

COURT OF COMMON PLEAS OF CHESTER COUNTY

DOCKET



Docket Number: CP-15-CR-0004861-2006

CRIMINAL DOCKET

Court Case

Commonwealth of Pennsylvania

v.

Justo Roberto Smoker

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CASE INFORMATION

<u>Judge Assigned:</u> Streitel, Phyllis R.	<u>Date Filed:</u> 11/20/2006	<u>Initiation Date:</u> 09/20/2006
<u>OTN:</u> K 284504-3	<u>LOTN:</u>	<u>Originating Docket No:</u> MJ-15306-CR-0000201-2006
<u>Initial Issuing Authority:</u> Michael J. Cabry III	<u>Final Issuing Authority:</u> Michael J. Cabry III	
<u>Arresting Agency:</u> W Caln Twp Police Dept	<u>Arresting Officer:</u> Bryson, Michael Charles	
<u>Complaint/Citation No.:</u>	<u>Incident Number:</u>	
<u>Case Local Number Type(s)</u> Civil Judgment Case #	<u>Case Local Number(s)</u> AP0700861	

RELATED CASES

<u>Related Docket No</u>	<u>Related Case Caption</u>	<u>Related Court</u>	<u>Association Reason</u>
Related			
CP-15-CR-0000912-2007	Comm. v. Smoker, Justo Roberto	CP-15-15-Crim	Da intends to try together
CP-15-CR-0000804-2007	Comm. v. Abbs, Jeffery J.	CP-15-15-Crim	Da intends to try together
CP-15-CR-0000912-2007	Comm. v. Smoker, Justo Roberto	CP-15-15-Crim	Da intends to try together

STATUS INFORMATION

<u>Case Status:</u>	<u>Status Date</u>	<u>Processing Status</u>	<u>Complaint Date:</u>
Closed	05/16/2007	Sentenced/Penalty Imposed	09/20/2006
	05/16/2007	Awaiting Sentencing	
	05/16/2007	Sentenced/Penalty Imposed	
	11/20/2006	Awaiting Trial	
	11/20/2006	Awaiting Original Papers	

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	11/30/2006	9:30 am	Hearing Room C - Chester County Courthouse		Scheduled
Criminal Trial	03/12/2007	9:00 am	Courtroom 11 - Chester County Courthouse	Senior Judge Phyllis R. Streitel	Scheduled
Criminal Trial	04/16/2007	9:00 am	Courtroom 11 - Chester County Courthouse	Senior Judge Phyllis R. Streitel	Scheduled
Criminal Trial	05/29/2007	9:00 am	Courtroom 11 - Chester County Courthouse	Senior Judge Phyllis R. Streitel	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>
07/11/2020	County Correctional Facility	Lancaster County Prison		Yes
09/02/2021	State Correctional Institution	SCI Forest		Yes

DEFENDANT INFORMATION

Date Of Birth: 03/29/1986 City/State/Zip: Gap, PA 17527

Alias Name
Smoker, Justo

CASE PARTICIPANTS

<u>Participant Type</u>	<u>Name</u>
Defendant	Smoker, Justo Roberto

BAIL INFORMATION

Smoker, Justo Roberto **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	10/06/2006	Monetary		\$50,000.00		

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	F1	18 § 3502 §§ A	Burglary	09/11/2005	K 284504-3

DISPOSITION SENTENCING/PENALTIES

<u>Disposition 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>			
Lower Court Proceeding (generic)			
Lower Court Disposition	11/17/2006	Not Final	
1 / Burglary	Held for Court (Lower Court)	F1	18 § 3502 §§ A
Guilty Plea			
Trial	05/16/2007	Final Disposition	
1 / Burglary	Guilty Plea	F1	18 § 3502 §§ A
Streitel, Phyllis R.	05/16/2007		

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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>			
Confinement	Min of 15.00 Months Max of 30.00 Months Other		

LINKED SENTENCES:

Link 1

CP-15-CR-0004861-2006 - Seq. No. 1 (18§ 3502 §§ A) - Confinement is Concurrent with

CP-15-CR-0000912-2007 - Seq. No. 1 (18§ 3701 §§ A1II) - Confinement

COMMONWEALTH INFORMATION

Name: Andrew Michael Rongaus

District Attorney

Supreme Court No: 087423

Phone Number(s):
215-937-1345 (Phone)

Address:
Attorney Gen Drug Strike Force
7801 Essington Avenue
Philadelphia, PA 19153

Name: Chester County District Attorney's
Office
Prosecutor

Supreme Court No:

Phone Number(s):
610-344-6801 (Phone)

Address:
201 West Market Street
Suite 4450
West Chester, PA 19380

ATTORNEY INFORMATION

Name: Kathleen A. Grimes

Public Defender

Supreme Court No: 077646

Rep. Status: Active

Phone Number(s):
610-344-6940 (Phone)

Address:
17 N Church Street PO Box 2748
West Chester, PA 19380-0991

Representing: Smoker, Justo Roberto

ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
1	10/06/2006		Cabry, Michael J. III
Bail Set - Smoker, Justo Roberto			
1	11/20/2006		MDJ-15-3-06
Original Papers Received from Lower Court			

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ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
1	12/05/2006	12/05/2006	Dobson, Joseph W.
Ready for Trial - Waived Arraignment			
1	12/07/2006		Grimes, Kathleen A.
Entry of Appearance			
2	02/02/2007		Court of Common Pleas - Chester County
Hearing Notice			
1	03/12/2007		Streitel, Phyllis R.
Order Granting Motion to Continue Trial			
Chester County Court Administration			
03/13/2007			
Chester County District Attorney's Office			
03/13/2007			
Grimes, Kathleen A.			
03/13/2007			
1	03/14/2007		Rongaus, Andrew Michael
Consolidate Cases			
2	03/22/2007		Court of Common Pleas - Chester County
Hearing Notice			
1	04/16/2007	04/16/2007	Chester County District Attorney's Office
Transportation Order			
Chester County Sheriff's Department			
04/16/2007 Interoffice			
1	05/04/2007		Court of Common Pleas - Chester County
Hearing Notice			
1	05/16/2007		Streitel, Phyllis R.
P/A & Sentenced			

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ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
2 Guilty Plea	05/16/2007		Streitel, Phyllis R.
3 Disposition Filed	05/16/2007		Streitel, Phyllis R.
4 Order - Sentence/Penalty Imposed	05/16/2007		Streitel, Phyllis R.
5 Trial Chronology	05/16/2007		Commonwealth of Pennsylvania
1 Penalty Assessed	06/20/2007		Court of Common Pleas - Chester County
2 Entry of Civil Judgment	06/20/2007	06/20/2007	Peters, Teena A.

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CASE FINANCIAL INFORMATION

Last Payment Date:

Total of Last Payment:

Smoker, Justo Roberto Defendant	<u>Assessment</u>	<u>Payments</u>	<u>Adjustments</u>	<u>Non Monetary Payments</u>	<u>Total</u>
Costs/Fees					
Witness Fee (Chester)	\$1.00	\$0.00	\$0.00	\$0.00	\$1.00
Constable Education Training Act	\$5.00	\$0.00	\$0.00	\$0.00	\$5.00
Constable Fee (Chester)	\$775.67	\$0.00	\$0.00	\$0.00	\$775.67
State Court Costs (Act 204 of 1976)	\$11.09	\$0.00	\$0.00	\$0.00	\$11.09
Commonwealth Cost - HB627 (Act 167 of 1992)	\$16.64	\$0.00	\$0.00	\$0.00	\$16.64
County Court Cost (Act 204 of 1976)	\$24.27	\$0.00	\$0.00	\$0.00	\$24.27
Crime Victims Compensation (Act 96 of 1984)	\$35.00	\$0.00	\$0.00	\$0.00	\$35.00
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	\$0.00	\$0.00	\$0.00	\$25.00
Firearm Education and Training Fund	\$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
Clerks Cost (Chester)	\$75.00	\$0.00	\$0.00	\$0.00	\$75.00
Clerk of Courts UDS Automation Fee (Chester)	\$5.00	\$0.00	\$0.00	\$0.00	\$5.00
Costs/Fees Totals:	\$998.67	\$0.00	\$0.00	\$0.00	\$998.67
Restitution					
Restitution	\$750.00	\$0.00	\$0.00	\$0.00	\$750.00
Restitution Totals:	\$750.00	\$0.00	\$0.00	\$0.00	\$750.00
Grand Totals:	\$1,748.67	\$0.00	\$0.00	\$0.00	\$1,748.67

** - Indicates assessment is subrogated