

DEVON TYLER BARBER,
Defendant, Pro Se
3536 Pacific Avenue, Apt. A5
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SUPERIOR COURT OF NEW JERSEY
LAW DIVISION – CRIMINAL PART
ATLANTIC COUNTY

STATE OF NEW JERSEY,
Plaintiff,

v.

DEVON TYLER BARBER,
Defendant.

Docket Nos.: **ATL-22-002292** and **ATL-22-002313**

(Unified Guilty Plea / Unified PCR)

CERTIFICATION OF
DEVON TYLER BARBER

IN SUPPORT OF MOTION TO COMPEL
ADMINISTRATIVE CONSOLIDATION,
ASSIGNMENT, AND SCHEDULING OF PCR

CERTIFICATION

I, **Devon Tyler Barber**, of full age, hereby certify and state as follows:

1. I am the Defendant in the above-captioned matters, appearing **pro se**, and I submit this Certification in support of my **Motion to Compel Administrative Consolidation, Assignment of a PCR Judge, and Issuance of a Scheduling Order**.
2. This motion concerns a **single, unified Petition for Post-Conviction Relief** arising from the same coerced guilty plea and constitutional defects under **Docket Nos. ATL-22-002292 and ATL-22-002313**, which were resolved together in the same criminal proceeding.
3. On or about **October 26, 2025**, I filed a **Verified Petition for Post-Conviction Relief pursuant to Rule 3:22-1 et seq.**, supported by sworn certifications, exhibits, and a

memorandum of law, challenging the validity of that unified guilty plea based on ineffective assistance of counsel, coercion, conflicts of interest, lack of investigation, and related due-process violations.

4. The PCR was accepted for filing through the Judiciary Electronic Document Submission (JEDS) system under **both dockets**. The filing was intended to invoke the Criminal Part's jurisdiction under Rule 3:22 and to initiate a single, continuous PCR proceeding addressing both indictments together.
5. Before and after October 26, 2025, I also submitted additional filings through JEDS under the **Post-Conviction Relief** category in both dockets. Those submissions were made in **good faith** while unrepresented and were not separate or successive PCR petitions, but rather related submissions intended to preserve the record, supplement factual assertions, and perfect the same pending PCR proceeding.
6. Despite the volume of PCR-designated filings reflected in JEDS across both dockets, **no Criminal Part judge has been assigned, no administrative consolidation has occurred, and no scheduling order has issued** to date.
7. In parallel with my PCR efforts, I sought to supplement the appellate record with extra-record factual material. By Orders dated **December 9, 2025**, the Appellate Division denied those motions without reaching the merits, consistent with settled New Jersey law that factual development must occur through post-conviction relief proceedings rather than on direct appeal.
8. As a result, the pending PCR is the **only appropriate forum** for adjudicating the constitutional claims raised. Without judicial assignment and scheduling, however, I remain unable to obtain review of those claims.

9. This Certification is submitted solely to request **administrative action**—consolidation, assignment, and scheduling—so that the previously filed PCR may be adjudicated in accordance with Rule 3:22. I do not seek merits relief through this motion.
10. The exhibits attached to the accompanying motion are true copies of records reflected in JEDS and court orders previously entered in my case.

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.

/s/ Devon Tyler Barber
DEVON TYLER BARBER
Defendant / Petitioner Pro Se

Dated: 12/17/2025

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CERTIFICATION

I, **Devon Tyler Barber**, of full age, hereby certify and state as follows:

1. I submit this Certification solely to clarify the procedural posture of my pending **Post-Conviction Relief (“PCR”) proceedings** and to harmonize the record for administrative purposes.
2. The above-captioned matters arise from a **single, unified guilty plea** resolving **Docket Nos. ATL-22-002292 and ATL-22-002313**. All PCR-related filings submitted by me relate to that same plea and the same asserted constitutional defects.
3. The **operative and controlling PCR** is the **Verified Petition for Post-Conviction Relief filed on October 26, 2025**, pursuant to **Rule 3:22-1 et seq.**, together with its supporting certifications and exhibits.
4. Any earlier or subsequent PCR-designated filings appearing in JEDS—including record-preservation submissions, notices, and certifications—were **not separate or successive**

petitions, but were submitted in good faith to supplement, preserve, or clarify the record while I was unrepresented.

5. On October 29, 2025, I filed a notice referencing the pendency of direct appeals and requesting that the PCR be held in abeyance pursuant to **Rule 3:22-3**. That request reflected the procedural posture at the time and was made to avoid jurisdictional conflict.
6. Since that filing, the **Appellate Division has entered Orders dated December 9, 2025**, denying motions to supplement or expand the appellate record without reaching the merits. Those procedural denials confirm that **factual development must occur, if at all, through PCR proceedings**.
7. In light of the Appellate Division's orders, the prior request for abeyance is **procedurally superseded**, and the pending PCR now requires **administrative consolidation, judicial assignment, and scheduling** so that it may be adjudicated in accordance with **Rule 3:22**.
8. This Certification is submitted **only for procedural clarification** and does not seek merits relief, amendment of the PCR, or adjudication of substantive claims at this stage.
9. The exhibits submitted with the accompanying motion are offered solely to demonstrate **procedural history, diligence, and appellate posture**, and not to relitigate the merits of the PCR.

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.

/s/ Devon Tyler Barber
DEVON TYLER BARBER
Defendant / Petitioner Pro Se

Dated: 12/17/2025

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CERTIFICATION OF SERVICE

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I, **Devon Tyler Barber**, of full age, hereby certify as follows:

1. I am the Defendant in the above-captioned matters and submit this Certification of Service in connection with my **Motion to Compel Administrative Consolidation, Assignment of a PCR Judge, and Issuance of a Scheduling Order**.
2. On this date, I caused a true and correct copy of the following documents to be served:
 - Notice of Motion to Compel Administrative Consolidation, Assignment, and Scheduling of PCR;
 - Motion to Compel Administrative Consolidation, Assignment, and Scheduling of PCR;
 - Certification of Devon Tyler Barber in Support;
 - PROPOSED Order; and

- Exhibits attached thereto.

3. Service was made upon the **State of New Jersey** by serving the **Atlantic County Prosecutor's Office**, by the following method(s):

electronic mail

addressed to the Prosecutor's Office at its last known address on file.

4. I certify that service was made in good faith and in accordance with the Rules of Court.

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.

/s/ Devon Tyler Barber
DEVON TYLER BARBER
Defendant / Petitioner Pro Se

Dated: 12/17/2025