

# COURT OF COMMON PLEAS OF MONTGOMERY COUNTY

## DOCKET



Docket Number: CP-46-CR-0003213-2012

## CRIMINAL DOCKET

Court Case

Commonwealth of Pennsylvania

v.

Diep Thi Luu

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### CASE INFORMATION

Judge Assigned: Furber, William J. Jr.      Date Filed: 04/30/2012      Initiation Date: 03/30/2012  
OTN: L 698225-3      LOTN:      Originating Docket No: MJ-38118-CR-0000130-2012  
Initial Issuing Authority: Francis J. Lawrence Jr.      Final Issuing Authority: Andrea Hudak Duffy  
Arresting Agency: Montgomery Twp Police Dept      Arresting Officer: McGready, John F.  
Complaint/Incident #: 201208072  
Case Local Number Type(s)      Case Local Number(s)

### STATUS INFORMATION

<u>Case Status:</u>	<u>Inactive</u>	<u>Status Date</u>	<u>Processing Status</u>	<u>Arrest Date:</u>	<u>03/30/2012</u>
		06/08/2012	Awaiting Pre-Trial Conference		
		04/30/2012	Awaiting Filing of Information		
		04/30/2012	Awaiting Formal Arraignment		

Complaint Date: 03/30/2012

### 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	06/06/2012	9:30 am	Courtroom A	Judge Steven T. O'Neill	Scheduled
Pre-Trial Conference	07/23/2012	9:00 am	Courtroom 2	Judge Garrett D. Page	Scheduled
Habeas Corpus Hearing	08/22/2012	9:30 am	Courtroom D	Judge William T. Nicholas	Scheduled
Pre-Trial Conference	10/01/2012	9:00 am	Courtroom 2	Judge Garrett D. Page	Scheduled
Motion to Consolidate	02/08/2013	9:30 am	Courtroom 6	Senior Judge S. Gerald Corso	Scheduled

### DEFENDANT INFORMATION

Date Of Birth: 02/27/1983      City/State/Zip: Philadelphia, PA 19142

Alias Name

Thi Luu, Diep  
VANESSA

### CASE PARTICIPANTS

<u>Participant Type</u>	<u>Name</u>
Defendant	Luu, Diep Thi

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### BAIL INFORMATION

Luu, Diep Thi

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	03/30/2012	Monetary		\$50,000.00		
Set	07/31/2012	Unsecured		\$100,000.00		
Forfeiture - Complete	10/01/2012	Unsecured		\$100,000.00	Posted	07/31/2012

### 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	F1	18 § 903	Conspiracy - Robbery-Threat Immed Ser Injury	03/30/2012	L 698225-3
2	2	F3	18 § 903	Conspiracy - Robbery-Take Property Fr Other/Force	03/30/2012	L 698225-3
3	3	F1	18 § 903	Conspiracy - Aggravated Assault	03/30/2012	L 698225-3
4	4	F2	18 § 903	Conspiracy - Aggravated Assault	03/30/2012	L 698225-3
5	5	M2	18 § 903	Conspiracy - Recklessly Endangering Another Person	03/30/2012	L 698225-3
6	6	M1	18 § 4304 §§A1	Endangering Welfare of Children - Parent/Guardian/Other Commits Offense	03/30/2012	L 698225-3
7	7	M	35 § 780-113 §§A16	Int Poss Contr Subst By Per Not Reg	03/30/2012	L 698225-3
8	9	M	35 § 780-113 §§A32	Use/Poss Of Drug Paraph	03/30/2012	L 698225-3
99999	8	F	35 § 780-113 §§A30	Manufacture, Delivery, or Possession With Intent to Manufacture or Deliver	03/30/2012	L 698225-3

### 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

<u>Lower Court Disposition</u>	<u>04/24/2012</u>	<u>Not Final</u>
1 / Conspiracy - Robbery-Threat Immed Ser Injury	Held for Court (Lower Court)	F1 18 § 903
2 / Conspiracy - Robbery-Take Property Fr Other/Force	Held for Court (Lower Court)	F3 18 § 903
3 / Conspiracy - Aggravated Assault	Held for Court (Lower Court)	F1 18 § 903
4 / Conspiracy - Aggravated Assault	Held for Court (Lower Court)	F2 18 § 903

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Disposition

Case Event

Disposition Date

Final Disposition

Sequence/Description

Offense Disposition

Grade    Section

Sentencing Judge

Sentence Date

Credit For Time Served

Sentence/Diversion Program Type

Incarceration/Diversionary Period

Start Date

Sentence Conditions

5 / Conspiracy - Recklessly Endangering Another Person	Held for Court (Lower Court)	M2	18 § 903
6 / Endangering Welfare of Children - Parent/Guardian/Other Commits Offense	Held for Court (Lower Court)	M1	18 § 4304 §§ A1
7 / Int Poss Contr Subst By Per Not Reg	Held for Court (Lower Court)	M	35 § 780-113 §§ A16
8 / Use/Poss Of Drug Paraph	Held for Court (Lower Court)	M	35 § 780-113 §§ A32
99,999 / Manufacture, Delivery, or Possession With Intent to Manufacture or Deliver	Dismissed (Lower Court)	F	35 § 780-113 §§ A30

**Proceed to Court**

Information Filed

07/27/2012

Not Final

1 / Conspiracy - Robbery-Threat Immed Ser Injury	Held for Court	F1	18 § 903
2 / Conspiracy - Robbery-Take Property Fr Other/Force	Held for Court	F3	18 § 903
3 / Conspiracy - Aggravated Assault	Held for Court	F1	18 § 903
4 / Conspiracy - Aggravated Assault	Held for Court	F2	18 § 903
5 / Conspiracy - Recklessly Endangering Another Person	Held for Court	M2	18 § 903
6 / Endangering Welfare of Children - Parent/Guardian/Other Commits Offense	Held for Court	M1	18 § 4304 §§ A1
7 / Int Poss Contr Subst By Per Not Reg	Held for Court	M	35 § 780-113 §§ A16
8 / Use/Poss Of Drug Paraph	Held for Court	M	35 § 780-113 §§ A32
99,999 / Manufacture, Delivery, or Possession With Intent to Manufacture or Deliver	Disposed at Lower Court	F	35 § 780-113 §§ A30

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### COMMONWEALTH INFORMATION

Name: Teresa Eileen Kibelstis  
District Attorney

Supreme Court No: 077234

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

Address:  
Montgomery CO District Attny  
Courthouse 4th Fl  
Norristown, PA 19404

Name: Gabriel Clay Magee  
District Attorney

Supreme Court No: 311646

Phone Number(s):  
610-278-3140 (Phone)

Address:  
Montgomery CO Da's Office  
2 E Airy St  
Norristown, PA 19401-4819

### ATTORNEY INFORMATION

Name: George M. Griffith Jr.  
Public Defender

Supreme Court No: 094621

Rep. Status: Active

Phone Number(s):  
Address:  
Montgomery CO Pd's Office  
PO Box 311  
Norristown, PA 19404-0311

### ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
1	03/30/2012		Hudak Duffy, Andrea
Bail Set - Luu, Diep Thi			
1	04/30/2012		MDJ-38-1-18
Formal Arraignment Scheduled 06/06/2012 9:30AM			
06/06/2012 Service on 04/24/2012			
Luu, Diep Thi			
	04/24/2012	Hand Delivered	
2	04/30/2012		MDJ-38-1-18
Search Warrant Issued 04/30/2012			
3	04/30/2012		Court of Common Pleas - Montgomery County
Original Papers Received from Lower Court			
1	06/08/2012		Court of Common Pleas - Montgomery County
Pre-Trial Conference Scheduled 7/23/2012 9:00AM			

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### ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
1	06/18/2012		Griffith, George M. Jr.
Entry of Appearance			
2	06/18/2012		Griffith, George M. Jr.
Request for Pre-Trial Discovery			
1	06/22/2012		Montgomery County Court Administration
Hearing Notice			
Pre-Trial Conferences Scheduled			
Judge Page - Courtroom 2			
July 20 to July 24, 2012 at 9:00 a.m.			
Notices Sent First Class Mail			
DA/PD Sent Inter-office Mail			
1	07/23/2012	07/23/2012	Page, Garrett D.
Order to Relist for Pre-Trial Conference			
Griffith, George M. Jr.			
07/23/2012 Orally in Open Crt Record			
Holloway, Prince Paris Amor			
07/23/2012 Orally in Open Crt Record			
1	07/24/2012		Griffith, George M. Jr.
Petition for Writ of Habeas Corpus			
1	07/25/2012		Court of Common Pleas - Montgomery County
Habeas Corpus Hearing Scheduled 8/22/2012 9:30AM			
2	07/25/2012		Court of Common Pleas - Montgomery County
Pre-Trial Conference Scheduled 10/1/2012 9:00AM			
1	07/27/2012		Commonwealth of Pennsylvania
Information Filed			
1	07/31/2012		Albright, Kent H.
Bail Set - Luu, Diep Thi			
2	07/31/2012		Luu, Diep Thi
Bail Posted - Luu, Diep Thi			

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<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
1	08/10/2012		Luu, Diep Thi
Waiver of Appearance at Arraignment			
1	08/22/2012	08/22/2012	Nicholas, William T.
Order Withdrawing Petition for Writ of Habeas Corpus Griffith, George M. Jr. 08/22/2012 Orally in Open Crt Record Montgomery County District Attorney's Office 08/22/2012 Orally in Open Crt Record			
1	08/23/2012		Montgomery County Court Administration
Hearing Notice Pre-Trial Conferences Scheduled Judge Page - Courtroom 2 October 1 to October 3, 2012 at 9:00 a.m. Notices Sent First Class Mail DA/PD Sent Inter-office Mail			
1	10/01/2012		Page, Garrett D.
Complete Bail Forfeiture - Luu, Diep Thi			
2	10/01/2012	10/01/2012	Page, Garrett D.
Pre-Trial Conference Order - Bench Warrant Issued Def't failed to appear for PTC Griffith, George M. Jr. 10/01/2012 Orally in Open Crt Record Kibelstis, Teresa Eileen 10/01/2012 Orally in Open Crt Record			
1	01/24/2013		Commonwealth of Pennsylvania
Motion for Consolidation 8547-12 and 8546-12 and 3213-12			
2	01/24/2013		Court of Common Pleas - Montgomery County
Motion to Consolidate Scheduled 2/8/2013 9:30AM			

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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>
1	01/28/2013		Kehs, Michael R.
Order Scheduling Hearing			
Motion to Consolidate February 8, 2013 at 9:30 a.m. Courtroom "6"			
Griffith, George M. Jr.			
01/28/2013	Interoffice		
Kibelstis, Teresa Eileen			
01/28/2013	Interoffice		
Luu, Diep Thi			
01/28/2013	First Class		
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1	02/08/2013	02/08/2013	Corso, S. Gerald
Order Granting Motion for Consolidation			
Griffith, George M. Jr.			
02/08/2013	Orally in Open Crt Record		
Kibelstis, Teresa Eileen			
02/08/2013	Orally in Open Crt Record		
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### CASE FINANCIAL INFORMATION

Last Payment Date:	Total of Last Payment:				
<b>Luu, Diep Thi</b>	<u>Assessment</u>	<u>Payments</u>	<u>Adjustments</u>	<u>Non Monetary</u>	<u>Total</u>
Defendant	<u>Payments</u>				
<b>Costs/Fees</b>					
County Lab Fees (Montgomery)	\$282.00	\$0.00	\$0.00	\$0.00	\$282.00
Postage	\$5.98	\$0.00	\$0.00	\$0.00	\$5.98
Costs/Fees Totals:	\$287.98	\$0.00	\$0.00	\$0.00	\$287.98
Grand Totals:	\$287.98	\$0.00	\$0.00	\$0.00	\$287.98

\*\* - Indicates assessment is subrogated