

COURT OF COMMON PLEAS OF WESTMORELAND COUNTY

DOCKET



Docket Number: CP-65-CR-0001899-2008

CRIMINAL DOCKET

Court Case

Commonwealth of Pennsylvania

v.

James W. Crise

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CASE INFORMATION

Cross Court Docket Nos: CR-0000026-08, 254 WDA 2010

Judge Assigned: Blahovec, John E.

Date Filed: 05/06/2008

Initiation Date: 01/17/2008

OTN: K6776722

Lower Court Docket No: CR-0000026-08

Initial Issuing Authority: James Albert

Final Issuing Authority: James Albert

Arresting Agency: Westmoreland Cnty, Detectives

Arresting Officer: Williams, James

Case Local Number Type(s)

Case Local Number(s)

STATUS INFORMATION

<u>Case Status:</u>	<u>Status Date</u>	<u>Processing Status</u>	<u>Complaint Date:</u>
Closed	02/05/2010	Awaiting Appellate Court Decision	01/17/2008
	12/22/2009	Sentenced/Penalty Imposed	
	10/27/2009	Awaiting Sentencing	
	08/13/2009	Awaiting PSI Completion	
	08/13/2009	Awaiting Sentencing	
	08/11/2009	Awaiting Trial	
	07/10/2008	Awaiting Transfer Disposition	
	05/06/2008	Awaiting Filing of Information	

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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>
Formal Arraignment	06/20/2008	8:30 am	Courtroom 4	Judge Rita D Hathaway	Cancelled
Pre-Trial Conference	07/22/2008	9:00 am	Courtroom 7	Judge John E. Blahovec	Scheduled
Discovery Hearing	07/22/2008	9:00 am	Courtroom 7	Judge John E. Blahovec	Scheduled
Petition for Extension of Time	07/22/2008	9:00 am	Courtroom 7	Judge John E. Blahovec	Scheduled
Trial	10/06/2008	9:00 am	Courtroom 3	Judge Debra A. Pezze	Continued
Omnibus Pre-Trial Motion Hearing	10/31/2008	9:00 am	Courtroom 7	Judge John E. Blahovec	Scheduled
Omnibus Pre-Trial Motion Hearing	11/25/2008	9:00 am	Courtroom 7	Judge John E. Blahovec	Scheduled
Call of the Criminal List	12/03/2008	9:00 am	Courtroom 7	Judge John E. Blahovec	Scheduled
Trial	12/08/2008	9:00 am	Courtroom 7	Judge John E. Blahovec	Continued
Omnibus Pre-Trial Motion Hearing	01/21/2009	9:00 am	Courtroom 7	Judge John E. Blahovec	Scheduled
Call of the Criminal List	02/03/2009	9:00 am	Courtroom 2	Judge Richard E. McCormick Jr.	Cancelled
Trial	02/09/2009	9:00 am	Courtroom 2	Judge Richard E. McCormick Jr.	Continued
Call of the Criminal List	04/02/2009	9:00 am	Courtroom 4	Judge Rita D Hathaway	Cancelled
Trial	04/06/2009	9:00 am	Courtroom 4	Judge Rita D Hathaway	Continued
Call of the Criminal List	05/28/2009	9:00 am	Courtroom 3	Judge Debra A. Pezze	Scheduled
Trial	06/01/2009	9:00 am	Courtroom 3	Judge Debra A. Pezze	Continued
Motion to Consolidate	07/15/2009	9:00 am	Courtroom 7	Judge John E. Blahovec	Scheduled
Call of the Criminal List	08/04/2009	9:00 am	Courtroom 7	Judge John E. Blahovec	Scheduled
Trial	08/10/2009	9:00 am	Courtroom 7	Judge John E. Blahovec	Scheduled
Sentencing	11/06/2009	9:00 am	Courtroom 4	Judge Rita D Hathaway	Cancelled
Sexually Violent Predator Hearing	11/06/2009	9:00 am	Courtroom 4	Judge Rita D Hathaway	Cancelled
Sentencing	12/21/2009	9:00 am	Courtroom 4	Judge Rita D Hathaway	Moved
Sentencing	12/22/2009	9:00 am	Courtroom 4	Judge Rita D Hathaway	Scheduled

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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>
08/13/2009	County Jail	Westmoreland County Prison		Yes
01/13/2010	DOC Confined	SCI Pittsburgh		Yes
01/13/2010	DOC Confined	SCI Camp Hill		Yes
01/13/2010	DOC Confined	SCI Fayette		Yes

DEFENDANT INFORMATION

Date Of Birth: 05/21/1981 City/State/Zip: New Stanton, PA 15672

Alias Name

Crise, James Waylon
Crise, James Waylon

CASE PARTICIPANTS

<u>Participant Type</u>	<u>Name</u>
Defendant	Crise, James W.
Probation Officer	Kidney, Collette C.

BAIL INFORMATION

Crise, James W.

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	02/21/2008	Monetary		\$20,000.00		
Set (bail modification)	04/03/2008	Monetary		\$20,000.00		
Increase Bail Amount	05/01/2008	Monetary		\$40,000.00		
Revoke	08/14/2009	Monetary		\$40,000.00		
Bond Terminated	01/25/2010	Monetary		\$0.00		
					Posted	05/01/2008
					Posted	05/01/2008

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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	F2	18 § 2904 §§A	Interference W/Custody Of Children	07/02/2007	K6776722
2	2	F2	18 § 2904 §§A	Criminal Conspiracy Engaging - Interference W/Custody Of Children	07/02/2007	K6776722
3	3	M1	18 § 6301 §§A1	Corruption Of Minors	07/02/2007	K6776722
4	4	M1	18 § 6301 §§A1	Corruption Of Minors	07/02/2007	K6776722
5	6	F3	18 § 6312 §§D1	Possession Of Child Pornography	07/02/2007	K6776722
6	10	F3	18 § 6318 §§A1	Unlawful Contact With Minor - Sexual Offenses	07/02/2007	K6776722
7	8	F2	18 § 6320 §§A	Sexual Exploitation Of Children Offense Defined	07/02/2007	K6776722
8	9	F3	18 § 7512 §§A	Criminal Use Of Communication Facility	07/02/2007	K6776722
9000	5	F3	18 § 6312 §§C1	Dissem Photo/Film Of Child Sex Acts	07/02/2007	K6776722
99999	7		18 § 6318 §§A4	Unlawful Contact With Minor - Obscene and Other Sexual Materials and Performances	07/02/2007	K6776722

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<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	05/01/2008	Not Final
1 / Interference W/Custody Of Children	Held for Court (Lower Court)	18§2904§§A
2 / Criminal Conspiracy Engaging - Interference W/Custody Of Children	Held for Court (Lower Court)	18§903§§A1
3 / Corruption Of Minors	Held for Court (Lower Court)	18§6301§§A1
4 / Corruption Of Minors	Held for Court (Lower Court)	18§6301§§A1
5 / Possession Of Child Pornography	Held for Court (Lower Court)	18§6312§§D1
7 / Sexual Exploitation Of Children Offense Defined	Held for Court (Lower Court)	18§6320§§A
8 / Criminal Use Of Communication Facility	Held for Court (Lower Court)	18§7512§§A
9,000 / Dissem Photo/Film Of Child Sex Acts	Held for Court (Lower Court)	18§6312§§C1
99,999 / Unlawful Contact With Minor - Obscene and Other Sexual Materials and Performances	Held for Court (Lower Court)	18§6318§§A4

Proceed to Court (Arraignment Waived)

Information Filed	06/05/2008	Not Final
1 / Interference W/Custody Of Children	Held for Court	18§2904§§A
2 / Criminal Conspiracy Engaging - Interference W/Custody Of Children	Held for Court	18§903§§A1
3 / Corruption Of Minors	Held for Court	18§6301§§A1
4 / Corruption Of Minors	Held for Court	18§6301§§A1
5 / Possession Of Child Pornography	Held for Court	18§6312§§D1
6 / Unlawful Contact With Minor - Sexual Offenses	Replacement by Information	18§6318§§A1
7 / Sexual Exploitation Of Children Offense Defined	Held for Court	18§6320§§A
8 / Criminal Use Of Communication Facility	Held for Court	18§7512§§A
9,000 / Dissem Photo/Film Of Child Sex Acts	Held for Court	18§6312§§C1
99,999 / Unlawful Contact With Minor - Obscene and Other Sexual Materials and Performances	Charge Changed	18§6318§§A4
Replaced by 18§6318§§A1, Unlawful Contact With Minor - Sexual Offenses		

Proceed to Court (Amended Information)

Information Filed	08/07/2009	Not Final
1 / Interference W/Custody Of Children	Proceed to Court	18§2904§§A

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<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>
2 / Criminal Conspiracy Engaging - Interference W/Custody Of Children	Proceed to Court	18§903§§A1
3 / Corruption Of Minors	Proceed to Court	18§6301§§A1
4 / Corruption Of Minors	Proceed to Court	18§6301§§A1
5 / Possession Of Child Pornography	Proceed to Court	18§6312§§D1
6 / Unlawful Contact With Minor - Sexual Offenses	Proceed to Court	18§6318§§A1
7 / Sexual Exploitation Of Children Offense Defined	Proceed to Court	18§6320§§A
8 / Criminal Use Of Communication Facility	Proceed to Court	18§7512§§A
9,000 / Dissem Photo/Film Of Child Sex Acts	Withdrawn	18§6312§§C1
99,999 / Unlawful Contact With Minor - Obscene and Other Sexual Materials and Performances	Charge Changed	18§6318§§A4
Replaced by 18§6318§§A1, Unlawful Contact With Minor - Sexual Offenses		

Proceed to Court (Amended Info/Arrestment

Waived)

<u>Information Filed</u>	<u>Disposition Date</u>	<u>Final Disposition</u>
1 / Interference W/Custody Of Children	08/11/2009	Not Final
2 / Criminal Conspiracy Engaging - Interference W/Custody Of Children	Proceed to Court (Amended Information)	18§2904§§A
3 / Corruption Of Minors	Proceed to Court (Amended Information)	18§903§§A1
4 / Corruption Of Minors	Proceed to Court (Amended Information)	18§6301§§A1
5 / Possession Of Child Pornography	Proceed to Court (Amended Information)	18§6301§§A1
6 / Unlawful Contact With Minor - Sexual Offenses	Proceed to Court (Amended Information)	18§6312§§D1
7 / Sexual Exploitation Of Children Offense Defined	Proceed to Court (Amended Information)	18§6318§§A1
8 / Criminal Use Of Communication Facility	Proceed to Court (Amended Information)	18§6320§§A
9,000 / Dissem Photo/Film Of Child Sex Acts	Proceed to Court (Amended Information)	18§7512§§A
	Withdrawn	18§6312§§C1

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<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>
99,999 / Unlawful Contact With Minor - Obscene and Other Sexual Materials and Performances Replaced by 18§6318§§A1, Unlawful Contact With Minor - Sexual Offenses	Charge Changed	18§6318§§A4
Guilty		
Trial	08/13/2009	Final Disposition
1 / Interference W/Custody Of Children Hathaway, Rita D. Confinement	Guilty 12/22/2009 Min of 1.00 Years Max of 5.00 Years Other	18§2904§§A 12/22/2009
No Contact Evaluation Sex Offender Evaluation Comply with all Megan Law conditions. Credit for Time served.		
18§2904§§A - Confinement	Concurrent From Seq. 2	CP-65-CR-0001899-2008
18§3123§§A7 - Confinement	Consecutive From Seq. 2	CP-65-CR-0004502-2008
18§6301§§A1 - Confinement	Concurrent From Seq. 3	CP-65-CR-0001899-2008
18§6301§§A1 - Confinement	Concurrent From Seq. 4	CP-65-CR-0001899-2008
18§6312§§D1 - Confinement	Consecutive From Seq. 5	CP-65-CR-0001899-2008
2 / Criminal Conspiracy Engaging - Interference W/Custody Of Children Hathaway, Rita D. Confinement	Guilty 12/22/2009 Min of 1.00 Years Max of 5.00 Years Other	18§903§§A1
18§2904§§A - Confinement	Concurrent To Seq. 1	CP-65-CR-0001899-2008
3 / Corruption Of Minors Hathaway, Rita D. Confinement	Guilty 12/22/2009 Min of 1.00 Years Max of 5.00 Years Other	18§6301§§A1

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<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>		
18§2904§§A - Confinement	Concurrent To Seq. 1	CP-65-CR-0001899-2008
4 / Corruption Of Minors Hathaway, Rita D. Confinement	Guilty 12/22/2009 Min of 1.00 Years Max of 5.00 Years Other	18§6301§§A1
18§2904§§A - Confinement	Concurrent To Seq. 1	CP-65-CR-0001899-2008
5 / Possession Of Child Pornography Hathaway, Rita D. Confinement	Guilty 12/22/2009 Min of 1.00 Years Max of 5.00 Years Other	18§6312§§D1
18§2904§§A - Confinement	Consecutive To Seq. 1	CP-65-CR-0001899-2008
18§6320§§A - Confinement	Consecutive From Seq. 7	CP-65-CR-0001899-2008
6 / Unlawful Contact With Minor - Sexual Offenses Hathaway, Rita D.	Not Guilty 12/22/2009	18§6318§§A1
7 / Sexual Exploitation Of Children Offense Defined Hathaway, Rita D. Confinement	Guilty 12/22/2009 Min of 3.00 Years Max of 10.00 Years Other	18§6320§§A
18§6312§§D1 - Confinement	Consecutive To Seq. 5	CP-65-CR-0001899-2008
18§7512§§A - Confinement	Consecutive From Seq. 8	CP-65-CR-0001899-2008
8 / Criminal Use Of Communication Facility Hathaway, Rita D. Confinement	Guilty 12/22/2009 Min of 1.00 Years Max of 5.00 Years Other	18§7512§§A
18§6320§§A - Confinement	Consecutive To Seq. 7	CP-65-CR-0001899-2008

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<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>
9,000 / Dissem Photo/Film Of Child Sex Acts Hathaway, Rita D.	Withdrawn 12/22/2009	18§6312§§C1
99,999 / Unlawful Contact With Minor - Obscene and Other Sexual Materials and Performances Replaced by 18§6318§§A1, Unlawful Contact With Minor - Sexual Offenses Hathaway, Rita D.	Charge Changed 12/22/2009	18§6318§§A4

COMMONWEALTH INFORMATION

Name: Kelly Tua Hammers, Esq.
District Attorney

Supreme Court No: 080326

Phone Number(s):
(724) 830-3278 (Phone)
(724) 830-3290 (Fax)

Address:
2 N Main Street Suite 206
Greensburg PA 15601

ATTORNEY INFORMATION

Name: James Robinson
Court Appointed - Private

Supreme Court No: 059046

Rep. Status: Active

Phone Number(s):
837-6194 (Phone)
(724) 837-1816 (Fax)

Address:
316 S Maple Ave Ste 201/204
Greensburg PA 15601

Representing: Crise, James W.

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1	04/08/2008		
			Order Granting Motion for Appointment of Counsel
			Blahovec, John E.
1	05/06/2008		
			Original Papers Received from Lower Court
			Court of Common Pleas - Westmoreland County
1	05/08/2008		
			Order Granting Motion for Counsel Fees
			Blahovec, John E.
1	05/09/2008		
			Restitution Claim Form
			No amount owed.
			Commonwealth of Pennsylvania
2	05/09/2008		
			Restitution Claim Form
			No amount owed.
			Commonwealth of Pennsylvania
1	05/13/2008		
			Motion to Withdraw Appearance
			Brandstetter, William A. II
1	05/14/2008		
			Order Granting Motion for Leave to Withdraw Appearance
			Blahovec, John E.
2	05/14/2008		
			Appearance and Waiver of Arraignment
			Shrager, David
3	05/14/2008		
			Entry of Appearance
			Shrager, David

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1	06/05/2008		Information Filed (Arraignment Waived)
			Commonwealth of Pennsylvania
1	06/23/2008		Motion for Discovery
			Shrager, David
1	06/25/2008		Motion For Extension of Time To File Pre-Trial Motions
			Shrager, David
1	07/10/2008		Order Granting Motion for Change of Venue/Venire
			Blahovec, John E.
1	07/22/2008		Order Granting Motion for Continuance Continuance granted until December Trial Term. Defendant is granted 45 days for extension of time.
			Blahovec, John E.
1	09/04/2008		Omnibus Pre-Trial Motion
			Shrager, David
2	09/04/2008		Omnibus Pre-Trial Motion
			Shrager, David
1	10/15/2008		Subpoena
			Commonwealth of Pennsylvania
1	10/31/2008		Order Scheduling Hearing It appearing that Officer Rullo is unavailable, IT IS HEREBY ORDERED AND DECREED that the Court Administrator's Office is to reschedule the hearing on the Omnibus Pretrial Motion challenging the seizure of the two laptop computers to a date convenient to counsel and the Court.
			Blahovec, John E.

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2	10/31/2008		Order Granting Motion for Continuance A continuance granted until next available Criminal Motions Court by motion of Court; Hearing held, testimony taken. Blahovec, John E.
2	11/03/2008		Court Exhibit Received Storage E 194 #5 Patterson, David
1	11/04/2008		Constable Fees Patterson, David
2	11/04/2008		Subpoena Court of Common Pleas - Westmoreland County
1	11/06/2008		Subpoena Patterson, David
1	11/20/2008		Motion to Continue Call of the Criminal List Shrager, David
2	11/20/2008		Motion to Continue Pre-Trial Motion Hearing Shrager, David
1	12/08/2008		Motion To Continue Call Of The Criminal List Shrager, David

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2	12/08/2008		
Order Granting Motion to Continue Trial			
Call of the Criminal List and Trial is continued to the February Trial Term.			
			Blahovec, John E.

3	12/08/2008		
Motion To Continue Pre-Trial Motion Hearing			
			Shrager, David

4	12/08/2008		
Order Granting Motion for Continuance			
Pre-Trial Motion is continued until next available criminal motions court.			
			Blahovec, John E.

1	12/14/2008		
Constable Fees			
			Patterson, David

2	12/14/2008		
Subpoena			
			Court of Common Pleas - Westmoreland County

1	12/31/2008		
Subpoena			
			Commonwealth of Pennsylvania

1	01/21/2009		
Order Granting Motion for Continuance			
Continuance granted until the April Trial Term by motion of the defense. Hearing held. Testimony is taken. Defense is to submit Brief within 20 days. Commonwealth has 20 days thereafter.			
			Blahovec, John E.

1	01/29/2009		
Constable Fees			
			Patterson, David

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2	01/29/2009		Subpoena Court of Common Pleas - Westmoreland County
1	02/04/2009		Transcript of Proceedings Filed Omnibus Pretrial Motions held on 10/31/2008 & 01/21/2009 before Judge Blahovec 194#01 Blahovec, John E.
1	03/10/2009		Brief in Opposition to Defendant's Omnibus Pretrial Motions Commonwealth of Pennsylvania
1	03/18/2009		Opinion And Order Of Court Defendant's Omnibus Pre-Trial Motions are Denied. Blahovec, John E.
2	03/18/2009		Court Exhibit Received Storage E194 #5 Patterson, David
1	03/27/2009		Motion for Continuance Shrager, David
1	03/31/2009		Motion for Continuance Defense Request Shrager, David
2	03/31/2009		Order Granting Motion to Continue Trial It is hereby ORDERED, ADJUDGED and DECREED that the within Motion to Continue Trial is hereby continued to June Trial term. Blahovec, John E.

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1	05/28/2009		
			Remain on Trial List Remain on trial list on 6/04/09 with Judge Pezze. Pezze, Debra A.
1	06/04/2009		
			Order Granting Motion for Continuance Continuance granted until the August Trial Term by motion of the defense. Pezze, Debra A.
2	06/04/2009		
			Notice of C/W's Intention to Seek Mandatory Hammers, Kelly Tua
1	06/05/2009		
			Subpoena Court of Common Pleas - Westmoreland County
2	06/05/2009		
			Subpoena Court of Common Pleas - Westmoreland County
3	06/11/2009		
			Motion for Consolidation Hammers, Kelly Tua
4	06/11/2009		
			Order Scheduling Hearing Schedule for the next available date. Blahovec, John E.
1	07/15/2009		
			Order of Court Hearing Held and Terms Ordered Motion to Consolidate-Hearing held, Court to decide Blahovec, John E.

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1	07/16/2009		
	Order Denying Motion for Consolidation		Blahovec, John E.
1	08/04/2009		
	Remain on Trial List		Blahovec, John E.
1	08/05/2009		
	Subpoena		Court of Common Pleas - Westmoreland County
1	08/06/2009		
	Defendant's Proposed Voir Dire Questions		Shrager, David
2	08/06/2009		
	Motion to Dismiss		Shrager, David
1	08/07/2009		
	Amended Information Filed		Unknown Filer

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1	08/10/2009	
Order of Court Hearing Held and Terms Ordered		
AND NOW, 10th day of August, 2009, upon consideration of the proposed jury voir dire question presented by the Commonwealth and the Defendant, it hereby Ordered as followed: 1. The Commonwealth's proposed jury voir dire questions are denied for the reason that they are already given in statndard jury voir dire questions. 2. The defendant's proposed jury voir dire questions are denied for the following reaseon: a. Question 1 is already given in standard voir dire questions. b. Question 2 is denied as to address; question as to town is already given in statdard voir dire questions. c. Questions 3 is already given in standard voir dire questions d. Questions 4 is already given in standard voir dire questions. e. Questions 5 is already given in standard voir dire questions. f. Questions 6 is already given in standard voir dire questions. g. Questions 7 is already given in standard voir dire questions. h. Questions 8 is already given in standard voir dire questions. i. Questions 9 is already given in standard voir dire questions. j. Questions 10 is already given in standard voir dire questions. k. Questions 11 is already given in standard voir dire questions. l. Question 12 is denied. m. Questions 13 is already given in standard voir dire questions. n. Question 14 is denied. o. Question 15 is denied. p. Questions 16 is already given in standard voir dire questions. q. Questions 17 is already given in standard voir dire questions. r. Questions 18 is already given in standard voir dire questions. s. Queation 19 is denied. t. Questions 20 is already given in standard voir dire questions. u. Questions 21 is already given in standard voir dire questions. v. Questions 22 is denied as to family, and is already given in standard voir dire questions as to the juror. w. Questions 23 is already given in standard voir dire questions.		
Hathaway, Rita D.		
1	08/11/2009	
2nd Amended Information Filed		
Commonwealth of Pennsylvania		
2	08/11/2009	
Amended Information Filed (Arraignment Waived)		
Commonwealth of Pennsylvania		
1	08/13/2009	
Guilty		
Jury Trial held. Commonwealth's Motion to Amend 2nd Criminal Information is granted. Defense Motion to reconsider Bond is denied. Bond is revoked. Commonwealth's Exhibits are granted. Defendant found Guilty at Counts 1, 2, 3, 4, 5, 7 and 8. Defendant found Not Guilty at Count 6. Pre-Sentence Investigation is ordered. A Megan's Law Assessment is to be conducted. Sentencing will be scheduled within 90 days.		
Hathaway, Rita D.		
2	08/13/2009	
Order Granting Motion to Revoke/Release and Forfeit Bail - Crise, James W.		
Bond revoked \$40,000.00 Monetary. Leroy Smith, Surety		

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			Hathaway, Rita D.
3	08/13/2009		
			Pre-Sentence Investigation Ordered
			Sentencing to be scheduled within 90 days.
			Hathaway, Rita D.
4	08/13/2009		
			Order of SOAB Assessment
			Hathaway, Rita D.
2	08/14/2009		
			Amended Order Filed
			The Jury Trial Order dated August 10, 2009, is amended to reflect that all of the Commonwealth's Exhibits are to be sealed. All other terms and conditions are to remain in effect.
			Hathaway, Rita D.
3	08/14/2009		
			Amended Information Filed
			Commonwealth of Pennsylvania
4	08/14/2009		
			Commonwealth's Proposed Voi Dire Questions
			Commonwealth of Pennsylvania
5	08/14/2009		
			Commonwealth's Motion in Limine
			Commonwealth of Pennsylvania
6	08/14/2009		
			Commonwealth's Answer in Opposition to Defendant's Motion to Dismiss
			Commonwealth of Pennsylvania
7	08/14/2009		
			Commonwealth's Potential Witness List
			Commonwealth of Pennsylvania

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1	08/17/2009		
Court Exhibit Received Storage E. 194-5#			Patterson, David

1	08/18/2009		
Constable Fees			Patterson, David

2	08/18/2009		
Subpoena			Court of Common Pleas - Westmoreland County

3	08/18/2009		
Constable Fees			Patterson, David

4	08/18/2009		
Subpoena			Court of Common Pleas - Westmoreland County

5	08/18/2009		
Constable Fees			Patterson, David

6	08/18/2009		
Subpoena			Court of Common Pleas - Westmoreland County

1	09/10/2009		
Order Release of Records			
It appears that the records of the Westmoreland County Prothonotary's Office are necessary to properly prepare a Pre-Sentence Investigation for this case. It is ordered that the Westmoreland County Prothonotary's Office release to the Westmoreland County Adult Probation Office all Civil files pertaining to present and/or past records on the defendant.			
			Hathaway, Rita D.

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1	10/26/2009		
Constable Fees Assessed to 1899 C 2008			Patterson, David
2	10/26/2009		
Subpoena Original in 1899 C 2008			Court of Common Pleas - Westmoreland County
1	10/27/2009		
Subpoena			Patterson, David
1	11/03/2009		
Order Rescheduling of Sentencing Hearing ORDERED that the Sentencing scheduled for 11/6/2009 be rescheduled due to the fact that Megan's Law Assessment has not yet been completed. It is further ORDERED that the Sexually Violent Predator Hearing be CANCELLED until the Commonwealth files the required Praecipe should the Sex Offender Assessment Board find that such a hearing be necessary.			Hathaway, Rita D.
1	12/10/2009		
Subpoena			Court of Common Pleas - Westmoreland County
1	12/14/2009		
Motion to Withdraw Appearance			Shrager, David
2	12/14/2009		
Order Granting Motion for Leave to Withdraw Appearance			Hathaway, Rita D.
3	12/14/2009		
Order Granting Motion for Appointment of Counsel			

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			Hathaway, Rita D.
1	12/22/2009		
			Order - Sentence/Penalty Imposed
			Ct. 1 Incarceration for a period of not less than 1 yr nor more than 5 yr at Dept of Corrections; Credit for time served; Mental Health evaluation; Actor to have no direct/indirect contact with victim; No unsupervised contact with any minor children; Contraband seized to be forfeited to and destroyed by Greenburg PD; Ct. 2: One-5 yrs Incarceration at SCI concurrent to Ct. 1; Ct. 3 One-5 yrs inc. at SCI concurrent to Ct. 1; Ct. 4 One -5 yrs Inc. at SCI; concurren to Ct. 1; Ct. 5: One -5 yrs Inc. at SCI consecutive to Ct. 1; Count 7: Three -10 yrs. at SCI consecutive to Count 5; Count 8: One-5 years INC. at SCI consecutive to to Ct. 7; Ct. 6 Previously acquitted. At all counts: Costs, mental health evaluation, sex offender's evalaution, no contact with victim's or their families. No unsupervised contact with any minor children. Comply withn all Megan's Law conditions. This us an aggregate sentence of 6-25 year incarceration.
			Hathaway, Rita D.
2	12/22/2009		
			Mental Health Evaluation Ordered
			Hathaway, Rita D.
3	12/22/2009		
			Order of SOAB Assessment
			Hathaway, Rita D.
1	12/23/2009		
			Transcript of Proceedings Filed
			Trial by Jury held on August 10,11,12,13, 2009 before Judge Hathaway
			Hathaway, Rita D.
1	12/28/2009		
			Penalty Assessed
			Court of Common Pleas - Westmoreland County
1	12/29/2009		
			Commitment
			Commitment packet sent to Sheriffs for tranport to SCI.
			Patterson, David
1	01/01/2010		
			Entry of Civil Judgment

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1	01/04/2010		Guideline Sentence Form Hathaway, Rita D.
2	01/04/2010		Post-Sentence Motion for Modification of Sentence Robinson, James
1	01/06/2010		Transcript of Proceedings Filed Sentencing held before Judge Hathaway on December 22, 2009 197-69 Hathaway, Rita D.
1	01/07/2010		Order Denying Motion for Modification of Sentence The Defendant's Post-Sentence Motion for Modification of Sentence is hereby denied. The Defendant is notified that any appeal to the Superior Court of PA must be filed within 30 days from the date of this Order. Hathaway, Rita D.
1	01/25/2010		Bond Terminated - Crise, James W. \$20,000.00 Property bond terminated; Leroy Smith Surety with case 4502c 2008 Hathaway, Rita D.
1	02/04/2010		Bill of Costs for Witnesses Kline, Bryan L.
1	02/05/2010		Notice of Appeal to the Superior Court Robinson, James
1	02/08/2010		Concise Statement Order Hathaway, Rita D.

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1	03/01/2010		Robinson, James
Concise Statement of Errors Complained on Appeal			

2	03/01/2010		Superior Court of Pennsylvania - Western District
Docketing Statement from Superior Court 254 WDA 2010			

1	06/09/2010		Blahovec, John E.
Opinion Pursuant to Pa.R.A.P. RULE 1925(a)			

1	06/15/2010		Kline, Bryan L.
Certificate and Transmittal of Record to Appellate Court			

2	06/15/2010		Kline, Bryan L.
Case Correspondence			
Notice sent to all parties of Certification and Transmittal of Orginal Record, Transcripts and Exhibits to Superior Court June 15, 2010.			

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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>
65-2010-P1146	Monthly	09/30/2010	True	\$0.00
Crise, James W.			False	\$25.00

Payment Plan History:	<u>Payment Date</u>		<u>Payor Name</u>	<u>Participant Role</u>	<u>Amount</u>
	02/17/2005	Payment	Crise, James W.	Defendant	\$68.00
	02/17/2005	Payment	Crise, James W.	Defendant	\$6.00
	08/18/2005	Payment	Crise, James W.	Defendant	\$60.00
	09/25/2006	Payment			\$3.18
	09/25/2006	Payment			\$12.50
	10/31/2006	Payment	Crise, James W.	Defendant	\$10.00
	11/02/2006	Payment	Crise, James W.	Defendant	\$10.00
	11/06/2006	Payment			\$12.50
	11/06/2006	Payment			\$10.00
	11/06/2006	Payment			\$10.00
	12/22/2006	Payment	Crise, James W.	Defendant	\$10.00
	01/29/2007	Payment	Crise, James W.	Defendant	\$10.00
	02/28/2007	Payment	Crise, James W.	Defendant	\$20.00
	05/04/2007	Payment	Crise, James W.	Defendant	\$40.00
	06/07/2007	Payment	Crise, James W.	Defendant	\$40.00
	07/05/2007	Payment	Crise, James W.	Defendant	\$40.00
	08/02/2007	Payment	Crise, James W.	Defendant	\$20.00
	09/06/2007	Payment	Crise, James W.	Defendant	\$20.00
	10/04/2007	Payment	Crise, James W.	Defendant	\$10.00
	11/01/2007	Payment	Crise, James W.	Defendant	\$20.00
	02/04/2010	Payment			\$2.00
	05/10/2010	Payment			\$6.00
	06/10/2010	Payment			\$25.51
	06/10/2010	Payment			\$25.00
	07/08/2010	Payment			\$0.14
	08/19/2010	Payment			\$21.37

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Last Payment Date: 08/19/2010

Total of Last Payment: -\$21.37

Crise, James W. Defendant	<u>Assessment</u>	<u>Payments</u>	<u>Adjustments</u>	<u>Non Monetary Payments</u>	<u>Total</u>
Costs/Fees					
Constable Education Training Act (Act 44 of 1991)	\$5.00	\$0.00	\$0.00	\$0.00	\$5.00
Constable Fee (Westmoreland)	\$15.50	\$0.00	\$0.00	\$0.00	\$15.50
Constable Education Training Act (Act 44 of 1991)	\$5.00	\$0.00	\$0.00	\$0.00	\$5.00
Constable Fee (Westmoreland)	\$16.67	\$0.00	\$0.00	\$0.00	\$16.67
Constable Education Training Act (Act 44 of 1991)	\$5.00	\$0.00	\$0.00	\$0.00	\$5.00
Constable Fee (Westmoreland)	\$7.50	\$0.00	\$0.00	\$0.00	\$7.50
Constable Education Training Act (Act 44 of 1991)	\$5.00	\$0.00	\$0.00	\$0.00	\$5.00
Constable Fee (Westmoreland)	\$7.50	\$0.00	\$0.00	\$0.00	\$7.50
Constable Education Training Act (Act 44 of 1991)	\$5.00	\$0.00	\$0.00	\$0.00	\$5.00
Constable Fee (Westmoreland)	\$17.15	\$0.00	\$0.00	\$0.00	\$17.15
Constable Education Training Act (Act 44 of 1991)	\$5.00	\$0.00	\$0.00	\$0.00	\$5.00
Constable Fee (Westmoreland)	\$32.00	\$0.00	\$0.00	\$0.00	\$32.00
Constable Education Training Act (Act 44 of 1991)	\$5.00	\$0.00	\$0.00	\$0.00	\$5.00
Constable Fee (Westmoreland)	\$16.60	\$0.00	\$0.00	\$0.00	\$16.60
Constable Fee (Westmoreland)	\$7.50	\$0.00	\$0.00	\$0.00	\$7.50
Constable Education Training Act (Act 44 of 1991)	\$5.00	\$0.00	\$0.00	\$0.00	\$5.00
Constable Fee (Westmoreland)	\$17.70	\$0.00	\$0.00	\$0.00	\$17.70
Constable Education Training Act (Act 44 of 1991)	\$5.00	\$0.00	\$0.00	\$0.00	\$5.00
Constable Fee (Westmoreland)	\$17.15	\$0.00	\$0.00	\$0.00	\$17.15
Constable Fee (Westmoreland)	\$7.50	\$0.00	\$0.00	\$0.00	\$7.50
Trial Fee (Westmoreland)	\$189.85	\$0.00	\$0.00	\$0.00	\$189.85
Lab Fees - Greensburg Police (Westmoreland)	\$1,000.00	\$0.00	\$0.00	\$0.00	\$1,000.00
LCP Fee (Westmoreland)	\$5.00	\$0.00	\$0.00	\$0.00	\$5.00
Judgment (Westmoreland)	\$47.00	\$0.00	\$0.00	\$0.00	\$47.00

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Crise, James W. Defendant	<u>Assessment</u>	<u>Payments</u>	<u>Adjustments</u>	<u>Non Monetary Payments</u>	<u>Total</u>
Satisfaction (Westmoreland)	\$10.00	\$0.00	\$0.00	\$0.00	\$10.00
State Court Costs (Act 204 of 1976)	\$11.75	\$0.00	\$0.00	\$0.00	\$11.75
Commonwealth Cost - HB627 (Act 167 of 1992)	\$17.60	\$0.00	\$0.00	\$0.00	\$17.60
County Court Cost (Act 204 of 1976)	\$25.65	\$0.00	\$0.00	\$0.00	\$25.65
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	-\$25.00	\$0.00	\$0.00	\$0.00
Judicial Computer Project	\$8.00	\$0.00	\$0.00	\$0.00	\$8.00
ATJ	\$2.00	\$0.00	\$0.00	\$0.00	\$2.00
DNA Detection Fund (Act 185-2004)	\$250.00	\$0.00	\$0.00	\$0.00	\$250.00
Costs of Prosecution - CJEA	\$50.00	\$0.00	\$0.00	\$0.00	\$50.00
Booking Center Fee (Westmoreland)	\$50.00	\$0.00	\$0.00	\$0.00	\$50.00
Constable Fee (Westmoreland)	\$28.70	\$0.00	\$0.00	\$0.00	\$28.70
Constable Education Training Act (Act 44 of 1991)	\$5.00	\$0.00	\$0.00	\$0.00	\$5.00
Constable Fee (Westmoreland)	\$18.80	\$0.00	\$0.00	\$0.00	\$18.80
Constable Education Training Act (Act 44 of 1991)	\$5.00	\$0.00	\$0.00	\$0.00	\$5.00
Witness Fee (Westmoreland)	\$45.00	\$0.00	\$0.00	\$0.00	\$45.00
Costs/Fees Totals:	\$2,047.12	-\$60.00	\$0.00	\$0.00	\$1,987.12
Grand Totals:	\$2,047.12	-\$60.00	\$0.00	\$0.00	\$1,987.12

** - Indicates assessment is subrogated