



**SUPERIOR COURT OF NEW JERSEY**  
VICINAGE 1

**Bernard. E. DeLury, Jr.**  
*Presiding Judge*

Criminal Division  
Criminal Court Complex  
4997 Unami Boulevard  
Mays Landing, N.J. 08330  
609-402-0100 ext. 4736

June 25, 2025

Jordan Barbone, Esq. & Patrick Joyce, Esq.  
Jacobs & Barbone, P.A.  
1125 Pacific Avenue  
Atlantic City, New Jersey 08401

Elizabeth Fischer, Assistant Prosecutor & Christopher D'Esposito, Assistant Prosecutor  
Atlantic County Prosecutor's Office  
4997 Unami Blvd., Suite #2  
Mays Landing, New Jersey 08330

Michael H. Schreiber, Esq.  
Law Offices of Michael H. Schreiber  
2000 New Road, Suite 103  
Linwood, New Jersey 08221

Re: **State v. Marty Small and La'Quetta Small: Motion to Suppress Media Evidence in Violation of the Wiretap Act**  
Ind. No. 24-09-2951 & 24-12-3927

Dear Counsellors:

The Court is writing to address several matters discussed during the hearing held on June 19, 2025.

As counsel is aware, the hearing on the Motion to Disqualify was scheduled for July 17, 2025, at 1:30 p.m. Please be advised that the hearing will now commence on July 17, 2025, at 9:00 a.m.

Should the defense prevail on the Motion to Disqualify, the Court intends to immediately proceed with the hearing on the Wiretap Motion. Accordingly, defense counsel is advised to

subpoena [REDACTED] for the July 17, 2025, hearing. In the event that additional time is required, the Court will reserve July 25, 2025, at 1:30 p.m. for the continuation of the Wiretap Motion.

Furthermore, assuming that the matter is ripe for trial, the Court intends to commence Marty Small's trial the week of August 4, 2025. Should additional time be necessary, trial will continue during the week of August 11, 2025.

Very truly yours,

A handwritten signature in black ink, appearing to read "B. DeLury", with a long, sweeping horizontal line extending to the left.

Bernard E. DeLury, Jr., P.J.Cr.

BED/ep  
Encl.