

FROM THE DESK OF
ASSEMBLYMAN ERIC J. HOUGHTALING
ASSEMBLYWOMAN JOANN L. DOWNEY, ESQ.

July 11, 2018

Via Certified Mail RRR & First-Class Mail
New Jersey Department of Law and Public Safety
Division of Criminal Justice
P.O. Box 080
Trenton, NJ 08625-0080

RE: REQUEST FOR INVESTIGATION – Violation of Truth-in-Caller ID Act

Violator: N.J. Assemblywoman Serena DiMaso
32 Monmouth Street
Red Bank, NJ 07701

Date/Time: July 5, 2018 at 4:45 p.m.

Complainant: Assemblyman Eric Houghtaling
Assemblywoman Joann Downey
802 West Park Avenue, Suite 221, Ocean Twp., NJ 07712
(732) 695-3371

Dear Sir or Madam:

In our capacity as members of the New Jersey General Assembly, we are responsible for the regular functioning of our legislative district office at 802 West Park Avenue, Suite 221, Ocean Township, NJ 07712. We are fully familiar with the circumstances set forth below in this complaint and request for investigation.

On July 5, 2018 at 4:45 p.m., N.J. Assemblywoman Serena Dimaso, who serves in the New Jersey General Assembly as a Republican from the State of New Jersey's 13th Legislative District, transmitted a robocall to residents of the 11 Legislative District, our constituents. A digital recording of Assemblywoman DiMaso's robocall is included herewith on the enclosed USB drive.

In violation of the Truth-in-Caller ID Act, Assemblywoman DiMaso "spoofed" all recipients of her robocall by programming the automatic dialing system to utilize the phone number (732) 695-3371 as the originator of the robocall. That number, (732) 695-3371, does not belong to Assemblywoman DiMaso, but instead, belongs to our Ocean Township, New Jersey District Office at 802 West Park Avenue, an office operating at the expense of New Jersey taxpayers. An image of a constituent recipient's personal caller identification system is enclosed, which will show the representation of the (732) 695-3371 being used in the "spoofed" phone call.

July 11, 2018

Page 2 of 2

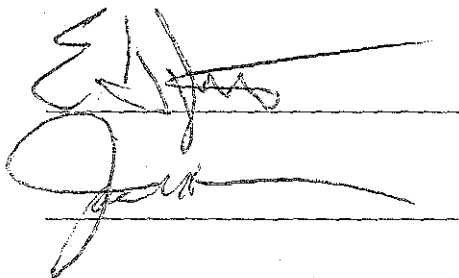
Under the Truth-in-Caller ID Act, U.S. persons are prohibited from transmitting misleading or inaccurate caller ID information with the intent to defraud, cause harm, or wrongfully obtain anything of value. Given the content and "spoofing" utilized in her robocall, Assemblywoman DiMaso has violated the Act by attempting to cause harm to our reputations. A recording of response phone calls made to our district office at (732) 695-3371 is included in an enclosed USB drive. The nature and attitude of respondents in these response phone calls provides further evidence of the reputational harm caused.

Moreover, the District Offices for which we are responsible is staffed by public employees of the State of New Jersey, whose salaries are paid by New Jersey taxpayers. Assemblywoman DiMaso's illegal use of our District Office's phone number as the originator of her robocall caused our Ocean Township District Office to experience an influx of phone calls, disrupting and wasting hours of staff time paid for by New Jersey taxpayers.

We believe Assemblywoman DiMaso's potential violation of the Truth in Caller-ID Act, and the abuse of taxpayer funded resources, including the staff related time and resources, as well as the taxpayer funded telephone service used for the "spoofed" call, demand an investigation into potential violations of New Jersey state law by your office.

If you have any questions or require further information, please contact us.

Sincerely,



N.J. Assemblyman Eric Houghtaling
N.J. Assemblywoman Joann Downey
802 West Park Avenue, Suite 221
Ocean Twp., NJ 07712
(732) 695-3371

FROM THE DESK OF
ASSEMBLYMAN ERIC J. HOUGHTALING
ASSEMBLYWOMAN JOANN L. DOWNEY, ESQ.

July 11, 2018

Via Certified Mail RRR & First-Class Mail
Federal Communications Commission
Consumer and Governmental Affairs Bureau
Consumer Inquiries and Complaints Division
445 12th Street, S.W.
Washington, DC 20554

RE: FCC COMPLAINT – Truth-in-Caller ID Act

Violator: N.J. Assemblywoman Serena DiMaso
32 Monmouth Street
Red Bank, NJ 07701
N.J. Assembly Republican Victory
P.O. Box 999
Edison, NJ 08818

Date/Time: July 5, 2018 at 4:45 p.m.

Complainant: Matthew Anderson, Chief of Staff
N.J. Assemblypersons Eric Houghtaling & Joann Downey
802 West Park Avenue, Suite 221, Ocean Twp., NJ 07712
(732) 695-3371

Dear Sir or Madam:

In our capacity as members of the New Jersey General Assembly, we are responsible for the regular functioning of our legislative district office at 802 West Park Avenue, Suite 221, Ocean Township, NJ 07712. We are fully familiar with the circumstances set forth below in this complaint and request for investigation.

On July 5, 2018 at 4:45 p.m., N.J. Assemblywoman Serena Dimaso, who serves in the New Jersey General Assembly as a Republican from the State of New Jersey's 13th Legislative District, transmitted a robocall from, upon information and belief, her District Office. A digital recording of Assemblywoman DiMaso's robocall is included herewith on the enclosed USB drive.

In violation of the Truth-in-Caller ID Act, Assemblywoman DiMaso "spoofed" all recipients of her robocall by programming the automatic dialing system to utilize the phone number (732) 695-3371 as the originator of the robocall. That number, (732) 695-3371, does not

Federal Communications Commission
Consumer and Governmental Affairs Bureau
Consumer Inquiries and Complaints Division
July 11, 2018
Page 2 of 2

belong to Assemblywoman DiMaso, but instead, belongs to our Ocean Township, New Jersey taxpayer funded Legislative District Office. An image of a constituent recipient's personal caller identification system is enclosed, which will show the representation of our district office in the "spoofed" phone call.

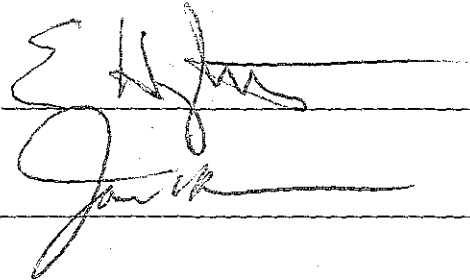
Under the Truth-in-Caller ID Act, U.S. persons are prohibited from transmitting misleading or inaccurate caller ID information with the intent to defraud, cause harm, or wrongfully obtain anything of value. Given the content and "spoofing" utilized in her robocall, Assemblywoman DiMaso has violated the Act by attempting to cause harm to our reputations. A recording of response phone calls made to our district office at (732) 695-3371 is included in an enclosed USB drive. The nature and attitude of respondents in these response phone calls provides further evidence of the harm caused to our reputations.

Moreover, the District Offices for which I am responsible are staffed by public employees of the State of New Jersey, whose salaries are paid by New Jersey taxpayers. Assemblywoman DiMaso's illegal use of our District Office's phone number as the originator of her robocall caused our Ocean Township District Office to experience an influx of phone calls, disrupting and wasting hours of staff time paid for by New Jersey taxpayers.

Accordingly, I hereby request that the Federal Communications Commission investigate the foregoing complaint and impose administrative/civil penalties upon Assemblywoman DiMaso for violations of the Truth-in-Caller ID Act.

If you have any questions or require further information, please contact us.

Sincerely,

The image shows two handwritten signatures in black ink. The top signature is for Eric Houghtaling, and the bottom signature is for Joann Downey. Each signature is written over a horizontal line.

N.J. Assemblyman Eric Houghtaling
N.J. Assemblywoman Joann Downey
802 West Park Avenue, Suite 221
Ocean Twp., NJ 07712
(732) 695-3371

FROM THE DESK OF
ASSEMBLYMAN ERIC J. HOUGHTALING
ASSEMBLYWOMAN JOANN L. DOWNEY, ESQ.

July 11, 2018

Via Certified Mail RRR & First-Class Mail

New Jersey Joint Legislative Committee on Ethical Standards
New Jersey State House Annex
P.O. Box 068
Trenton, NJ 08625-0068

RE: REQUEST FOR INVESTIGATION – Violation of Truth-in-Caller ID Act

Violator: N.J. Assemblywoman Serena DiMaso
32 Monmouth Street
Red Bank, NJ 07701

Date/Time: July 5, 2018 at 4:45 p.m.

Complainant: Assemblyman Eric Houghtaling
Assemblywoman Joann Downey
802 West Park Avenue, Suite 221, Ocean Twp., NJ 07712
(732) 695-3371

Dear Chairman and Members of the Committee:

In our capacity as members of the New Jersey General Assembly, we are responsible for the regular functioning of our legislative district office at 802 West Park Avenue, Suite 221, Ocean Township, NJ 07712. We are fully familiar with the circumstances set forth below in this complaint and request for investigation.

On July 5, 2018 at 4:45 p.m., N.J. Assemblywoman Serena DiMaso, who serves in the New Jersey General Assembly as a Republican from the State of New Jersey's 13th Legislative District, transmitted a robocall to residents of the 11th Legislative District, our constituents. A digital recording of Assemblywoman DiMaso's robocall is included herewith on the enclosed USB drive.

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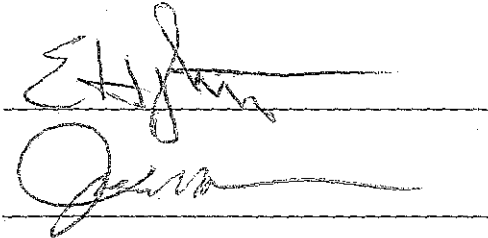
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We believe Assemblywoman DiMaso's potential violation of the Truth in Caller-ID Act, and the abuse of taxpayer funded resources, including the staff related time and resources, as well as the taxpayer funded telephone service used for the "spoofed" call, demand an investigation into a violation of the New Jersey Legislative Code of Ethics by your committee.

If you have any questions or require further information, please contact us.

Sincerely,

Two handwritten signatures are present, each written over a horizontal line. The top signature is in dark ink and appears to be 'Eric Houghtaling'. The bottom signature is in a lighter ink and appears to be 'Joann Downey'.

N.J. Assemblyman Eric Houghtaling
N.J. Assemblywoman Joann Downey
802 West Park Avenue, Suite 221
Ocean Twp., NJ 07712
(732) 695-3371