

DEVON TYLER BARBER,
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SUPERIOR COURT OF NEW JERSEY
LAW DIVISION – CIVIL PART
ATLANTIC COUNTY

DEVON TYLER BARBER,
Plaintiff, Pro Se,

v.

**HAMILTON TOWNSHIP POLICE
DEPARTMENT;
DIRKES AUTO LLC d/b/a DIRKES
USED AUTO PARTS;
AND ANY OTHER CUSTODIANS OF
THE VEHICLE,**
Defendants.

Docket No.: ATL-L-003252-25

AMENDED PROPOSED ORDER

(Clarifying Logistics Only; No Change to Relief)

This matter having been opened to the Court by Plaintiff, Devon Tyler Barber, Pro Se, seeking emergent relief pursuant to Rule 4:52-1 and Rule 4:67-1; and the Court having reviewed the Verified Complaint, supporting Certifications, Brief, and Exhibits; and the Court having previously entered an Order to Show Cause with Temporary Restraints on December 16, 2025; and good cause appearing;

IT IS on this ____ day of December 2025, ORDERED as follows:

1. Respondents Hamilton Township Police Department, Dirkes Auto LLC d/b/a Dirkes Used Auto Parts, and/or any current custodian of Plaintiff's 2019 Volkswagen Passat (New Jersey Plate F35-VLP) shall immediately release the vehicle to Plaintiff, without payment of towing or storage fees.

2. If, at the time of release, any temporary condition restricts Plaintiff's lawful operation of the vehicle, the Township of Hamilton and/or its agent shall, at Township expense, deliver

the vehicle to Plaintiff's residence **or to another location *mutually agreed upon in writing, so that the relief ordered herein is effective.***

3. No towing or storage fees shall accrue pending such delivery, and no payment shall be required as a condition of release.

4. Nothing in this Order authorizes unlawful operation of a motor vehicle. All operation remains subject to applicable New Jersey motor-vehicle law. This Order addresses possession and return only.

5. The Order to Show Cause entered by this Court on December 16, 2025, together with the Temporary Restraints issued thereunder, remains in full force and effect, including that:

- (a) No additional towing or storage fees shall accrue;**
- (b) The vehicle shall not be auctioned, sold, transferred, moved, or disposed of;**
- (c) Plaintiff shall have immediate access to retrieve personal property from inside the vehicle;**
- (d) Respondents shall preserve **all relevant records**, including but not limited to:**
 - body-worn camera footage,
 - CAD records, MDT data, and dispatch audio,
 - impound logs and tow sheets, and
 - GPS/AVL data and related materials.

6. Respondents shall comply with this Order upon service.

7. The Court retains jurisdiction to enforce this Order and to grant such further relief as justice and equity require.

SO ORDERED.

X

THE HONORABLE JUDGE BENJAMIN PODOLNICK
J.S.C.