

COURT OF COMMON PLEAS OF FRANKLIN COUNTY

DOCKET



Docket Number: CP-28-CR-0001170-2016

CRIMINAL DOCKET

Court Case

Commonwealth of Pennsylvania

v.

Ryan Lynn Horton

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CASE INFORMATION

<u>Judge Assigned:</u>	<u>Date Filed:</u> 07/21/2016	<u>Initiation Date:</u> 06/15/2016
<u>OTN:</u> T 806206-2	<u>LOTN:</u>	<u>Originating Docket No:</u> MJ-39306-CR-0000091-2016
<u>Initial Issuing Authority:</u> Jody C. Eyer	<u>Final Issuing Authority:</u> Jody C. Eyer	
<u>Arresting Agency:</u> PSP - McConnellsburg	<u>Arresting Officer:</u> Strayer, Gregory R.	
<u>Complaint/Citation No.:</u> PA16294369	<u>Incident Number:</u>	
<u>County:</u> Fulton	<u>Township:</u> Mcconnellsburg Boro	
<u>Case Local Number Type(s)</u>	<u>Case Local Number(s)</u>	

STATUS INFORMATION

<u>Case Status:</u> Closed	<u>Status Date</u>	<u>Processing Status</u>	<u>Complaint Date:</u> 06/15/2016
	07/21/2023	Completed	
	06/14/2019	Sentenced/Penalty Imposed	
	06/14/2019	Awaiting PSI	
	06/14/2019	Awaiting Sentencing	
	06/07/2019	Awaiting Sentencing	
	08/31/2018	Awaiting Trial	
	08/10/2016	Awaiting Pre-Trial Conference	
	07/22/2016	Awaiting Formal Arraignment	
	07/21/2016	Awaiting Filing of Information	

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CALENDAR EVENTS

<u>Case Calendar</u> <u>Event Type</u>	<u>Schedule</u> <u>Start Date</u>	<u>Start</u> <u>Time</u>	<u>Room</u>	<u>Judge Name</u>	<u>Schedule</u> <u>Status</u>
Formal Arraignment	08/10/2016	1:00 pm	Courtroom #2 - Franklin County Courthouse	Judge Jeremiah D. Zook	Scheduled
Call of the Trial List (Incarcerated)	10/21/2016	1:00 pm	Franklin County Jail Courtroom	Judge Jeremiah D. Zook	Scheduled
Call of the Trial List (On Bond)	10/24/2016	9:00 am	Courtroom #2 - Franklin County Courthouse	Judge Jeremiah D. Zook	Scheduled
Call of the Trial List (Incarcerated)	12/15/2016	1:00 pm	Franklin County Jail Courtroom	Judge Jeremiah D. Zook	Scheduled
Call of the Trial List (On Bond)	12/19/2016	9:00 am	Courtroom #2 - Franklin County Courthouse	Judge Jeremiah D. Zook	Scheduled
Call of the Trial List (On Bond)	02/17/2017	9:00 am	Courtroom #2 - Franklin County Courthouse	Judge Jeremiah D. Zook	Scheduled
Call of the Trial List (Incarcerated)	02/17/2017	1:00 pm	Franklin County Jail Courtroom	Judge Jeremiah D. Zook	Scheduled
Call of the Trial List (On Bond)	04/21/2017	9:00 am	Courtroom #2 - Franklin County Courthouse	Judge Jeremiah D. Zook	Scheduled
Call of the Trial List (Incarcerated)	04/24/2017	1:00 pm	Franklin County Jail Courtroom	Judge Jeremiah D. Zook	Scheduled
Call of the Trial List (On Bond)	06/19/2017	9:00 am	Courtroom #2 - Franklin County Courthouse	Judge Jeremiah D. Zook	Cancelled
Call of the Trial List (Incarcerated)	06/26/2017	1:00 pm	Franklin County Jail Courtroom	Judge Jeremiah D. Zook	Cancelled

DEFENDANT INFORMATION

Date Of Birth: 02/21/1989 City/State/Zip: Huntingdon, PA 16652-0999

CASE PARTICIPANTS

<u>Participant Type</u>	<u>Name</u>
Defendant	Horton, Ryan Lynn

BAIL INFORMATION

Horton, Ryan Lynn

Nebbia Status: None

<u>Bail Action</u>	<u>Date</u>	<u>Bail Type</u>	<u>Originating Court</u>	<u>Percentage</u>	<u>Amount</u>
Set	06/15/2016	Monetary	Magisterial District Court		\$25,000.00

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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 § 2701 §§ A1	Simple Assault	06/05/2016	T 806206-2
2	3	M2	18 § 2701 §§ A1	Simple Assault	06/05/2016	T 806206-2

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</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	07/14/2016	Not Final
1 / Simple Assault	Held for Court (Lower Court)	M2 18 § 2701 §§ A1

Proceed to Court

Information Filed	08/05/2016	Not Final
1 / Simple Assault	Proceed to Court	M2 18 § 2701 §§ A1
2 / Simple Assault	Proceed to Court	M2 18 § 2701 §§ A1

Guilty

Trial by Jury	06/07/2019	Final Disposition
1 / Simple Assault	Guilty	M2 18 § 2701 §§ A1

Zook, Jeremiah D.
Confinement

06/14/2019
Min of 9.00 Months
Max of 24.00 Months
Other

The defendant shall undergo and successfully complete any program prison/probation officials deem necessary.

The defendant shall undergo Drug/Alcohol Assessment / Treatment and pay all costs.

The defendant shall undergo Mental Health Assessment / Treatment and pay all costs.

The defendant shall have NO CONTACT with any co-defendants.

The defendant shall have NO CONTACT with victims family

The defendant may NOT CONSUME any beverage containing alcohol or any controlled substance, unless lawfully prescribed, and shall submit to random urinalysis, breath or blood testing to ensure compliance.

The defendant shall not own, possess, use, manufacture, control, sell or transfer FIREARMS and must otherwise comply with the provisions of 18 Pa.C.S.A §6105.

The defendant shall pay court costs.

The defendant is not eligible for the RRRI program.

The defendant shall undergo Domestic Violence Treatment / NOVIS and pay all costs.

2 / Simple Assault	Guilty	M2 18 § 2701 §§ A1
Zook, Jeremiah D.	06/14/2019	

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DISPOSITION SENTENCING/PENALTIES

Disposition

Case Event

Disposition Date

Final Disposition

Sequence/Description

Offense Disposition

Grade Section

Sentencing Judge

Sentence Date

Credit For Time Served

Sentence/Diversion Program Type

Incarceration/Diversionary Period

Start Date

Sentence Conditions

Confinement

Min of 9.00 Months

Max of 24.00 Months

Other

The defendant shall undergo and successfully complete any program prison/probation officials deem necessary.

The defendant shall undergo Domestic Violence Treatment / NOVIS and pay all costs.

The defendant shall undergo Drug/Alcohol Assessment / Treatment and pay all costs.

The defendant shall undergo Mental Health Assessment / Treatment and pay all costs.

The defendant shall have NO CONTACT with any co-defendants.

The defendant shall have NO CONTACT with victims family

The defendant may NOT CONSUME any beverage containing alcohol or any controlled substance, unless lawfully prescribed, and shall submit to random urinalysis, breath or blood testing to ensure compliance.

The defendant shall not own, possess, use, manufacture, control, sell or transfer FIREARMS and must otherwise comply with the provisions of 18 Pa.C.S.A §6105.

The defendant is not eligible for the RRR program.

The defendant shall pay court costs.

LINKED SENTENCES:

Link 1

CP-28-CR-0001170-2016 - Seq. No. 1 (18§ 2701 §§ A1) - Confinement is Consecutive to

CP-28-CR-0001174-2016 - Seq. No. 8 (18§ 6106 §§ A1) - Confinement

Link 2

CP-28-CR-0001170-2016 - Seq. No. 2 (18§ 2701 §§ A1) - Confinement is Concurrent with

CP-28-CR-0001170-2016 - Seq. No. 1 (18§ 2701 §§ A1) - Confinement

Link 3

CP-28-CR-0001170-2016 - Seq. No. 2 (18§ 2701 §§ A1) - Confinement is Consecutive to

CP-28-CR-0001174-2016 - Seq. No. 8 (18§ 6106 §§ A1) - Confinement

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COMMONWEALTH INFORMATION

Name: Franklin County District Attorney's
Office
District Attorney

Supreme Court No:

Phone Number(s):

717-261-3827 (Phone)

Address:

218 North Second Street
Chambersburg, PA 17201

Name: Lauren Elizabeth Sulcove
District Attorney

Supreme Court No: 092969

Phone Number(s):

717-261-3827 (Phone)

Address:

Franklin County District Attorney's Office
157 Lincoln Way East
Chambersburg, PA 17201

ATTORNEY INFORMATION

Name: Michael Oresto Palermo Jr.
Court Appointed - Private

Supreme Court No: 093334

Rep. Status: Active

Phone Number(s):

717-635-9591 (Phone)

717-635-9725 (Fax)

Address:

Palermo Law Offices
3300 Trindle Rd Ste 2
Camp Hill, PA 17011-4432

Representing: Horton, Ryan Lynn

ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
1	06/15/2016		Eyer, Jody C.
Bail Set - Horton, Ryan Lynn			
1	06/29/2016	06/29/2016	Brink, Ian Michael
Petition for Stenographer and Transcripts of Preliminary Hearing			
1	07/05/2016	07/05/2016	Zook, Jeremiah D.
Order/Granting Petition for transcripts			
1	07/21/2016		Court of Common Pleas - Franklin County
Original Papers Received from Lower Court			
1	08/05/2016		Commonwealth of Pennsylvania
Information Filed			
1	08/10/2016		Horton, Ryan Lynn
Appearance and Waiver of Arraignment			
2	08/10/2016		Brink, Ian Michael
Motion for Informal Discovery Request			

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1	10/21/2016		Brink, Ian Michael
Motion for Continuance			
2	10/21/2016	10/21/2016	Zook, Jeremiah D.
Order/Case Continued to January 2017 Trial Term			
Brink, Ian Michael			
10/21/2016	Interoffice		
Franklin County District Attorney's Office			
10/21/2016	Interoffice		
1	12/15/2016		Brink, Ian Michael
Motion for Continuance and Waiver of Pa.R. Crim.P. 600/1013			
2	12/15/2016	12/15/2016	Zook, Jeremiah D.
Order/Case Continued to March 2017 Trial Term			
Brink, Ian Michael			
12/15/2016	Interoffice		
Franklin County District Attorney's Office			
12/15/2016	Interoffice		
1	02/17/2017		Brink, Ian Michael
Motion for Continuance and Waiver of Pa.R. Crim.P. 600/1013			
2	02/17/2017	02/17/2017	Zook, Jeremiah D.
Order/ Case Continued to May 2017 Trial Term			
Brink, Ian Michael			
02/17/2017	Interoffice		
Franklin County District Attorney's Office			
02/17/2017	Interoffice		
1	04/24/2017		Brink, Ian Michael
Motion for Continuance and Waiver of Pa.R. Crim.P. 600/1013			
2	04/24/2017	04/24/2017	Zook, Jeremiah D.
Order/Case Continued to July 2017 Trial Term			
Brink, Ian Michael			
04/24/2017	Interoffice		
Franklin County District Attorney's Office			
04/24/2017	Interoffice		

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<u>Issue Date</u>	<u>Service Type</u>	<u>Status Date</u>	<u>Service Status</u>
1	06/14/2017		Sulcove, Lauren Elizabeth
Commonwealth's Unopposed Motion to Schedule Pre-Trial Conference			
1	06/15/2017	06/14/2017	Zook, Jeremiah D.
Order/PreTrial Conference Scheduled 7/3/2017 9:00am			
Brink, Ian Michael			
06/15/2017	Interoffice		
Commonwealth of Pennsylvania			
06/15/2017	Interoffice		
1	07/05/2017	07/03/2017	Zook, Jeremiah D.
Order Granting Request to Join Matters for Trial			
Brink, Ian Michael			
07/06/2017	Interoffice		
Sulcove, Lauren Elizabeth			
07/06/2017	Interoffice		
2	07/05/2017	07/03/2017	Zook, Jeremiah D.
Court Ordered - Listed for Pretrial			
Brink, Ian Michael			
07/06/2017	Interoffice		
Sulcove, Lauren Elizabeth			
07/06/2017	Interoffice		
1	09/14/2017	09/14/2017	Zook, Jeremiah D.
Order/Pre-Trial Conference Scheduled for Monday, October 16, 2017 @ 2:00 p.m.			
Brink, Ian Michael			
09/15/2017	Interoffice		
Sulcove, Lauren Elizabeth			
09/15/2017	Interoffice		
1	10/16/2017	10/16/2017	Zook, Jeremiah D.
Order/Pre-Trial Conference scheduled Monday, November 6, 2017 @ 1:30 p.m.			
Brink, Ian Michael			
10/16/2017	Interoffice		
Sulcove, Lauren Elizabeth			

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<u>Issue Date</u>	<u>Service Type</u>	<u>Status Date</u>	<u>Service Status</u>
10/16/2017	Interoffice		
1	11/07/2017	11/06/2017	Zook, Jeremiah D.
Pre-Trial Order of Court Brink, Ian Michael			
11/07/2017	Interoffice		
Sulcove, Lauren Elizabeth			
11/07/2017	Interoffice		
1	11/20/2017	11/17/2017	Zook, Jeremiah D.
Pre-Trial Order of Court Scheduling Jury Selection Brink, Ian Michael			
11/20/2017	Interoffice		
Commonwealth of Pennsylvania			
11/20/2017	Interoffice		
2	11/20/2017	11/17/2017	Zook, Jeremiah D.
Order/Jury Instructions Brink, Ian Michael			
11/20/2017	Interoffice		
Commonwealth of Pennsylvania			
11/20/2017	Interoffice		
1	11/21/2017	11/21/2017	Zook, Jeremiah D.
Order Rescheduling Jury Selection 3/19/2018 Brink, Ian Michael			
11/21/2017	Interoffice		
Commonwealth of Pennsylvania			
11/21/2017	Interoffice		
1	12/01/2017	12/01/2017	Barnett, Shannon Elaine
Motion to Extend Deadline			
1	12/04/2017	12/04/2017	Zook, Jeremiah D.
Order Granting Motion for Extension of Time Barnett, Shannon Elaine			
12/05/2017	Interoffice		

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<u>Issue Date</u>	<u>Service Type</u>	<u>Status Date</u>	<u>Service Status</u>
Commonwealth of Pennsylvania			
12/05/2017	Interoffice		

1	03/06/2018	03/06/2018	Zook, Jeremiah D.
Order Appointing New Counsel			
Franklin County District Attorney's Office			
03/06/2018	Interoffice		
Palermo, Michael Oresto Jr.			
03/06/2018	First Class		

1	04/16/2018	04/13/2018	Zook, Jeremiah D.
Order/Pre-Trial Conference 5/4/18 11:00am			
Commonwealth of Pennsylvania			
04/16/2018	Interoffice		
Palermo, Michael Oresto Jr.			
04/16/2018	First Class		

1	05/04/2018	05/04/2018	Zook, Jeremiah D.
Order/Pretrial Conference Scheduled for Monday, July 16, 2018 @ 9:00 a.m.			
Franklin County District Attorney's Office			
05/04/2018	Interoffice		
Palermo, Michael Oresto Jr.			
05/04/2018	First Class		

1	08/31/2018	08/30/2018	Zook, Jeremiah D.
Order to Place Case on Trial List			
Franklin County District Attorney's Office			
09/04/2018	Interoffice		
Palermo, Michael Oresto Jr.			
09/04/2018	First Class		

1	06/07/2019		Franklin County District Attorney's Office
Commonwealth Exhibits (Box 1)			

2	06/07/2019		Franklin County District Attorney's Office
Commonwealth Exhibits (Box 2)			

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3	06/07/2019		Franklin County District Attorney's Office
Commonwealth Exhibits (Box 3)			
4	06/07/2019		Franklin County District Attorney's Office
Sealed Entry			
5	06/07/2019		Franklin County District Attorney's Office
Index of Commonwealth Exhibits Entered on 06/03/19			
6	06/07/2019		Franklin County District Attorney's Office
Index of Commonwealth's Exhibits entered on 06/05/19			
7	06/07/2019		Franklin County District Attorney's Office
Index of Commonwealth Exhibits Entered on 06/06/19			
8	06/07/2019		Palermo, Michael Oresto Jr.
Defense Exhibit			
9	06/07/2019		Franklin County District Attorney's Office
Commonwealth's Exhibit A			
10	06/07/2019	06/07/2019	Zook, Jeremiah D.
Order/Impounding Exhibits 839; 553-560 Order/Returning Exhibits 830,831,833;841;842;845;846 to PSP			
Franklin County District Attorney's Office			
06/07/2019	Interoffice		
Palermo, Michael Oresto Jr.			
06/07/2019	First Class		
12	06/07/2019		Zook, Jeremiah D.
Guilty			
13	06/07/2019	06/07/2019	Zook, Jeremiah D.
Order/Sentencing Scheduled for Friday, June 14, 2019 at 9:00 a.m.			
Franklin County District Attorney's Office			

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<u>Issue Date</u>	<u>Service Type</u>	<u>Status Date</u>	<u>Service Status</u>
06/07/2019	Interoffice		
Palermo, Michael Oresto Jr.			
06/07/2019	First Class		

2	06/14/2019		Zook, Jeremiah D.
Order - Sentence/Penalty Imposed			

1	06/17/2019		Court of Common Pleas - Franklin County
Penalty Assessed			

1	06/21/2019		Zook, Jeremiah D.
Guideline Sentence Form Cts. 1 & 2			

1	07/30/2019	07/30/2019	Zook, Jeremiah D.
Order/Exhibit # 838 in custody of PSP			
Commonwealth of Pennsylvania			
07/30/2019	Interoffice		
Palermo, Michael Oresto Jr.			
07/30/2019	First Class		

1	08/12/2019	08/12/2019	Zook, Jeremiah D.
Order Directing Transcript to be Prepared, Lodged, Filed RE: Exhibits			
Commonwealth of Pennsylvania			
08/12/2019	Interoffice		
Palermo, Michael Oresto Jr.			
08/12/2019	First Class		

1	09/23/2019	09/13/2019	Zook, Jeremiah D.
Transcript of Proceedings of Jury Trial			

2	09/23/2019	09/13/2019	Zook, Jeremiah D.
Transcript of Proceedings of Jury Trial (Day 2)			

1	10/10/2019		Franklin County District Attorney's Office
Notice of Stipulation			

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<u>Issue Date</u>	<u>Service Type</u>	<u>Status Date</u>	<u>Service Status</u>
1	10/14/2019	10/14/2019	Zook, Jeremiah D.
Order/Exhibits 735-753 Striken from this Record			
Franklin County District Attorney's Office			
10/14/2019	Interoffice		
Palermo, Michael Oresto Jr.			
10/14/2019	First Class		

1	01/17/2020		Zook, Jeremiah D.
Transcript of Proceedings of Jury Trial			

2	01/17/2020		Zook, Jeremiah D.
Transcript of Proceedings of Jury Trial			

3	01/17/2020		Zook, Jeremiah D.
Transcript of Proceedings of Jury Trial			

1	07/21/2023	07/21/2023	Shank, Mary Beth
Order Declaring the Record Closed/\$ Remitted			

2	07/21/2023		Court of Common Pleas - Franklin County
Penalty Satisfied			

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CASE FINANCIAL INFORMATION

Last Payment Date: 09/23/2019

Total of Last Payment: -\$60.00

Horton, Ryan Lynn Defendant	<u>Assessment</u>	<u>Payments</u>	<u>Adjustments</u>	<u>Non Monetary Payments</u>	<u>Balance</u>
Costs/Fees					
Jury Sworn (Franklin)	\$25.00	\$0.00	(\$25.00)	\$0.00	\$0.00
ATJ	\$4.00	\$0.00	(\$4.00)	\$0.00	\$0.00
CJES	\$2.25	\$0.00	(\$2.25)	\$0.00	\$0.00
Clerk Automation Cost (Franklin)	\$5.00	\$0.00	(\$5.00)	\$0.00	\$0.00
Commonwealth Cost - HB627 (Act 167 of 1992)	\$10.25	\$0.00	(\$10.25)	\$0.00	\$0.00
Costs of Prosecution - CJEA	\$50.00	\$0.00	(\$50.00)	\$0.00	\$0.00
County Court Cost (Act 204 of 1976)	\$33.30	\$0.00	(\$33.30)	\$0.00	\$0.00
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	(\$10.00)	\$0.00	\$0.00
Firearm Education and Training Fund	\$5.00	\$0.00	(\$5.00)	\$0.00	\$0.00
JCPS	\$21.25	\$0.00	(\$21.25)	\$0.00	\$0.00
Judicial Computer Project	\$8.00	\$0.00	(\$8.00)	\$0.00	\$0.00
State Court Costs (Act 204 of 1976)	\$11.95	\$0.00	(\$11.95)	\$0.00	\$0.00
Victim Witness Service (Act 111 of 1998)	\$25.00	(\$25.00)	\$0.00	\$0.00	\$0.00
County Costs (Franklin)	\$142.50	\$0.00	(\$142.50)	\$0.00	\$0.00
Costs/Fees Totals:	\$388.50	(\$60.00)	(\$328.50)	\$0.00	\$0.00
Fines					
Crimes Code, etc.	\$150.00	\$0.00	(\$150.00)	\$0.00	\$0.00
Crimes Code, etc.	\$150.00	\$0.00	(\$150.00)	\$0.00	\$0.00
Fines Totals:	\$300.00	\$0.00	(\$300.00)	\$0.00	\$0.00
Grand Totals:	\$688.50	(\$60.00)	(\$628.50)	\$0.00	\$0.00

** - Indicates assessment is subrogated