

COURT OF COMMON PLEAS OF MONTGOMERY COUNTY

DOCKET



Docket Number: CP-46-CR-0000901-2012

CRIMINAL DOCKET

Court Case

Commonwealth of Pennsylvania

v.

Benjamin Thomas Moore

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CASE INFORMATION

Judge Assigned: Furber, William J. Jr.

Date Filed: 02/06/2012

Initiation Date: 01/28/2012

OTN: L 685264-6

LOTN:

Originating Docket No: MJ-38118-CR-0000048-2012

Initial Issuing Authority: Andrea Hudak Duffy

Final Issuing Authority: Andrea Hudak Duffy

Arresting Agency: Montgomery Twp Police Dept

Arresting Officer: Woch, Timothy F.

Complaint/Incident #: 201202525

Case Local Number Type(s)

Case Local Number(s)

Booking Center Location Code

mt

STATUS INFORMATION

| <u>Case Status:</u> | <u>Status Date</u> | <u>Processing Status</u> | <u>Arrest Date:</u> |
|---------------------|--------------------|--------------------------------|---------------------|
| Closed | 01/02/2013 | Sentenced/Penalty Imposed | 01/28/2012 |
| | 01/02/2013 | Awaiting Sentencing | |
| | 03/16/2012 | Awaiting Pre-Trial Conference | |
| | 02/06/2012 | Awaiting Formal Arraignment | |
| | 02/06/2012 | Awaiting Filing of Information | |
| | 02/06/2012 | Awaiting Formal Arraignment | |

Complaint Date: 01/28/2012

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 | 03/14/2012 | 9:30 am | Courtroom A | Judge William T. Nicholas | Scheduled |
| Pre-Trial Conference | 05/01/2012 | 9:00 am | Courtroom B | President Judge William J. Furber Jr. | Scheduled |
| Habeas Corpus Hearing | 05/16/2012 | 9:30 am | Courtroom C | Judge William T. Nicholas | Scheduled |
| Habeas Corpus Hearing | 06/12/2012 | 1:00 pm | Courtroom B | President Judge William J. Furber Jr. | Scheduled |
| Habeas Corpus Hearing | 07/11/2012 | 9:30 am | Courtroom 13 | Judge John L. Braxton | Scheduled |
| Pre-Trial Conference | 07/31/2012 | 9:00 am | Courtroom B | President Judge William J. Furber Jr. | Scheduled |
| Habeas Corpus Hearing | 08/06/2012 | 9:30 am | Courtroom D | Judge William T. Nicholas | Scheduled |
| Pre-Trial Conference | 01/02/2013 | 9:00 am | Courtroom B | President Judge William J. Furber Jr. | Scheduled |

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DEFENDANT INFORMATION

Date Of Birth: 08/16/1972 City/State/Zip: Lansdale, PA 19446

Alias Name

- Benny
- Moore, Ben
- Moore, Benjamin
- Moore, Benjamin III
- Moore, Benjamin T.
- Moore, Benjamin T. III
- Moore, Benjamin T. III
- Moore, Benjamin Thomas
- Moore, Benjamin Thomas III
- Moore, Benny

CASE PARTICIPANTS

| | |
|-------------------------|------------------------|
| <u>Participant Type</u> | <u>Name</u> |
| Defendant | Moore, Benjamin Thomas |

BAIL INFORMATION

Moore, Benjamin Thomas **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 | 01/28/2012 | Unsecured | | \$2,500.00 | | |
| Set | 02/02/2012 | Monetary - Cash Percentage | 10.00% | \$1,000.00 | Posted | 10/17/2012 |

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 | M | 75 § 3808 §§A1 | Ill Operate Vehicle W/Out Ignition Interlock | 01/28/2012 | L 685264-6 |
| 2 | 2 | S | 75 § 4703 §§A | Operat Veh W/O Valid Inspect | 01/28/2012 | L 685264-6 |
| 3 | 3 | S | 75 § 1371 §§A | Veh Reg Suspended | 01/28/2012 | L 685264-6 |
| 4 | 4 | S | 75 § 1786 §§F | Oper Veh W/O Req'd Financ Resp | 01/28/2012 | L 685264-6 |

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

Recent entries made in the court filing offices may not be immediately reflected on these docket sheets. Neither the courts of the Unified Judicial System of the Commonwealth of Pennsylvania nor the Administrative Office of Pennsylvania Courts assume any liability for inaccurate or delayed data, errors or omissions on these reports. Docket Sheet information should not be used in place of a criminal history background check which can only be provided by the Pennsylvania State Police. Moreover an employer who does not comply with the provisions of the Criminal History Record Information Act may be subject to civil liability as set forth in 18 Pa.C.S. Section 9183.

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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 | | | |
| 1 / Ill Operate Vehicle W/Out Ignition Interlock | 02/02/2012 | Not Final | |
| 2 / Operat Veh W/O Valid Inspect | Waived for Court (Lower Court) | M | 75 § 3808 §§ A1 |
| 3 / Veh Reg Suspended | Waived for Court (Lower Court) | S | 75 § 4703 §§ A |
| 4 / Oper Veh W/O Req'd Financ Resp | Waived for Court (Lower Court) | S | 75 § 1371 §§ A |
| | | S | 75 § 1786 §§ F |
| Proceed to Court | | | |
| Information Filed | 03/16/2012 | Not Final | |
| 1 / Ill Operate Vehicle W/Out Ignition Interlock | Held for Court | M | 75 § 3808 §§ A1 |
| 2 / Operat Veh W/O Valid Inspect | Held for Court | S | 75 § 4703 §§ A |
| 3 / Veh Reg Suspended | Held for Court | S | 75 § 1371 §§ A |
| 4 / Oper Veh W/O Req'd Financ Resp | Held for Court | S | 75 § 1786 §§ F |
| Guilty Plea | | | |
| Pre-Trial Conference | 01/02/2013 | Final Disposition | |
| 1 / Ill Operate Vehicle W/Out Ignition Interlock | Guilty Plea | M | 75 § 3808 §§ A1 |
| Furber, William J. Jr. | 01/02/2013 | | |
| Probation | Min of 90.00 Days | | 01/02/2013 |
| | Max of 90.00 Days | | |
| | Other | | |
| 2 / Operat Veh W/O Valid Inspect | Nolle Prossed | S | 75 § 4703 §§ A |
| Furber, William J. Jr. | 01/02/2013 | | |
| 3 / Veh Reg Suspended | Nolle Prossed | S | 75 § 1371 §§ A |
| Furber, William J. Jr. | 01/02/2013 | | |
| 4 / Oper Veh W/O Req'd Financ Resp | Nolle Prossed | S | 75 § 1786 §§ F |
| Furber, William J. Jr. | 01/02/2013 | | |

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COMMONWEALTH INFORMATION

Name: Samantha Leigh Thompson
District Attorney

Supreme Court No: 319226

Phone Number(s):
610-278-3133 (Phone)

Address:
Montgomery County Da's Office
PO Box 311
Norristown, PA 19404

Name: Montgomery County District Attorney's
Office
Prosecutor

Supreme Court No:

Phone Number(s):
610-278-3090 (Phone)

Address:
Montgomery County Courthouse
PO Box 311
Norristown, PA 19404

Name: Kathleen Ann Colgan
District Attorney

Supreme Court No: 309192

Phone Number(s):
610-278-3090 (Phone)

Address:
Montgomery CO Da's Office
PO Box 311
Norristown, PA 19404

ATTORNEY INFORMATION

Name: Francis M. Walsh
Private

Supreme Court No: 026878

Rep. Status: Active

Phone Number(s):
610-270-9974 (Phone)

Address:
538 Church Street
Norristown, PA 19401-4811

Representing: Moore, Benjamin Thomas

ENTRIES

| <u>Sequence Number</u> | <u>CP Filed Date</u> | <u>Document Date</u> | <u>Filed By</u> |
|---|----------------------|----------------------|--|
| 1 | 01/28/2012 | | Hudak Duffy, Andrea |
| Bail Set - Moore, Benjamin Thomas | | | |
| 1 | 02/02/2012 | | Hudak Duffy, Andrea |
| Bail Set - Moore, Benjamin Thomas | | | |
| 1 | 02/06/2012 | | Court of Common Pleas - Montgomery County |
| Original Papers Received from Lower Court | | | |

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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> |
| 2 | 02/06/2012 | | MDJ-38-1-18 |
| Formal Arraignment Scheduled 03/14/2012 9:30AM 03/14/12 service on 2/2/12 | | | |
| Moore, Benjamin Thomas | | | |
| 02/02/2012 | Hand Delivered | | |
| ----- | | | |
| 1 | 02/21/2012 | | Lukens, Jodi Leigh |
| Entry of Appearance | | | |
| ----- | | | |
| 2 | 02/21/2012 | | Lukens, Jodi Leigh |
| Request for Pre-Trial Discovery | | | |
| ----- | | | |
| 1 | 03/16/2012 | | Commonwealth of Pennsylvania |
| Information Filed | | | |
| ----- | | | |
| 2 | 03/16/2012 | | Court of Common Pleas - Montgomery County |
| Pre-Trial Conference Scheduled 5/1/2012 9:00AM | | | |
| ----- | | | |
| 1 | 03/27/2012 | | Montgomery County Court Administration |
| Hearing Notice | | | |
| Pre-Trial Conferences Scheduled | | | |
| President Judge Furber - Courtroom B | | | |
| April 30 to May 2, 2012 at 9:00 a.m. | | | |
| Notice Sent First Class Mail | | | |
| DA/PD Sent Inter-office Mail | | | |
| ----- | | | |
| 1 | 03/30/2012 | | Moore, Benjamin Thomas |
| Waiver of Appearance at Arraignment | | | |
| ----- | | | |
| 1 | 04/20/2012 | | Walsh, Francis M. |
| Entry of Appearance | | | |
| ----- | | | |
| 2 | 04/20/2012 | | Walsh, Francis M. |
| Petition for Writ of Habeas Corpus | | | |
| ----- | | | |

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|--|----------------------|----------------------|--|
| 3 | 04/20/2012 | | Court of Common Pleas - Montgomery County |
| Habeas Corpus Hearing Scheduled 5/16/2012 9:30AM | | | |
| 1 | 05/01/2012 | 05/01/2012 | Furber, William J. Jr. |
| Order to Relist for Pre-Trial Conference on 06/12/12 with 6851-11 | | | |
| Aitchison, John William 05/01/2012 Orally in Open Crt Record | | | |
| Walsh, Francis M. 05/01/2012 Orally in Open Crt Record | | | |
| 1 | 05/16/2012 | 05/16/2012 | Nicholas, William T. |
| Motions Hearing Continued Petition for Writ of Habeas Corpus - Pass to 06/12/12 before J Furber | | | |
| Montgomery County District Attorney's Office 05/16/2012 Orally in Open Crt Record | | | |
| Walsh, Francis M. 05/16/2012 Orally in Open Crt Record | | | |
| 1 | 05/17/2012 | | Court of Common Pleas - Montgomery County |
| Habeas Corpus Hearing Scheduled 6/12/2012 1:00PM | | | |
| 1 | 06/12/2012 | 06/12/2012 | Furber, William J. Jr. |
| Motions Hearing Continued Habeas Corpus Scott Franc CLI Comm Atty served OIOC 6/11/12 | | | |
| Walsh, Francis M. 06/11/2012 Orally in Open Crt Record | | | |
| 1 | 06/13/2012 | | Court of Common Pleas - Montgomery County |
| Habeas Corpus Hearing Scheduled 7/11/2012 9:30AM | | | |
| 1 | 06/27/2012 | | Court of Common Pleas - Montgomery County |
| Pre-Trial Conference Scheduled 7/31/2012 9:00AM | | | |

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|--|----------------------|----------------------|--|
| 1 | 06/29/2012 | | Montgomery County Court Administration |
| Hearing Notice Pre-Trial Conferences Scheduled President Judge Furber - Courtroom B July 30 to August 1, 2012 at 9:00 a.m. Notices Sent First Class Mail DA/PD Sent Inter-office Mail | | | |
| 1 | 07/11/2012 | 07/11/2012 | Braxton, John L. |
| Motions Hearing Continued Habeas Corpus - 3 weeks Montgomery County District Attorney's Office 07/11/2012 Orally in Open Crt Record Walsh, Francis M. 07/11/2012 Orally in Open Crt Record | | | |
| 1 | 07/16/2012 | | Court of Common Pleas - Montgomery County |
| Habeas Corpus Hearing Scheduled 8/6/2012 9:30AM | | | |
| 1 | 07/31/2012 | | Walsh, Francis M. |
| Waiver of Pa.R.Crim.P. 600/1013 (Prompt Trial) | | | |
| 2 | 07/31/2012 | 07/31/2012 | Branca, Thomas C. |
| Order to Relist for Pre-Trial Conference After 90 Days Aitchison, John William 07/31/2012 Orally in Open Crt Record Walsh, Francis M. 07/31/2012 Orally in Open Crt Record | | | |
| 1 | 08/06/2012 | 08/06/2012 | Nicholas, William T. |
| Order Withdrawing Petition for Writ of Habeas Corpus Aitchison, John William 08/06/2012 Orally in Open Crt Record Walsh, Francis M. 08/06/2012 Orally in Open Crt Record | | | |

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|---|----------------------|----------------------|--|
| 1 | 09/10/2012 | | Moore, Benjamin Thomas |
| Waiver of Pa.R.Crim.P. 600/1013 (Prompt Trial) | | | |
| 1 | 10/17/2012 | | Moore, Benjamin Thomas |
| Bail Posted - Moore, Benjamin Thomas | | | |
| 1 | 10/18/2012 | | Court of Common Pleas - Montgomery County |
| Pre-Trial Conference Scheduled 1/2/2013 9:00AM | | | |
| 1 | 11/19/2012 | | Montgomery County Court Administration |
| Hearing Notice Pre-Trial Conferences Scheduled President Judge Furber - Courtroom B January 2, 3 and 7, 2013 at 9:00 a.m. January 4, 2013 at 1:00 p.m. Notices Sent First Class Mail DA/PD Sent Inter-office Mail | | | |
| 1 | 01/02/2013 | | Furber, William J. Jr. |
| Guilty Plea | | | |
| 2 | 01/02/2013 | | Furber, William J. Jr. |
| Disposition Filed | | | |
| 3 | 01/02/2013 | | Furber, William J. Jr. |
| Order - Sentence/Penalty Imposed | | | |
| 4 | 01/02/2013 | | Moore, Benjamin Thomas |
| Guilty Plea Questionnaire | | | |
| 5 | 01/02/2013 | 01/02/2013 | Furber, William J. Jr. |
| Pre-Trial Conference Order - Resolved by Negotiated Plea Colgan, Kathleen Ann 01/02/2013 Orally in Open Crt Record Walsh, Francis M. 01/02/2013 Orally in Open Crt Record | | | |
| 1 | 01/17/2013 | | Weiss, Ann Thornburg |
| DL-21 to be Prepared | | | |

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|--|----------------------|----------------------|--|
| 2 | 01/17/2013 | 01/17/2013 | Weiss, Ann Thornburg |
| Entry of Civil Judgment | | | |
| 1 | 02/11/2013 | | Moore, Benjamin Thomas |
| Bail Refund | | | |
| 1 | 03/09/2016 | | Colgan, Kathleen Ann |
| Change of Prosecutor | | | |
| 1 | 04/06/2016 | | Court of Common Pleas - Montgomery County |
| Payment Plan Introduction Letter | | | |
| 1 | 04/27/2016 | | Court of Common Pleas - Montgomery County |
| Payment Plan Introduction Letter | | | |
| 1 | 06/22/2016 | | Court of Common Pleas - Montgomery County |
| Delinquency Notice Filed - 30 Days Overdue | | | |
| 1 | 07/13/2016 | | Court of Common Pleas - Montgomery County |
| Delinquency Notice Filed - 51 Days Overdue | | | |

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CASE FINANCIAL INFORMATION

Last Payment Date: 02/11/2013

Total of Last Payment: -\$50.00

| Moore, Benjamin Thomas Defendant | <u>Assessment</u> | <u>Payments</u> | <u>Adjustments</u> | <u>Non Monetary Payments</u> | <u>Total</u> |
|--|-------------------|-----------------|--------------------|----------------------------------|--------------|
| Costs/Fees | | | | | |
| OSP (Montgomery/State) (Act 35 of 1991) | \$60.00 | \$0.00 | \$0.00 | \$0.00 | \$60.00 |
| OSP (Montgomery/State) (Act 35 of 1991) | \$60.00 | \$0.00 | \$0.00 | \$0.00 | \$60.00 |
| Montgomery Twp. Livescan (Montgomery) | \$300.00 | \$0.00 | \$0.00 | \$0.00 | \$300.00 |
| State Court Costs (Act 204 of 1976) | \$11.20 | \$0.00 | \$0.00 | \$0.00 | \$11.20 |
| Commonwealth Cost - HB627 (Act 167 of 1992) | \$9.60 | \$0.00 | \$0.00 | \$0.00 | \$9.60 |
| County Court Cost (Act 204 of 1976) | \$31.20 | \$0.00 | \$0.00 | \$0.00 | \$31.20 |
| Crime Victims Compensation (Act 96 of 1984) | \$35.00 | \$0.00 | \$0.00 | \$0.00 | \$35.00 |
| Domestic Violence Compensation (Act 44 of 1988) | \$10.00 | \$0.00 | \$0.00 | \$0.00 | \$10.00 |
| Victim Witness Service (Act 111 of 1998) | \$25.00 | \$0.00 | \$0.00 | \$0.00 | \$25.00 |
| Firearm Education and Training Fund | \$5.00 | \$0.00 | \$0.00 | \$0.00 | \$5.00 |
| Emergency Medical Services (Act 45 of 1985) | \$10.00 | \$0.00 | \$0.00 | \$0.00 | \$10.00 |
| CAT/MCARE/General Fund | \$30.00 | \$0.00 | \$0.00 | \$0.00 | \$30.00 |
| Automation Fee (Act 36 of 2000) (Montgomery) | \$5.00 | \$0.00 | \$0.00 | \$0.00 | \$5.00 |
| COC Processing Fee Misd/Fel (Montgomery) | \$331.50 | \$0.00 | \$0.00 | \$0.00 | \$331.50 |
| Court Child Care (Act 105 of 2000) (Montgomery) | \$5.00 | \$0.00 | \$0.00 | \$0.00 | \$5.00 |
| Costs of Prosecution - CJEA | \$50.00 | \$0.00 | \$0.00 | \$0.00 | \$50.00 |
| Judicial Computer Project | \$8.00 | \$0.00 | \$0.00 | \$0.00 | \$8.00 |
| ATJ | \$3.00 | \$0.00 | \$0.00 | \$0.00 | \$3.00 |
| CJES | \$2.25 | \$0.00 | \$0.00 | \$0.00 | \$2.25 |
| JCPS | \$10.25 | \$0.00 | \$0.00 | \$0.00 | \$10.25 |
| Percentage Bail - Fees Earned (Montgomery) | \$50.00 | -\$50.00 | \$0.00 | \$0.00 | \$0.00 |
| ARB Collect (Montgomery) | \$325.50 | \$0.00 | \$0.00 | \$0.00 | \$325.50 |
| Costs/Fees Totals: | \$1,377.50 | -\$50.00 | \$0.00 | \$0.00 | \$1,327.50 |

Fines

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CASE FINANCIAL INFORMATION

| Moore, Benjamin Thomas Defendant | <u>Assessment</u> | <u>Payments</u> | <u>Adjustments</u> | <u>Non Monetary Payments</u> | <u>Total</u> |
|--|-------------------|-----------------|--------------------|----------------------------------|--------------|
| Title 75, Motor Vehicle (Motor License Fund) | \$150.00 | \$0.00 | \$0.00 | \$0.00 | \$150.00 |
| Title 75, Motor Vehicle (Motor License Fund) | \$150.00 | \$0.00 | \$0.00 | \$0.00 | \$150.00 |
| Fines Totals: | \$300.00 | \$0.00 | \$0.00 | \$0.00 | \$300.00 |
| Grand Totals: | \$1,677.50 | -\$50.00 | \$0.00 | \$0.00 | \$1,627.50 |

** - Indicates assessment is subrogated