

# COURT OF COMMON PLEAS OF LANCASTER COUNTY

## DOCKET



Docket Number: CP-36-CR-0003319-2020

## CRIMINAL DOCKET

Court Case

Commonwealth of Pennsylvania

v.

Justo Smoker

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### CASE INFORMATION

Judge Assigned: Ashworth, David L.      Date Filed: 08/13/2020      Initiation Date: 07/10/2020  
OTN: X 340798-3      LOTN: X 340798-3      Originating Docket No: MJ-02302-CR-0000324-2020  
Initial Issuing Authority: B Denise Commins      Final Issuing Authority: B Denise Commins  
Arresting Agency: East Lampeter Twp Police Dept      Arresting Officer: Jones, Christopher D.  
Complaint/Incident #: 2006022459  
Case Local Number Type(s)      Case Local Number(s)

### STATUS INFORMATION

Case Status: Active      Status Date      Processing Status      Arrest Date: 07/10/2020  
08/28/2020      Awaiting Formal Arraignment  
08/24/2020      Awaiting Pre-Trial Conference  
08/13/2020      Awaiting Formal Arraignment  
08/13/2020      Awaiting Filing of Information  
Complaint Date: 07/11/2020

### 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	08/28/2020	10:00 am	Courtroom A		Cancelled
Status Conference	09/24/2020	9:00 am	Video/Telephone Hearing	President Judge David L. Ashworth	Cancelled
Status Conference	11/05/2020	10:30 am		President Judge David L. Ashworth	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>
07/11/2020	County Correctional Facility	Lancaster County Prison		Yes

### DEFENDANT INFORMATION

Date Of Birth: 03/29/1986      City/State/Zip: Paradise, PA 17562

Alias Name

Smoker, Justo Roberto

### CASE PARTICIPANTS

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

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### BAIL INFORMATION

Smoker, Justo

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	07/11/2020			\$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	1	F1	18 § 2901 §§ A3	Kidnap To Inflict Inj/Terror	06/21/2020	X 340798-3
2	2	M2	18 § 2903 §§ A	False Imprisonment	06/21/2020	X 340798-3

### 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>			

**Held for Court (Lower Court)**

Defendant Was Present

Lower Court Disposition	08/05/2020	Not Final	
1 / Kidnap To Inflict Inj/Terror	Held for Court (Lower Court)	F1	18 § 2901 §§ A3
2 / False Imprisonment	Held for Court (Lower Court)	M2	18 § 2903 §§ A

**Proceed to Court**

Defendant Was Not Present

Information Filed	08/28/2020	Not Final	
1 / Kidnap To Inflict Inj/Terror	Proceed to Court	F1	18 § 2901 §§ A3
2 / False Imprisonment	Proceed to Court	M2	18 § 2903 §§ A

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### COMMONWEALTH INFORMATION

Name: Todd Everett Brown  
District Attorney

Supreme Court No: 083914

Phone Number(s):  
717-295-3567 (Phone)

Address:  
Lancaster Co District Attorney's Office  
50 N Duke St  
Lancaster, PA 17603

Name: Lancaster County District Attorney's Office  
District Attorney

Supreme Court No:

Phone Number(s):  
717-299-8100 (Phone)

Address:  
Lancaster County Courthouse  
50 North Duke Street  
Lancaster, PA 17608

### ATTORNEY INFORMATION

Name: Christopher Michael Tallarico  
Public Defender

Supreme Court No: 204221

Rep. Status: Active

Phone Number(s):  
717-299-8131 (Phone)

Address:  
Ofc of the Public Defender  
150 N Queen St Ste 210  
Lancaster, PA 17603

Representing: Smoker, Justo

### 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	07/11/2020		Keller, Joshua R.
Order Denying Motion to Set Bail - Smoker, Justo Lancaster County District Attorney's Office			
08/13/2020	eService		Served
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1	08/13/2020		Court of Common Pleas - Lancaster County
Original Papers Received from Lower Court Lancaster County District Attorney's Office			
08/13/2020	eService		Served
-----			
3	08/13/2020		Tallarico, Christopher Michael
Waiver of Arraignment Lancaster County District Attorney's Office			

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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>
4	08/13/2020		Encarnacion, Samuel
Entry of Appearance			
Lancaster County District Attorney's Office			
08/13/2020	eNotice		Notified
Tallarico, Christopher Michael			
08/13/2020	eService		Served
5	08/13/2020		Low, Elizabeth Adina
Entry of Appearance			
Encarnacion, Samuel			
08/13/2020	eService		Served
Lancaster County District Attorney's Office			
08/13/2020	eNotice		Notified
Tallarico, Christopher Michael			
08/13/2020	eService		Served
1	08/28/2020		Adams, Heather
Information Filed			
Encarnacion, Samuel			
08/28/2020	eService		Served
Lancaster County District Attorney's Office			
08/28/2020	eService		Served
Low, Elizabeth Adina			
08/28/2020	eService		Served
Tallarico, Christopher Michael			
08/28/2020	eService		Served
4	09/03/2020		Lancaster County Court Administration
Hearing Notice			
Encarnacion, Samuel			
09/03/2020	eService		Served

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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>
Lancaster County District Attorney's Office			
09/03/2020	eService		Served
Low, Elizabeth Adina			
09/03/2020	eService		Served
Tallarico, Christopher Michael			
09/03/2020	eService		Served
-----			
5	09/03/2020		Court of Common Pleas - Lancaster County
Hearing Notice			
Commonwealth of Pennsylvania			
09/03/2020			
Encarnacion, Samuel			
09/03/2020	eService		Served
Lancaster County District Attorney's Office			
09/03/2020			
Lancaster County District Attorney's Office			
09/03/2020	eService		Served
Low, Elizabeth Adina			
09/03/2020	eService		Served
Tallarico, Christopher Michael			
09/03/2020			
Tallarico, Christopher Michael			
09/03/2020	eService		Served
-----			
1	09/24/2020	09/28/2020	Ashworth, David L.
Conference Order			
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1	11/25/2020		Tallarico, Christopher Michael
Motion for Continuance			
Brown, Todd Everett			
11/25/2020	eService		Served
Encarnacion, Samuel			
11/25/2020	eService		Served
Low, Elizabeth Adina			

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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>
11/25/2020	eService		Served
2	11/25/2020		Ashworth, David L.
Order Granting Motion for Continuance			
Brown, Todd Everett			
11/25/2020	eService		Served
Encarnacion, Samuel			
11/25/2020	eService		Served
Low, Elizabeth Adina			
11/25/2020	eService		Served
Tallarico, Christopher Michael			
11/25/2020	eService		Served