

**UNITED STATES OF AMERICA
DISTRICT OF NEW JERSEY
MINUTES OF PROCEEDINGS**

NEWARK

June 15, 2009

Judge: Chesler

COURT REPORTER : KASHMER

Docket No. 02-3091

TITLE OF CASE

KAMIENSKI

v.

HENDRICKS, et al

APPEARANCES:

Timothy J. McInnis, Esq., Petitioner

Samuel J. Marzarella, Esq., Ocean County Prosecutor's Office

NATURE OF PROCEEDINGS:

Court conducted a hearing regarding the United States Court of Appeals for the Third Circuit Decision dated 6/12/09 Ordering that this matter is remanded to the District Court forthwith for the limited purpose of setting such terms of release as weekly reporting to the appropriate state authorities during the pendency of the State's petition for rehearing and any subsequent period that may result if a petition for a writ of certiorari is filed.

ORDERED that the petitioner shall be released from the custody of the New Jersey Department of Corrections forthwith on a 1 million personal recognizance bond; said personal recognizance bond shall include the State's normal conditions of pretrial release; the bond may provide for regular reporting to the appropriate State authority, as determined by it, but in no event, on a more onerous basis than weekly in person reporting, the bond may further provide for limiting Appellant's travel as determined by authority; shall surrender passports and not obtain any new one; the bond shall remain in effect during the pendency of the State's petition for rehearing by the United States Court of Appeals for the Third Circuit and any subsequent period that

may result if a petition for writ of certiorari is filed with the United States Supreme Court; and appellant's release shall be immediate. The State will have two weeks to formalize the bail bond and Kamienski will have 48 hours to execute it. OTBS for reasons stated on the record.

1:47 p.m. to 2:00 p.m. (13 minutes)

[s/Theresa C. Trivino, Senior Courtroom Deputy/Court Specialist](#)