

COURT OF COMMON PLEAS OF FRANKLIN COUNTY

DOCKET

Docket Number: CP-28-CR-0001174-2016

CRIMINAL DOCKET

Court Case



Commonwealth of Pennsylvania

v.

Ryan Lynn Horton

Page 1 of 27

CASE INFORMATION

Judge Assigned:

Date Filed: 07/21/2016

Initiation Date: 06/07/2016

OTN: X 027154-1

LOTN: X 027154-1

Originating Docket No: MJ-39306-CR-0000085-2016

Initial Issuing Authority: Jody C. Eyer

Final Issuing Authority: Jody C. Eyer

Arresting Agency: Chambersburg Psp

Arresting Officer: Bopp, Jeffrey T.

Complaint/Incident #: PA2016278449

Case Local Number Type(s)

Case Local Number(s)

STATUS INFORMATION

<u>Case Status:</u>	<u>Closed</u>	<u>Status Date</u>	<u>Processing Status</u>	<u>Arrest Date:</u>	<u>06/07/2016</u>
		06/24/2019	Awaiting Post Sentence Motion Hearing		
		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		

Complaint Date: 06/07/2016

COURT OF COMMON PLEAS OF FRANKLIN COUNTY

DOCKET

Docket Number: CP-28-CR-0001174-2016

CRIMINAL DOCKET

Court Case



Commonwealth of Pennsylvania

v.

Ryan Lynn Horton

Page 2 of 27

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 (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

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>
07/02/2019	DOC Confined	SCI Camp Hill		Yes

DEFENDANT INFORMATION

Date Of Birth: 02/21/1989 City/State/Zip: Chambersburg, PA 17201

Alias Name
Horton, Ryan L.

CASE PARTICIPANTS

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

COURT OF COMMON PLEAS OF FRANKLIN COUNTY

DOCKET

Docket Number: CP-28-CR-0001174-2016

CRIMINAL DOCKET

Court Case



Commonwealth of Pennsylvania

v.

Ryan Lynn Horton

Page 3 of 27

BAIL INFORMATION

Horton, Ryan Lynn

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>
Denied	06/07/2016			\$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	9	H1	18 § 2501 §§ A	Criminal Homicide	06/02/2016	X 027154-1
2	10	H1	18 § 903	Conspiracy - Criminal Homicide	06/02/2016	X 027154-1
3	3	F1	18 § 3701 §§ A11	Robbery-Inflict Serious Bodily Injury	06/02/2016	X 027154-1
4	4	F1	18 § 903	Conspiracy - Robbery-Inflict Serious Bodily Injury	06/02/2016	X 027154-1
5	5	F3	18 § 3921 §§ A	Theft By Unlaw Taking-Movable Prop	06/02/2016	X 027154-1
6	6	F3	18 § 903	Conspiracy - Theft By Unlaw Taking-Movable Prop	06/02/2016	X 027154-1
7	11	F2	18 § 6105 §§ A1	Possession Of Firearm Prohibited	06/02/2016	X 027154-1
8	8	F3	18 § 6106 §§ A1	Firearms Not To Be Carried W/O License	06/02/2016	X 027154-1
9	1	F1	18 § 2501 §§ A	Criminal Homicide	06/02/2016	X 027154-1
10	2	F1	18 § 903	Conspiracy - Criminal Homicide	06/02/2016	X 027154-1
11	7	F2	18 § 6105 §§ A2i	Person Not To Possess Use Etc. Firearms	06/02/2016	X 027154-1

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		
3 / Robbery-Inflict Serious Bodily Injury	Held for Court (Lower Court)	F1	18 § 3701 §§ A11	
4 / Conspiracy - Robbery-Inflict Serious Bodily Injury	Held for Court (Lower Court)	F1	18 § 903	
5 / Theft By Unlaw Taking-Movable Prop	Held for Court (Lower Court)	F3	18 § 3921 §§ A	
6 / Conspiracy - Theft By Unlaw Taking-Movable Prop	Held for Court (Lower Court)	F3	18 § 903	
8 / Firearms Not To Be Carried W/O License	Held for Court (Lower Court)	F3	18 § 6106 §§ A1	
9 / Criminal Homicide	Held for Court (Lower Court)	F1	18 § 2501 §§ A	
10 / Conspiracy - Criminal Homicide	Held for Court (Lower Court)	F1	18 § 903	
11 / Person Not To Possess Use Etc. Firearms	Held for Court (Lower Court)	F2	18 § 6105 §§ A2i	

COURT OF COMMON PLEAS OF FRANKLIN COUNTY

DOCKET

Docket Number: CP-28-CR-0001174-2016

CRIMINAL DOCKET

Court Case



Commonwealth of Pennsylvania

v.

Ryan Lynn Horton

Page 4 of 27

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>			

Proceed to Court

Information Filed	08/08/2016	Not Final	
1 / Criminal Homicide	Proceed to Court	H1	18 § 2501 §§ A
2 / Conspiracy - Criminal Homicide	Proceed to Court	H1	18 § 903
3 / Robbery-Inflict Serious Bodily Injury	Proceed to Court	F1	18 § 3701 §§ A1
4 / Conspiracy - Robbery-Inflict Serious Bodily Injury	Proceed to Court	F1	18 § 903
5 / Theft By Unlaw Taking-Movable Prop	Proceed to Court	F3	18 § 3921 §§ A
6 / Conspiracy - Theft By Unlaw Taking-Movable Prop	Proceed to Court	F3	18 § 903
7 / Possession Of Firearm Prohibited	Proceed to Court	F2	18 § 6105 §§ A1
8 / Firearms Not To Be Carried W/O License	Proceed to Court	F3	18 § 6106 §§ A1
9 / Criminal Homicide	Charge Changed	F1	18 § 2501 §§ A
Replaced by 18 § 2501 §§ A, Criminal Homicide			
10 / Conspiracy - Criminal Homicide	Charge Changed	F1	18 § 903
Replaced by 18 § 903, Conspiracy - Criminal Homicide			
11 / Person Not To Possess Use Etc. Firearms	Charge Changed	F2	18 § 6105 §§ A2i
Replaced by 18 § 6105 §§ A1, Possession Of Firearm Prohibited			

Guilty

Trial by Jury	06/07/2019	Final Disposition	
1 / Criminal Homicide	Guilty	H1	18 § 2501 §§ A
Zook, Jeremiah D.	06/14/2019	1,103 Days	
Confinement	Life	06/14/2019	

The defendant shall undergo DNA Testing (44 Pa.C.S.A. §2316).

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 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 RRRRI program.

The defendant shall pay court costs.

COURT OF COMMON PLEAS OF FRANKLIN COUNTY

DOCKET

Docket Number: CP-28-CR-0001174-2016

CRIMINAL DOCKET

Court Case



Commonwealth of Pennsylvania

v.

Ryan Lynn Horton

Page 5 of 27

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>			
<p>The defendant shall pay restitution in the amount of \$50.00 to Bonnie Gilhart; \$2,951.98 to Erie Insurance; \$25, 754.29 - CVC Board of Restitution The defendant shall have NO CONTACT with victim's family.</p>			
2 / Conspiracy - Criminal Homicide	Guilty	H1	18 § 903
Zook, Jeremiah D.	06/14/2019		
Confinement	Min of 240.00 Months Max of 480.00 Months Other		
<p>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 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 have NO CONTACT with Victims Family. The defendant shall pay court costs. The defendant is not eligible for the RRR1 program.</p>			
3 / Robbery-Inflict Serious Bodily Injury	Guilty	F1	18 § 3701 §§ A11
Zook, Jeremiah D.	06/14/2019		
Confinement	Min of 120.00 Months Max of 240.00 Months Other		
<p>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 victim's 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.</p>			

COURT OF COMMON PLEAS OF FRANKLIN COUNTY

DOCKET

Docket Number: CP-28-CR-0001174-2016

CRIMINAL DOCKET

Court Case



Commonwealth of Pennsylvania

v.

Ryan Lynn Horton

Page 6 of 27

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>			
<p>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 RRRRI program.</p>			
4 / Conspiracy - Robbery-Inflict Serious Bodily Injury	Guilty	F1	18 § 903
Zook, Jeremiah D.	06/14/2019		
Confinement	Min of 120.00 Months Max of 240.00 Months Other		
<p>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 victim's 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.</p>			
5 / Theft By Unlaw Taking-Movable Prop	Guilty	F3	18 § 3921 §§ A
Zook, Jeremiah D.	06/14/2019		
Merged			
6 / Conspiracy - Theft By Unlaw Taking-Movable Prop	Guilty	F3	18 § 903
Zook, Jeremiah D.	06/14/2019		
Merged			
7 / Possession Of Firearm Prohibited	Guilty	F2	18 § 6105 §§ A1
Zook, Jeremiah D.	06/14/2019		
Confinement	Min of 60.00 Months Max of 120.00 Months Other		
<p>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.</p>			

COURT OF COMMON PLEAS OF FRANKLIN COUNTY

DOCKET

Docket Number: CP-28-CR-0001174-2016

CRIMINAL DOCKET

Court Case



Commonwealth of Pennsylvania

v.

Ryan Lynn Horton

Page 7 of 27

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>			
<p>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 RRRRI program. The defendant shall pay court costs.</p>	<p>Guilty</p>	<p>F3</p>	<p>18 § 6106 §§ A1</p>
<p>8 / Firearms Not To Be Carried W/O License Zook, Jeremiah D. Confinement</p>	<p>06/14/2019 Min of 36.00 Months Max of 84.00 Months Other</p>		
<p>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 RRRRI program.</p>			
<p>9 / Criminal Homicide Replaced by 18 § 2501 §§ A, Criminal Homicide Zook, Jeremiah D.</p>	<p>Charge Changed 06/14/2019</p>	<p>F1</p>	<p>18 § 2501 §§ A</p>
<p>10 / Conspiracy - Criminal Homicide Replaced by 18 § 903, Conspiracy - Criminal Homicide Zook, Jeremiah D.</p>	<p>Charge Changed 06/14/2019</p>	<p>F1</p>	<p>18 § 903</p>
<p>11 / Person Not To Possess Use Etc. Firearms</p>	<p>Charge Changed</p>	<p>F2</p>	<p>18 § 6105 §§ A2i</p>

COURT OF COMMON PLEAS OF FRANKLIN COUNTY

DOCKET

Docket Number: CP-28-CR-0001174-2016

CRIMINAL DOCKET

Court Case



Commonwealth of Pennsylvania

v.

Ryan Lynn Horton

Page 8 of 27

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>			
Replaced by 18 § 6105 §§ A1, Possession Of Firearm Prohibited			
Zook, Jeremiah D.	06/14/2019		

LINKED SENTENCES:

Link 1

CP-28-CR-0001174-2016 - Seq. No. 2 (18§ 2501 §§ A) - Confinement is Concurrent with
CP-28-CR-0001174-2016 - Seq. No. 1 (18§ 2501 §§ A) - Confinement

Link 2

CP-28-CR-0001174-2016 - Seq. No. 3 (18§ 3701 §§ A1) - Confinement is Consecutive to
CP-28-CR-0001174-2016 - Seq. No. 1 (18§ 2501 §§ A) - Confinement

Link 3

CP-28-CR-0001174-2016 - Seq. No. 4 (18§ 3701 §§ A1) - Confinement is Consecutive to
CP-28-CR-0001174-2016 - Seq. No. 3 (18§ 3701 §§ A1) - Confinement

Link 4

CP-28-CR-0001174-2016 - Seq. No. 7 (18§ 6105 §§ A1) - Confinement is Consecutive to
CP-28-CR-0001174-2016 - Seq. No. 4 (18§ 3701 §§ A1) - Confinement

Link 5

CP-28-CR-0001174-2016 - Seq. No. 8 (18§ 6106 §§ A1) - Confinement is Concurrent with
CP-28-CR-0001174-2016 - Seq. No. 7 (18§ 6105 §§ A1) - Confinement

Link 6

CP-28-CR-0001174-2016 - Seq. No. 8 (18§ 6106 §§ A1) - Confinement is Consecutive to
CP-28-CR-0001174-2016 - Seq. No. 4 (18§ 3701 §§ A1) - Confinement

COURT OF COMMON PLEAS OF FRANKLIN COUNTY

DOCKET

Docket Number: CP-28-CR-0001174-2016
CRIMINAL DOCKET

Court Case



Commonwealth of Pennsylvania
v.
Ryan Lynn Horton

Page 9 of 27

COMMONWEALTH INFORMATION

Name: Franklin County District Attorney's
Office
District Attorney

Supreme Court No:

Phone Number(s):
717-261-3827 (Phone)

Address:
Franklin County Courthouse
157 Lincoln Way East
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	06/07/2016		Eyer, Jody C.
Order Denying Motion to Set Bail - Horton, Ryan Lynn			
1	06/29/2016	06/29/2016	Brink, Ian Michael
Petition for Stenographer and Transcript of Preliminary Hearing			
1	07/05/2016	07/05/2016	Zook, Jeremiah D.
Order/Granting Petition for transcripts			
NOW, July 5, 2016 the within Petition for Stenographer and Transcript of Preliminary Hearing having been presented to the Court, read, considered and ordered filed, the Petition for Stenographer and Transcript of Preliminary Hearing is granted. Costs to be paid by the County of Franklin.			
IT IS FURTHER ORDERED that a copy of the transcript of testimony will be provided to the District Attorney of Franklin County, Pennsylvania.			
By the Court...			
Brink, Ian Michael			
07/07/2016	Interoffice		
Franklin County District Attorney's Office			
07/07/2016	Interoffice		

COURT OF COMMON PLEAS OF FRANKLIN COUNTY

DOCKET

Docket Number: CP-28-CR-0001174-2016

CRIMINAL DOCKET

Court Case



Commonwealth of Pennsylvania

v.

Ryan Lynn Horton

Page 10 of 27

ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
1	07/21/2016		Court of Common Pleas - Franklin County
Original Papers Received from Lower Court			
1	08/08/2016		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			
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			
AND NOW, this 21st day of October, 2016, the Defendant's application for a continuance is hereby granted and trial of the above captioned case(s) is/are continued until January 9, 2017. The time between today and January 9, 2017 is excluded from the period for commencement of trial under Pa.R. of Crim. P 600. It will be the responsibility of the Clerk of Courts to serve notice of this Order pursuant to Rules of Criminal Procedure 114.			
By the Court...			
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			
AND NOW, this 15th day of December, 2016, the Defendant's application for a continuance is hereby granted and trial of the above captioned case is continued until March 13, 2017. The time between today and March 13, 2017 is excluded from the period for commencement of trial under Pa.R. of Crim.P600. It will be the responsibility of the Clerk of Courts to serve notice of this Order pursuant to Rules of Criminal Procedure 114.			
By the Court...			
Brink, Ian Michael			
12/15/2016 Interoffice			
Franklin County District Attorney's Office			

COURT OF COMMON PLEAS OF FRANKLIN COUNTY

DOCKET

Docket Number: CP-28-CR-0001174-2016
CRIMINAL DOCKET

Court Case



Commonwealth of Pennsylvania

v.

Ryan Lynn Horton

Page 11 of 27

ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
<u>Service To</u>		<u>Service By</u>	
<u>Issue Date</u>	<u>Service Type</u>	<u>Status Date</u>	<u>Service Status</u>
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			
AND NOW, this 17th day of February, 2017, the Defendant's application for a continuance is hereby granted and trial of the above captioned case(s) is/are continued until May 8, 2017. The time between today and May 8, 2017 is excluded from the period for commencement of trial under Pa.R.Crim.P 600. It will be the responsibility of the Clerk of Courts to serve notice of this Order pursuant to Rules of Criminal Procedure 114.			
By the Court...			
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			
AND NOW, this 24th day of April, 2017, the Defendant's application for a continuance is hereby granted and trial of the above captioned case(s) is/are continued until July 10, 2017. The time between today and July 10, 2017 is excluded from the period for commencement of trial under Pa.R.Crim.P 600. It will be the responsibility of the Clerk of Courts to serve notice of this Order pursuant to Rules of Criminal Procedure 114.			
By the Court...			
Brink, Ian Michael			
04/24/2017	Interoffice		
Franklin County District Attorney's Office			
04/24/2017	Interoffice		
1	06/14/2017		Sulcove, Lauren Elizabeth
Commonwealth's Unopposed Motion to Schedule Pre-Trial Conference			

COURT OF COMMON PLEAS OF FRANKLIN COUNTY

DOCKET

Docket Number: CP-28-CR-0001174-2016

CRIMINAL DOCKET

Court Case



Commonwealth of Pennsylvania

v.

Ryan Lynn Horton

Page 12 of 27

ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
<u>Service To</u>		<u>Service By</u>	
<u>Issue Date</u>	<u>Service Type</u>	<u>Status Date</u>	<u>Service Status</u>
1	06/15/2017	06/14/2017	Zook, Jeremiah D.

Order/PreTrial Conference Scheduled 7/3/2017 9:00am

AND NOW, to wit, this 14th day of June, 2017, upon consideration of the within Unopposed Motion to Schedule Pre-Trial Conference having been presented to the Court, read, considered, and ordered filed,

IT IS HEREBY ORDERED that the cases cited above are removed from the Call of the Incarcerated List on June 26, 2017, and are relisted for a Pre-Trial Conference on Monday, July 3, 2017 at 9:00am.

Service via Interoffice Mail 6/15/2017: Court Admin.

Brink, Ian Michael

06/15/2017 Interoffice

Commonwealth of Pennsylvania

06/15/2017 Interoffice

1	07/05/2017	07/03/2017	Zook, Jeremiah D.
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Order Granting Request to Join Matters for Trial

July 3rd, upon oral request by the Commonwealth, not opposed by the Defense, the above-captioned matters are joined for one trial.

Brink, Ian Michael

07/06/2017 Interoffice

Sulcove, Lauren Elizabeth

07/06/2017 Interoffice

COURT OF COMMON PLEAS OF FRANKLIN COUNTY

DOCKET

Docket Number: CP-28-CR-0001174-2016
CRIMINAL DOCKET

Court Case



Commonwealth of Pennsylvania
v.
Ryan Lynn Horton

Page 13 of 27

ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
<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	07/05/2017	07/03/2017	Zook, Jeremiah D.

Court Ordered - Listed for Pretrial

July 3rd, the above captioned matters having come before the Court for Pre-Trial Conference and the Court having set deadlines on the record this date, it is hereby ordered as follows:

1. All discovery shall be complete by Friday, August 4th, 2017.
2. Counsel for the defendant shall file and serve a notice of any proposed expert not later than September 5th, 2017. The Commonwealth shall file and serve notice of any proposed expert by October 6th, 2017.
3. The above-captioned matters are removed from the regular trial list, and this matter shall come before the Court for a Pre-Trial Conference on Thursday, September 14th, 2017 at 9 a.m. It is anticipated that the parties will be working together to resolve any outstanding discovery issues, provide appropriate notices for experts, and any concomitant reports from experts.

To the extent the parties are able to identify the number of witnesses they will be calling for trial, the Court will entertain a request to select a trial date on September 14th. The Court has specifically advised the parties that no trial dates will be offered until the universe of evidence has been identified..

4. Based on the discussions of record this date in the above-captioned matter, the time between today and September 14th, 2017 will not count against the Commonwealth for purposes of calculating the defendant's right to a speedy trial.

Brink, Ian Michael

07/06/2017 Interoffice

Sulcove, Lauren Elizabeth

07/06/2017 Interoffice

1	09/14/2017		Brink, Ian Michael
Motion for Appointment of Ballistic Expert			

2	09/14/2017	09/14/2017	Zook, Jeremiah D.
Order Granting Motion for Appointment of Ballistics Expert			
Service via Interoffice Mail 9/18/2017: Court Admin.			

Brink, Ian Michael

09/18/2017 Interoffice

Commonwealth of Pennsylvania

09/18/2017 Interoffice

COURT OF COMMON PLEAS OF FRANKLIN COUNTY

DOCKET

Docket Number: CP-28-CR-0001174-2016

CRIMINAL DOCKET

Court Case



Commonwealth of Pennsylvania

v.

Ryan Lynn Horton

Page 14 of 27

ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
<u>Service To</u>	<u>Service By</u>		
<u>Issue Date</u>	<u>Service Type</u>	<u>Status Date</u>	<u>Service Status</u>
3	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			
09/14/2017	Interoffice		
Sulcove, Lauren Elizabeth			
09/14/2017	Interoffice		

1	10/06/2017		Franklin County District Attorney's Office
Notice of Expert			

1	10/09/2017		Brink, Ian Michael
Defendant's Demand for Live Testimony of Commonwealth's Forensic Expert			

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			
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			
Service via Interoffice Mail 11/20/2017: Court Admin.			
Brink, Ian Michael			
11/20/2017	Interoffice		
Commonwealth of Pennsylvania			
11/20/2017	Interoffice		

COURT OF COMMON PLEAS OF FRANKLIN COUNTY

DOCKET

Docket Number: CP-28-CR-0001174-2016

CRIMINAL DOCKET

Court Case



Commonwealth of Pennsylvania

v.

Ryan Lynn Horton

Page 15 of 27

ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
<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	11/20/2017	11/17/2017	Zook, Jeremiah D.
Order/Jury Instructions			
Service via Interoffice Mail 11/20/2017: Court Admin.			
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			
Service via Interoffice Mail 11/21/2017: Court Admin.			
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		
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			
Service via Interoffice Mail 4/16/2018: Court Admin.			
Commonwealth of Pennsylvania			

COURT OF COMMON PLEAS OF FRANKLIN COUNTY

DOCKET

Docket Number: CP-28-CR-0001174-2016

CRIMINAL DOCKET

Court Case



Commonwealth of Pennsylvania

v.

Ryan Lynn Horton

Page 16 of 27

ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
<u>Service To</u>	<u>Service By</u>		
<u>Issue Date</u>	<u>Service Type</u>	<u>Status Date</u>	<u>Service Status</u>
Palermo, Michael Oresto Jr.	04/16/2018	04/16/2018	Interoffice
Palermo, Michael Oresto Jr.	04/16/2018	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	05/04/2018	Interoffice
Palermo, Michael Oresto Jr.	05/04/2018	05/04/2018	First Class
1	07/12/2018		Palermo, Michael Oresto Jr.
Motion To Continue/Schedule For Disposition			
1	07/13/2018	07/13/2018	Zook, Jeremiah D.
Order/Satus Conference Continued to August 30, 2018 @ 1:00 p.m.			
Franklin County District Attorney's Office	07/13/2018	07/13/2018	Interoffice
Palermo, Michael Oresto Jr.	07/13/2018	07/13/2018	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	09/04/2018	Interoffice
Palermo, Michael Oresto Jr.	09/04/2018	09/04/2018	First Class
1	12/26/2018	12/26/2018	Palermo, Michael Oresto Jr.
Motion For Appointment of Private Investigator			
1	01/07/2019	01/04/2019	Commonwealth of Pennsylvania
Joint Motion To Continue Jury Trial			
1	01/15/2019	01/11/2019	Zook, Jeremiah D.
Order/Jury Trial Continued 3/14/2019 9:00am			
Service via Interoffice Mail 1/15/2019: Court Admin.			

COURT OF COMMON PLEAS OF FRANKLIN COUNTY

DOCKET

Docket Number: CP-28-CR-0001174-2016

CRIMINAL DOCKET

Court Case



Commonwealth of Pennsylvania

v.

Ryan Lynn Horton

Page 17 of 27

ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
<u>Service To</u>	<u>Service By</u>		
<u>Issue Date</u>	<u>Service Type</u>	<u>Status Date</u>	<u>Service Status</u>
Commonwealth of Pennsylvania	01/15/2019	Interoffice	
Palermo, Michael Oresto Jr.	01/15/2019	First Class	

1	03/14/2019	03/14/2019	Zook, Jeremiah D.
Order Granting Motion for Appointment of Private Investigator			
Service via Interoffice Mail 3/14/2019: Court Admin.			
Commonwealth of Pennsylvania	03/14/2019	Interoffice	
Palermo, Michael Oresto Jr.	03/14/2019	First Class	

2	03/14/2019	03/14/2019	Zook, Jeremiah D.
Order/Jury Trial Scheduled for Monday, June 3, 2019 to Friday, June 14, 2019			
Franklin County District Attorney's Office			
Commonwealth of Pennsylvania	03/14/2019	Interoffice	
Palermo, Michael Oresto Jr.	03/14/2019	First Class	

1	04/12/2019	04/11/2019	Palermo, Michael Oresto Jr.
Motion For Additional Funds For Private Investiagtor			

1	04/16/2019	04/16/2019	Zook, Jeremiah D.
Order Granting Motion For Additional Funds For Private Investiagtor			
Commonwealth of Pennsylvania	04/16/2019	Interoffice	
Palermo, Michael Oresto Jr.	04/16/2019	First Class	

1	05/20/2019		Commonwealth of Pennsylvania
Cmwth's Proposed Voir Dire			

2	05/20/2019		Commonwealth of Pennsylvania
Cmwth's Proposed Verdict Slip (1)			

COURT OF COMMON PLEAS OF FRANKLIN COUNTY

DOCKET

Docket Number: CP-28-CR-0001174-2016

CRIMINAL DOCKET

Court Case



Commonwealth of Pennsylvania

v.

Ryan Lynn Horton

Page 18 of 27

ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
3	05/20/2019		Commonwealth of Pennsylvania
Cmwth's Proposed Verdict Slip (2)			
4	05/20/2019		Commonwealth of Pennsylvania
Cmwth's Proposed Jury Instructions (1)			
5	05/20/2019		Commonwealth of Pennsylvania
Cmwth's Proposed Jury Instructions (2)			
1	05/23/2019		Palermo, Michael Oresto Jr.
Def's Proposed Jury Instructions			

COURT OF COMMON PLEAS OF FRANKLIN COUNTY

DOCKET

Docket Number: CP-28-CR-0001174-2016

CRIMINAL DOCKET

Court Case



Commonwealth of Pennsylvania

v.

Ryan Lynn Horton

Page 19 of 27

ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
1	06/07/2019		Franklin County District Attorney's Office

Commonwealth Exhibits (Box 1)

COURT OF COMMON PLEAS OF FRANKLIN COUNTY

DOCKET

Docket Number: CP-28-CR-0001174-2016
CRIMINAL DOCKET



Court Case

Commonwealth of Pennsylvania

v.

Ryan Lynn Horton

Page 20 of 27

ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
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Commonwealth Exhibits:

1-19: FATM Photos
2-32: 412 LWE SW Photos
33-65: Evidence Photos
66-82: 558 Crossroad Rd. SW Photos
83-158: Aerial Photos
159-191: Photos of Guns from Consent Search
192-205: Photo of Undercarriage of Leevy's Vehicle
206-341: SW of Suspect Vehicle Photos
342-431: Scene of Victim's Vehicle Photo
432-552: SWs on Vehicles

561-603: Sheetz Still Photos
604-753: Crime Scene Photos
754-756: PDF Maps
757-766: Google Map Imagery
767: Edward Gilhart Photo
768: CD, 911 Call and Dispatch
769: CD, Terry Gordon's 911 Call
770: CD, MVR for G5-5
771: CD, MVR for Horton's Arrest
772: CD, MVR for Car 11
773: Coroner's Report
774: Autopsy Report
775: Firearm and Toolmark (Ballistics) Report
776: Notes from Emily Tucker Bedroom
777: Crime Scene Entry Log
778: Christian Harris Crime Scene Drawing
779: Emily Tucker Consensual Paperwork, Consent to Search Phone
780: PSP Lab Request
781: Lab Submission #1
782: Lab Submission #2
783: Request for Forensic Analysis, Acer Laptop/LG Cellphone
784: Request for Forensic Analysis, LG Trac Phone
785: Property Records
786: SW, Kia Sportage
787: SW, Dodge Ram (Grant Leevy)
788: Court Order, 204-500-6115 (Edward Gilhart)
789: Court Order, 717-552-0862 (Bonnie Gilhart)
790: Consent to Search, Grant Leevy Clothing
791: Consent to Search, LG Trac Phone/Acer Laptop
792: SW, JLG (Victim's Employer)
793: Court Order, Verizon Towers

COURT OF COMMON PLEAS OF FRANKLIN COUNTY

DOCKET

Docket Number: CP-28-CR-0001174-2016
CRIMINAL DOCKET



Court Case

Commonwealth of Pennsylvania
v.
Ryan Lynn Horton

Page 21 of 27

ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
794:		SW, 412 LWE, McConnellsburg	
795:		SW, 538 Crossroads Rd., McConnellsburg	
796:		SW, Nissan Sentra	
797:		SW, Harris DNA	
798:		SW, Tucker DNA	
799:		SW, Horton DNA	
800:		SW#2 JLG	
801:		Consent to Search, 1484 Union Church Road, McConnellsburg	
802:		Court Order, 717-372-2986 (Horton)	
803:		SW, Facebook Records (Harris, Tucker, Horton)	
804:		Court Order, 540-398-0855 (Tucker)	
805:		Court Order, 717-977-8292 (Harris)	
806:		SW, Gold Samsung Galaxy Cellphone/Blaze ZTE Cellphone (Horton)	
807:		SW, Samsung data	
808:		SW, Thumb Drive	
809:		CD, Horton Booking Call	
810-811:		Roadside Photos of Crime Scene	
812-813:		Google Maps Images, 412 LWE, McConnellsburg	
814-821:		Photos of Emily Tucker	
823:		Serology Bullet Jacket Picture	
824:		CAT Baseball Hat	
825:		Victim LG Trace Phone	
826:		Black wrist watch	
827:		Bullet Jack	
828:		Debris from Bullet Jacket	
829:		Victim Wallet with license	
830:		DNA Swabs and Control Swabs from Victim's car (PSP-Custody)	
831:		GSR Kit from Victim's Car (PSP-Custody)	
832:		Latent Lift from Victim's Car	
833:		DNA Swabs from Right and Left hand of Victim (PSP Custody)	
834:		Bullet fragments from back	
835:		Bullet fragments from head	
836:		Horton Wallet	

COURT OF COMMON PLEAS OF FRANKLIN COUNTY

DOCKET

Docket Number: CP-28-CR-0001174-2016

CRIMINAL DOCKET

Court Case



Commonwealth of Pennsylvania

v.

Ryan Lynn Horton

Page 22 of 27

ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
2	06/07/2019		Franklin County District Attorney's Office

Commonwealth Exhibits (Box 2)

Commonwealth Exhibits:

837: Horton Currency
838: GSR Kit from Horton's Car
839: IMPOUNDED (Box 1)
840: Black Nike Bag
841: Jennings 9mm with ammunition (PSP Custody)
842: Smith and Wesson .357 with ammunition (PSP Custody)
843: Horton ZTE Cell Phone
844: Horton Samsung Cell Phone
845: Buccal Swab Emily Tucker (PSP Custody)
846: Buccal Swab Christian Harris (PSP Custody)
847: Buccal Swab Ryan Horton (PSP Custody)
848: Samsung Phone Christian Harris
849: LG Phone Emily Tucker
850: Phone dump of Emily Tucker
851: Phone dump of Christian Harris
852: Phone dump of Samsung Horton
853: Phone dump of ZTE Horton
854: Emily Tucker cell phone records
855: Christian Harris cell phone records
856: Cell records of Ryan Horton
857: Serology Report of Brett Albert dated September 25, 2016
858: Serology Report of Brett Albert date December 1, 2016
859: DNA Report of Amy Irwin dated March 21, 2017
860: DNA Report of Amy Irwin dated June 19, 2017
861: Facebook Records of all three Co-Defendants
862: Table showing deleted messages on facebook
863: Facebook conversations between Harris and Horton

3	06/07/2019		Franklin County District Attorney's Office
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Commonwealth Exhibits (Box 3)

Commonwealth's Exhibits:

864: Horton Pants
865: Preston Jug
866: Black backpack
867: Miscellaneous wallet and cards take from Horton residence

COURT OF COMMON PLEAS OF FRANKLIN COUNTY

DOCKET

Docket Number: CP-28-CR-0001174-2016

CRIMINAL DOCKET

Court Case



Commonwealth of Pennsylvania

v.

Ryan Lynn Horton

Page 23 of 27

ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
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			
Defense Exhibit:			
1. Copy of Transcript			
9	06/07/2019		Franklin County District Attorney's Office
Commonwealth Exhibit A			
Commonwealth Exhibit:			
A. Judgement in Criminal Case			
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	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.			

COURT OF COMMON PLEAS OF FRANKLIN COUNTY

DOCKET

Docket Number: CP-28-CR-0001174-2016

CRIMINAL DOCKET

Court Case



Commonwealth of Pennsylvania

v.

Ryan Lynn Horton

Page 24 of 27

ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
<u>Service To</u>	<u>Service By</u>		
<u>Issue Date</u>	<u>Service Type</u>	<u>Status Date</u>	<u>Service Status</u>
Franklin County District Attorney's Office			
06/07/2019	Interoffice		
Palermo, Michael Oresto Jr.			
06/07/2019	First Class		

2	06/14/2019	06/14/2019	Zook, Jeremiah D.
Order - Sentence/Penalty Imposed			
Commonwealth of Pennsylvania			
06/14/2019	Hand Delivered		
Horton, Ryan Lynn			
06/14/2019	Hand Delivered		
Palermo, Michael Oresto Jr.			
06/14/2019	Hand Delivered		

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

2	06/17/2019		Palermo, Michael Oresto Jr.
Motion for Authorization of Additional Hours			

1	06/18/2019	06/18/2019	Zook, Jeremiah D.
Order Granting Motion for Authorization of Additional Hours			
Service via Interoffice Mail 6/18/2019: Court Admin.			
Commonwealth of Pennsylvania			
06/18/2019	Interoffice		
Palermo, Michael Oresto Jr.			
06/18/2019	First Class		

2	06/18/2019		Rock, Todd A.
Entry of Civil Judgment			

1	06/21/2019		Zook, Jeremiah D.
Guideline Sentence Form Cts. 1-8			

1	06/24/2019		Palermo, Michael Oresto Jr.
Post-Sentence Motion			

COURT OF COMMON PLEAS OF FRANKLIN COUNTY

DOCKET

Docket Number: CP-28-CR-0001174-2016

CRIMINAL DOCKET

Court Case



Commonwealth of Pennsylvania

v.

Ryan Lynn Horton

Page 25 of 27

ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
1	06/25/2019	06/25/2019	Zook, Jeremiah D.
Order Directing Briefs to be filed			
Barnett, Shannon Elaine			
06/25/2019	Interoffice		
Commonwealth of Pennsylvania			
06/25/2019	Interoffice		
1	07/17/2019		Commonwealth of Pennsylvania
Cmwlth's Brief in Support of Request to Deny Post-Sentence Motion			

COURT OF COMMON PLEAS OF FRANKLIN COUNTY

DOCKET

Docket Number: CP-28-CR-0001174-2016

CRIMINAL DOCKET

Court Case



Commonwealth of Pennsylvania

v.

Ryan Lynn Horton

Page 26 of 27

CASE FINANCIAL INFORMATION

Last Payment Date:

Total of Last Payment:

Horton, Ryan Lynn Defendant	<u>Assessment</u>	<u>Payments</u>	<u>Adjustments</u>	<u>Non Monetary Payments</u>	<u>Total</u>
Costs/Fees					
Subpoenas (Franklin)	\$15.00	\$0.00	\$0.00	\$0.00	\$15.00
Jury Sworn (Franklin)	\$25.00	\$0.00	\$0.00	\$0.00	\$25.00
ATJ	\$4.00	\$0.00	\$0.00	\$0.00	\$4.00
Booking Center Fee (Franklin)	\$150.00	\$0.00	\$0.00	\$0.00	\$150.00
CJES	\$2.25	\$0.00	\$0.00	\$0.00	\$2.25
Clerk Automation Cost (Franklin)	\$5.00	\$0.00	\$0.00	\$0.00	\$5.00
Commonwealth Cost - HB627 (Act 167 of 1992)	\$20.50	\$0.00	\$0.00	\$0.00	\$20.50
Costs of Prosecution - CJEA	\$50.00	\$0.00	\$0.00	\$0.00	\$50.00
County Court Cost (Act 204 of 1976)	\$29.85	\$0.00	\$0.00	\$0.00	\$29.85
Crime Victims Compensation (Act 96 of 1984)	\$35.00	\$0.00	\$0.00	\$0.00	\$35.00
DNA Detection Fund (Act 185-2004)	\$250.00	\$0.00	\$0.00	\$0.00	\$250.00
Domestic Violence Compensation (Act 44 of 1988)	\$10.00	\$0.00	\$0.00	\$0.00	\$10.00
Firearm Education and Training Fund	\$5.00	\$0.00	\$0.00	\$0.00	\$5.00
JCPS	\$21.25	\$0.00	\$0.00	\$0.00	\$21.25
Judicial Computer Project	\$8.00	\$0.00	\$0.00	\$0.00	\$8.00
Prothonotary Judgment (Franklin)	\$27.50	\$0.00	\$0.00	\$0.00	\$27.50
State Court Costs (Act 204 of 1976)	\$13.65	\$0.00	\$0.00	\$0.00	\$13.65
Victim Witness Service (Act 111 of 1998)	\$25.00	\$0.00	\$0.00	\$0.00	\$25.00
County Costs (Franklin)	\$142.50	\$0.00	\$0.00	\$0.00	\$142.50
Cost of Prosecution - FC Controllers (Franklin)	\$1,605.00	\$0.00	\$0.00	\$0.00	\$1,605.00
Crime Lab User Fee - State Police	\$11,762.00	\$0.00	\$0.00	\$0.00	\$11,762.00
Franklin Cty DA Cost of Prosecution (Franklin)	\$2,766.70	\$0.00	\$0.00	\$0.00	\$2,766.70
Costs/Fees Totals:	\$16,973.20	\$0.00	\$0.00	\$0.00	\$16,973.20
Fines					
Crimes Code, etc.	\$1,000.00	\$0.00	\$0.00	\$0.00	\$1,000.00
Crimes Code, etc.	\$300.00	\$0.00	\$0.00	\$0.00	\$300.00
Crimes Code, etc.	\$300.00	\$0.00	\$0.00	\$0.00	\$300.00
Crimes Code, etc.	\$300.00	\$0.00	\$0.00	\$0.00	\$300.00

COURT OF COMMON PLEAS OF FRANKLIN COUNTY

DOCKET

Docket Number: CP-28-CR-0001174-2016

CRIMINAL DOCKET

Court Case



Commonwealth of Pennsylvania

v.

Ryan Lynn Horton

Page 27 of 27

CASE FINANCIAL INFORMATION

Horton, Ryan Lynn Defendant	<u>Assessment</u>	<u>Payments</u>	<u>Adjustments</u>	<u>Non Monetary Payments</u>	<u>Total</u>
Crimes Code, etc.	\$300.00	\$0.00	\$0.00	\$0.00	\$300.00
Crimes Code, etc.	\$250.00	\$0.00	\$0.00	\$0.00	\$250.00
Fines Totals:	\$2,450.00	\$0.00	\$0.00	\$0.00	\$2,450.00
 Restitution					
Individual Restitution	\$50.00	\$0.00	\$0.00	\$0.00	\$50.00
Insurance Company Restitution	\$2,951.98	\$0.00	\$0.00	\$0.00	\$2,951.98
CVC Board Restitution (Act 145 of 2018)	\$25,754.29	\$0.00	\$0.00	\$0.00	\$25,754.29
Restitution Totals:	\$28,756.27	\$0.00	\$0.00	\$0.00	\$28,756.27
Grand Totals:	\$48,179.47	\$0.00	\$0.00	\$0.00	\$48,179.47

** - Indicates assessment is subrogated