THIS ELECTRONIC MAIL IS ATTORNEY PRIVILEGED AND CONFIDENTIAL INFORMATION INTENDED ONLY FOR THE USE OF THE INTENDED RECIPIENT NAMED ABOVE. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT OR THE AGENT OF THE RECIPIENT AUTHORIZED TO OPEN IT AND DELIVER IT TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS ELECTRONIC MAIL IN ERROR, PLEASE NOTIFY US BY TELEPHONE AND DELETE THE ORIGINAL ELECTRONIC MAIL FROM YOUR SYSTEM. IF YOU HAVE PRINTED OUT THIS ELECTRONIC MAIL AFTER HAVING RECEIVED IT IN ERROR, PLEASE RETURN THE PRINTED VERSION TO US AT THE ABOVE ADDRESS VIA THE U.S. POSTAL SERVICE.

2.24 MB 4 files attached

12 27 correction EF 3846657.pdf 77.49 KB

12 29 correction EF 3847392.pdf 78.62 KB

MotionLeaveSecondAmendedComplaintATL325225.pdf 565.58 KB

Barber Motion for Discovery December 29 2025.pdf 1.53 MB

**SUPERIOR COURT OF NEW JERSEY
LAW DIVISION, CIVIL PART
ATLANTIC COUNTY**

DEVON TYLER BARBER,
Plaintiff, Pro Se

Docket No.: ATL-L-003252-25

v.

CIVIL ACTION

**TOWNSHIP OF HAMILTON;
OFFICER EDWARD RUIZ;
OFFICER BRYAN MERRITT;
OFFICER CRISTIAN MARTIN;
OFFICER KYLE MCKNIGHT;
OFFICER RACHEL HARE;
SERGEANT DENNIS BAKKER;
SERGEANT GARY CLUNE;
OFFICER NIJON ISOM,**
Defendants.

**ORDER GRANTING LIMITED
INTERIM EQUITABLE RELIEF
FOR PRESERVATION OF
PROPERTY**

THIS MATTER having come before the Court on Plaintiff's Verified Complaint and Verified Supplemental Application for Declaratory and Interim Relief dated December 12, 2025, and the Court having reviewed the submissions and for good cause shown,

IT IS on this ____ day of _____, 2026 **ORDERED** that:

1. Respondents Hamilton Township Police Department and Dirkes Auto LLC (d/b/a Dirkes Used Auto Parts/Dirkes Towing/Dirkes U-Pull-It) shall, within 24 hours of the date of this Order, release to Plaintiff Devon Tyler Barber (or his authorized designee) the 2019 Volkswagen Passat (New Jersey license plate F35VLP) currently impounded by Respondents.
2. Respondents shall not require payment of any towing or storage fees as a condition of release. No additional towing or storage fees shall accrue after the date of this Order, and any existing towing or storage liens on the vehicle are vacated.
3. Respondents shall not condition the release of the vehicle on Plaintiff's proof of insurance, current registration, or payment of any fines, surcharges, or administrative fees. **For purposes of effectuating release only**, Respondents shall not rely on any Motor Vehicle Commission suspension, insurance-related consequence, or administrative status to delay, obstruct, or deny compliance with this Order.

4. Respondents shall immediately permit Plaintiff to retrieve all personal property from inside the vehicle.
5. Respondents shall preserve all evidence related to the November 29, 2025 stop and impoundment of the vehicle, including body-worn and dashboard camera footage, dispatch and incident logs, impound and tow records, photographs, and any other relevant documentation.
6. In the event the vehicle cannot be released to Plaintiff as set forth above, Hamilton Township Police Department shall promptly take custody of the vehicle and transfer it to a neutral storage location designated by the Court (such as the Atlantic County Sheriff's impound lot), at no cost to Plaintiff, and Plaintiff shall have access to the vehicle and its contents at that location.
7. Nothing in this Order is intended to authorize operation of the vehicle without valid insurance; retrieving or storing the vehicle as directed shall not be deemed a violation of New Jersey's insurance laws or give rise to any uninsured-motorist penalty.
8. The Court retains jurisdiction to enforce and modify this Order as necessary. This Order is interim in nature and does not resolve or adjudicate the merits of any claim or defense. All rights to contest any issue, including any due-process or statutory challenges, are preserved for further proceedings.
9. This interim relief is entered pursuant to the Court's inherent equitable authority, Court Rule 1:1-2, and the protections against unreasonable deprivation of property under Article I, Paragraph 7 of the New Jersey Constitution. **This Order is entered without prejudice**, without adjudication of the ultimate merits, and solely to prevent **ongoing irreparable harm** pending final disposition.

SO ORDERED.

HON. _____ J.S.C.