

COURT OF COMMON PLEAS OF ALLEGHENY COUNTY

DOCKET

Docket Number: CP-02-CR-0014034-2013

CRIMINAL DOCKET

Court Case



Commonwealth of Pennsylvania

v.

Andrew James Miller

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CASE INFORMATION

Cross Court Docket Nos: 1624 WDA 2014

Judge Assigned: Todd, Randal B.

Date Filed: 10/11/2013

Initiation Date: 07/31/2013

OTN: G 601645-2

LOTN:

Originating Docket No: MJ-05317-CR-0000187-2013

Initial Issuing Authority: Attorney Anthony William Saveikis

Final Issuing Authority: Attorney Anthony William Saveikis

Arresting Agency: Allegheny County Police Department

Arresting Officer: Adams, Edward C.

Complaint/Incident #: 5617-13

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	03/29/2016	Completed	07/31/2013
	10/03/2014	Awaiting Appellate Court Decision	
	09/08/2014	Sentenced/Penalty Imposed	
	06/10/2014	Awaiting Sentencing	
	06/10/2014	Awaiting PSI	
	12/20/2013	Awaiting Non-Jury Trial	
	11/26/2013	Awaiting Formal Arraignment	
	11/26/2013	Awaiting Pre-Trial Conference	
	10/11/2013	Awaiting Formal Arraignment	
	10/11/2013	Awaiting Filing of Information	

CALENDAR EVENTS

<u>Case Calendar</u>	<u>Schedule</u>	<u>Start</u>	<u>Room</u>	<u>Judge Name</u>	<u>Schedule</u>
<u>Event Type</u>	<u>Start Date</u>	<u>Time</u>			<u>Status</u>
Formal Arraignment	11/26/2013	11:00 am	519 Courthouse		Scheduled
Pre-Trial Conference	12/20/2013	9:00 am	Courtroom 306A	Judge Randal B. Todd	Scheduled
Non-Jury Trial	03/13/2014	9:00 am	Courtroom 306A	Judge Randal B. Todd	Continued
Motions Court	06/10/2014	9:00 am	Courtroom 306A	Judge Randal B. Todd	Scheduled
Non-Jury Trial	06/10/2014	9:00 am	Courtroom 306A	Judge Randal B. Todd	Scheduled
Sentencing	09/08/2014	9:00 am	Courtroom 306A	Judge Randal B. Todd	Scheduled
Probation/Parole Violation Hearing	05/26/2016	9:00 am	Courtroom 306A	Judge Randal B. Todd	Scheduled
Probation/Parole Violation Hearing	07/11/2016	9:00 am	Courtroom 306A	Judge Randal B. Todd	Scheduled

DEFENDANT INFORMATION

Date Of Birth: 04/12/1979 City/State/Zip: Coraopolis, PA 15108

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CASE PARTICIPANTS

<u>Participant Type</u>	<u>Name</u>
Defendant	Miller, Andrew James

BAIL INFORMATION

Miller, Andrew James 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	10/07/2013	ROR		\$0.00		

CHARGES

<u>Seq.</u>	<u>Orig Seq.</u>	<u>Grade</u>	<u>Statute</u>	<u>Statute Description</u>	<u>Offense Dt.</u>	<u>OTN</u>
1	1	M2	18 § 7507.1 §§A2	Invasion of Privacy - photograph, view, etc., intimate parts of other person	05/20/2013	G 601645-2
2	2	M2	18 § 7507.1 §§A2	Invasion of Privacy - photograph, view, etc., intimate parts of other person	05/20/2013	G 601645-2
3	3	M2	18 § 7507.1 §§A2	Invasion of Privacy - photograph, view, etc., intimate parts of other person	05/20/2013	G 601645-2
4	4	M2	18 § 901 §§A	Criminal Attempt - Invasion of Privacy - photograph, view, etc., intimate parts of other person	05/20/2013	G 601645-2
5	5	M2	18 § 901 §§A	Criminal Attempt - Invasion of Privacy - photograph, view, etc., intimate parts of other person	05/20/2013	G 601645-2
6	6	M2	18 § 901 §§A	Criminal Attempt - Invasion of Privacy - photograph, view, etc., intimate parts of other person	05/20/2013	G 601645-2
7	7	M2	18 § 901 §§A	Criminal Attempt - Invasion of Privacy - photograph, view, etc., intimate parts of other person	05/20/2013	G 601645-2
8	8	M3	18 § 2709 §§A4	Harassment - Comm. Lewd, Threatening, Etc. Language	05/20/2013	G 601645-2
9	9	M3	18 § 2709 §§A4	Harassment - Comm. Lewd, Threatening, Etc. Language	05/20/2013	G 601645-2
10	10	M3	18 § 2709 §§A4	Harassment - Comm. Lewd, Threatening, Etc. Language	05/20/2013	G 601645-2

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>Grade 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>		

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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>Grade</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>			
Waived for Court (Lower Court)	Defendant Was Present		
Lower Court Disposition	10/07/2013	Not Final	
1 / Invasion of Privacy - photograph, view, etc., intimate parts of other person	Waived for Court (Lower Court)	M2	18 § 7507.1 §§ A2
2 / Invasion of Privacy - photograph, view, etc., intimate parts of other person	Waived for Court (Lower Court)	M2	18 § 7507.1 §§ A2
3 / Invasion of Privacy - photograph, view, etc., intimate parts of other person	Waived for Court (Lower Court)	M2	18 § 7507.1 §§ A2
4 / Criminal Attempt - Invasion of Privacy - photograph, view, etc., intimate parts of other person	Waived for Court (Lower Court)	M2	18 § 901 §§ A
5 / Criminal Attempt - Invasion of Privacy - photograph, view, etc., intimate parts of other person	Waived for Court (Lower Court)	M2	18 § 901 §§ A
6 / Criminal Attempt - Invasion of Privacy - photograph, view, etc., intimate parts of other person	Waived for Court (Lower Court)	M2	18 § 901 §§ A
7 / Criminal Attempt - Invasion of Privacy - photograph, view, etc., intimate parts of other person	Waived for Court (Lower Court)	M2	18 § 901 §§ A
Proceed to Court			
Information Filed	11/26/2013	Not Final	
1 / Invasion of Privacy - photograph, view, etc., intimate parts of other person	Proceed to Court	M2	18 § 7507.1 §§ A2
2 / Invasion of Privacy - photograph, view, etc., intimate parts of other person	Proceed to Court	M2	18 § 7507.1 §§ A2
3 / Invasion of Privacy - photograph, view, etc., intimate parts of other person	Proceed to Court	M2	18 § 7507.1 §§ A2
4 / Criminal Attempt - Invasion of Privacy - photograph, view, etc., intimate parts of other person	Proceed to Court	M2	18 § 901 §§ A
5 / Criminal Attempt - Invasion of Privacy - photograph, view, etc., intimate parts of other person	Proceed to Court	M2	18 § 901 §§ A
6 / Criminal Attempt - Invasion of Privacy - photograph, view, etc., intimate parts of other person	Proceed to Court	M2	18 § 901 §§ A
7 / Criminal Attempt - Invasion of Privacy - photograph, view, etc., intimate parts of other person	Proceed to Court	M2	18 § 901 §§ A
8 / Harassment - Comm. Lewd, Threatening, Etc. Language	Added by Information	M3	18 § 2709 §§ A4
9 / Harassment - Comm. Lewd, Threatening, Etc. Language	Added by Information	M3	18 § 2709 §§ A4
10 / Harassment - Comm. Lewd, Threatening, Etc. Language	Added by Information	M3	18 § 2709 §§ A4

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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>Grade</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>			
Guilty			
Non-Jury Trial	06/10/2014	Final Disposition	
1 / Invasion of Privacy - photograph, view, etc., intimate parts of other person	Guilty	M2	18 § 7507.1 §§ A2
Todd, Randal B.	09/08/2014		
IPP	Min of 9.00 Months		
	Max of 9.00 Months		
	Other		
Probation	Min of 1.00 Years		
	Max of 1.00 Years		
	1 year		
SORNA registration required for fifteen (15) years.			
Defendant is to have no contact with victim(s).			
7 years total Probation, counts are consecutive. See attached sheet for Charge Specific Conditions.			
Any violation = SCI sentence.			
2 / Invasion of Privacy - photograph, view, etc., intimate parts of other person	Guilty	M2	18 § 7507.1 §§ A2
Todd, Randal B.	09/08/2014		
Probation	Min of 1.00 Years		
	Max of 1.00 Years		
	1 year		
3 / Invasion of Privacy - photograph, view, etc., intimate parts of other person	Guilty	M2	18 § 7507.1 §§ A2
Todd, Randal B.	09/08/2014		
Probation	Min of 1.00 Years		
	Max of 1.00 Years		
	1 year		
4 / Criminal Attempt - Invasion of Privacy - photograph, view, etc., intimate parts of other person	Guilty	M2	18 § 901 §§ A
Todd, Randal B.	09/08/2014		
Probation	Min of 1.00 Years		
	Max of 1.00 Years		
	1 year		
5 / Criminal Attempt - Invasion of Privacy - photograph, view, etc., intimate parts of other person	Guilty	M2	18 § 901 §§ A
Todd, Randal B.	09/08/2014		

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<u>Sequence/Description</u>	<u>Offense Disposition</u>	<u>Grade</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>			
Probation	Min of 1.00 Years Max of 1.00 Years 1 year		
6 / Criminal Attempt - Invasion of Privacy - photograph, view, etc., intimate parts of other person Todd, Randal B. Probation	Guilty 09/08/2014 Min of 1.00 Years Max of 1.00 Years 1 year	M2	18 § 901 §§ A
7 / Criminal Attempt - Invasion of Privacy - photograph, view, etc., intimate parts of other person Todd, Randal B. Probation	Guilty 09/08/2014 Min of 1.00 Years Max of 1.00 Years 1 year	M2	18 § 901 §§ A
8 / Harassment - Comm. Lewd, Threatening, Etc. Language Todd, Randal B.	Withdrawn 09/08/2014	M3	18 § 2709 §§ A4
9 / Harassment - Comm. Lewd, Threatening, Etc. Language Todd, Randal B.	Withdrawn 09/08/2014	M3	18 § 2709 §§ A4
10 / Harassment - Comm. Lewd, Threatening, Etc. Language Todd, Randal B.	Withdrawn 09/08/2014	M3	18 § 2709 §§ A4

LINKED SENTENCES:

Link 1

CP-02-CR-0014034-2013 - Seq. No. 1 (18§ 7507.1 §§ A2) - IPP is Concurrent with
CP-02-CR-0014034-2013 - Seq. No. 1 (18§ 7507.1 §§ A2) - Probation

Link 2

CP-02-CR-0014034-2013 - Seq. No. 2 (18§ 7507.1 §§ A2) - Probation is Consecutive to
CP-02-CR-0014034-2013 - Seq. No. 3 (18§ 7507.1 §§ A2) - Probation is Consecutive to
CP-02-CR-0014034-2013 - Seq. No. 4 (18§ 7507.1 §§ A2) - Probation is Consecutive to
CP-02-CR-0014034-2013 - Seq. No. 5 (18§ 7507.1 §§ A2) - Probation is Consecutive to
CP-02-CR-0014034-2013 - Seq. No. 6 (18§ 7507.1 §§ A2) - Probation is Consecutive to
CP-02-CR-0014034-2013 - Seq. No. 7 (18§ 7507.1 §§ A2) - Probation

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COMMONWEALTH INFORMATION

Name: Jennifer B. Evashavik
Assistant District Attorney

Supreme Court No: 083308

Phone Number(s):
412-350-5657 (Phone)

Address:
Allegheny CO Da's Office
401 Crthse436 Grant St
Pittsburgh, PA 15219

ATTORNEY INFORMATION

Name: Samir Sarna
Private

Supreme Court No: 310372

Rep. Status: Active

Phone Number(s):
Address:
Worgul Law Firm Llc
428 Forbes Ave Ste 2300
Pittsburgh, PA 15219

ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
1	10/07/2013		Saveikis, Anthony William
Bail Set - Miller, Andrew James			
1/1	10/11/2013		Court of Common Pleas - Allegheny County
Original Papers Received from Lower Court			
2/1	11/26/2013		Worgul, Michael V.
Entry of Appearance			
3/4	11/26/2013		Commonwealth of Pennsylvania
Information Filed			
4/1	06/05/2014		Worgul, Michael V.
Omnibus Pre-Trial Motion			
5/2	06/05/2014		Sarna, Samir
Entry of Appearance			
6/1	06/09/2014		Allegheny County District Attorney's Office
Brief in Opposition to Motion to Suppress Evidence			
4	06/10/2014		Todd, Randal B.
Guilty			
7/1	09/08/2014		Todd, Randal B.
Order - Sentence/Penalty Imposed			

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<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
2	09/08/2014		Superior Court of Pennsylvania
Docketing Statement from Superior Court			
*This docket entry was entered in error			
1	09/09/2014		Court of Common Pleas - Allegheny County
Order of Sentence			
8/1	09/16/2014		Court of Common Pleas - Allegheny County
Penalty Assessed			
2	09/16/2014		Unknown Filer
Entry of Civil Judgment			
9/1	10/03/2014		Worgul, Michael V.
Notice of Appeal to the Superior Court			
10/1	10/08/2014	10/08/2014	Todd, Randal B.
Order Directing a Concise Statement of Matters be Filed			
11/1	10/15/2014		Superior Court of Pennsylvania
Docketing Statement from Superior Court			
12/1	10/20/2014		Worgul, Michael V.
Petition for Extension of Time to File Statement of Matter Complained of on Appeal			
13/1	10/22/2014	10/22/2014	Todd, Randal B.
Order Granting Motion for Extension of Time			
14/1	12/19/2014		Worgul, Michael V.
Concise Statement of Errors Complained on Appeal			
15/1	07/07/2015		Todd, Randal B.
Opinion			
16/1	07/14/2015		Court of Common Pleas - Allegheny County
Transcript of Proceedings Filed-Suppression/Non-Jury - June 10, 2014 (T14-2501)			

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<u>Service To</u>	<u>Service By</u>		
<u>Issue Date</u>	<u>Service Type</u>	<u>Status Date</u>	<u>Service Status</u>
2	07/14/2015		Department of Court Records, Criminal Division
Appeal Docket Sheet Prepared			
Commonwealth of Pennsylvania			
07/14/2015	Interoffice		
Superior Court of Pennsylvania			
07/14/2015	Hand Delivered		
Worgul, Michael V.			
07/14/2015	Mailed		

3	07/14/2015		Department of Court Records, Criminal Division
Certificate and Transmittal of Record to Appellate Court			

1	09/15/2015		Barkman, Kate
Rules of Probation, Parole, IPP, and EM			

1	03/23/2016		Worgul, Michael V.
Motion to Modify the Terms of Probation			

1	03/29/2016	02/19/2016	Superior Court of Pennsylvania
Affirmed - Superior Court			

2	03/29/2016		Superior Court of Pennsylvania
Certificate of Remittal/Remand of Record			

1	04/05/2016		Court of Common Pleas - Allegheny County
Penalty Satisfied			

1	04/06/2016		Court of Common Pleas - Allegheny County
Gagnon 1 Hearing Officer Recommendations			

2	04/06/2016		Court of Common Pleas - Allegheny County
Probation Violation Report			

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1	04/12/2016		Todd, Randal B.
Order - Defendant is allowed to have contact with his biological children - Defenant may use			

1	05/01/2016		Unknown Filer
Praecipe to Satisfy Judgment			

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CASE FINANCIAL INFORMATION

Last Payment Date: 04/05/2016

Total of Last Payment: -\$657.19

Miller, Andrew James Defendant	<u>Assessment</u>	<u>Payments</u>	<u>Adjustments</u>	<u>Non Monetary Payments</u>	<u>Total</u>
Costs/Fees					
Voucher Fee (Allegheny)	\$5.70	-\$5.70	\$0.00	\$0.00	\$0.00
Voucher Fee (Allegheny)	\$6.68	-\$6.68	\$0.00	\$0.00	\$0.00
Voucher Fee (Allegheny)	\$5.98	-\$5.98	\$0.00	\$0.00	\$0.00
Voucher Fee (Allegheny)	\$7.24	-\$7.24	\$0.00	\$0.00	\$0.00
Voucher Fee (Allegheny)	\$5.70	-\$5.70	\$0.00	\$0.00	\$0.00
Voucher Fee (Allegheny)	\$7.24	-\$7.24	\$0.00	\$0.00	\$0.00
Voucher Fee (Allegheny)	\$7.24	-\$7.24	\$0.00	\$0.00	\$0.00
Voucher Fee (Allegheny)	\$7.24	-\$7.24	\$0.00	\$0.00	\$0.00
Voucher Fee (Allegheny)	\$5.70	-\$5.70	\$0.00	\$0.00	\$0.00
ATJ	\$3.00	-\$3.00	\$0.00	\$0.00	\$0.00
Booking Center Fee (Allegheny)	\$200.00	-\$200.00	\$0.00	\$0.00	\$0.00
CJES	\$2.25	-\$2.25	\$0.00	\$0.00	\$0.00
Child Care Facility Fee (Allegheny)	\$3.00	-\$3.00	\$0.00	\$0.00	\$0.00
Commonwealth Cost - HB627 (Act 167 of 1992)	\$9.90	-\$9.90	\$0.00	\$0.00	\$0.00
Costs of Prosecution - CJEA	\$50.00	-\$50.00	\$0.00	\$0.00	\$0.00
County Court Cost (Act 204 of 1976)	\$32.10	-\$32.10	\$0.00	\$0.00	\$0.00
Court Technology Fee (Allegheny)	\$5.00	-\$5.00	\$0.00	\$0.00	\$0.00
Crime Victims Compensation (Act 96 of 1984)	\$35.00	-\$35.00	\$0.00	\$0.00	\$0.00
DCR Civil Judgment Fee (Allegheny)	\$40.00	-\$40.00	\$0.00	\$0.00	\$0.00
District Attorney (Conviction) (Allegheny)	\$25.00	-\$25.00	\$0.00	\$0.00	\$0.00
Domestic Violence Compensation (Act 44 of 1988)	\$10.00	-\$10.00	\$0.00	\$0.00	\$0.00
Firearm Education and Training Fund	\$5.00	-\$5.00	\$0.00	\$0.00	\$0.00
JCPS	\$10.25	-\$10.25	\$0.00	\$0.00	\$0.00
Judicial Computer Project	\$8.00	-\$8.00	\$0.00	\$0.00	\$0.00
Law Library User Fee (Allegheny)	\$7.00	-\$7.00	\$0.00	\$0.00	\$0.00
OSP (Allegheny/State) (Act 35 of 1991)	\$1,890.00	-\$1,890.00	\$0.00	\$0.00	\$0.00
OSP (Allegheny/State) (Act 35 of 1991)	\$1,890.00	-\$1,890.00	\$0.00	\$0.00	\$0.00
Record Management Fee (Allegheny)	\$3.00	-\$3.00	\$0.00	\$0.00	\$0.00
Record Management Fee (Allegheny)	\$2.00	-\$2.00	\$0.00	\$0.00	\$0.00
State Court Costs (Act 204 of 1976)	\$11.50	-\$11.50	\$0.00	\$0.00	\$0.00
Use of County (Conviction) (Allegheny)	\$4.00	-\$4.00	\$0.00	\$0.00	\$0.00

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Miller, Andrew James Defendant	<u>Assessment</u>	<u>Payments</u>	<u>Adjustments</u>	<u>Non Monetary</u> <u>Payments</u>	<u>Total</u>
Victim Witness Service (Act 111 of 1998)	\$25.00	-\$25.00	\$0.00	\$0.00	\$0.00
Dept of Records - Conviction (Allegheny)	\$20.00	-\$20.00	\$0.00	\$0.00	\$0.00
Dept of Records - Conviction (Allegheny)	\$180.00	-\$180.00	\$0.00	\$0.00	\$0.00
Prob/Parole Admin Fee (Allegheny)	\$1,680.00	-\$1,680.00	\$0.00	\$0.00	\$0.00
Superior Court Appeal (Allegheny)	\$72.00	-\$72.00	\$0.00	\$0.00	\$0.00
Superior Court Appeal (Allegheny)	\$8.00	-\$8.00	\$0.00	\$0.00	\$0.00
Costs/Fees Totals:	\$6,289.72	-\$6,289.72	\$0.00	\$0.00	\$0.00
Grand Totals:	\$6,289.72	-\$6,289.72	\$0.00	\$0.00	\$0.00

** - Indicates assessment is subrogated