

COURT OF COMMON PLEAS OF BUCKS COUNTY

DOCKET



Docket Number: CP-09-CR-0006078-2018

CRIMINAL DOCKET

Court Case

Commonwealth of Pennsylvania

v.

Thomas J. Everitt

Page 1 of 9

CASE INFORMATION

Judge Assigned:
OTN: U 618680-6
Initial Issuing Authority: Gary Gambardella
Arresting Agency: Plumstead Twp Police Dept
Complaint/Citation No.: 2018 6537
Case Local Number Type(s)

Date Filed: 10/19/2018
Initiation Date: 08/21/2018
Originating Docket No: MJ-07303-CR-0000173-2018
Final Issuing Authority: Gary Gambardella
Arresting Officer: Mooney, William J. Jr.
Incident Number:
Case Local Number(s)

STATUS INFORMATION

<u>Case Status:</u>	<u>Status Date</u>	<u>Processing Status</u>	<u>Arrest Date:</u>
Closed	04/23/2019	Sentenced/Penalty Imposed	08/21/2018
	04/23/2019	Awaiting Sentencing	
	11/15/2018	Awaiting Trial	
	10/19/2018	Awaiting Formal Arraignment	
	10/19/2018	Awaiting Filing of Information	

Complaint Date: 08/21/2018

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	11/16/2018	12:00 pm	Room 4202		Scheduled
Trial	03/04/2019	9:00 am	Room 4202		Continued
Trial	04/23/2019	9:00 am	Room 4202		Scheduled

DEFENDANT INFORMATION

Date Of Birth: 06/24/1980
City/State/Zip: Kintersville, PA 18949

CASE PARTICIPANTS

<u>Participant Type</u>	<u>Name</u>
Defendant	Everitt, Thomas J.

BAIL INFORMATION

Everitt, Thomas J. **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	08/21/2018	Unsecured		\$100,000.00	Posted	08/21/2018

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>
2	2	F3	75 § 3732.1 §§ A	Aggravated assault by vehicle	07/31/2018	U 618680-6

COURT OF COMMON PLEAS OF BUCKS COUNTY

DOCKET

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CRIMINAL DOCKET

Court Case



Commonwealth of Pennsylvania

v.

Thomas J. Everitt

Page 2 of 9

CHARGES

Seq.	Orig Seq.	Grade	Statute	Statute Description	Offense Dt.	OTN
3	3	M2	18 § 2705	Recklessly Endangering Another Person	07/31/2018	U 618680-6
4	4	M2	18 § 2705	Recklessly Endangering Another Person	07/31/2018	U 618680-6
5	5	M2	18 § 2705	Recklessly Endangering Another Person	07/31/2018	U 618680-6
6	6	M2	18 § 2705	Recklessly Endangering Another Person	07/31/2018	U 618680-6
7	7	M2	18 § 2705	Recklessly Endangering Another Person	07/31/2018	U 618680-6
8	8	M2	18 § 2705	Recklessly Endangering Another Person	07/31/2018	U 618680-6
9	9	S	75 § 3736 §§ A	Reckless Driving	07/31/2018	U 618680-6
10	10	S	75 § 3112 §§ A3I	Failure To Stop At Red Signal	07/31/2018	U 618680-6
11	11	S	75 § 3361	Driving at Safe Speed	07/31/2018	U 618680-6
12	12	M1	18 § 2504 §§ A	Involuntary Manslaughter	07/31/2018	U 618680-6

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</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>			

Held for Court (Lower Court) Defendant Was Present

Lower Court Disposition	10/15/2018	Not Final	
2 / Aggravated assault by vehicle	Held for Court (Lower Court)	F3	75 § 3732.1 §§ A
3 / Recklessly Endangering Another Person	Held for Court (Lower Court)	M2	18 § 2705
4 / Recklessly Endangering Another Person	Held for Court (Lower Court)	M2	18 § 2705
5 / Recklessly Endangering Another Person	Held for Court (Lower Court)	M2	18 § 2705
6 / Recklessly Endangering Another Person	Held for Court (Lower Court)	M2	18 § 2705
7 / Recklessly Endangering Another Person	Held for Court (Lower Court)	M2	18 § 2705
8 / Recklessly Endangering Another Person	Held for Court (Lower Court)	M2	18 § 2705
9 / Reckless Driving	Held for Court (Lower Court)	S	75 § 3736 §§ A
10 / Failure To Stop At Red Signal	Held for Court (Lower Court)	S	75 § 3112 §§ A3I
11 / Driving at Safe Speed	Held for Court (Lower Court)	S	75 § 3361

Proceed to Court Defendant Was Not Present

Information Filed	11/14/2018	Not Final	
2 / Aggravated assault by vehicle	Proceed to Court	F3	75 § 3732.1 §§ A
3 / Recklessly Endangering Another Person	Proceed to Court	M2	18 § 2705
4 / Recklessly Endangering Another Person	Proceed to Court	M2	18 § 2705
5 / Recklessly Endangering Another Person	Proceed to Court	M2	18 § 2705
6 / Recklessly Endangering Another Person	Proceed to Court	M2	18 § 2705

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DOCKET

Docket Number: CP-09-CR-0006078-2018

CRIMINAL DOCKET

Court Case



Commonwealth of Pennsylvania

v.

Thomas J. Everitt

Page 3 of 9

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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>			
7 / Recklessly Endangering Another Person	Proceed to Court	M2	18 § 2705
8 / Recklessly Endangering Another Person	Proceed to Court	M2	18 § 2705
9 / Reckless Driving	Proceed to Court	S	75 § 3736 §§ A
10 / Failure To Stop At Red Signal	Proceed to Court	S	75 § 3112 §§ A3I
11 / Driving at Safe Speed	Proceed to Court	S	75 § 3361
Guilty Plea			
Trial	04/23/2019	Final Disposition	
2 / Aggravated assault by vehicle	Guilty Plea	F3	75 § 3732.1 §§ A
Waite, Clyde W.	04/23/2019		
Probation	Max of 7.00 Years		
	Other		
Concurrent w/ Count 12			
3 / Recklessly Endangering Another Person	Guilty Plea	M2	18 § 2705
Waite, Clyde W.	04/23/2019		
Probation	Min of 1.00 Years		
	Max of 1.00 Years		
	1 Year		
Concurrent w/ Ct 12 and 2			
4 / Recklessly Endangering Another Person	Guilty Plea	M2	18 § 2705
Waite, Clyde W.	04/23/2019		
Probation	Min of 1.00 Years		
	Max of 1.00 Years		
	1 Year		
Concurrent w/ Ct 12 and 2			
5 / Recklessly Endangering Another Person	Guilty Plea	M2	18 § 2705
Waite, Clyde W.	04/23/2019		
Probation	Min of 1.00 Years		
	Max of 1.00 Years		
	1 Year		
Concurrent w/ Ct 12 and 2			
6 / Recklessly Endangering Another Person	Guilty Plea	M2	18 § 2705
Waite, Clyde W.	04/23/2019		

COURT OF COMMON PLEAS OF BUCKS COUNTY

DOCKET

Docket Number: CP-09-CR-0006078-2018

CRIMINAL DOCKET

Court Case



Commonwealth of Pennsylvania

v.

Thomas J. Everitt

Page 4 of 9

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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>			
Probation	Min of 1.00 Years Max of 1.00 Years 1 Year		
Concurrent w/ Ct 12 and 2			
7 / Recklessly Endangering Another Person	Guilty Plea	M2	18 § 2705
Waite, Clyde W.	04/23/2019		
Probation	Min of 1.00 Years Max of 1.00 Years 1 Year		
Concurrent w/ Ct 12 and 2			
8 / Recklessly Endangering Another Person	Guilty Plea	M2	18 § 2705
Waite, Clyde W.	04/23/2019		
Probation	Min of 1.00 Years Max of 1.00 Years 1 Year		
Concurrent w/ Ct 12 and 2			
9 / Reckless Driving	Guilty Plea	S	75 § 3736 §§ A
Waite, Clyde W.	04/23/2019		
10 / Failure To Stop At Red Signal	Guilty Plea	S	75 § 3112 §§ A3I
Waite, Clyde W.	04/23/2019		
11 / Driving at Safe Speed	Guilty Plea	S	75 § 3361
Waite, Clyde W.	04/23/2019		
12 / Involuntary Manslaughter	Guilty Plea	M1	18 § 2504 §§ A
Waite, Clyde W.	04/23/2019		
Probation	Min of 5.00 Years Max of 5.00 Years 5 Years		
Community Service should be served with Coalition for Distracted Drivers and Distracted Driving			
Pay Costs			
Pay Restitution in the amount of \$18,516.49			
No Contact with Victim			
100 Hours Community Service per year of 5 years prob.			

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DOCKET

Docket Number: CP-09-CR-0006078-2018

CRIMINAL DOCKET

Court Case



Commonwealth of Pennsylvania

v.

Thomas J. Everitt

Page 5 of 9

LINKED SENTENCES:

Link 1

CP-09-CR-0006078-2018 - Seq. No. 2 (75§ 3732.1 §§ A) - Probation is Concurrent with
CP-09-CR-0006078-2018 - Seq. No. 12 (18§ 2504 §§ A) - Probation

Link 2

CP-09-CR-0006078-2018 - Seq. No. 3 (18§ 2705 §§) - Probation is Concurrent with
CP-09-CR-0006078-2018 - Seq. No. 4 (18§ 2705 §§) - Probation is Concurrent with
CP-09-CR-0006078-2018 - Seq. No. 5 (18§ 2705 §§) - Probation is Concurrent with
CP-09-CR-0006078-2018 - Seq. No. 6 (18§ 2705 §§) - Probation is Concurrent with
CP-09-CR-0006078-2018 - Seq. No. 7 (18§ 2705 §§) - Probation is Concurrent with
CP-09-CR-0006078-2018 - Seq. No. 8 (18§ 2705 §§) - Probation is Concurrent with
CP-09-CR-0006078-2018 - Seq. No. 12 (18§ 2504 §§ A) - Probation is Concurrent with
CP-09-CR-0006078-2018 - Seq. No. 2 (75§ 3732.1 §§ A) - Probation

COMMONWEALTH INFORMATION

Name: Bucks County District Attorney's Office
District Attorney

Supreme Court No:

Phone Number(s):
215-348-6345 (Phone)

Address:
Bucks County Justice Center
100 N. Main Street
Doylestown, PA 18901

Name: Robert Douglas James
Assistant District Attorney

Supreme Court No: 091056

Phone Number(s):
215-348-6332 (Phone)

Address:
Bucks Co Da's Office
100 N Main St
Doylestown, PA 18901-4318

ATTORNEY INFORMATION

Name: Louis R. Busico
Private

Supreme Court No: 052595

Rep. Status: Active

Phone Number(s):
215-504-2930 (Phone)

Address:
133 N State St
Newtown, PA 18940-2028

Representing: Everitt, Thomas J.

ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
1	08/21/2018		Everitt, Thomas J.
Bail Posted - Everitt, Thomas J.			
2	08/21/2018		Gambardella, Gary
Bail Set - Everitt, Thomas J.			

COURT OF COMMON PLEAS OF BUCKS COUNTY

DOCKET

Docket Number: CP-09-CR-0006078-2018

CRIMINAL DOCKET

Court Case



Commonwealth of Pennsylvania

v.

Thomas J. Everitt

Page 6 of 9

ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
1	10/19/2018		Court of Common Pleas - Bucks County
Original Papers Received from Lower Court			
1	11/14/2018		Weintraub, Matthew D.
Information Filed			
1	11/15/2018		Busico, Louis R.
Entry of Appearance and Waiver of Arraignment and Request for Pre-Trial Discovery			
1	12/05/2018		Bucks County District Attorney's Office
Discoverable materials (cover letter only)			
2	12/05/2018		Bucks County District Attorney's Office
Request for Pre-Trial Discovery			
1	04/18/2019		Busico, Louis R.
Petition for Writ of Habeas Corpus			
1	04/23/2019		Waite, Clyde W.
Guilty Plea			
2	04/23/2019		Waite, Clyde W.
Order - Sentence/Penalty Imposed			
3	04/23/2019		Court of Common Pleas - Bucks County
Exhibits Filed			
1	04/24/2019		Smithson, Mary K.
DL-21 to be Prepared			
2	04/24/2019		Smithson, Mary K.
DL-21 was prepared			
3	04/24/2019		Court of Common Pleas - Bucks County
Restitution break-down			

COURT OF COMMON PLEAS OF BUCKS COUNTY

DOCKET

Docket Number: CP-09-CR-0006078-2018

CRIMINAL DOCKET

Court Case



Commonwealth of Pennsylvania

v.

Thomas J. Everitt

Page 7 of 9

ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
4	04/24/2019		Court of Common Pleas - Bucks County
Penalty Assessed			
1	04/25/2019		Unknown Filer
DL-21 Sent to PennDOT			
2	04/25/2019		Court of Common Pleas - Bucks County
Motion Returned to File for Time of Trial			
1	06/17/2019		Court of Common Pleas - Bucks County
Entry of Civil Judgment			
1	07/12/2019		Bucks County Court Reporter
Transcripts filed by Diane Dimidio for April 23, 2019 original only 134pgs			
1	11/05/2020	11/04/2020	Bucks County Probation Department
Master Review Hearing Recommendation			
1	12/27/2021	12/22/2021	Bucks County Probation Department
Master Review Hearing Recommendation			
1	10/20/2022		Court of Common Pleas - Bucks County
Penalty Satisfied			
Bucks County District Attorney's Office			
10/20/2022	eService		Served
Busico, Louis R.			
10/20/2022	eService		Served
James, Robert Douglas			
10/20/2022	eService		Served

COURT OF COMMON PLEAS OF BUCKS COUNTY

DOCKET

Docket Number: CP-09-CR-0006078-2018

CRIMINAL DOCKET

Court Case



Commonwealth of Pennsylvania

v.

Thomas J. Everitt

Page 8 of 9

CASE FINANCIAL INFORMATION

Last Payment Date: 10/20/2022

Total of Last Payment: -\$614.98

Everitt, Thomas J. Defendant	<u>Assessment</u>	<u>Payments</u>	<u>Adjustments</u>	<u>Non Monetary Payments</u>	<u>Total</u>
Costs/Fees					
Postage (Bucks)	\$0.94	(\$0.94)	\$0.00	\$0.00	\$0.00
Bucks Co. Witness Fee (Bucks)	\$12.84	(\$12.84)	\$0.00	\$0.00	\$0.00
Bucks Co. Witness Fee (Bucks)	\$7.80	(\$7.80)	\$0.00	\$0.00	\$0.00
Bucks Co. Witness Fee (Bucks)	\$7.24	(\$7.24)	\$0.00	\$0.00	\$0.00
Bucks Co. Witness Fee (Bucks)	\$5.42	(\$5.42)	\$0.00	\$0.00	\$0.00
Certification (Bucks)	\$33.00	(\$33.00)	\$0.00	\$0.00	\$0.00
ATJ	\$6.00	(\$6.00)	\$0.00	\$0.00	\$0.00
CAT/MCARE/General Fund	\$45.00	(\$45.00)	\$0.00	\$0.00	\$0.00
CAT/MCARE/General Fund	\$45.00	(\$45.00)	\$0.00	\$0.00	\$0.00
CAT/MCARE/General Fund	\$45.00	(\$45.00)	\$0.00	\$0.00	\$0.00
CAT/MCARE/General Fund	\$45.00	(\$45.00)	\$0.00	\$0.00	\$0.00
CJES	\$2.50	(\$2.50)	\$0.00	\$0.00	\$0.00
Commonwealth Cost - HB627 (Act 167 of 1992)	\$21.10	(\$21.10)	\$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)	\$30.80	(\$30.80)	\$0.00	\$0.00	\$0.00
DNA Detection Fund (Act 185-2004)	\$250.00	(\$250.00)	\$0.00	\$0.00	\$0.00
Domestic Violence Compensation (Act 44 of 1988)	\$10.00	(\$10.00)	\$0.00	\$0.00	\$0.00
Emergency Medical Services (Act 45 of 1985)	\$10.00	(\$10.00)	\$0.00	\$0.00	\$0.00
Emergency Medical Services (Act 45 of 1985)	\$10.00	(\$10.00)	\$0.00	\$0.00	\$0.00
Emergency Medical Services (Act 45 of 1985)	\$10.00	(\$10.00)	\$0.00	\$0.00	\$0.00
Emergency Medical Services (Act 45 of 1985)	\$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	\$21.25	(\$21.25)	\$0.00	\$0.00	\$0.00
Judicial Computer Project	\$8.00	(\$8.00)	\$0.00	\$0.00	\$0.00
OAG - JCP	\$2.50	(\$2.50)	\$0.00	\$0.00	\$0.00
State Court Costs (Act 204 of 1976)	\$14.10	(\$14.10)	\$0.00	\$0.00	\$0.00
OSP (Bucks/State) (Act 35 of 1991)	\$1,470.00	(\$1,470.00)	\$0.00	\$0.00	\$0.00
OSP (Bucks/State) (Act 35 of 1991)	\$1,470.00	(\$1,470.00)	\$0.00	\$0.00	\$0.00

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DOCKET

Docket Number: CP-09-CR-0006078-2018

CRIMINAL DOCKET

Court Case



Commonwealth of Pennsylvania

v.

Thomas J. Everitt

Page 9 of 9

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Everitt, Thomas J. Defendant	<u>Assessment</u>	<u>Payments</u>	<u>Adjustments</u>	<u>Non Monetary Payments</u>	<u>Total</u>
Costs/Fees Totals:	\$3,648.49	(\$3,648.49)	\$0.00	\$0.00	\$0.00
Fines					
Title 75, Motor Vehicle (Motor License Fund)	\$100.00	(\$100.00)	\$0.00	\$0.00	\$0.00
Title 75, Motor Vehicle (Motor License Fund)	\$100.00	(\$100.00)	\$0.00	\$0.00	\$0.00
Title 75, Motor Vehicle (Motor License Fund)	\$12.50	(\$12.50)	\$0.00	\$0.00	\$0.00
Title 75, Motor Vehicle (Motor License Fund)	\$12.50	(\$12.50)	\$0.00	\$0.00	\$0.00
Title 75, Motor Vehicle (Motor License Fund)	\$12.50	(\$12.50)	\$0.00	\$0.00	\$0.00
Title 75, Motor Vehicle (Motor License Fund)	\$12.50	(\$12.50)	\$0.00	\$0.00	\$0.00
Fines Totals:	\$250.00	(\$250.00)	\$0.00	\$0.00	\$0.00
Restitution					
Restitution	\$12,470.00	(\$12,470.00)	\$0.00	\$0.00	\$0.00
Restitution	\$6,046.49	(\$6,046.49)	\$0.00	\$0.00	\$0.00
Restitution Totals:	\$18,516.49	(\$18,516.49)	\$0.00	\$0.00	\$0.00
Grand Totals:	\$22,414.98	(\$22,414.98)	\$0.00	\$0.00	\$0.00

** - Indicates assessment is subrogated