

COURT OF COMMON PLEAS OF INDIANA COUNTY

DOCKET

Docket Number: CP-32-CR-0000634-2017

CRIMINAL DOCKET

Court Case



Commonwealth of Pennsylvania

v.

Matthew Isaiah Darby

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CASE INFORMATION

Judge Assigned:
OTN: T 906687-5 LOTN:
Initial Issuing Authority: Guy B. Haberl
Arresting Agency: Indiana Boro, Police Dept
Complaint/Incident #: 201700001438
Case Local Number Type(s)

Date Filed: 06/12/2017 Initiation Date: 03/22/2017
Originating Docket No: MJ-40201-CR-0000119-2017
Final Issuing Authority: Guy B. Haberl
Arresting Officer: Schuller, Scott A.
Case Local Number(s)

STATUS INFORMATION

<u>Case Status:</u>	<u>Active</u>	<u>Status Date</u>	<u>Processing Status</u>	<u>Complaint Date:</u>	<u>03/22/2017</u>
		07/25/2017	Awaiting Pre-Trial Conference		
		06/20/2017	Awaiting Formal Arraignment		
		06/12/2017	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	07/25/2017	1:15 pm	Courtroom 2	Judge Thomas M. Bianco	Scheduled
Criminal Call	09/01/2017	8:30 am	Courtroom 1	President Judge William J. Martin	Continued
Criminal Call	10/06/2017	8:30 am	Courtroom 1	President Judge William J. Martin	Continued
Criminal Call	11/03/2017	8:30 am	Courtroom 1	President Judge William J. Martin	Continued
Jury Selection	11/20/2017	8:30 am	Courtroom 1	President Judge William J. Martin	Continued
Criminal Call	12/01/2017	8:30 am	Courtroom 1	President Judge William J. Martin	Continued
Jury Selection	12/18/2017	8:30 am	Courtroom 1	President Judge William J. Martin	Continued
Criminal Call	01/05/2018	8:30 am	Courtroom 1	President Judge William J. Martin	Scheduled
Jury Selection	01/22/2018	8:30 am	Courtroom 1	President Judge William J. Martin	Continued
Jury Selection	05/21/2018	8:30 am	Courtroom 1	President Judge William J. Martin	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>
11/03/2017	County Jail	Allegheny County Jail		Yes
11/06/2017	County Jail	Indiana County Prison		Yes

DEFENDANT INFORMATION

Date Of Birth: 08/25/1996 City/State/Zip: Greensburg, PA 15601

Alias Name
Darby, Matthew

CASE PARTICIPANTS

<u>Participant Type</u>	<u>Name</u>
Defendant	Darby, Matthew Isaiah

BAIL INFORMATION

<u>Darby, Matthew Isaiah</u>						<u>Nebbia Status: None</u>	
<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	03/23/2017	Monetary		\$10,000.00			
Revoke	11/06/2017	Monetary		\$10,000.00	Posted	03/23/2017	

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 § 3121 §§A1	Rape Forcible Compulsion	02/19/2017	T 906687-5
2	2	F2	18 § 3124.1	Sexual Assault	02/19/2017	T 906687-5
3	3	F2	18 § 3125 §§A2	Agg. Ind. Assault - Forcible Compulsion	02/19/2017	T 906687-5
4	4	M1	18 § 3126 §§A2	Indecent Assault Forcible Compulsion	02/19/2017	T 906687-5
99999	7	M2	18 § 5101	Obstruct Admin Law/Other Govt Func	02/19/2017	T 906687-5
99999	5	F3	18 § 5105 §§A3	Hinder App/Prosec-Conceal/Destroy Evid	02/19/2017	T 906687-5
99999	6	M2	18 § 4910 §§1	Tamper With/Fabricate Physical Evidence	02/19/2017	T 906687-5

DISPOSITION SENTENCING/PENALTIES

<u>Disposition</u>	<u>Disposition Date</u>	<u>Final Disposition</u>
<u>Case Event</u>	<u>Offense Disposition</u>	<u>Grade</u> <u>Section</u>
<u>Sequence/Description</u>	<u>Sentence Date</u>	<u>Credit For Time Served</u>
<u>Sentencing Judge</u>	<u>Incarceration/Diversionsary Period</u>	<u>Start Date</u>
<u>Sentence/Diversion Program Type</u>		
<u>Sentence Conditions</u>		

Held for Court (Lower Court) Defendant Was Present

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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>			
Lower Court Disposition	06/07/2017	Not Final	
1 / Rape Forcible Compulsion	Held for Court (Lower Court)	F1	18 § 3121 §§ A1
2 / Sexual Assault	Held for Court (Lower Court)	F2	18 § 3124.1
3 / Agg. Ind. Assault - Forcible Compulsion	Held for Court (Lower Court)	F2	18 § 3125 §§ A2
4 / Indecent Assault Forcible Compulsion	Held for Court (Lower Court)	M1	18 § 3126 §§ A2
99,999 / Hinder App/Prosec-Conceal/Destroy Evid	Dismissed (Lower Court)	F3	18 § 5105 §§ A3
99,999 / Obstruct Admin Law/Other Govt Func	Dismissed (Lower Court)	M2	18 § 5101
99,999 / Tamper With/Fabricate Physical Evidence	Dismissed (Lower Court)	M2	18 § 4910 §§ 1

Proceed to Court Defendant Was Not Present

Information Filed	07/17/2017	Not Final	
1 / Rape Forcible Compulsion	Held for Court	F1	18 § 3121 §§ A1
2 / Sexual Assault	Held for Court	F2	18 § 3124.1
3 / Agg. Ind. Assault - Forcible Compulsion	Held for Court	F2	18 § 3125 §§ A2
4 / Indecent Assault Forcible Compulsion	Held for Court	M1	18 § 3126 §§ A2
99,999 / Hinder App/Prosec-Conceal/Destroy Evid	Disposed at Lower Court	F3	18 § 5105 §§ A3
99,999 / Obstruct Admin Law/Other Govt Func	Disposed at Lower Court	M2	18 § 5101
99,999 / Tamper With/Fabricate Physical Evidence	Disposed at Lower Court	M2	18 § 4910 §§ 1

COMMONWEALTH INFORMATION

Name: Patrick Dougherty
District Attorney

Supreme Court No: 085832

Phone Number(s):
724-465-3835 (Phone)

Address:
Indiana County Da's Ofc
825 Philadelphia St 3rd Fl
Indiana, PA 15701-3951

ATTORNEY INFORMATION

Name: David Joel Shrager
Private

Supreme Court No: 083395

Rep. Status: Active

Phone Number(s):
412-261-6198 (Phone)

Address:
David J Shrager & Associates
437 Grant St Ste 617
Pittsburgh, PA 15219

Representing: Darby, Matthew Isaiah

ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
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1	06/12/2017		Court of Common Pleas - Indiana County
Original Papers Received from Lower Court Transcript received from MDJ Haberl Docket# CR-119-2017 Filed 3/22/2017			
1	07/13/2017		Indiana County District Attorney's Office
Reimbursement - District Attorney DA Reimbursement Original Transcript of Preliminary Hearing of Commonwealth vs Matthew Darby			
1	07/17/2017		Commonwealth of Pennsylvania
Information Filed			
1	07/25/2017		Shrager, David Joel
Appearance and Waiver of Arraignment Indiana County Court Administration 07/25/2017 Hand Delivered Indiana County District Attorney's Office 07/25/2017 Hand Delivered			
1	09/05/2017		Shrager, David Joel
Motion to Continue Criminal Call			
2	09/05/2017	08/31/2017	Shrager, David Joel
Certificate of Service			
1	09/07/2017	09/06/2017	Martin, William J.
Order Granting Motion to Continue Criminal Call ORDER OF COURT AND NOW, to-wit, this 6th day of September, 2017, it is hereby ORDERED, ADJUDGED and DECREED that the within Motion to Continue Call of the List is hereby continued to October 6 2017 at 8:30 AM Courtroom No 1. Time from September 1 2017 to October 23 2017 is excludable under Rule 600 Pa.R.Crim.P This matter shall not be continued again absent good cause shown. District Attorney Pat Dougherty consents to this continuance. BTC: WJM, PJ Indiana County District Attorney's Office 09/07/2017 Hand Delivered Indiana County Probation Department			

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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>
09/07/2017	Hand Delivered		
Shrager, David Joel			
09/07/2017	First Class		

1	10/10/2017	10/06/2017	Shrager, David Joel
Motion to Continue Criminal Call			

2	10/10/2017	10/10/2017	Martin, William J.
Order Granting Motion to Continue Criminal Call			
ORDER OF COURT			
<p>AND NOW, this 10th day of October 2017, this matter having come before the Court for Criminal Call and Defense Counsel having appeared and filed a Motion for Continuance, it is hereby Ordered and Directed as follows:</p> <ol style="list-style-type: none">1. The Motion to Continue is granted, the case shall be placed on the November 3, 2017 Criminal Call List.2. The case shall be placed on the November 20, 2017 Criminal Jury Trial List at 8:30 A.M. in a courtroom to be assigned. <p>BTC: WJM, PJ</p>			
Indiana County Court Administration			
10/12/2017	Hand Delivered		
Indiana County District Attorney's Office			
10/12/2017	Hand Delivered		
Indiana County Probation Department			
10/12/2017	Hand Delivered		
Shrager, David Joel			
10/12/2017	Federal Express		

1	10/12/2017		Dougherty, Patrick
Motion To Revoke Bond			

2	10/12/2017		Dougherty, Patrick
Certificate of Service			
Proof Of Service: David J. Shrager, Esq			

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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>
1	10/16/2017		Martin, William J.
Rule to Show Cause			
RULE TO SHOW CAUSE AND NOW, this 12th day of October, 2017, upon review of the attached Motion to Revoke Bond, it is RULED that the Defendant show cause why the Commonwealth's Petition should not be granted.			
Rule returnable for answer and hearing on the 6th day of November, 2017, at 8:30 o'clock a.m., in Courtroom No. 1 of the Indiana County Courthouse, Indiana, Pennsylvania.			
BTC: WJM, J			
Indiana County District Attorney's Office			
10/16/2017	Hand Delivered		
Indiana County Probation Department			
10/16/2017	Hand Delivered		
Shrager, David Joel			
10/16/2017	First Class		

1	10/30/2017		Shrager, David Joel
Motion to Continue Criminal Call			

2	10/30/2017		Shrager, David Joel
Certificate of Service			

3	10/30/2017	10/30/2017	Martin, William J.
Order Granting Motion to Continue Criminal Call			
ORDER OF COURT			
AND NOW, to-wit, this 30th day of October, 2017 it is hereby ORDERED, ADJUDGED and DECREED that the within Motion to Continue Criminal Call is hereby Granted. The case is scheduled for Criminal Call on December 1, 2017 at 8:30 AM Courtroom No 1. Trial scheduled for December 18 2017 at 8:30 AM in a Courtroom to be assigned. BTC: WJM, PJ			
Indiana County District Attorney's Office			
10/31/2017	Hand Delivered		
Indiana County Probation Department			
10/31/2017	Hand Delivered		
Shrager, David Joel			
10/31/2017	First Class		

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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>
1	11/06/2017	11/06/2017	Martin, William J.
Order Granting Motion to Revoke Bail - Darby, Matthew Isaiah			
ORDER OF COURT - AND NOW, November 6, 2017, this matter having come before the Court on a motion to revoke bond and counsel for the defendant having failed to appear and the Court having taken testimony thereon, it is hereby ordered and directed that the defendant's bond issued March 23, 2017, is revoked forthwith. This is without prejudice to defense counsel to request a further hearing in this matter. WJM.,PJ.			
Indiana County Court Administration			
11/06/2017	Hand Delivered		
Indiana County District Attorney's Office			
11/06/2017	Hand Delivered		
Indiana County Jail			
11/06/2017	Hand Delivered		
Indiana County Probation Department			
11/06/2017	Hand Delivered		
Shrager, David Joel			
11/06/2017	First Class		

1	11/30/2017		Shrager, David Joel
Motion to Continue Criminal Call			

2	11/30/2017		Shrager, David Joel
Certificate of Service			

1	12/01/2017	11/30/2017	Martin, William J.
Order Granting Motion to Continue Criminal Call			
ORDER OF COURT			
AND NOW, to wit, this 30th day of November, 2017, it is hereby ORDERED, ADJUDGED and DECREED that the within Motion to Continue Criminal Call is Granted and hereby rescheduled for the 5th day of January, 2018 at 8:30 o'clock A.M. in Courtroom #1 of the Indiana County Courthouse. This matter shall not be continued again absent good cause shown. Trial continued to January 22, 2018 at 8:30 AM in a Courtroom to be assigned. BTC: WJM, PJ			
Indiana County District Attorney's Office			
12/04/2017	Hand Delivered		
Indiana County Probation Department			
12/04/2017	Hand Delivered		
Shrager, David Joel			
12/04/2017	First Class		

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Service To	Service By		
Issue Date	Service Type	Status Date	Service Status
1	01/09/2018		Shrager, David Joel
Motion To Continue Call of The List			
2	01/09/2018	01/05/2018	Shrager, David Joel
Certificate of Service			
3	01/17/2018	01/11/2018	Martin, William J.
Order Granting Motion to Continue Criminal Call			
ORDER OF COURT - AND NOW, this 11th day of January, 2018, this matter having come before the Court on January 5, 2018 for Criminal Call and counsel for the Defendant having orally requested a continuance and having thereafter filed a written Motion for Continuance, it is hereby Ordered and Directed as follows:			
1. The Motion for Continuance is granted. The case shall be placed on the May 4, 2018 Criminal Call List. The case shall also be placed on the May 21, 2018 Criminal Jury Trial List.			
2. This matter shall not be continued again absent good cause shown.			
3. Time from January 5, 2018 to May 21, 2018 is excludable time under Rule 600 Pa.R.Crim.P.			
4. Pretrial Motions, if any, shall be filed on or before February 23, 2018. Hearing on the Motions, if necessary, shall be held March 13th, 2018 at 8:30 a.m., Courtroom No. 1. WJM.,PJ.			
Indiana County District Attorney's Office			
01/18/2018	Hand Delivered		
Shrager, David Joel			
01/18/2018	First Class		

CASE FINANCIAL INFORMATION

Last Payment Date:	Total of Last Payment:				
Darby, Matthew Isaiah Defendant	<u>Assessment</u>	<u>Payments</u>	<u>Adjustments</u>	<u>Non Monetary Payments</u>	<u>Total</u>
Costs/Fees					
Miscellaneous Issuances	\$17.50	\$0.00	\$0.00	\$0.00	\$17.50
Automation Fee (Indiana)	\$5.00	\$0.00	\$0.00	\$0.00	\$5.00
Bail Fee (Indiana)	\$50.00	\$0.00	\$0.00	\$0.00	\$50.00
District Attorney Costs (Indiana)	\$178.50	\$0.00	\$0.00	\$0.00	\$178.50
Costs/Fees Totals:	\$251.00	\$0.00	\$0.00	\$0.00	\$251.00
Grand Totals:	\$251.00	\$0.00	\$0.00	\$0.00	\$251.00

** - Indicates assessment is subrogated