

MONMOUTH COUNTY PROSECUTOR  
132 JERSEYVILLE AVENUE  
FREEHOLD, NJ 07728-2374

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION (CRIMINAL)  
MONMOUTH COUNTY

INDICTMENT No. 17C5-00673


STATE OF NEW JERSEY :  
 :  
 Plaintiff, : DEMAND FOR  
 : BILL OF PARTICULARS  
 v. : WHERE ALIBI IS RELIED  
 : UPON BY DEFENDANT  
 :  
 JOSEPH VILLANI and :  
 RAQUEL GARAJAU, :  
 ..... :  
 Defendants. :  
 :

TO Joseph Villani DOB 03/14/1996  
.....  
106 Parkview Avenue  
.....  
Ocean, New Jersey 07712  
.....

PURSUANT TO R. 3:12-2,

*If you, the defendant in this case, in any way intend to rely on the defense of alibi, the State demands that within ten (10) days after receipt of this written demand, you furnish to the State a written bill of particulars, signed by you, the defendant, stating the specific place or places at which you claim to have been at the time of the alleged offense and the names and addresses of the witnesses upon whom you wanted to rely to establish your alibi.*

DATED May 15, 2017  
17-00861



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Monmouth County Prosecutor

MONMOUTH COUNTY PROSECUTOR  
132 JERSEYVILLE AVENUE  
FREEHOLD, NJ 07728-2374

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION (CRIMINAL)  
MONMOUTH COUNTY

INDICTMENT No. 17-05-cc673

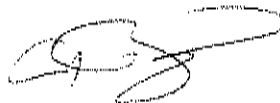
STATE OF NEW JERSEY :  
 :  
 Plaintiff, :  
 :  
 v. :  
 :  
 DEMAND FOR  
 BILL OF PARTICULARS  
 WHERE ALIBI IS RELIED  
 UPON BY DEFENDANT  
 :  
 JOSEPH VILLANI and :  
 RAQUEL GARAJAU, :  
 ..... :  
 Defendants. :

TO Raquel Garajau DOB 03/23/1997  
.....  
98 Frontier Way  
.....  
Tinton Falls, New Jersey 07724  
.....

PURSUANT TO R. 3:12-2,

*If you, the defendant in this case, in any way intend to rely on the defense of alibi, the State demands that within ten (10) days after receipt of this written demand, you furnish to the State a written bill of particulars, signed by you, the defendant, stating the specific place or places at which you claim to have been at the time of the alleged offense and the names and addresses of the witnesses upon whom you wanted to rely to establish your alibi.*

DATED May 15, 2017  
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Monmouth County Prosecutor

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION (CRIMINAL)  
MONMOUTH COUNTY

THE STATE OF NEW JERSEY :  
 :  
 Plaintiff, :  
 :  
 v. : Indictment No. 17-05 00673  
 : Case No. 17-00861  
 :  
 JOSEPH VILLANI and :  
 RAQUEL GARAJAU, :  
 :  
 Defendants. :

FIRST COUNT

MURDER

FIRST DEGREE CRIME

The Grand Jurors of the State of New Jersey, for the County of Monmouth, upon their oaths present that JOSEPH VILLANI and RAQUEL GARAJAU, on or about February 6, 2017, in or about the Township of Ocean, County of Monmouth, and within the jurisdiction of this Court, did commit the crime of Murder, by purposely or knowingly causing the death of T.P., or by purposely or knowingly causing serious bodily injury resulting in the death of T.P., contrary to the provisions of N.J.S.A. 2C:11-3a(1) and/or N.J.S.A. 2C:11-3a(2), and against the peace of this State, the Government, and dignity of the same.

COUNT ONE - SENTENCING ENHANCER

The Grand Jurors of the State of New Jersey, for the County of Monmouth, upon their oaths also present that JOSEPH VILLANI and RAQUEL GARAJAU used or possessed an assault firearm while in the course of committing or attempting to commit the foregoing crime, or in the immediate flight therefrom, contrary to the provisions of N.J.S.A. 2C:43-6g.

SECOND COUNT

ROBBERY

FIRST DEGREE CRIME

The Grand Jurors of the State of New Jersey, for the County of Monmouth, upon their oaths present that JOSEPH VILLANI and RAQUEL GARAJAU, on or about February 6, 2017, in or about the Township of Ocean, County of Monmouth, and within the jurisdiction of this Court, did commit the crime of Robbery, by, while in the course of committing a Theft, inflicting bodily injury or using force upon T.P., and/or threatening T.P. with or purposely putting T.P. in fear of immediate bodily injury, and that in the course of committing said crime the defendant attempted to kill T.P., and/or purposely inflicted or attempted to inflict serious bodily injury on T.P., and/or was armed with or used or threatened the immediate use of a deadly weapon, to wit: a 22 Long Rifle Caliber Marlin Semi-Automatic Rifle, contrary to the provisions of N.J.S.A. 2C:15-1, and against the peace of this State, the Government, and dignity of the same.

SECOND COUNT - SENTENCING ENHANCER

The Grand Jurors of the State of New Jersey, for the County of Monmouth, upon their oaths also present that JOSEPH VILLANI and RAQUEL GARAJAU used or possessed an assault firearm while in the course of committing or attempting to commit the foregoing crime, or in the immediate flight therefrom, contrary to the provisions of N.J.S.A. 2C:43-6g.

THIRD COUNT  
FELONY MURDER  
FIRST DEGREE CRIME

The Grand Jurors of the State of New Jersey, for the County of Monmouth, upon their oaths present that JOSEPH VILLANI and RAQUEL GARAJAU, on or about February 6, 2017, in or about the Township of Ocean, County of Monmouth, and within the jurisdiction of this Court, did commit the crime of Felony Murder by causing the death of T.P., while engaged in the commission of, and/or an attempt to commit, and/or, flight after committing or attempting to commit the crime of Robbery, contrary to the provisions of N.J.S.A. 2C:11-3a(3), and against the peace of this State, the Government, and dignity of the same.

THIRD COUNT - SENTENCING ENHANCER

The Grand Jurors of the State of New Jersey, for the County of Monmouth, upon their oaths also present that JOSEPH VILLANI and RAQUEL GARAJAU used or possessed an assault firearm while in the course of committing or attempting to commit the foregoing crime, or in the immediate flight therefrom, contrary to the provisions of N.J.S.A. 2C:43-6g.

FOURTH COUNT  
POSSESSION OF A WEAPON FOR AN UNLAWFUL PURPOSE

SECOND DEGREE CRIME

The Grand Jurors of the State of New Jersey, for the County of Monmouth, upon their oaths present that JOSEPH VILLANI and RAQUEL GARAJAU, on or about February 6, 2017, in or about the Township of Ocean, County of Monmouth, and within the

jurisdiction of this Court, did commit the crime of Possession of a Weapon for an Unlawful Purpose, by possessing a weapon, to wit: a 22 Long Rifle Caliber Marlin Semi-Automatic Rifle, with a purpose to use it unlawfully against the person or property of T.P., contrary to the provisions of N.J.S.A. 2C:39-4(g), and against the peace of this State, the Government, and dignity of the same.

FIFTH COUNT

UNLAWFUL POSSESSION OF AN ASSAULT FIREARM

SECOND DEGREE CRIME

The Grand Jurors of the State of New Jersey, for the County of Monmouth, upon their oaths present that JOSEPH VILLANI and RAQUEL GARAJAU, on or about February 6, 2017, in or about the Township of Ocean, County of Monmouth, and within the jurisdiction of this Court, did commit the crime of Unlawful Possession of an Assault Firearm, by knowingly possessing an assault firearm, to wit: a 22 Long Rifle Caliber Marlin Semi-Automatic Rifle, which was not licensed pursuant to N.J.S.A. 2C:58-5, registered pursuant to N.J.S.A. 2C:58-12, or rendered inoperable pursuant to N.J.S.A. 2C:58-13, contrary to the provisions of N.J.S.A. 2C:39-5(f), and against the peace of this State, the Government, and dignity of the same.

SIXTH COUNT

DISTURBING OR DESECRATING HUMAN REMAINS

SECOND DEGREE

The Grand Jurors of the State of New Jersey, for the County of Monmouth, upon their oaths present that JOSEPH VILLANI and RAQUEL GARAJAU, on or about and between February 6, 2017 and February 22, 2017, in or about the Township of Ocean and/or

the Township of Wall, County of Monmouth, and within the jurisdiction of this Court, did commit the crime of Disturbing or Desecrating Human Remains by unlawfully disturbing, moving, or concealing the human remains of T.P., contrary to the provisions of N.J.S.A. 2C:22-1(a), and against the peace of this State, the Government, and dignity of the same.

SEVENTH COUNT

TAMPERING WITH PHYSICAL EVIDENCE

FOURTH DEGREE CRIME

The Grand Jurors of the State of New Jersey, for the County of Monmouth, upon their oaths present that JOSEPH VILLANI and RAQUEL GARAJAU, on or about and between February 6, 2017 and February 22, 2017, in or about the Township of Ocean, County of Monmouth, and within the jurisdiction of this Court, did commit the crime of Tampering with Physical Evidence by, believing that an official proceeding or investigation is pending or about to be instituted, altering, destroying, concealing or removing any article, object, record, document or other thing of physical substance, to wit: physical evidence from 106 Parkview Avenue, Ocean Township and/or a gold Ford Escape, with purpose to impair its verity or availability in such proceeding or investigation, contrary to the provisions of N.J.S.A. 2C:28-6(1), and against the peace of this State, the Government, and dignity of the same.

EIGHTH COUNT

TAMPERING WITH PHYSICAL EVIDENCE

FOURTH DEGREE CRIME

The Grand Jurors of the State of New Jersey, for the County of Monmouth, upon their oaths present that JOSEPH VILLANI

and RAQUEL GARAJAU, on or about and between February 6, 2017 and February 22, 2017, in or about the Township of Ocean, County of Monmouth, and within the jurisdiction of this Court, did commit the crime of Tampering with Physical Evidence by, believing that an official proceeding or investigation is pending or about to be instituted, altering, destroying, concealing or removing any article, object, record, document or other thing of physical substance, to wit: personal belongings of T.P., with purpose to impair its verity or availability in such proceeding or investigation, contrary to the provisions of N.J.S.A. 2C:28-6(1), and against the peace of this State, the Government, and dignity of the same.

NINTH COUNT

TAMPERING WITH PHYSICAL EVIDENCE

FOURTH DEGREE CRIME

The Grand Jurors of the State of New Jersey, for the County of Monmouth, upon their oaths present that JOSEPH VILLANI and RAQUEL GARAJAU, on or about and between February 6, 2017 and February 8, 2017 in or about the Township of Ocean and/or the City of Asbury Park, County of Monmouth, and within the jurisdiction of this Court, did commit the crime of Tampering with Physical Evidence by, believing that an official proceeding or investigation is pending or about to be instituted, altering, destroying, concealing or removing any article, object, record, document or other thing of physical substance, to wit: T.P.'s black Jaguar, with purpose to impair its verity or availability in such proceeding or investigation, contrary to the provisions of N.J.S.A. 2C:28-6(1), and against the peace of this State, the Government, and dignity of the same.



TENTH COUNT

HINDERING APPREHENSION OF ONESELF

THIRD DEGREE CRIME

The Grand Jurors of the State of New Jersey, for the County of Monmouth, upon their oaths present that JOSEPH VILLANI and RAQUEL GARAJAU, on or about and between February 6, 2017 and February 22, 2017, in or about the Township of Ocean and/or the City of Asbury Park, County of Monmouth, and within the jurisdiction of this Court, did commit the crime of Hindering Apprehension of Oneself, by, with purpose to hinder his or her own detention, apprehension, investigation, prosecution, conviction, or punishment for the crimes of Murder and/or Robbery and/or Felony Murder, suppressing by way of concealment or destruction, any evidence of the crime or tampering with a document or other source of information, regardless of its admissibility in evidence, which might aid in his or her discovery or apprehension or in the lodging of a charge against him or her, contrary to the provisions of N.J.S.A. 2C:29-3b, and against the peace of this State, the Government, and dignity of the same.

ELEVENTH COUNT

HINDERING APPREHENSION OF ANOTHER

THIRD DEGREE CRIME

The Grand Jurors of the State of New Jersey, for the County of Monmouth, upon their oaths present that JOSEPH VILLANI, on or about and between February 6, 2017 and February 22, 2017, in or about the Township of Ocean and/or the City of Asbury Park, County of Monmouth, and within the jurisdiction of

this Court, did commit the crime of Hindering Apprehension, by, with purpose to hinder the detention, apprehension, investigation, prosecution, conviction, or punishment of RAQUEL GARAJAU for the crimes of Murder and/or Robbery and/or Felony Murder, suppressing, by way of concealment or destruction, any evidence of the crime, contrary to the provisions of N.J.S.A. 2C:29-3a, and against the peace of this State, the Government, and dignity of the same.

TWELFTH COUNT

HINDERING APPREHENSION OF ANOTHER

THIRD DEGREE CRIME

The Grand Jurors of the State of New Jersey, for the County of Monmouth, upon their oaths present that RAQUEL GARAJAU, on or about and between February 6, 2017 and February 22, 2017, in or about the Township of Ocean and/or the City of Asbury Park, County of Monmouth, and within the jurisdiction of this Court, did commit the crime of Hindering Apprehension, by, with purpose to hinder the detention, apprehension, investigation, prosecution, conviction, or punishment of JOSEPH VILLANI for the crimes of Murder and/or Robbery and/or Felony Murder, suppressing, by way of concealment or destruction, any evidence of the crime, contrary to the provisions of N.J.S.A. 2C:29-3a, and against the peace of this State, the Government, and dignity of the same.

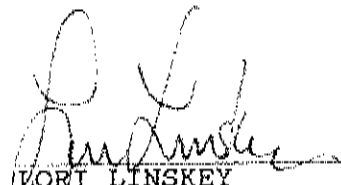
THIRTEENTH COUNT

TAMPERING WITH A WITNESS OR INFORMANT

THIRD DEGREE CRIME

The Grand Jurors of the State of New Jersey, for the County of Monmouth, upon their oaths present that JOSEPH VILLANI

and RAQUEL GARAJAU, on or about February 24, 2017, in or about the Township of Ocean, County of Monmouth, and within the jurisdiction of this Court, did commit the crime of Tampering with a Witness, by, believing that an official proceeding or investigation was pending or about to be instituted, knowingly attempting to induce or otherwise causing a witness, to wit: T.Y. to testify or inform falsely and/or withhold any testimony, information, document or thing, contrary to the provisions of N.J.S.A. 2C:28-5a, and against the peace of this State, the Government, and dignity of the same.

  
LORI LINSKEY  
DEPUTY FIRST ASSISTANT PROSECUTOR

Endorsed:

\_\_\_\_\_  
Foreperson

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION (CRIMINAL)  
MONMOUTH COUNTY  
CASE NO. 17-861  
INDICTMENT NO. 170500613

THE STATE OF NEW JERSEY :

Plaintiff, :

v. :

JOSEPH VILLANI, :

Defendant. :

NOTICE OF AGGRAVATING  
FACTORS

AGGRAVATING FACTOR AS TO COUNT ONE

The Grand Jurors of the State of New Jersey, for the County of Monmouth, upon their oaths, present that JOSEPH VILLANI, on or about February 6, 2017, in or about the Township of Ocean, County of Monmouth, did commit the crime of Murder, by purposely or knowingly causing the death of T.P., or by purposely or knowingly causing serious bodily injury resulting in the death of T.P., by his own hand, as alleged in Count One of the Indictment and that the following aggravating factor is present with regard to Count One of the Indictment:

1. The Murder of T.P. was committed while JOSEPH VILLANI was engaged in the commission of, or an attempt to commit, or in flight after committing or attempting to commit the crime of Robbery, pursuant to N.J.S.A. 2C:11-3b(4)(g), and against the peace of this State, the Government, and dignity of the same.

  
LORI LINSKEY

DEPUTY FIRST ASSISTANT PROSECUTOR

Endorsed:

\_\_\_\_\_  
Foreperson