

COURT OF COMMON PLEAS OF JEFFERSON COUNTY

DOCKET



Docket Number: CP-33-CR-0000107-2018

CRIMINAL DOCKET

Court Case

Commonwealth of Pennsylvania

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v.

Beth A. Gervasoni

CASE INFORMATION

<u>Judge Assigned:</u> Foradora, John H.	<u>Date Filed:</u> 03/05/2018	<u>Initiation Date:</u> 01/10/2018
<u>OTN:</u> U 542762-3	<u>LOTN:</u>	<u>Originating Docket No:</u> MJ-54301-CR-0000005-2018
<u>Initial Issuing Authority:</u> Jacqueline J. Mizerock	<u>Final Issuing Authority:</u> Jacqueline J. Mizerock	
<u>Arresting Agency:</u> PSP - Punxsutawney	<u>Arresting Officer:</u> Malloy, Michael C.	
<u>Complaint/Incident #:</u> PA20171351614		
<u>Case Local Number Type(s)</u>	<u>Case Local Number(s)</u>	

STATUS INFORMATION

<u>Case Status:</u>	<u>Status Date</u>	<u>Processing Status</u>	<u>Complaint Date:</u>
Closed	12/18/2018	Awaiting Violation Hearing	01/10/2018
	11/13/2018	Sentenced/Penalty Imposed	
	11/13/2018	Awaiting PSI	
	09/05/2018	Awaiting Sentencing	
	07/25/2018	Awaiting Formal Arraignment	
	07/18/2018	Awaiting Trial	
	04/27/2018	Awaiting ARD Completion	
	04/27/2018	Awaiting Completion of ARD Program	
	04/27/2018	Awaiting ARD Hearing	
	03/05/2018	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>
ARD-DUI Hearings	04/27/2018	8:30 am		Kristine Shaffer	Scheduled
ARD Revocation	07/18/2018	9:30 am		President Judge John H. Foradora	Scheduled
Formal Arraignment	08/01/2018	9:00 am		President Judge John H. Foradora	Scheduled
Conference I	08/15/2018	1:00 pm		Jeffrey D. Burkett	Scheduled
Plea	09/05/2018	9:30 am		President Judge John H. Foradora	Scheduled
Sentencing	11/13/2018	10:30 am		President Judge John H. Foradora	Scheduled
Violation Hearing	12/19/2018	2:00 pm		President Judge John H. Foradora	Scheduled

CONFINEMENT INFORMATION

<u>Confinement</u>	<u>Confinement</u>	<u>Destination</u>	<u>Confinement</u>	<u>Still in</u>
<u>Known As Of</u>	<u>Type</u>	<u>Location</u>	<u>Reason</u>	<u>Custody</u>
11/16/2018	County Jail	Jefferson County Prison		Yes

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DEFENDANT INFORMATION

Date Of Birth: 03/12/1981 City/State/Zip: Punxsutawney, PA 15767

Alias Name

Anderson, Beth Ann
Gervasoni, Beth Ann

CASE PARTICIPANTS

<u>Participant Type</u>	<u>Name</u>
Defendant	Gervasoni, Beth A.

BAIL INFORMATION

Gervasoni, Beth A.						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	02/27/2018	Unsecured		\$10,000.00		

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	2	M	75 § 3802 §§D1ii*	DUI: Controlled Substance - Schedule 2 or 3 - 1st Offense	12/16/2017	U 542762-3
2	1	M	35 § 780-113 §§A32	Use/Poss Of Drug Paraph	12/16/2017	U 542762-3
3	3	S	75 § 3714 §§A	Careless Driving	12/16/2017	U 542762-3
4	4	S	75 § 4581 §§A2II	Fail to use safety belt - driver and front seat occupant	12/16/2017	U 542762-3
5	5	S	75 § 4703 §§A	Operat Veh W/O Valid Inspect	12/16/2017	U 542762-3

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>		

Waived for Court (Lower Court)	Defendant Was Present
Lower Court Disposition	02/27/2018
1 / DUI: Controlled Substance - Schedule 2 or 3 - 1st Offense	Not Final
2 / Use/Poss Of Drug Paraph	M 75 § 3802 §§ D1ii*
3 / Careless Driving	M 35 § 780-113 §§ A32
4 / Fail to use safety belt - driver and front seat occupant	S 75 § 3714 §§ A
	S 75 § 4581 §§ A2II

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Disposition

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<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>			
5 / Operat Veh W/O Valid Inspect	Waived for Court (Lower Court)	S	75 § 4703 §§ A
ARD - County Open			
ARD Court	04/27/2018	Not Final	
1 / DUI: Controlled Substance - Schedule 2 or 3 - 1st Offense	ARD - County	M	75 § 3802 §§ D1ii*
Foradora, John H.	04/27/2018		
ARD	12.00 Months	04/27/2018	
Comply with Rules and Regulations - Defendant shall fully comply with the rules and regulations of the Jefferson County Adult Probation Department applicable to those persons on ARD.			
Admin Fee - The defendant shall pay an Administrative Fee in the amount of \$150.00.			
License Suspension - PennDot License Suspension.			
2 / Use/Poss Of Drug Paraph	ARD - County	M	35 § 780-113 §§ A32
Foradora, John H.	04/27/2018		
ARD	12.00 Months	04/27/2018	
Comply with Rules and Regulations - Defendant shall fully comply with the rules and regulations of the Jefferson County Adult Probation Department applicable to those persons on ARD.			
Admin Fee - The defendant shall pay an Administrative Fee in the amount of \$150.00.			
License Suspension - PennDot License Suspension.			
3 / Careless Driving	ARD - County	S	75 § 3714 §§ A
Foradora, John H.	04/27/2018		
ARD	12.00 Months	04/27/2018	
Comply with Rules and Regulations - Defendant shall fully comply with the rules and regulations of the Jefferson County Adult Probation Department applicable to those persons on ARD.			
Admin Fee - The defendant shall pay an Administrative Fee in the amount of \$150.00.			
License Suspension - PennDot License Suspension.			
4 / Fail to use safety belt - driver and front seat occupant	ARD - County	S	75 § 4581 §§ A2II
Foradora, John H.	04/27/2018		
ARD	12.00 Months	04/27/2018	
Comply with Rules and Regulations - Defendant shall fully comply with the rules and regulations of the Jefferson County Adult Probation Department applicable to those persons on ARD.			
Admin Fee - The defendant shall pay an Administrative Fee in the amount of \$150.00.			
License Suspension - PennDot License Suspension.			
5 / Operat Veh W/O Valid Inspect	ARD - County	S	75 § 4703 §§ A

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<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>			
Foradora, John H.	04/27/2018		
ARD	12.00 Months		04/27/2018
Comply with Rules and Regulations - Defendant shall fully comply with the rules and regulations of the Jefferson County Adult Probation Department applicable to those persons on ARD.			
Admin Fee - The defendant shall pay an Administrative Fee in the amount of \$150.00.			
License Suspension - PennDot License Suspension.			

Proceed to Court (ARD Revoked)

ARD Revocation	07/18/2018	Not Final	
1 / DUI: Controlled Substance - Schedule 2 or 3 - 1st Offense	Proceed to Court (ARD Revoked)	M	75 § 3802 §§ D1ii*
2 / Use/Poss Of Drug Paraph	Proceed to Court (ARD Revoked)	M	35 § 780-113 §§ A32
3 / Careless Driving	Proceed to Court (ARD Revoked)	S	75 § 3714 §§ A
4 / Fail to use safety belt - driver and front seat occupant	Proceed to Court (ARD Revoked)	S	75 § 4581 §§ A2II
5 / Operat Veh W/O Valid Inspect	Proceed to Court (ARD Revoked)	S	75 § 4703 §§ A

Proceed to Court Defendant Was Not Present

Information Filed	07/25/2018	Not Final	
1 / DUI: Controlled Substance - Schedule 2 or 3 - 1st Offense	Proceed to Court	M	75 § 3802 §§ D1ii*
2 / Use/Poss Of Drug Paraph	Proceed to Court	M	35 § 780-113 §§ A32
3 / Careless Driving	Proceed to Court	S	75 § 3714 §§ A
4 / Fail to use safety belt - driver and front seat occupant	Proceed to Court	S	75 § 4581 §§ A2II
5 / Operat Veh W/O Valid Inspect	Proceed to Court	S	75 § 4703 §§ A

Guilty Plea

<u>Plea</u>	<u>Disposition Date</u>	<u>Final Disposition</u>	
1 / DUI: Controlled Substance - Schedule 2 or 3 - 1st Offense	09/05/2018	M	75 § 3802 §§ D1ii*
Foradora, John H.	11/13/2018		
Confinement	Max of 10.00 Days		
	Other		

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<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>			
IPP	Max of 6.00 Months Other		
The defendant shall refrain from the use of alcoholic beverages and from entering any establishment whose principal business is the sale of alcoholic beverages.			
2 / Use/Poss Of Drug Paraph Foradora, John H.	Nolle Prossed 11/13/2018	M	35 § 780-113 §§ A32
3 / Careless Driving Foradora, John H.	Nolle Prossed 11/13/2018	S	75 § 3714 §§ A
4 / Fail to use safety belt - driver and front seat occupant Foradora, John H.	Nolle Prossed 11/13/2018	S	75 § 4581 §§ A2II
5 / Operat Veh W/O Valid Inspect Foradora, John H.	Nolle Prossed 11/13/2018	S	75 § 4703 §§ A

COMMONWEALTH INFORMATION

Name: Jefferson County District Attorney's Office
District Attorney

Supreme Court No:

Phone Number(s):
814-849-1628 (Phone)

Address:

Jefferson County Courthouse
200 Main Street
Brookville, PA 15825

ATTORNEY INFORMATION

Name: Mark A. Wallisch, Esq.
Public Defender

Supreme Court No: 023658

Rep. Status: Active

Phone Number(s):

814-849-2347 (Office)

Address:

Office of the Jefferson County Public Defender
Jefferson County Courthouse - Room 230A
200 Main Street
Brookville, PA 15825

Representing: Gervasoni, Beth A.

ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
1	02/27/2018		Mizerock, Jacqueline J.
Bail Set - Gervasoni, Beth A.			

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1	03/05/2018		Court of Common Pleas - Jefferson County
Original Papers Received from Lower Court			
1	03/16/2018		PSP - Punxsutawney
NMS Lab to PSP \$234.00			
2	04/27/2018		Foradora, John H.
Order Granting Motion to Admit Defendant into ARD Program			
3	04/27/2018		Foradora, John H.
ARD Penalties Imposed 4/27/18 -- Def placed on ARD for 12 mos for DUI, Use/Poss of Drug Paraph, DUI: Controlled Substance, VC3714(a), VC4581(a)(2)(ii), and VC4703(a), costs, admin fee, lic susp for 60 days.			
1	05/02/2018		Gervasoni, Beth A.
License Surrender Acknowledgement			
2	05/02/2018		Jefferson County District Attorney's Office
Explanation ARD and Waiver of Rights Form Filed			
3	05/02/2018		Jefferson County Adult Probation Unit
Payment Plan Introduction Letter			
1	05/07/2018		Foradora, John H.
Sentence/Penalty Order Filed 4/27/18 -- Def placed on ARD for 12 mos for DUI, Use/Poss of Drug Paraph, DUI: Controlled Substance, VC3714(a), VC4581(a)(2)(ii), and VC4703(a), costs, admin fee, lic susp for 60 days.			
1	05/09/2018		Geist, Tonya S.
DL-21A to be Prepared			
2	05/09/2018		Court of Common Pleas - Jefferson County
Penalty Assessed			
1	05/14/2018		Geist, Tonya S.
DL-21A was prepared Driver License Receipted and Mailed to Bureau of Driver Licensing			

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<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>
PennDOT			
05/14/2018	Certified	05/24/2018	Accepted
1	05/15/2018		Unknown Filer
DL-21A Sent to PennDOT			
1	06/28/2018		Jefferson County Adult Probation Unit
Petition for Revocation of Accelerated Rehabilitative Disposition Program			
2	06/28/2018		Foradora, John H.
Order of Court for Rule to Show Cause Returnable by 7/18/18 at 9:00 a.m.			
2	07/18/2018		Foradora, John H.
Order Granting Motion to Terminate Defendant from ARD Program			
3	07/18/2018		Jefferson County District Attorney's Office
Explanation ARD and Waiver of Rights Form Filed			
1	07/19/2018		Jefferson County District Attorney's Office
Case Tracking Information/Important Notice			
1	07/24/2018		Foradora, John H.
Order Granting Motion to Revoke Defendant from ARD Program			
1	07/25/2018		Commonwealth of Pennsylvania
Information Filed			
1	08/29/2018		Ingres, John Mark
Entry of Appearance			
1	09/05/2018		Foradora, John H.
Guilty Plea			
2	09/05/2018		Geist, Tonya S.
DL-21 to be Prepared			

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3	09/05/2018		Gervasoni, Beth A.
Written Guilty Plea Colloquy			
4	09/05/2018		Foradora, John H.
Order for Presentence Investigation			
2	11/13/2018		Foradora, John H.
Order - Sentence/Penalty Imposed			
11/13/18 -- DUI 3802(d)(1)(ii)-M, 1st in 10 - Tier 3: Guilty plea, RIP for 6 mos, costs, fine, JCJ for 10 days, EM for 20 days, no alcohol, fp and photo, all other charges nolle prossed.			
1	11/15/2018		Foradora, John H.
Sentence/Penalty Order Filed			
11/13/18 -- DUI 3802(d)(1)(ii)-M, 1st in 10 - Tier 3: Guilty plea, RIP for 6 mos, costs, fine, JCJ for 10 days, EM for 20 days, no alcohol, fp and photo, all other charges nolle prossed.			
1	11/20/2018		Geist, Tonya S.
DL-21 was prepared			
1	11/21/2018		Unknown Filer
DL-21 Sent to PennDOT			
2	11/21/2018		Jefferson County Adult Probation Unit
Payment Plan Introduction Letter			
3	11/21/2018		Jefferson County Adult Probation Unit
Notice of ACT 122 Requirements for Second or Subsequent Offenders			
1	11/28/2018		Jefferson County Adult Probation Unit
Re/Negotiated Payment Plan			
1	12/07/2018		Foradora, John H.
Order for Bench Warrant			
1	12/11/2018		Jefferson County Adult Probation Unit
JCAPD Bench Warrant Fee			
2	12/11/2018		Jefferson County Constable's Office
Constable Fees			

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1	12/14/2018		Wallisch, Mark A.
Entry of Appearance			
2	12/14/2018		Wallisch, Mark A.
Motion for Leave to Withdraw Appearance			
1	12/26/2018		Foradora, John H.
Order Granting Motion for Leave to Withdraw Appearance			
1	01/07/2019		Wallisch, Mark A.
Motion for Leave to Withdraw Appearance			

PAYMENT PLAN SUMMARY

<u>Payment Plan No</u>	<u>Payment Plan Freq.</u>	<u>Next Due Date</u>	<u>Active</u>	<u>Overdue Amt</u>
<u>Responsible Participant</u>			<u>Suspended</u>	<u>Next Due Amt</u>
33-2018-P000000896	Monthly	12/31/2018	Yes	\$380.00
Gervasoni, Beth A.			No	\$380.00

<u>Payment Plan History:</u>	<u>Receipt Date</u>	<u>Payor Name</u>	<u>Participant Role</u>	<u>Amount</u>
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CASE FINANCIAL INFORMATION

Last Payment Date:	Total of Last Payment:				
Gervasoni, Beth A. Defendant	<u>Assessment</u>	<u>Payments</u>	<u>Adjustments</u>	<u>Non Monetary Payments</u>	<u>Total</u>
Costs/Fees					
OSP (Jefferson/State) (Act 35 of 1991)	\$300.00	\$0.00	-\$200.00	\$0.00	\$100.00
OSP (Jefferson/State) (Act 35 of 1991)	\$300.00	\$0.00	-\$200.00	\$0.00	\$100.00
ATJ	\$6.00	\$0.00	\$0.00	\$0.00	\$6.00
Automation Fee (Jefferson)	\$5.00	\$0.00	\$0.00	\$0.00	\$5.00
Booking Center Fee (Jefferson)	\$175.00	\$0.00	\$0.00	\$0.00	\$175.00
CJES	\$2.50	\$0.00	\$0.00	\$0.00	\$2.50
CVC Admin Fee (Jefferson)	\$100.00	\$0.00	\$0.00	\$0.00	\$100.00
Clerk Fees (Jefferson)	\$75.00	\$0.00	\$0.00	\$0.00	\$75.00
Commonwealth Cost - HB627 (Act 167 of 1992)	\$10.55	\$0.00	\$0.00	\$0.00	\$10.55
County Court Cost (Act 204 of 1976)	\$34.15	\$0.00	\$0.00	\$0.00	\$34.15
Crime Victims Compensation (Act 96 of 1984)	\$35.00	\$0.00	\$0.00	\$0.00	\$35.00
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
OAG - JCP	\$2.50	\$0.00	\$0.00	\$0.00	\$2.50
State Court Costs (Act 204 of 1976)	\$12.30	\$0.00	\$0.00	\$0.00	\$12.30
Victim Witness Service (Act 111 of 1998)	\$25.00	\$0.00	\$0.00	\$0.00	\$25.00
PA Transportation Trust Surcharge	\$75.00	\$0.00	\$0.00	\$0.00	\$75.00
Substance Abuse Education (Act 198 of 2002)	\$50.00	\$0.00	\$0.00	\$0.00	\$50.00
Substance Abuse Education (Act 198 of 2002)	\$50.00	\$0.00	\$0.00	\$0.00	\$50.00
Crime Lab User Fee - State Police	\$234.00	\$0.00	\$0.00	\$0.00	\$234.00
Emergency Medical Services (Act 45 of 1985)	\$10.00	\$0.00	\$0.00	\$0.00	\$10.00
Constable (Jefferson)	\$92.20	\$0.00	\$0.00	\$0.00	\$92.20
Constable Education Training Act	\$5.00	\$0.00	\$0.00	\$0.00	\$5.00
BW Fee - JCAPD (Jefferson)	\$25.00	\$0.00	\$0.00	\$0.00	\$25.00
Costs/Fees Totals:	\$1,658.45	\$0.00	-\$400.00	\$0.00	\$1,258.45
Fines					
Title 75, DUI (Motor License Fund)	\$500.00	\$0.00	\$0.00	\$0.00	\$500.00

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Table with 6 columns: Defendant, Assessment, Payments, Adjustments, Non Monetary Payments, Total. Rows include Title 75, DUI (Motor License Fund), Fines Totals, and Grand Totals.

** - Indicates assessment is subrogated

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