

COURT OF COMMON PLEAS OF LEHIGH COUNTY

DOCKET



Docket Number: CP-39-CR-0003481-2009

CRIMINAL DOCKET

Court Case

Commonwealth of Pennsylvania

v.

Derbe Eckhart

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CASE INFORMATION

Cross Court Docket Nos: CR-0000123-09

Judge Assigned: Steinberg, Robert L.

Date Filed: 08/27/2009

Initiation Date: 08/24/2009

OTN: K7036934

Lower Court Docket No: CR-0000123-09

Initial Issuing Authority: Donna R Butler

Final Issuing Authority: Donna R Butler

Arresting Agency: Animal Control Cp, County

Arresting Officer: Mutch, Ashley

Case Local Number Type(s)

Case Local Number(s)

LCID#

0150235

STATUS INFORMATION

Case Status:	Active	Status Date	Processing Status	Arrest Date:	08/24/2009
		12/23/2009	Awaiting Trial		
		11/16/2009	Awaiting Trial - GP Withdrawn		
		09/23/2009	Awaiting Sentencing		
		09/23/2009	Awaiting PSI		
		09/22/2009	Awaiting PSI Completion		
		09/22/2009	Awaiting Sentencing		
		09/22/2009	Awaiting Pre-Trial Conference		
		08/27/2009	Awaiting Formal Arraignment		
		08/27/2009	Awaiting Filing of Information		
		08/27/2009	Awaiting ARD Hearing		

Complaint Date: 07/01/2009

CALENDAR EVENTS

Case Calendar Event Type	Schedule Start Date	Start Time	Room	Judge Name	Schedule Status
Formal Arraignment	10/16/2009	8:30 am	Courtroom 4A	Judge Robert L. Steinberg	Cancelled
Motion to Withdraw Guilty Plea	10/26/2009	1:30 pm	Courtroom 4A	Judge Robert L. Steinberg	Moved
Bail Revocation Hearing	10/26/2009	1:30 pm	Courtroom 4A	Judge Robert L. Steinberg	Moved
Motion to Withdraw Guilty Plea	11/16/2009	9:30 am	Courtroom 4A	Judge Robert L. Steinberg	Scheduled
Bail Revocation Hearing	11/16/2009	9:30 am	Courtroom 4A	Judge Robert L. Steinberg	Scheduled
Sentencing	11/16/2009	9:30 am	Courtroom 4A	Judge Robert L. Steinberg	Scheduled
Hearing	12/23/2009	9:30 am	Courtroom 4A	Judge Robert L. Steinberg	Scheduled
Pre-Trial Hearing	12/23/2009	9:30 am	Courtroom 4A	Judge Robert L. Steinberg	Cancelled
Trial	03/22/2010	9:30 am	Courtroom 4A	Judge Robert L. Steinberg	Scheduled

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CONFINEMENT INFORMATION

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

Date Of Birth: 09/30/1967 City/State/Zip: Emmaus, PA 18049

Alias Name

Eckhart, Derbe A.
Eckhart, Derbe A.
Eckhart, Derbe Arnold
Eckhart, Derbe Arnold

CASE PARTICIPANTS

<u>Participant Type</u>	<u>Name</u>
Defendant	Eckhart, Derbe

BAIL INFORMATION

Datillio, Frank					Nebbia Status: None
<u>Bail Action</u>	<u>Date</u>	<u>Bail Type</u>	<u>Percentage</u>	<u>Amount</u>	
Set	11/16/2009	Monetary		\$5,000.00	
					<u>Bail Posting Status</u> <u>Posting Date</u>
					Posted 11/16/2009
Eckhart, Derbe					Nebbia Status: None
<u>Bail Action</u>	<u>Date</u>	<u>Bail Type</u>	<u>Percentage</u>	<u>Amount</u>	
Set	08/24/2009	Unsecured		\$5,000.00	
					<u>Bail Posting Status</u> <u>Posting Date</u>
					Posted 08/24/2009

CHARGES

<u>Seq.</u>	<u>Orig Seq.</u>	<u>Grade</u>	<u>Statute</u>	<u>Statute Description</u>	<u>Offense</u> <u>Date</u>	<u>OTN</u>
1	1	M3	18 § 5511 §§C1*	Cruelty to Animals	06/24/2009	K7036934
2	2	M3	18 § 5511 §§C1*	Cruelty to Animals	06/24/2009	K7036934

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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>Linked Offense - Sentence</u>	<u>Link Type</u>	<u>Linked Docket Number</u>

Lower Court Proceeding (generic)

Lower Court Disposition	08/24/2009	Not Final
1 / Cruelty to Animals	Waived for Court (Lower Court)	18§5511§§C1*
2 / Cruelty to Animals	Waived for Court (Lower Court)	18§5511§§C1*

Guilty Plea - Negotiated

Guilty Plea	09/22/2009	Not Final
1 / Cruelty to Animals	Guilty Plea - Negotiated	18§5511§§C1*
2 / Cruelty to Animals	Withdrawn	18§5511§§C1*

Proceed to Court (GP Withdrawn)

Motion to Withdraw Guilty Plea	11/16/2009	Not Final
1 / Cruelty to Animals	Proceed to Court (GP Withdrawn)	18§5511§§C1*
2 / Cruelty to Animals	Proceed to Court (GP Withdrawn)	18§5511§§C1*

COMMONWEALTH INFORMATION

ATTORNEY INFORMATION

Name:

Name: Jeffrey Allen Conrad, Esq.
Private

Supreme Court No:

Supreme Court No: 085156

Rep. Status: Active

Phone Number(s):

(717) 299-7101 (Phone)

(717) 299-5115 (Fax)

Address:

408 W Chestnut St
Lancaster PA 17603

Representing: Eckhart, Derbe

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1	08/27/2009		Original Papers Received from Lower Court		Court of Common Pleas - Lehigh County
1	09/22/2009		Information Filed		Lehigh County District Attorney's Office
2	09/22/2009		Waiver of Appearance at Arraignment		Conrad, Jeffrey Allen
3	09/22/2009		Motion for Leave to Amend Information Motion made by Jay Jenkins, DDA, to amend count one and two to 5511 (c)(1). Motion granted. By the Court: Robert L. Steinberg, J.		Lehigh County District Attorney's Office
4	09/22/2009		Written Guilty Plea Colloquy		Conrad, Jeffrey Allen
6	09/22/2009		Guilty Plea - Negotiated		Steinberg, Robert L.
7	09/22/2009		Pre-Sentence Investigation Ordered		Steinberg, Robert L.
8	09/22/2009		Scheduling Order Sentencing before Hon. Robert L. Steinberg on 11/16/09 at 9:30 am in courtroom 4A. A psych eval shall be performed by Dr. Frank Datillio w/costs on deft.	Conrad, Jeffrey Allen	Steinberg, Robert L.
	09/22/2009		In Court		

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			Eckhart, Derbe		
	09/22/2009		In Court		
			Lehigh County Adult Probation		
	09/22/2009		E-Mail		
			Lehigh County Court Administration		
	09/22/2009		E-Mail		
			Lehigh County District Attorney's Office		
	09/22/2009		In Court		
			Steinberg, Robert L.		
	09/22/2009		E-Mail		
			Datillio, Frank		
	09/23/2009		Regular		

1		09/28/2009	Motion to Withdraw Plea of Guilty Certificate of Service		
			Lehigh County Court Administration		Conrad, Jeffrey Allen
	09/25/2009		Regular		
			Lehigh County District Attorney's Office		
	09/25/2009		Regular		

1		10/08/2009	Motion to Revoke Bail Certificate of Service		
			Conrad, Jeffrey Allen		Lehigh County District Attorney's Office
	10/08/2009		Regular		
			Lehigh County Court Administration		
	10/08/2009		Personal		
			Steinberg, Robert L.		
	10/08/2009		Personal		

3		10/13/2009	Notice of Bail Revocation Hearing Hearing scheduled before the Hon. Robert L. Steinberg on 10/26/09 at 1:30 p.m. in Courtroom 4A.		
			Conrad, Jeffrey Allen		Lehigh County Court Administration

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	10/13/2009		Eckhart, Derbe	Regular	
	10/13/2009		Commonwealth of Pennsylvania	Regular	
	10/13/2009			Interoffice	

4	10/13/2009		Notice of Motion to Withdraw Guilty Plea		
			Hearing scheduled before the Hon. Robert L. Steinberg on 10/26/09 at 1:30 p.m. in Courtroom 4A.		
			Eckhart, Derbe		Lehigh County Court Administration
	10/13/2009		Lehigh County District Attorney's Office	Regular	
	10/13/2009			Interoffice	
	10/13/2009		Conrad, Jeffrey Allen	Regular	

1	10/23/2009		Motion to Continue Bail Revocation and Plea Hearing		
			Certificate of Service		
			Eckhart, Derbe		Conrad, Jeffrey Allen
	10/20/2009		Lehigh County District Attorney's Office	Regular	
	10/20/2009			Regular	

2	10/23/2009		Notification of Motion Requirements Mailed to Atty		
					Naugle, Andrea E.

1	10/26/2009		Scheduling Order		
			Rescheduling of Motion to Withdraw Guilty Plea and Bail Revocation Hearing for 11/16/09 at 9:30 am before Hon. Robert L. Steinberg in courtroom 4A.		
			Lehigh County Adult Probation		Steinberg, Robert L.
	10/26/2009		Lehigh County Court Administration	E-Mail	

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	10/26/2009		E-Mail		
Conrad, Jeffrey Allen					
	10/27/2009		Regular		
Eckhart, Derbe					
	10/27/2009		Regular		
Steinberg, Robert L.					
	10/27/2009		E-Mail		

1		10/29/2009			
Certificate of Service					
Lehigh County Court Administration					
	10/26/2009		Regular		Conrad, Jeffrey Allen

1		11/16/2009			
Order Granting Motion to Withdraw Guilty Plea					
It is ordered that said motion is granted.					
Conrad, Jeffrey Allen					
	11/18/2009		Regular		Steinberg, Robert L.
Eckhart, Derbe					
	11/18/2009		Regular		
Lehigh County District Attorney's Office					
	11/18/2009		Interoffice		
Steinberg, Robert L.					
	11/18/2009		Interoffice		

2		11/16/2009			
Order Granting Motion for Modification of Bail					
It is ordered that bail is set at \$5,000.00 cash or approved surety in each case. Conditions: LVPTS supervision, no employment involving any animals, not permitted to own any animals that he does not already own.					
Lehigh County Prison		Lehigh County Sheriff		Steinberg, Robert L.	
	11/16/2009		In Court		
Lehigh Valley Pre-Trial Services					
	11/16/2009		In Court		
Conrad, Jeffrey Allen					
	11/17/2009		Regular		
Eckhart, Derbe					

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<u>Issue Date</u>	<u>Service Type</u>	<u>Status Date</u>	<u>Service Status</u>		
	11/17/2009		Regular		
	11/17/2009		Interoffice		
	11/17/2009		Interoffice		
3	11/16/2009		Scheduling Order		
			Pretrial hearing before Hon. Robert L. Steinberg on 12/23/09 at 9:30 am in courtroom 4A.		
	11/16/2009		In Court		Steinberg, Robert L.
	11/16/2009		In Court		
	11/16/2009		E-Mail		
	11/16/2009		E-Mail		
	11/16/2009		In Court		
	11/16/2009		E-Mail		
4	11/16/2009		Bail Set - Datillio, Frank		
					Steinberg, Robert L.
5	11/16/2009		Bail Posted - Datillio, Frank		
					Shive, Jesse M.
1	11/24/2009		Motion for Recusal		
			Certificate of Service		
	11/18/2009		Regular		Conrad, Jeffrey Allen
			Lehigh County Court Administration		

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11/18/2009	Regular		Lehigh County District Attorney's Office		
11/18/2009	Regular		Platt, William H.		
11/18/2009	Regular		Steinberg, Robert L.		
11/18/2009	Regular				

2	11/24/2009		Order Deferring Action on Petition		
Deft's Motion to Recuse Judge Steinberg filed w/ undersigned by counsel for Deft, is referred to Hon Robert L Steinberg for disposition. Recusal is a matter properly determined by judge whose recusal is sought and not president judge.					
Conrad, Jeffrey Allen			Platt, William H.		
11/24/2009	Regular		Eckhart, Derbe		
11/24/2009	Regular		Steinberg, Robert L.		
11/24/2009	Interoffice		Lehigh County District Attorney's Office		
11/24/2009	Personal				

1	12/02/2009		Notice of Hearing		
Hearing scheduled before the Hon. Robert L. Steinberg on 12/23/09 at 9:30 a.m. in Courtroom 4A.					
Commonwealth of Pennsylvania			Lehigh County Court Administration		
12/02/2009	Interoffice		Conrad, Jeffrey Allen		
12/02/2009	Regular		Eckhart, Derbe		
12/02/2009	Regular				

1	12/23/2009		Order Denying Motion for Recusal		
The motion to recuse Judge Steinberg is denied.					
Conrad, Jeffrey Allen			Steinberg, Robert L.		

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12/23/2009	Regular		Eckhart, Derbe		
12/23/2009	Regular		Lehigh County Adult Probation Dept		
12/23/2009	Interoffice		Lehigh County District Attorney's Office		
12/23/2009	Interoffice		Steinberg, Robert L.		

2	12/23/2009		Oral Motion in Limine		Conrad, Jeffrey Allen

3	12/23/2009		Order Granting Motion in Limine		
It appearing that items identified in optm in paragraphs 32, 33, 34 do not apply to this matter, it is ordered that the oral motion in limine is granted.					
Conrad, Jeffrey Allen				Steinberg, Robert L.	
12/23/2009	Regular		Eckhart, Derbe		
12/23/2009	Regular		Lehigh County District Attorney's Office		
12/23/2009	Interoffice		Steinberg, Robert L.		
12/23/2009	Interoffice				

4	12/23/2009		Motion to Sequester Witness		
Motion granted. By the Court: Robert L. Steinberg. J.					
				Conrad, Jeffrey Allen	

5	12/23/2009		Scheduling Order		
Trial before Hon. Robert L. Steinberg on 03/22/10 at 9:30 am in courtroom 4A.					
Conrad, Jeffrey Allen				Steinberg, Robert L.	

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	12/23/2009		In Court		
Eckhart, Derbe					
	12/23/2009		In Court		
Lehigh County Adult Probation Unit					
	12/23/2009		E-Mail		
Lehigh County Court Administration					
	12/23/2009		E-Mail		
Steinberg, Robert L.					
	12/23/2009		E-Mail		

6	12/23/2009				
Scheduling Order of Memorandum of Law					
Counsel for deft shall have until 01/25/10 to submit memo of law, counsel for Comm has 10 days from receipt.					
Conrad, Jeffrey Allen					Steinberg, Robert L.
	12/23/2009		Regular		
Eckhart, Derbe					
	12/23/2009		Regular		
Lehigh County District Attorney's Office					
	12/23/2009		Interoffice		
Steinberg, Robert L.					
	12/23/2009		Interoffice		

1	01/14/2010				
Order Denying Motion for Recusal					
12/23/2009 Motion to Recuse Judge Steinberg is denied.					
Conrad, Jeffrey Allen					Steinberg, Robert L.
	01/15/2010		Regular		
Eckhart, Derbe					
	01/15/2010		Regular		
Lehigh County District Attorney's Office					
	01/15/2010		Personal		

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2	01/14/2010		Order Granting Motion in Limine 12/23/2009 Discovery that was provided and is reflected in paragraphs 32, 33, and 34, of the deft's omnibus pretrial motion do not apply to this case. It is Ordered that motion in limine to exclude the items found in paragraphs 32, 33, and 34, of the omnibus pretrial motion, is granted.	Conrad, Jeffrey Allen 01/15/2010 Regular Eckhart, Derbe 01/15/2010 Regular Lehigh County District Attorney's Office 01/15/2010 Personal	Steinberg, Robert L.
1	01/26/2010		Transcript of Proceedings Filed Hearing 12/23/09		Steinberg, Robert L.