

COURT OF COMMON PLEAS OF LUZERNE COUNTY

DOCKET



Docket Number: CP-40-CR-0000830-2006

CRIMINAL DOCKET

Court Case

Commonwealth of Pennsylvania

v.

Justin Kennedy

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CASE INFORMATION

Judge Assigned:

OTN: K3801372

Initial Issuing Authority: Joseph J Carmody

Arresting Agency: Exeter Boro Police Dept

Case Local Number Type(s)

Date Filed: 02/23/2006

Initiation Date: 02/06/2006

Lower Court Docket No: CR-0000049-06

Final Issuing Authority: Joseph J Carmody

Arresting Officer: Galli, Leonard

Case Local Number(s)

STATUS INFORMATION

<u>Case Status:</u>	<u>Status Date</u>	<u>Processing Status</u>	<u>Complaint Date:</u>
Closed	07/10/2006	Completed	02/06/2006
	06/08/2006	Sentenced/Penalty Imposed	
	06/08/2006	Awaiting PSI	
	06/08/2006	Awaiting Sentencing	
	05/11/2006	Awaiting Sentencing	
	05/05/2006	Awaiting Plea Court	
	04/21/2006	Awaiting Formal Arraignment	
	02/23/2006	Awaiting Filing of Information	

CALENDAR EVENTS

<u>Case Calendar Event Type</u>	<u>Schedule Start Date</u>	<u>Start Time</u>	<u>Room</u>	<u>Judge Name</u>	<u>Schedule Status</u>
Plea Court	05/11/2006	9:30 am		Judge Michael T. Toole	Scheduled

CONFINEMENT INFORMATION

<u>Confinement Known As Of</u>	<u>Confinement Type</u>	<u>Destination Location</u>	<u>Confinement Reason</u>	<u>Still in Custody</u>
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DEFENDANT INFORMATION

Date Of Birth: 09/09/1986 City/State/Zip: Philadelphia, PA 19146

CASE PARTICIPANTS

<u>Participant Type</u>	<u>Name</u>
Defendant	Kennedy, Justin

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BAIL INFORMATION

Kennedy, Justin

Nebbia Status: None

<u>Bail Action</u>	<u>Date</u>	<u>Bail Type</u>	<u>Percentage</u>	<u>Amount</u>	<u>Bail Posting Status</u>	<u>Posting Date</u>
Set	02/09/2006	Monetary	10.00%	\$10,000.00	Posted	02/09/2006

CHARGES

<u>Seq.</u>	<u>Orig Seq.</u>	<u>Grade</u>	<u>Statute</u>	<u>Statute Description</u>	<u>Offense Date</u>	<u>OTN</u>
1	1	M1	18 § 3925 §§A	Receiving Stolen Property	10/01/2005	K3801372
2	3	M1	18 § 6106 §§A2	Firearm Not To Be Carried W/O License-No Crim Viol	10/01/2005	K3801372
3	2	F2	18 § 3925 §§A	Receiving Stolen Property	10/01/2005	K3801372
4	4	F3	18 § 6106 §§A1	Firearms Not To Be Carried W/O License	10/01/2005	K3801372

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DISPOSITION SENTENCING/PENALTIES

Disposition

<u>Case Event</u>	<u>Disposition Date</u>	<u>Final Disposition</u>
<u>Sequence/Description</u>	<u>Offense Disposition</u>	<u>Section</u>
<u>Sentencing Judge</u>	<u>Sentence Date</u>	<u>Credit For Time Served</u>
<u>Sentence/Diversion Program Type</u>	<u>Incarceration/Diversionary Period</u>	<u>Start Date</u>
<u>Sentence Conditions</u>	<u>Link Type</u>	<u>Linked Docket Number</u>
<u>Linked Offense - Sentence</u>		
Lower Court Proceeding (generic)		
Lower Court Disposition	02/21/2006	Not Final
1 / Receiving Stolen Property	Held for Court (Lower Court)	18§3925§§A
2 / Firearm Not To Be Carried W/O License-No Crim Viol	Held for Court (Lower Court)	18§6106§§A2
3 / Receiving Stolen Property	Dismissed (Lower Court)	18§3925§§A
4 / Firearms Not To Be Carried W/O License	Dismissed (Lower Court)	18§6106§§A1
Proceed to Court		
Information Filed	04/21/2006	Not Final
1 / Receiving Stolen Property	Proceed to Court	18§3925§§A
2 / Firearm Not To Be Carried W/O License-No Crim Viol	Proceed to Court	18§6106§§A2
3 / Receiving Stolen Property	Dismissed (Lower Court)	18§3925§§A
4 / Firearms Not To Be Carried W/O License	Dismissed (Lower Court)	18§6106§§A1
Guilty Plea		
Plea Court	05/11/2006	Final Disposition
1 / Receiving Stolen Property	Guilty Plea	18§3925§§A
Toole, Michael T.	06/08/2006	
Probation	Min of 12.00 Months	
	Max of 12.00 Months	
	12 Months	
18§6106§§A2 - Probation	Consecutive From Seq. 2	CP-40-CR-0000830-2006
2 / Firearm Not To Be Carried W/O License-No Crim Viol	Guilty Plea	18§6106§§A2
Toole, Michael T.	06/08/2006	
Probation	Min of 6.00 Months	
	Max of 6.00 Months	
	6 Months	
18§3925§§A - Probation	Consecutive To Seq. 1	CP-40-CR-0000830-2006
3 / Receiving Stolen Property	Dismissed (Lower Court)	18§3925§§A

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Disposition

<u>Case Event</u>	<u>Disposition Date</u>	<u>Final Disposition</u>
<u>Sequence/Description</u>	<u>Offense Disposition</u>	<u>Section</u>
<u>Sentencing Judge</u>	<u>Sentence Date</u>	<u>Credit For Time Served</u>
<u>Sentence/Diversion Program Type</u>	<u>Incarceration/Diversionary Period</u>	<u>Start Date</u>
<u>Sentence Conditions</u>		
<u>Linked Offense - Sentence</u>	<u>Link Type</u>	<u>Linked Docket Number</u>
Toole, Michael T.	06/08/2006	
4 / Firearms Not To Be Carried W/O License	Dismissed (Lower Court)	18§6106§§A1
Toole, Michael T.	06/08/2006	

COMMONWEALTH INFORMATION

Name: Thomas Joseph Killino, Esq.
District Attorney

Supreme Court No: 085158

Phone Number(s):
(570) 825-1674 (Phone)
(570) 825-1572 (Fax)

Address:
Luzerne County District Attorney's Office
200 N River Street
Wilkes-Barre PA 18711

ATTORNEY INFORMATION

Name: Joseph Matthias Cosgrove, Esq. *
Court Appointed

Supreme Court No: 037130

Rep. Status: Lower Court

Phone Number(s):
(570) 287-0921 (Phone)
(570) 288-4598 (Fax)

Address:
1460 Wyoming Avenue
Forty Fort PA 18704

Representing: Kennedy, Justin
* *Entry of Appearance Not Filed*

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ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	
1	02/23/2006		
			Original Papers Received from Lower Court
			Court of Common Pleas - Luzerne County
1	04/21/2006		
			Information Filed
			Commonwealth of Pennsylvania
1	04/26/2006		
			CONTINUED TO 5/11/06 @ 9:30am.
			Muroski, Chester B.
1	05/11/2006		
			Guilty Plea
			Toole, Michael T.
2	05/11/2006		
			PR/RD/CK BY SENT 6/8/06 @ 8:30
			APPLY IPP - DEFT WAIVES ARRAIGN, NOT GUILTY PLEA
			Toole, Michael T.
2	06/08/2006		
			Order - Sentence/Penalty Imposed
			CT 1 RSP PROBATION 1 YEAR CT 2 FIREARMS NOT T/B CARR PROBATION 6 MOS CONSEC TO CT 1
			COMPLY W/ ALL RULES PAY COSTS, FEES & RESTITUTION CREDIT 1 DAY
			Toole, Michael T.
1	06/20/2006		
			Penalty Assessed
			Court of Common Pleas - Luzerne County
1	07/07/2006		
			Bail Refund
			Kennedy, Justin
1	07/10/2006		
			Bail Returned

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ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	
1	07/11/2006		Reilly, Robert
Percentage Bail returned to Joseph Kennedy Ck#19			Kennedy, Justin
1	09/06/2006		Reilly, Robert
Entry of Civil Judgment			
1	11/17/2006		Toole, Michael T.
Motion for Early termination of probation & Order filed. Granted unless def does not enlist 11=20=06			

PAYMENT PLAN SUMMARY

<u>Payment Plan No</u>	<u>Payment Plan Freq.</u>	<u>Next Due Date</u>	<u>Active</u>	<u>Overdue Amt</u>
<u>Responsible Participant</u>			<u>Suspended</u>	<u>Next Due Amt</u>
40-2006-P2018	Monthly	07/31/2006	True	\$1,890.00
Kennedy, Justin			False	\$60.00
Payment Plan History:				
	<u>Payment Date</u>	<u>Payment</u>	<u>Payor Name</u>	<u>Participant Role</u>
	01/04/2008	Payment	Kennedy, Justin	Defendant
				<u>Amount</u>
				\$40.00

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CASE FINANCIAL INFORMATION

Last Payment Date: 01/04/2008

Total of Last Payment: -\$40.00

Kennedy, Justin Defendant	<u>Assessment</u>	<u>Payments</u>	<u>Adjustments</u>	<u>Non Monetary Payments</u>	<u>Total</u>
Costs/Fees					
OSP (Luzerne/State) (Act 35 of 1991)	\$450.00	\$0.00	\$0.00	\$0.00	\$450.00
OSP (Luzerne/State) (Act 35 of 1991)	\$450.00	\$0.00	\$0.00	\$0.00	\$450.00
State Court Costs (Act 204 of 1976)	\$9.70	\$0.00	\$0.00	\$0.00	\$9.70
Commonwealth Cost - HB627 (Act 167 of 1992)	\$8.30	\$0.00	\$0.00	\$0.00	\$8.30
County Court Cost (Act 204 of 1976)	\$27.00	\$0.00	\$0.00	\$0.00	\$27.00
Crime Victims Compensation (Act 96 of 1984)	\$35.00	-\$35.00	\$0.00	\$0.00	\$0.00
Domestic Violence Compensation (Act 44 of 1988)	\$10.00	\$0.00	\$0.00	\$0.00	\$10.00
Victim Witness Service (Act 111 of 1998)	\$25.00	-\$5.00	\$0.00	\$0.00	\$20.00
Firearm Education and Training Fund (158 of 1994)	\$5.00	\$0.00	\$0.00	\$0.00	\$5.00
Judicial Computer Project	\$8.00	\$0.00	\$0.00	\$0.00	\$8.00
ATJ	\$2.00	\$0.00	\$0.00	\$0.00	\$2.00
Clerk of Court Filing Fee (Luzerne)	\$120.00	\$0.00	\$0.00	\$0.00	\$120.00
Automation Fee (LCAP) (Luzerne)	\$5.00	\$0.00	\$0.00	\$0.00	\$5.00
LC Cost Additional Count (Luzerne)	\$26.00	\$0.00	\$0.00	\$0.00	\$26.00
Bail Poundage (Luzerne)	\$120.00	-\$120.00	\$0.00	\$0.00	\$0.00
Costs/Fees Totals:	\$1,301.00	-\$160.00	\$0.00	\$0.00	\$1,141.00
Restitution					
Restitution	\$749.00	\$0.00	\$0.00	\$0.00	\$749.00
Restitution Totals:	\$749.00	\$0.00	\$0.00	\$0.00	\$749.00
Grand Totals:	\$2,050.00	-\$160.00	\$0.00	\$0.00	\$1,890.00

** - Indicates assessment is subrogated