

Service of Motions – Barber v. MVC, MER L 002371 25

From Tylerstead@ProtonMail.com

To Jennifer Jaremback

Date Friday, November 14th, 2025 at 2:59 PM

Deputy Attorney General Jaremback,

Please accept this email as service of Plaintiff's filings in

Barber v. New Jersey Motor Vehicle Commission, Docket No. MER-L-002371-25.

Attached are the following documents:

1. Unified Cover Letter and Filing Notice
2. Motion to Amend Verified Complaint
3. Motion for Reconsideration of Fee Waiver

These materials are being submitted simultaneously to the Mercer County Civil Division via JEDS pursuant to R. 1:5-1(a) and R. 1:5-2.

Please confirm receipt at your convenience.

Respectfully,

Devon Tyler Barber

Plaintiff, Pro Se

325 E. Jimmie Leeds Rd., Suite 7-333

Galloway, NJ 08205

(609) 665-9350

Tylerstead@ProtonMail.com

Sent with [Proton Mail](#) secure email.

On Thursday, November 13th, 2025 at 6:08 PM, Devon Tyler Barber <Tylerstead@protonmail.com> wrote:

Subject: Re: Suspension – Notice of Amended Complaint & Request for Paper-Based Discovery

Dear Deputy Attorney General Jaremback,

I acknowledge receipt of your November 13, 2025 email. After further review of the record and of New Jersey's civil-procedure rules, I have elected **not to pursue an administrative hearing** and will instead rely solely on the action presently pending in the Superior Court, Law Division, Mercer County.

Accordingly, please note the following:

1. **Amended Complaint** – Within the next few days I will file a **Verified Amended Complaint** that expressly:

- Withdraws the request for an MVC administrative hearing;
- Refines the statutory and constitutional claims (due-process, equal-protection, and statutory-interpretation violations); and
- Sets out the precise relief sought—including a declaratory judgment, injunctive relief, and damages.

The amended pleading will be served on the State in accordance with **N.J.R.C.P. 4:6-2**.

2. **Paper-Based Discovery** – I intend to rely on the court's **standard discovery schedule** rather than a joint conference. Accordingly, I request that MVC:

a. **Preserve** all electronically stored information (ESI) and hard-copy records described below, consistent with Rule 4:6-2(e).

b. **Produce** the following documents **upon the court's order** (or, if MVC wishes to avoid a formal order, within twenty (20) business days of the filing of the amended complaint):

- All internal policies, manuals, directives, and standard operating procedures governing **submission of hearing-request or suspension-appeal filings** (including any electronic-submission guidelines, if any).

- Complete logs, tracking records, and correspondence evidencing **every hearing-request submission** received by MVC—by mail, email, fax, or electronic portal—from **January 1, 2020 through the present**.

- All communications between MVC and the New Jersey Department of Transportation (DOT) concerning the routing of hearing-request emails to DOT addresses.

- The **chain-of-custody record** for the mailing of my own hearing-request (date mailed, date received, date scanned, docket entry, and any internal notes).

- Any complaints, grievances, or internal investigations filed by other motorists alleging the same "mail-only" filing requirement.

- Training materials, memos, or guidance provided to MVC staff on handling hearing-request submissions. Should any portion of the above be subject to a privilege claim, please furnish a **detailed privilege log** in accordance with Rule 4:6-2(c).

3. **No Conference Request** – I respectfully decline a scheduling conference. All discovery disputes, if any, will be presented to the court for determination. I anticipate that the judge will issue a discovery order after reviewing the pleadings; I will comply promptly with any such order.

4. **Interim Relief** – Given the immediate hardship caused by the suspension (loss of employment, inability to obtain medical care, and severe financial strain), I will shortly move for a **preliminary injunction** (or a stay of enforcement) under **Rule 4:6-2(b)**. I ask that MVC refrain from taking any further adverse administrative action while the court considers that motion.

5. **Preservation Notice** – Please treat this correspondence as a formal **litigation hold** notice. All relevant ESI, paper files, voicemail recordings, and metadata must be retained in their original form until the matter is fully resolved.

I will serve the amended complaint on the State within the statutory timeframe and will file a notice of service thereafter. Once the complaint is filed, I will file a **Request for Entry of Default** (if appropriate) and a **Motion for Discovery** consistent with the schedule set by the court.

Thank you for your attention to these matters. I look forward to the court's forthcoming orders and to receiving the documents described above in accordance with the applicable rules.

Respectfully,

11/14/25, 2:59 PM

Sent | dTb33@pm.me | Proton Mail

/s/ Devon Tyler Barber

Plaintiff, Pro Se

325 E. Jimmie Leeds Rd., Suite 7-333

Galloway, NJ 08205

(609) 665-9350 • Tylerstead@ProtonMail.com

Sent with [Proton Mail](#) secure email.

On Thursday, November 13th, 2025 at 5:31 PM, Jennifer Jaremback <Jennifer.Jaremback@law.njoag.gov> wrote:

Good evening Mr. Barber.

I am the Deputy Attorney General that has been assigned to represent the New Jersey Motor Vehicle Commission (NJMVC) in the above matter. I have received your Verified Complaint and Order to Show Cause. It appears that you are interested in obtaining an administrative hearing to challenge the suspension and a stay of the suspension pending the outcome of that hearing. MVC never received your hearing request. It looks like you emailed it to a DOT email address rather than mailing it to the correct address at the NJMVC. If indeed you are interested in a hearing and stay please mail your request to the address listed on the notice of suspension, which I have placed below. Also, please let me know if you are willing to resolve the complaint if MVC give you the administrative hearing and stay of the suspension.

Motor Vehicle Commission, Hearing Unit

PO Box 166

Trenton, NJ 08666-0166

Thank you. I look forward to hearing from you soon.

Jennifer R. Jaremback

Deputy Attorney General, Division of Law

New Jersey Department of Law & Public Safety

Richard J. Hughes Justice Complex

25 Market Street

PO Box 112

Trenton, NJ 08625-0112

T: (609)376-3300

E-Mail: Jennifer.Jaremback@law.njoag.gov

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2.22 MB 3 files attached

Unified Cover Letter and Filing Notice.pdf 207.21 KB

Motion for Reconsideration of Fee Waiver.pdf 1015.75 KB

Motion to Amend Verified Complaint.pdf 1.03 MB