

**DURKIN & DURKIN, LLC**

By: Gregory F. Kotchick (NJ State Bar No.: 027971999)

**1120 Bloomfield Avenue, P. O. Box 1289**

**West Caldwell, NJ 07007 (gkotchick@durkinlawfirm.com)**

**P: (973) 244-9969 - Our File No.: 4320-73**

**Attorneys for Plaintiff, New Jersey Turnpike Authority**

**NEW JERSEY TURNPIKE  
AUTHORITY,**

**Plaintiff,**

**v.**

**DEVON TYLER BARBER,**

**Defendant.**

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

**DOCKET NO.: ATL-DC-007956-25**

**CIVIL ACTION**

**NOTICE OF MOTION**

TO: Devon Tyler Barber  
325 E. Jimme Leeds Road, Suite 7  
Galloway, NJ 08205  
e-mail: [tylerstead@protonmail.com](mailto:tylerstead@protonmail.com)

**PLEASE TAKE NOTICE** that on Friday, December 19, 2025, at 9:00 a.m. in the forenoon, or as soon thereafter as counsel may be heard, the undersigned shall move on behalf of the Plaintiff, New Jersey Turnpike Authority (the “Plaintiff” or “NJTA”), before the Superior Court of New Jersey, Law Division – Special Civil Part, Atlantic County, for the entry of a protective order pursuant to R. 4:10-3 limiting discovery in this matter to information relevant to the claims and defenses and quashing Defendant’s outstanding discovery demands as outside the scope of permissible discovery.

**PLEASE TAKE FURTHER NOTICE** that the Defendant shall rely upon the attached Letter Brief and Certification of Counsel, filed simultaneously herewith in support of its motion.

**PLEASE TAKE FURTHER NOTICE** that pursuant to R. 1:6-2(a), a copy of a proposed Order is annexed hereto.

**PLEASE TAKE FURTHER NOTICE** that pursuant to R. 1:6-2(d) the undersigned waives oral argument, unless timely opposition to this Motion is served.

**PLEASE TAKE FURTHER NOTICE** that the relief requested may be granted unless opposition papers are timely filed and served upon counsel no later than eight (8) days before the return date of this motion, unless the Court relaxes that time.

**DURKIN & DURKIN, LLC**  
Attorneys for the Plaintiff

By: /s/ *Gregory F. Kotchick*  
Gregory F. Kotchick

Dated: November 26, 2025

**CERTIFICATION OF SERVICE**

I certify that the within Notice of Motion, Brief, Certification of Counsel, and proposed form of Order were this date electronically filed with the Court, and a copy of same was served as follows:

**Via Regular Mail & E-Mail**

Devon Tyler Barber  
325 E. Jimme Leeds Road, Suite 7  
Galloway, NJ 08205  
e-mail: [tylerstead@protonmail.com](mailto:tylerstead@protonmail.com)

**DURKIN & DURKIN, LLC**  
Attorneys for the Plaintiff

By: /s/ *Gregory F. Kotchick*  
Gregory F. Kotchick

Dated: November 26, 2025

**DURKIN & DURKIN, LLC**

By: Gregory F. Kotchick (NJ State Bar No.: 027971999)

**1120 Bloomfield Avenue, P. O. Box 1289**

**West Caldwell, NJ 07007 (gkotchick@durkinlawfirm.com)**

**P: (973) 244-9969 - Our File No.: 4320-73**

**Attorneys for Plaintiff, New Jersey Turnpike Authority**

**NEW JERSEY TURNPIKE  
AUTHORITY,**

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

**DOCKET NO.: ATL-DC-007956-25**

**CIVIL ACTION**

**CERTIFICATION OF COUNSEL**

**GREGORY F. KOTCHICK**, of full age hereby certifies as follows:

1. I am an attorney-at-law admitted to practice in the State of New Jersey and am a partner in the law firm of Durkin & Durkin, LLC, attorneys for the Plaintiff, New Jersey Turnpike Authority (“Plaintiff” or “NJTA”) in the above-captioned matter. I am responsible for the day-to-day handling of this matter, and as such, I am competent to make this Certification and do so in support of Plaintiff’s Motion for a protective order.

2. This matter is a routine debt collection action arising from Defendant Devon Tyler Barber’s (“Defendant”) repeated nonpayment of tolls, along with the statutorily required administrative fees imposed for nonpayment.

3. On August 19, 2025, Plaintiff filed a complaint against Defendant seeking to recover \$5,109.45 in unpaid tolls and administrative fees.

4. On October 27, 2025, Defendant served discovery requests upon Plaintiff. The requests include, among other things, interrogatories, document demands, and requests for admissions.

5. The discovery requests do not seek information relating to the Defendant's unpaid tolls or administrative fees that form the basis of this action. Instead, they seek wide-ranging and irrelevant information concerning NJTA's procurement processes, bid evaluations, corporate ownership of E-ZPass contractors, alleged foreign control of those vendors, ethics and conflict of interest records, and communications with federal and state officials on issues unrelated to this Defendant's toll violations (among other things). A true copy of the Defendant's Discovery Demands are annexed hereto as **Exhibit A**.

6. It is respectfully submitted that the requested discovery is not relevant to the claims and defenses underlying the within action and are not reasonably calculated to lead to admissible evidence. Instead, the discovery demands seek to explore collateral topics, to pursue speculative theories, and to impose unnecessary burden on the NJTA.

7. For the above reasons, Plaintiff submits the accompanying Motion for a protective order (1) quashing Defendant's outstanding discovery demands as outside the scope of permissible discovery; (2) limiting future discovery to information relevant to the specific and narrow claims and defenses in this matter.

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

**DURKIN & DURKIN, LLC**  
Attorneys for Plaintiff  
New Jersey Turnpike Authority

Dated: November 26, 2025

By: /s/ *Gregory F. Kotchick*  
Gregory F. Kotchick

# **EXHIBIT “A”**

JOSH GOTTHEIMER  
5TH DISTRICT, NEW JERSEY

WASHINGTON OFFICE:  
106 CANNON HOUSE OFFICE BUILDING  
WASHINGTON, DC 20515  
(202) 225-4465  
FAX: (202) 225-9048

HTTP://GOTTHEIMER.HOUSE.GOV  
X: @RepJoshG  
INSTAGRAM: @RepJoshG  
FACEBOOK: FACEBOOK.COM/REPJOSHG



PERMANENT SELECT COMMITTEE  
ON INTELLIGENCE  
RANKING MEMBER, NATIONAL SECURITY AGENCY  
AND CYBER SUBCOMMITTEE

NATIONAL INTELLIGENCE ENTERPRISE SUBCOMMITTEE

HOUSE FINANCIAL SERVICES COMMITTEE  
SUBCOMMITTEE ON NATIONAL SECURITY, ILLICIT FINANCE,  
AND INTERNATIONAL FINANCIAL INSTITUTIONS

SUBCOMMITTEE ON DIGITAL ASSETS, FINANCIAL  
TECHNOLOGY, AND ARTIFICIAL INTELLIGENCE

SUBCOMMITTEE ON CAPITAL MARKETS, AND THE TASK  
FORCE ON MONETARY POLICY, TREASURY MARKET  
RESILIENCE, AND ECONOMIC PROSPERITY

PROBLEM SOLVERS CAUCUS  
VICE-CHAIRMAN

**Congress of the United States**  
**House of Representatives**  
**Washington, DC 20515-3005**

March 28, 2025

Francis O'Connor  
Chairman  
New Jersey Turnpike Authority  
PO BOX 5042  
Woodbridge, NJ 07095-5042

Dear Chairman O'Connor:

I write to seek clarity on the New Jersey Turnpike Authority's (NJT) decision to award the contract for the operation of the state's E-ZPass services to TransCore. On September 24, 2024, NJTA awarded the state's E-ZPass Services contract to TransCore from the current operator, Conduent. As a member of the House Permanent Select Committee on Intelligence, it is essential to ensure that the bidding process was conducted with security.

I specifically have questions about TransCore's foreign ownership structure. TransCore is owned by Singapore-based ST Engineering, which, in turn, is ultimately owned and controlled by Temasek Holdings. Temasek is wholly owned by the government of Singapore, with alleged ties to the Chinese Communist Party (CCP).<sup>1</sup> Chinese law requires Chinese companies to comply with directives from the CCP, including orders to turn over data and sensitive information.<sup>2</sup> Should TransCore ultimately retain the contract, they will have access to the personal information of New Jersey drivers, including, but not limited to names, home addresses, license plate numbers, and contact information. I am concerned that information could fall into the hands of our number one adversary.

In addition, I'm concerned about the potential failure of TransCore to disclose the ownership of a substantial portion of ST Engineering during the bidding process. According to public reporting, nearly thirty percent of ST is owned by undisclosed nominee entities.<sup>3</sup>

<sup>1</sup><https://www.nj.com/news/2024/10/nj-e-zpass-operator-protests-award-to-competitor-it-says-will-cost-toll-payers-millions.html>

<sup>2</sup><https://www.axios.com/2024/03/15/tiktok-ban-security-china-laws>

<sup>3</sup><https://jerseyvindicator.org/2025/02/23/backroom-deals-and-billion-dollar-contracts-nj-turnpike-e-zpass-agreement-with-singapore-owned-firm-shrouded-in-secrecy/>

Given these issues, I'm requesting please that the New Jersey Turnpike Authority respond to the following questions within the next thirty days:

1. Given that this contract involves handling sensitive tolling and transportation data, what safeguards are in place to ensure the protection of motorists' personal and financial information?
2. What information can you provide regarding TransCore's alleged connections to foreign entities and current or former ownership structures, including concerns about potential ties to the CCP?

Thank you, and I look forward to your response.

Sincerely,

A handwritten signature in blue ink, appearing to read "Josh Gottheimer".

Josh Gottheimer  
Member of Congress

DEVON T. BARBER  
Defendant / Counterclaimant, Pro Se  
c/o 325 E. Jimmie Leeds Rd., Suite 7-333  
Galloway Township, Atlantic County, New Jersey 08205  
United States of America  
(609) 665-9350 | [tylerstead@protonmail.com](mailto:tylerstead@protonmail.com)

## **SUPERIOR COURT OF NEW JERSEY**

### **LAW DIVISION – SPECIAL CIVIL PART, ATLANTIC COUNTY**

**NEW JERSEY TURNPIKE AUTHORITY,**

Plaintiff,

v.

**DEVON TYLER BARBER,**

Defendant / Counterclaimant.

**DOCKET NO. ATL-DC-007956-25**

**COVER LETTER**

**October 28, 2025**

**Hon. Dean R. Marcolongo, J.S.C.**  
Atlantic County Civil Courthouse  
1201 Bacharach Blvd.  
Atlantic City, New Jersey 08401

**Via: Judiciary Electronic Document Submission (JEDS)**

**Re: Submission of Defendant's Discovery Requests**

**Barber v. New Jersey Turnpike Authority**  
**Docket No. ATL-DC-007956-25**

Dear Honorable Judge Dean R. Marcolongo:

Pursuant to this Court's **Order dated October 27, 2025**, the Defendant respectfully submits the enclosed **First Set of Interrogatories, Notice to Produce Documents, and Requests for Admissions** in the above-referenced matter.

This discovery is served in full compliance with the Court's directive permitting Defendant thirty (30) days to submit discovery requests and requires Plaintiff's responses within the timeframes set forth in the New Jersey Court Rules (R. 4:17–4:19; R. 4:22-1).

The purpose of these requests is to develop the factual record necessary to ensure that this case proceeds on a complete and accurate understanding of the administrative, contractual, and procedural matters at issue. Defendant submits this discovery packet **in the interest of justice and transparency**, so that all relevant information may be reviewed by the Court and the parties in good faith.

Respectfully submitted,

**s/ Devon T. Barber**  
DEVON T. BARBER  
Defendant / Counterclaimant, Pro Se  
c/o 325 E. Jimmie Leeds Rd., Suite 7-333  
Galloway Township, Atlantic County, NJ 08205  
United States of America  
(609) 665-9350 | [tylerstead@protonmail.com](mailto:tylerstead@protonmail.com)

**Enclosure:**

**DEFENDANT'S FIRST SET OF INTERROGATORIES, NOTICE TO PRODUCE DOCUMENTS, AND REQUESTS FOR ADMISSIONS**

*(Pursuant to R. 4:17–4:19 and R. 6:4-3(f))*

1 DEVON T. BARBER  
 2 Defendant / Counterclaimant, Pro Se  
 3 c/o 325 E. Jimmie Leeds Rd., Suite 7-333  
 4 Galloway Township, Atlantic County, New Jersey 08205  
 5 United States of America  
 6 (609) 665-9350 | [tylerstead@protonmail.com](mailto:tylerstead@protonmail.com)

7 **SUPERIOR COURT OF NEW JERSEY**

8 **LAW DIVISION – SPECIAL CIVIL PART, ATLANTIC COUNTY**

NEW JERSEY TURNPIKE AUTHORITY,

Plaintiff,

v.

**DOCKET NO. ATL-DC-007956-25**

**DEVON TYLER BARBER,**

Defendant / Counterclaimant.

9 **DEFENDANT'S FIRST SET OF INTERROGATORIES,**

10 **NOTICE TO PRODUCE DOCUMENTS,**

11 **AND REQUESTS FOR ADMISSIONS**

12 *Including National-Security and Public-Trust Inquiries*

13 *Pursuant to the March 28, 2025 Gottheimer Letter*

14 **TO:**

15 **PLAINTIFF'S COUNSEL**

GREGORY F. KOTCHICK, ESQ.  
 DURKIN & DURKIN, LLC  
**ATTORNEYS FOR PLAINTIFF, NEW JERSEY**  
**TURNPIKE AUTHORITY**  
**1120 BLOOMFIELD AVENUE**  
**WEST CALDWELL, NEW JERSEY 07006**

**PLAINTIFF'S INFORMATION  
 (FOR REFERENCE)**

**New Jersey Turnpike Authority**  
 1 Turnpike Plaza  
 Woodbridge, New Jersey 07095-5195  
 United States of America  
 Website: [www.njta.com](http://www.njta.com)  
 Publicly reported annual revenue (approx.):  
 \$2.49 billion (aggregate)

## 16 SUPERIOR COURT OF NEW JERSEY

### 17 LAW DIVISION – SPECIAL CIVIL PART, ATLANTIC COUNTY

18 NEW JERSEY TURNPIKE AUTHORITY,

Plaintiff,

v.

19 DEVON TYLER BARBER,

Defendant / Counterclaimant.

DOCKET NO. ATL-DC-007956-25

DEFENDANT'S FIRST SET OF  
INTERROGATORIES,  
NOTICE TO PRODUCE DOCUMENTS,  
AND REQUESTS FOR ADMISSIONS  
(R. 4:17 – 4:19; R. 6:4-3(F))

### 20 PURPOSE OF DISCOVERY

21 Defendant / Counterclaimant seeks factual discovery concerning:

- 22 (A) The proportionality and legality of “administrative fees” that exceed the underlying toll;
- 23 (B) Whether such fees are used to fund outsourced enforcement operations or service bond  
debt and other financing obligations rather than to recover the Authority’s actual  
administrative costs;
- 24 (C) Whether motorists’ travel and personal data are being captured and shared beyond toll-  
collection purposes, including by foreign-owned or third-party vendors; and
- 25 (D) Whether motorists — especially those with disabilities — receive lawful notice, due  
process, and reasonable accommodation before penalties escalate.

26 This discovery directly supports Defendant’s Counterclaim (public-trust obligations, statutory-  
authority limits, data-security control, ADA access, and constitutional proportionality) as  
27 recognized by the Court in its Order of October 27, 2025.

### 28 PUBLIC INTEREST CONTEXT

32 On March 28 2025, U.S. Congressman **Josh Gottheimer**, a member of the House Permanent  
33 Select Committee on Intelligence, sent **Chairman Francis O'Connor** of the NJ Turnpike  
34 Authority a formal letter questioning the Authority's award of its E-ZPass contract to  
35 **TransCore** and raising national-security concerns about foreign ownership and data access.  
36 Congressman Gottheimer wrote:

37 *"I am concerned that information could fall into the hands of our number one adversary."*

38 Defendant seeks to determine whether NJTA conducted any security review or implemented  
39 data-protection safeguards in response to that letter and whether any public response exists.

## 40 **DEFINITIONS**

- 41 • “**NJTA**” means the New Jersey Turnpike Authority, including its Board, Commissioners,  
42 officers, employees, divisions, agents, counsel (Durkin & Durkin, LLC), contractors, and  
43 subcontractors.
- 44 • “**E-ZPass system**” means any tolling, billing, enforcement, plate-reader, roadside gantry,  
45 imaging, data-storage, back-end account servicing, or collection system operating on  
46 NJTA facilities.
- 47 • “**TransCore**” means TransCore LP / TransCore ITS / any TransCore affiliate providing  
48 toll or violation services for NJTA.
- 49 • “**ST Engineering**” means Singapore Technologies Engineering Ltd. and any related  
50 entity that holds ownership in TransCore.
- 51 • “**Temasek**” means Temasek Holdings, a sovereign-wealth entity of the Government of  
52 Singapore.

## 53 **TIME SCOPE**

54 Unless otherwise stated: January 1 2020 to present.

## 55 **I. INTERROGATORIES (R. 4:17-4(a))**

56 (A) Identify all current NJTA Board Members / Commissioners / executive officers. For each,  
57 state full name, title, date of appointment, appointing authority, term expiration, and whether  
58 they are salaried or compensated.

59 (B) State whether NJTA is treated, for purposes of ownership and control of assets and revenues,  
60 as: (a) a State agency; (b) a body corporate and politic; (c) a component unit; or (d) an  
61 independent public corporation. Identify all statutes or regulations you rely on (including  
62 N.J.S.A. 27:23-1 et seq.).

63 (C) Identify every bank account, reserve fund, sinking fund, escrow account, trust account, or  
64 bonded revenue fund into which NJTA deposits (a) toll revenue, (b) administrative fees,  
65 and/or (c) violation penalties.

66 (D) State the total toll revenue, total violation-penalty revenue, and total “administrative fee”  
67 revenue collected by NJTA for each fiscal year 2020-2025, and describe how each category  
68 is allocated (operations, enforcement, debt service, vendor payments, capital projects,  
69 counsel fees, etc.).

70 (E) Describe in detail the methodology used to determine the current “administrative fee,”  
71 including whether it is compensatory or punitive. Identify all cost studies, analyses,  
72 approvals, and legal opinions supporting that amount.

73 (F) Identify all outside law firms and collection vendors retained by NJTA since 1/1/2020, state  
74 their fee structures, funding sources, and whether their costs are recovered through  
75 “administrative fees.”

76 (G) Identify every contractor or vendor from 1/1/2020 to present that performs or supports any of  
77 the following for NJTA: (a) E-ZPass account servicing; (b) toll-by-plate imaging; (c)  
78 violation mailing or collection; (d) gantry / camera installation; (e) data storage or analytics.  
79 Provide each entity’s principal place of business, parent company, and ultimate beneficial  
80 owner, including any foreign sovereign ownership.

81 (H) Identify the E-ZPass / toll-services contract awarded on or about September 24 2024 (≈ \$1.7  
82 billion). List the winning contractor, bid amount, all losing bidders, their bid amounts, and all  
83 factors NJTA used to justify accepting a higher bid.

84 (I) State whether NJTA received any protest or appeal from Conduent or others alleging the  
85 winning vendor was \$200–\$250 million more expensive or that foreign ownership posed data  
86 risks; summarize NJTA’s responses and final disposition.

87 (J) State whether NJTA commissioned any assessment, briefing, legal opinion, security review,  
88 or “National Security Agreement” regarding TransCore, ST Engineering, or Temasek;  
89 identify who prepared it and summarize findings.

90 (K) Identify all roadside gantry, multi-camera, plate-reader, or other fixed surveillance / tolling  
91 structures installed or upgraded since 1/1/2020. For each, state:

- 92 1. project name / number;
- 93 2. milepost or location;
- 94 3. prime contractor;
- 95 4. contract value;

96       5. funding source;  
97       6. stated operational purpose (tolling, analytics, enforcement, etc.); and  
98       7. statutory authority for each use and data retention or sharing.

99 **(L)** Explain the legal theory by which NJTA asserts authority to impose tolls and fees without a  
100 signed contract; cite all statutes, regulations, signage, or legal opinions relied upon.

101 **(M)** State NJTA's position on whether E-ZPass lane use creates (a) a statutory obligation, (b)  
102 an implied-in-fact contract, (c) a quasi-contract, or (d) other legal theory; cite supporting  
103 authority.

104 **(N)** Identify each agency or entity receiving NJTA-captured vehicle data since 1/1/2020,  
105 including any federal or private recipients.

106 **(O)** State NJTA's data retention policy for images and records and who may authorize extension  
107 or disclosure.

108 **(P)** Identify each ADA Compliance Officer or Coordinator from 1/1/2020 to present and describe  
109 duties.

110 **(Q)** Describe how a disabled motorist can request accommodation before penalties or fees are  
111 assessed.

112 **(R)** Identify all audits or reviews (2020-present) addressing (a) fee proportionality, (b) Excessive  
113 Fines Clause compliance, (c) data security and foreign ownership risk, or (d) ADA  
114 accessibility.

115 **(S)** Identify any conflict-of-interest disclosure or recusal by NJTA officials relating to  
116 TransCore, ST Engineering, Temasek, or Conduent.

117 **(T)** If NJTA claims information cannot be disclosed, state precisely what privilege or legal  
118 authority is asserted.

## 119 II. NOTICE TO PRODUCE DOCUMENTS

120 (R. 4:18-1)

121 Plaintiff, the **New Jersey Turnpike Authority** (“**NJTA**”), shall produce the following  
122 documents within **thirty-five (35) days after service** hereof, in electronic (PDF or native)  
123 format, pursuant to Rule 4:18-1(b) of the New Jersey Court Rules.

124 (A)

125 All NJTA Board agendas, meeting minutes, resolutions, recorded votes, and staff memoranda  
126 dated from **January 1, 2020 to the present** that relate in any way to:

- 127 1. Toll-rate schedules or changes;
- 128 2. Violation penalties or “administrative fees”;
- 129 3. The approval, award, protest, or reconsideration of any E-ZPass, toll-services, or  
130 enforcement contract;
- 131 4. The installation or upgrade of roadside gantries, multi-camera structures, plate readers, or  
132 other fixed tolling and surveillance infrastructure;
- 133 5. The use or pledge of toll revenues to secure bond debt; and
- 134 6. Any review, report, or discussion concerning data privacy, cybersecurity, foreign  
135 ownership, or national-security issues involving TransCore, ST Engineering, or Temasek.

136 (B)

137 All bid solicitations (RFPs/RFQs), bid submissions, tabulations, evaluator notes, scoring sheets,  
138 recommendation memoranda, award letters, notices of intent to award, executed contracts,  
139 amendments, work orders, “notice-to-proceed” documents, and acceptance or commissioning  
140 certificates for the **E-ZPass / toll-services contract awarded on or about September 24, 2024**

141 (approximately \$1.7 billion), together with the equivalent materials for each unsuccessful  
142 bidder, including **Conduent's** proposal.

143 (C)

144 All protest letters, appeals, bid challenges, or objection correspondence (including from  
145 Conduent) regarding the contract identified in Request (B), and all NJTA responses, analyses, or  
146 determinations relating to those protests—particularly any references to vendor ownership, cost  
147 differentials, or data-security concerns involving TransCore, ST Engineering, or Temasek.

148 (D)

149 All “national-security,” “data-security,” or “cybersecurity” reviews, risk assessments, or  
150 agreements referenced in **Congressman Josh Gottheimer’s March 28, 2025** letter to Chairman  
151 Francis O’Connor, including any “National Security Agreement” with the **U.S. Department of**  
152 **the Treasury** or the **U.S. Department of Justice** concerning the protection of New Jersey  
153 motorists’ personal data.

154 (E)

155 All contracts, subcontracts, purchase orders, change orders, scopes of work, milestone billings,  
156 pay applications, inspection or acceptance certificates, and “placed-in-service” or “substantial-  
157 completion” sign-offs relating to the installation or upgrade of gantries, plate readers, multi-  
158 camera roadside arrays, or other automated toll or surveillance structures on the **Garden State**  
159 **Parkway** or **New Jersey Turnpike** from **January 1, 2020 to present**, identifying for each  
160 project its location and total contract value.

161 (F)

162 All internal cost studies, engineering analyses, consultant reports, board packages, spreadsheets,  
163 staff memoranda, white papers, and legal opinions used or relied upon by NJTA to determine or  
164 justify the current “**administrative fee**,” including any documents purporting to show that the  
165 fee reflects actual administrative cost or reimburses outside-counsel expenses.

166 (G)

167 All engagement letters, retainer agreements, amendments, invoices, payment records, and fee  
168 schedules for **Durkin & Durkin, LLC** and any other law firm or collection vendor engaged by  
169 NJTA since **January 1, 2020**, including documentation showing whether such expenses are  
170 recovered through “administrative fees.”

171 (H)

172 All NJTA policies, standard-operating procedures, training manuals, customer-facing terms of  
173 service, website or portal terms, and posted signage language that NJTA contends establish or  
174 notify motorists of a legal obligation to pay tolls, penalties, or “administrative fees” without a  
175 signed written agreement.

176 (I)

177 All written **ADA compliance** policies, training materials, call-center scripts, accommodation  
178 request forms, grievance procedures, audit reports, consultant reviews, and compliance  
179 assessments governing how motorists with disabilities may dispute toll violations, request  
180 accommodations, or seek relief prior to enforcement or collection.

181 (J)

182 All conflict-of-interest disclosure forms, recusals, ethics statements, and screening memoranda  
183 submitted since **January 1, 2020** by any NJTA Board Member, Commissioner, procurement  
184 officer, or counsel relating to **TransCore, ST Engineering, Temasek, or Conduent**.

185 (K)

186 All current and historical **organizational charts, bylaws, charter documents, and**  
187 **amendments** of NJTA in effect from **January 1, 2020 to present**.

188 (L)

189 All **annual financial reports, audited financial statements, and comprehensive annual**  
190 **financial reports (CAFRs)** for fiscal years **2020 through 2025**.

191 (M)

192 All documents identifying **bond trustees, underwriters, or investors** holding NJTA debt  
193 instruments during **2020 – 2025**, including offering memoranda, trust indentures, and payment  
194 schedules.

195 (N)

196 All **contracts, memoranda of understanding, or vendor agreements** between NJTA and any  
197 private entity for toll collection, camera systems, or data processing (including E-ZPass,  
198 Conduent, TransCore, ST Engineering, or related affiliates).

199 (O)

200 All **bid solicitations, award memoranda, and procurement justifications** for the contracts  
201 described in Request (N).

202 (P)

203 All **internal or external audits, reviews, or evaluations** for fiscal years **2020 through 2025**  
204 concerning toll-collection or violation-enforcement systems.

205 (Q)

206 All **communications, memoranda, or correspondence** between NJTA and the **New Jersey**  
207 **State Treasurer or Office of the Governor** relating to toll-rate adjustments, bond issuances,  
208 debt-service payments, or capital projects.

209 (R)

210 All **ethics filings, conflict-of-interest disclosures, and recusal records** for any NJTA officer or  
211 Board Member since **January 1, 2020**.

212 (S)

213 All **policies, procedures, and agreements** governing the **retention, sharing, sale, or external**  
214 **transmission** of driver, vehicle, or account data obtained through NJTA's tolling or enforcement  
215 systems.

216 (T)

217 A complete **list of all public or private entities** granted database access to NJTA's surveillance  
218 or toll-record systems and copies of all agreements or memoranda defining such access.

219 (U)

220 NJTA's complete **correspondence file with Congressman Josh Gottheimer or the U.S. House**  
221 **Permanent Select Committee on Intelligence** concerning the **March 28, 2025** letter to  
222 Chairman Francis O'Connor, including all drafts, internal communications, and final responses.

223 **(V)**

224 All **communications** between NJTA and the **Office of the Governor, NJ Department of**  
225 **Transportation, NJ Attorney General, U.S. Department of Transportation, U.S.**  
226 **Department of the Treasury, or U.S. Department of Justice** regarding foreign ownership of  
227 **TransCore / ST Engineering / Temasek** and related **data-security safeguards**.

228 **(W)**

229 All **board minutes, executive-session notes, or internal memoranda** reflecting any discussion,  
230 briefing, or acknowledgment of the **March 28, 2025 Gottheimer letter**.

231 **(X)**

232 All **risk assessments, cybersecurity evaluations, or “National Security Agreements”**  
233 referenced in the above correspondence or created in response to that letter.

### 234 **III. REQUESTS FOR ADMISSIONS (R. 4:22-1)**

235 **(A)** Admit that NJTA is a “body corporate and politic” created by statute.

236 **(B)** Admit that NJTA revenues are not deposited in the State Treasury general fund.

237 **(C)** Admit that NJTA issues bonds secured by toll revenues.

238 **(D)** Admit that on or about September 24 2024, NJTA awarded a \$1.7 billion E-ZPass contract to  
239 TransCore.

240 **(E)** Admit that Conduent’s proposal was approximately \$200–\$250 million lower.

241 **(F)** Admit that TransCore is owned by ST Engineering, which is controlled by Temasek  
242 Holdings.

243 **(G)** Admit that Congressman Josh Gottheimer sent NJTA a letter dated March 28 2025 raising  
244 national security and data-privacy concerns about that award.

245 (H) Admit that NJTA received that letter.

246 (I) Admit that NJTA has not issued a public written response as of the date of these Requests.

247 (J) Admit that NJTA holds New Jersey motorists' personal and financial data and is responsible  
248 for its protection under U.S. law.

249 (K) Admit that if TransCore or its parent companies store such data, NJTA must ensure it is  
250 protected against foreign access.

251 (L) Admit that NJTA and/or its vendors collect and store license-plate images and travel data for  
252 toll enforcement.

253 (M) Admit that such data can identify a driver's home address and travel routes.

254 (N) Admit that one purpose of the "administrative fee" is to generate revenue beyond the actual  
255 cost of collection.

256 (O) Admit that the Garden State Parkway and New Jersey Turnpike serve the traveling public,  
257 including New Jersey families using private vehicles for daily life activities.

258 **SUPERIOR COURT OF NEW JERSEY**259 **LAW DIVISION – SPECIAL CIVIL PART, ATLANTIC COUNTY**

NEW JERSEY TURNPIKE AUTHORITY,

Plaintiff,

v.

**DEVON TYLER BARBER,**

Defendant / Counterclaimant.

**DOCKET NO. ATL-DC-007956-25****DEFENDANT'S FIRST SET OF  
INTERROGATORIES,  
NOTICE TO PRODUCE DOCUMENTS,  
AND REQUESTS FOR ADMISSIONS  
(R. 4:17 – 4:19; R. 6:4-3(F))**260 **CERTIFICATION OF SERVICE**261 I certify that on October 27<sup>th</sup>, 2025 I served the foregoing Interrogatories, Notice to Produce, and  
262 Requests for Admissions via the Judiciary Electronic Document Submission (JEDS) system  
263 upon the Honorable Court and opposing counsel for Plaintiff, Durkin & Durkin, LLC.264 I certify that the foregoing statements are true. I understand that if any statement is willfully  
265 false, I am subject to punishment.266 \_\_\_\_\_  
267 DEVON TYLER BARBER268 Defendant / Counterclaimant, Pro Se  
269 C/o 325 E. Jimmie Leeds Rd., Suite 7-333  
270 Galloway, NJ 08205  
271 (609) 665-9350 Tylerstead@protonmail.com

**DURKIN & DURKIN, LLC**

By: Gregory F. Kotchick (NJ State Bar No.: 027971999)

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**P: (973) 244-9969 - Our File No.: 4320-73**

**Attorneys for Plaintiff, New Jersey Turnpike Authority**

**NEW JERSEY TURNPIKE  
AUTHORITY,**

**Plaintiff,**

**v.**

**DEVON TYLER BARBER,**

**Defendant.**

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

**DOCKET NO.: ATL-DC-007956-25**

**CIVIL ACTION**

**ORDER**

**THIS MATTER** having been opened to the Court upon the application of Durkin & Durkin, LLC, attorneys for the New Jersey Turnpike Authority (the “Plaintiff” or “NJT”), for a protective order pursuant to R. 4:10-3, and the Court having considered all papers submitted, and heard oral arguments of counsel, if any, and for good cause shown;

**IT IS** on this \_\_\_\_\_ day of \_\_\_\_\_ 2025,

**ORDERED** that the Plaintiff’s motion for a protective order pursuant to R. 4:10-3 be and is hereby granted; and it is further

**ORDERED** that Defendant’s outstanding discovery demands, including interrogatories, requests for production, and requests for admissions dated October 27, 2025, are hereby quashed as outside the scope of permissible discovery; and it is further

**ORDERED** that discovery in this matter is limited to information relevant to the claims and defenses in this action, specifically whether Defendant incurred tolls and owes the resulting administrative fees resulting therefrom; and it is further

**ORDERED** that a copy of this Order shall be served upon all parties within \_\_\_\_\_ ( ) days of entry.

---

The Honorable Dean R. Marcolongo, J.S.C.

Opposed: \_\_\_\_\_

Unopposed: \_\_\_\_\_

**DURKIN & DURKIN, LLC**

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November 26, 2025

**Via Electronic Filing and**  
**Courtesy Copy Via Regular Mail**

The Honorable Dean R. Marcolongo, J.S.C.  
Atlantic County Courthouse  
1201 Bacharach Boulevard  
Atlantic City, NJ 08401

**Re: New Jersey Turnpike Authority**  
**Docket No.: ATL\_DC-007956-25**  
**Our File No.: 4320-73**

Dear Judge Marcolongo:

This office is counsel to the Plaintiff, New Jersey Turnpike Authority (the “Plaintiff” or “NJTA”), in the above-referenced matter. Please accept this letter brief, in lieu of a more formal submission, in support of Plaintiff’s Motion for a Protective Order pursuant to R. 4:10-3.

As set forth in the Certification of Counsel filed concurrently herewith, and as you are aware, this matter is a routine debt-collection action stemming from the Defendant Devon Tyler Barber’s (“Defendant”) repeated and habitual failure to pay tolls, and the respective statutorily required administrative fees imposed for nonpayment. However, Defendant’s discovery demands seek information unrelated to those issues. Rather than requesting information pertaining to the tolls, notices of violation, or the calculation of administrative fees, Defendant’s discovery demands seek information concerning NJTA’s procurement decisions, third-party vendor relationships, corporate ownership of technology contractors, and speculative questions regarding national security and data-

**DURKIN & DURKIN, LLC**

The Honorable Dean R. Marcolongo, J.S.C.  
November 26, 2025  
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privacy matters. None of these subjects bear on whether Defendant drove through toll plazas without paying and the resulting charges and administrative fees.

Under R. 4:10-2, discovery extends only to information relevant to the claims and defenses in the action and reasonably calculated to lead to admissible evidence. Discovery may not be used to explore collateral topics, to pursue speculative theories, or to impose unnecessary burden or litigation expense. While New Jersey courts have held that the rules governing discovery are to be liberally construed, see, e.g., Meyers v. St. Francis Hosp., 91 N.J. Super. 377, 385 (App. Div. 1966), there are well settled exceptions to this principle. R. 4:10-3 is such an exception that provides a vehicle by which a party may obtain protection against unduly burdensome and harassing discovery requests. Rule 4:10-3 states, in part:

Upon motion by a party or by the person from whom discovery is sought, and for good cause shown, the court may make any order which justice requires to protect a party or person from annoyance, embarrassment, oppression, or undue burden or expense, including, but not limited to, one or more of the following:

- (a) That the discovery not be had;
- (b) That the discovery may be had only on specified terms and conditions, including a designation of the time or place;
- (c) That the discovery may be had only by a method of discovery other than that selected by the party seeking discovery;
- (d) That certain matters not be inquired into, or that the scope of the discovery be limited to certain matters; ...

In order to overcome the presumption of discoverability, the party seeking a protective order under R. 4:10-3 must demonstrate “good cause” for withholding discovery. Capital Health System, Inc. v. Horizon Healthcare Services, Inc., 230 N.J. 73, 80 (2017). Once good cause has

**DURKIN & DURKIN, LLC**

The Honorable Dean R. Marcolongo, J.S.C.  
November 26, 2025  
Page 3 of 3

been established under R. 4:10-3, it is the trial court that determines the scope of the protective order, such as by limiting the scope or terms of discovery.

R. 4:10-3 expressly authorizes courts to enter a protective order to prevent annoyance, embarrassment, oppression, or undue burden or expense, including by quashing improper discovery demands. Here, Defendant's outstanding discovery demands fall well outside the permissible scope of discovery under the Rules and would serve no purpose other than to expand this routine toll violation matter into one concerning wholly unrelated matters. Compliance would impose disproportionate cost and burden on the NJTA, while yielding no relevant evidence. Accordingly, good cause exists for the Court's granting of a protective order pursuant to R. 4:10-3.

As such, it is respectfully requested that a protective order be granted (1) quashing Defendant's outstanding discovery demands as outside the scope of permissible discovery; (2) limiting future discovery to information relevant to the specific and narrow claims and defenses in this matter.

Respectfully submitted,

**DURKIN & DURKIN, LLC**

By: /s/ *Gregory F. Kotchick*  
Gregory F. Kotchick

GFK/

cc: Devon Tyler Barber