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Date: October 29, 2025

DEVON T BARBER  
325 E. JIMMIE LEEDS RD, SUITE 7-333  
GALLOWAY TOWNSHIP, NJ 08205

Re: STATE OF NEW JERSEY V. DEVON T. BARBER

Dear: DEVON T BARBER

We are returning herein, unfiled, your Notice of Appeal in the above matter due to the following:

- ☒ Failure to file Notice of Appeal within time permitted by court rules.

Rule 2:4-1(a) requires appeals to be filed within 45 days of the date the final Order/final Judgment was entered by the court.

If you wish to continue, per Rule 2:4-4, you must resubmit your Notice of Appeal along with a Notice of Motion to File Appeal as Within Time and a supporting certification explaining the reason for your request. A motion form is enclosed. Your appeal will not be filed without this motion. Please note that in most civil appeals, the Appellate Division can only extend the time to file an appeal by 30 days, and it will do so only if you can provide a good reason for the delay, and only if granting the delay will not harm the other party(ies). (See Court Rule 2:4-4).

- ☒ Failure to submit the \$250.00 filing fee. Please submit a check or money order payable to Treasurer, State of New Jersey.

Note: if you cannot afford the filing fee, you can request a filing fee waiver. The process varies depending upon your situation:

a. If you were granted a filing fee waiver in the trial court for the same matter that you are appealing (the same indictment, accusation, or criminal or civil/family complaint docket number), you can submit a copy of the order granting your fee waiver, along with a certification stating whether there has been any substantial change in your financial circumstances since the date of entry of the order. R. 2:7-4.

b. If you did not ask for a filing fee waiver in the trial court, you must do that first. To apply for a fee waiver in the trial court, use packet 11208 – "How to File for a Fee Waiver - All Courts" found on our Self-Help Center at njcourts.gov. Submit a copy of the fee waiver application you submitted to the trial court. Once the trial court issues its decision on the fee waiver application, submit a copy of the decision.

c. If you were denied a filing fee waiver or are appealing a state agency decision, you should file a motion for a fee waiver in the Appellate Division.

- ☒ Failure to submit a copy of the Transcript Request Form or certify exemption from same as required by R. 2:5-1. You indicated that a motion for transcript at public expense was filed with the court below. Please provide a copy of the same.
- ☒ Failure to provide proof of service on the Attorney General – Division of Criminal Justice, P.O. Box 080, Trenton, NJ 08625 on Page 2 of your Notice of Appeal.
- ☒ A **"Certification that Submission Contains No Confidential Information or Confidential Personal Identifiers" form (CN 13252) is required.** As announced in an October 15, 2024 Notice to the Bar, litigants filing in the Appellate Division must submit an additional certification confirming that the submissions contain no confidential information or confidential personal identifiers. Enclosed is a "Certification that Submission Contains No Confidential Information or Confidential

Personal Identifiers" (COCI) form that you must submit in connection with your submission; it should list and address all the papers included in the submission.

If the deficiencies noted above are corrected and the original Notice of Appeal/letter resubmitted within 10 days, the appeal will be filed as of the original received date. Please return the copy of this notice with the appeal to facilitate handling and serve all parties. Papers can be mailed or emailed to this court. The email address is [appinfo.mbx@njcourts.gov](mailto:appinfo.mbx@njcourts.gov).

Should you have any questions, please contact Ivonne Caceres in the Intake Unit at 609-815-2950, extension 52665.

MARIE C. HANLEY  
CLERK

Enclosure(s): NOA, Motion Kit, Fee Waiver Application and COCI  
cc: Hon. Pamela D'Arcy, J.S.C.  
/JS