

PREPARED BY THE COURT
Superior Court of New Jersey
Criminal Courts Complex
4997 Unami Boulevard
Mays Landing, NJ 08330

STATE OF NEW JERSEY :

v. :

MARTY SMALL :
LA'QUETTA SMALL :

SUPERIOR COURT, STATE OF NEW JERSEY
ATLANTIC COUNTY
LAW DIVISION
CRIMINAL PART

INDICTMENT NO.: 24-09-2951

ORDER

THIS MATTER having come before the Court by way of Motion to Suppress Media Evidence Obtained in Violation of the New Jersey Wiretap Act on April 15, 2025, by Jordan Barbone, Esq. and Patrick Joyce, Esq. on behalf of Defendant Marty Small, and Michael Schreiber, Esq. on behalf of Defendant, La'Quetta Small, and Christopher D'Esposito, Esq. and Elizabeth Fischer, Esq., appearing and opposing such motion on behalf of the State of New Jersey; and the Court having considered the post-argument submissions of counsel pursuant to the Court's April 15, 2025, Order; and for the reasons set forth in the Court's Letter dated May 21, 2025;

IT IS as of the **22nd** day of **May 2025**,

ORDERED that a testimonial hearing is warranted pursuant to N.J.R.E. 104 and R. 3:5-7 to establish whether the extracted audio and video clips were interceptions covered under the New Jersey Wiretap Act and whether they were obtained with prior consent. A testimonial hearing will be held on June 16, 2025.


BERNARD E. DELURY, JR., P.J.Cr.