

# COURT OF COMMON PLEAS OF MONTGOMERY COUNTY

## DOCKET



Docket Number: CP-46-CR-0007248-2011

## CRIMINAL DOCKET

Court Case

Commonwealth of Pennsylvania

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v.

Michael Matthew Smagalski

### CASE INFORMATION

Judge Assigned: Carluccio, Carolyn T.

Date Filed: 10/11/2011

Initiation Date: 08/16/2011

OTN: S 072100-0

LOTN:

Originating Docket No: MJ-38128-CR-0000390-2011

Initial Issuing Authority: Harold D. Borek

Final Issuing Authority: Harold D. Borek

Arresting Agency: Towamencin Twp Police Dept

Arresting Officer: Seider, Michael G.

Complaint/Incident #:

Case Local Number Type(s)

Case Local Number(s)

Booking Center Location Code

to

### STATUS INFORMATION

<u>Case Status:</u>	<u>Status Date</u>	<u>Processing Status</u>	<u>Arrest Date:</u>
Closed	09/13/2013	Sentenced/Penalty Imposed	08/16/2011
	09/13/2013	Awaiting Sentencing	
	02/24/2012	Awaiting Trial	
	01/25/2012	Awaiting Trial	
	12/02/2011	Awaiting Pre-Trial Conference	
	10/11/2011	Awaiting Filing of Information	
	10/11/2011	Awaiting Formal Arraignment	

Complaint Date: 08/17/2011

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### CALENDAR EVENTS

<u>Case Calendar</u> <u>Event Type</u>	<u>Schedule</u> <u>Start Date</u>	<u>Start</u> <u>Time</u>	<u>Room</u>	<u>Judge Name</u>	<u>Schedule</u> <u>Status</u>
Formal Arraignment	11/02/2011	9:30 am	Video Room #2	Judge William T. Nicholas	Scheduled
Pre-Trial Conference	01/23/2012	9:00 am	Courtroom D	Judge Richard J. Hodgson	Scheduled
Call of the Trial List	02/24/2012	9:00 am	Courtroom D	Judge Richard J. Hodgson	Scheduled
Call of the Trial List	03/15/2012	9:00 am	Courtroom D	Judge Richard J. Hodgson	Scheduled
Call of the Trial List	05/18/2012	9:00 am	Courtroom D	Judge Richard J. Hodgson	Scheduled
Call of the Trial List	06/15/2012	9:00 am	Courtroom C	Judge Richard J. Hodgson	Scheduled
Call of the Trial List	08/09/2012	9:00 am	Courtroom 8	Senior Judge Joseph A. Smyth	Scheduled
Trial	08/15/2012	9:30 am			Scheduled
Call of the Trial List	10/25/2012	9:00 am	Courtroom 8	Senior Judge Joseph A. Smyth	Scheduled
Call of the Trial List	12/13/2012	9:00 am	Courtroom 8	Senior Judge Joseph A. Smyth	Scheduled
Jury Trial	01/23/2013	9:30 am			Scheduled
Call of the Trial List	03/15/2013	9:00 am	Courtroom 8	Senior Judge Joseph A. Smyth	Scheduled
Motion to Increase/Decrease/ Reduce Bail	04/02/2013	9:30 am	Courtroom 6	Senior Judge S. Gerald Corso	Scheduled
Call of the Trial List	06/06/2013	9:00 am	Courtroom 8	Senior Judge Joseph A. Smyth	Scheduled
Call of the Trial List	09/13/2013	9:00 am	Courtroom 8	Senior Judge Joseph A. Smyth	Scheduled

### DEFENDANT INFORMATION

Date Of Birth: 01/09/1984 City/State/Zip: Harleysville, PA 19438

#### Alias Name

Smagalski, Michael  
Smagalski, Michael  
Smagalski, Michael M.  
Smagalski, Michael Matthew

### CASE PARTICIPANTS

<u>Participant Type</u>	<u>Name</u>
Defendant	Smagalski, Michael Matthew

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### BAIL INFORMATION

**Smagalski, Michael Matthew**

**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	08/18/2011	Monetary		\$50,000.00		
Set (bail modification)	08/24/2011	Monetary		\$50,000.00		
Forfeiture - Complete	01/23/2012	Monetary		\$50,000.00		
Reinstate	01/25/2012	Monetary		\$50,000.00		
Bond Terminated	02/19/2013	Monetary		\$0.00		
Set	02/19/2013	Monetary		\$50,000.00	Posted	08/24/2011

### 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	F	35 § 780-113 §§A30	Manufacture, Delivery, or Possession With Intent to Manufacture or Deliver	08/16/2011	S 072100-0
2	2	F	35 § 780-113 §§A30	Manufacture, Delivery, or Possession With Intent to Manufacture or Deliver	08/16/2011	S 072100-0
3	3	M	35 § 780-113 §§A16	Int Poss Contr Subst By Per Not Reg	08/16/2011	S 072100-0
4	4	M	35 § 780-113 §§A16	Int Poss Contr Subst By Per Not Reg	08/16/2011	S 072100-0
5	5	M	35 § 780-113 §§A32	Use/Poss Of Drug Paraph	08/16/2011	S 072100-0
6	6	M	35 § 780-113 §§A32	Use/Poss Of Drug Paraph	08/16/2011	S 072100-0
7	7	M	35 § 780-113 §§A19	Purc/Rec Of Cont Substby Unauth Per	08/16/2011	S 072100-0
8	8	M	35 § 780-113 §§A19	Purc/Rec Of Cont Substby Unauth Per	08/16/2011	S 072100-0
9	9	S	75 § 1301 §§A	Dr Unregist Veh	08/16/2011	S 072100-0
10	10	S	75 § 1372 §§1	Allow Illegal Use Of Plate/Card	08/16/2011	S 072100-0
11	11	S	75 § 1543 §§A	Driv While Oper Priv Susp Or Revoked	08/16/2011	S 072100-0
12	12	F3	18 § 7512 §§A	Criminal Use Of Communication Facility	08/16/2011	S 072100-0
13	13	F3	18 § 7512 §§A	Criminal Use Of Communication Facility	08/16/2011	S 072100-0
14	14	F3	18 § 7512 §§A	Criminal Use Of Communication Facility	08/16/2011	S 072100-0
15	15	F3	18 § 7512 §§A	Criminal Use Of Communication Facility	08/16/2011	S 072100-0
16	16	F3	18 § 7512 §§A	Criminal Use Of Communication Facility	08/16/2011	S 072100-0
17	17	F3	18 § 7512 §§A	Criminal Use Of Communication Facility	08/16/2011	S 072100-0
18	18	F3	18 § 7512 §§A	Criminal Use Of Communication Facility	08/16/2011	S 072100-0
19	19	F3	18 § 7512 §§A	Criminal Use Of Communication Facility	08/16/2011	S 072100-0

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Seq.	Orig Seq.	Grade	Statute	Statute Description	Offense Dt.	OTN
20	20	F3	18 § 7512 §§A	Criminal Use Of Communication Facility	08/16/2011	S 072100-0
21	21	F3	18 § 7512 §§A	Criminal Use Of Communication Facility	08/16/2011	S 072100-0

### DISPOSITION SENTENCING/PENALTIES

Disposition

Case Event

Sequence/Description

Sentencing Judge

Sentence/Diversion Program Type

Sentence Conditions

Disposition Date

Offense Disposition

Sentence Date

Incarceration/Diversionary Period

Final Disposition

Grade    Section

Credit For Time Served

Start Date

**Lower Court Proceeding (generic)**

Lower Court Disposition	Disposition Date	Final Disposition	Grade	Section
Lower Court Disposition	09/20/2011	Not Final		
1 / Manufacture, Delivery, or Possession With Intent to Manufacture or Deliver	Waived for Court (Lower Court)	F	35 § 780-113 §§ A30	
2 / Manufacture, Delivery, or Possession With Intent to Manufacture or Deliver	Waived for Court (Lower Court)	F	35 § 780-113 §§ A30	
3 / Int Poss Contr Subst By Per Not Reg	Waived for Court (Lower Court)	M	35 § 780-113 §§ A16	
4 / Int Poss Contr Subst By Per Not Reg	Waived for Court (Lower Court)	M	35 § 780-113 §§ A16	
5 / Use/Poss Of Drug Paraph	Waived for Court (Lower Court)	M	35 § 780-113 §§ A32	
6 / Use/Poss Of Drug Paraph	Waived for Court (Lower Court)	M	35 § 780-113 §§ A32	
7 / Purc/Rec Of Cont Substby Unauth Per	Waived for Court (Lower Court)	M	35 § 780-113 §§ A19	
8 / Purc/Rec Of Cont Substby Unauth Per	Waived for Court (Lower Court)	M	35 § 780-113 §§ A19	
9 / Dr Unregist Veh	Waived for Court (Lower Court)	S	75 § 1301 §§ A	
10 / Allow Illegal Use Of Plate/Card	Waived for Court (Lower Court)	S	75 § 1372 §§ 1	
11 / Driv While Oper Priv Susp Or Revoked	Waived for Court (Lower Court)	S	75 § 1543 §§ A	
12 / Criminal Use Of Communication Facility	Waived for Court (Lower Court)	F3	18 § 7512 §§ A	
13 / Criminal Use Of Communication Facility	Waived for Court (Lower Court)	F3	18 § 7512 §§ A	
14 / Criminal Use Of Communication Facility	Waived for Court (Lower Court)	F3	18 § 7512 §§ A	
15 / Criminal Use Of Communication Facility	Waived for Court (Lower Court)	F3	18 § 7512 §§ A	
16 / Criminal Use Of Communication Facility	Waived for Court (Lower Court)	F3	18 § 7512 §§ A	
17 / Criminal Use Of Communication Facility	Waived for Court (Lower Court)	F3	18 § 7512 §§ A	
18 / Criminal Use Of Communication Facility	Waived for Court (Lower Court)	F3	18 § 7512 §§ A	
19 / Criminal Use Of Communication Facility	Waived for Court (Lower Court)	F3	18 § 7512 §§ A	
20 / Criminal Use Of Communication Facility	Waived for Court (Lower Court)	F3	18 § 7512 §§ A	
21 / Criminal Use Of Communication Facility	Waived for Court (Lower Court)	F3	18 § 7512 §§ A	

**Proceed to Court**

Information Filed	Disposition Date	Final Disposition	Grade	Section
Information Filed	12/09/2011	Not Final		
1 / Manufacture, Delivery, or Possession With Intent to Manufacture or Deliver	Held for Court	F	35 § 780-113 §§ A30	

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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>			
2 / Manufacture, Delivery, or Possession With Intent to Manufacture or Deliver	Held for Court	F	35 § 780-113 §§ A30
3 / Int Poss Contr Subst By Per Not Reg	Held for Court	M	35 § 780-113 §§ A16
4 / Int Poss Contr Subst By Per Not Reg	Held for Court	M	35 § 780-113 §§ A16
5 / Use/Poss Of Drug Paraph	Held for Court	M	35 § 780-113 §§ A32
6 / Use/Poss Of Drug Paraph	Held for Court	M	35 § 780-113 §§ A32
7 / Purc/Rec Of Cont Substby Unauth Per	Held for Court	M	35 § 780-113 §§ A19
8 / Purc/Rec Of Cont Substby Unauth Per	Held for Court	M	35 § 780-113 §§ A19
9 / Dr Unregist Veh	Held for Court	S	75 § 1301 §§ A
10 / Allow Illegal Use Of Plate/Card	Held for Court	S	75 § 1372 §§ 1
11 / Driv While Oper Priv Susp Or Revoked	Held for Court	S	75 § 1543 §§ A
12 / Criminal Use Of Communication Facility	Held for Court	F3	18 § 7512 §§ A
13 / Criminal Use Of Communication Facility	Held for Court	F3	18 § 7512 §§ A
14 / Criminal Use Of Communication Facility	Held for Court	F3	18 § 7512 §§ A
15 / Criminal Use Of Communication Facility	Held for Court	F3	18 § 7512 §§ A
16 / Criminal Use Of Communication Facility	Held for Court	F3	18 § 7512 §§ A
17 / Criminal Use Of Communication Facility	Held for Court	F3	18 § 7512 §§ A
18 / Criminal Use Of Communication Facility	Held for Court	F3	18 § 7512 §§ A
19 / Criminal Use Of Communication Facility	Held for Court	F3	18 § 7512 §§ A
20 / Criminal Use Of Communication Facility	Held for Court	F3	18 § 7512 §§ A
21 / Criminal Use Of Communication Facility	Held for Court	F3	18 § 7512 §§ A

**Guilty Plea**

<u>Call of the Trial List</u>	<u>09/13/2013</u>	<u>Final Disposition</u>	
1 / Manufacture, Delivery, or Possession With Intent to Manufacture or Deliver Smyth, Joseph A.	Nolle Prossed 09/13/2013	F	35 § 780-113 §§ A30
2 / Manufacture, Delivery, or Possession With Intent to Manufacture or Deliver Smyth, Joseph A.	Nolle Prossed 09/13/2013	F	35 § 780-113 §§ A30
3 / Int Poss Contr Subst By Per Not Reg Smyth, Joseph A.	Guilty Plea 09/13/2013	M	35 § 780-113 §§ A16

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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>			
Probation	Min of 1.00 Years Max of 1.00 Years Other	09/13/2013	
Concurrent to All Prev Imposed Sentences			
4 / Int Poss Contr Subst By Per Not Reg Smyth, Joseph A.	Nolle Prossed 09/13/2013	M	35 § 780-113 §§ A16
5 / Use/Poss Of Drug Paraph Smyth, Joseph A.	Nolle Prossed 09/13/2013	M	35 § 780-113 §§ A32
6 / Use/Poss Of Drug Paraph Smyth, Joseph A.	Nolle Prossed 09/13/2013	M	35 § 780-113 §§ A32
7 / Purc/Rec Of Cont Substby Unauth Per Smyth, Joseph A.	Nolle Prossed 09/13/2013	M	35 § 780-113 §§ A19
8 / Purc/Rec Of Cont Substby Unauth Per Smyth, Joseph A.	Nolle Prossed 09/13/2013	M	35 § 780-113 §§ A19
9 / Dr Unregist Veh Smyth, Joseph A.	Nolle Prossed 09/13/2013	S	75 § 1301 §§ A
10 / Allow Illegal Use Of Plate/Card Smyth, Joseph A.	Nolle Prossed 09/13/2013	S	75 § 1372 §§ 1
11 / Driv While Oper Priv Susp Or Revoked Smyth, Joseph A.	Nolle Prossed 09/13/2013	S	75 § 1543 §§ A
12 / Criminal Use Of Communication Facility Smyth, Joseph A.	Nolle Prossed 09/13/2013	F3	18 § 7512 §§ A
13 / Criminal Use Of Communication Facility Smyth, Joseph A.	Nolle Prossed 09/13/2013	F3	18 § 7512 §§ A
14 / Criminal Use Of Communication Facility Smyth, Joseph A.	Nolle Prossed 09/13/2013	F3	18 § 7512 §§ A
15 / Criminal Use Of Communication Facility Smyth, Joseph A.	Nolle Prossed 09/13/2013	F3	18 § 7512 §§ A
16 / Criminal Use Of Communication Facility Smyth, Joseph A.	Nolle Prossed 09/13/2013	F3	18 § 7512 §§ A

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#### 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>			
17 / Criminal Use Of Communication Facility Smyth, Joseph A.	Nolle Prossed 09/13/2013	F3	18 § 7512 §§ A
18 / Criminal Use Of Communication Facility Smyth, Joseph A.	Nolle Prossed 09/13/2013	F3	18 § 7512 §§ A
19 / Criminal Use Of Communication Facility Smyth, Joseph A.	Nolle Prossed 09/13/2013	F3	18 § 7512 §§ A
20 / Criminal Use Of Communication Facility Smyth, Joseph A.	Nolle Prossed 09/13/2013	F3	18 § 7512 §§ A
21 / Criminal Use Of Communication Facility Smyth, Joseph A.	Nolle Prossed 09/13/2013	F3	18 § 7512 §§ A

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#### COMMONWEALTH INFORMATION

Name: Colleen McIntyre  
District Attorney

Supreme Court No: 306413

Phone Number(s):  
215-740-7818 (Phone)

Address:  
Montgomery CO Da's Office  
Swede & Airy Sts Fl 4  
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: Rebecca Wintz Strubel  
District Attorney

Supreme Court No: 206503

Address:  
PO Box 311  
Norristown, PA 19404-0311

#### ATTORNEY INFORMATION

Name: Francis John Genovese \*  
Private

Supreme Court No: 082308

Rep. Status: Lower Court

Phone Number(s):  
610-584-4416 (Phone)

Address:  
3881 Skippack Pk PO Box 1368  
Skippack, PA 19474

Representing: Smagalski, Michael Matthew

\* *Entry of Appearance Not Filed*

#### ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
1	08/18/2011		Borek, Harold D.
Bail Set - Smagalski, Michael Matthew			
1	08/24/2011		Borek, Harold D.
Bail Set - Smagalski, Michael Matthew			
2	08/24/2011		Wilson, David
Bail Posted - Smagalski, Michael Matthew			
1	10/11/2011		MDJ-38-1-28
Formal Arraignment Scheduled Nov 2 2011 9:30AM			
11/02/2011 serviced on 09/20/2011			

Bondsman



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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>
09/20/2011	Hand Delivered		
2	10/11/2011		MDJ-38-1-28
Search Warrant issued			
11/02/2011 serviced on 09/20/2011			
Smagalski, Michael Matthew			
09/20/2011	Hand Delivered		
3	10/11/2011		Court of Common Pleas - Montgomery County
Original Papers Received from Lower Court			
1	10/17/2011		Genovese, Francis John
Waiver of Habeas Corpus Hearing			
1	12/02/2011		Court of Common Pleas - Montgomery County
Pre-Trial Conference Scheduled 1/23/2012 9:00AM			
1	12/09/2011		Commonwealth of Pennsylvania
Information Filed			
1	12/29/2011		Montgomery County Court Administration
Hearing Notice			
Pre-Trial Conferences Scheduled			
President Judge Hodgson - Courtroom D			
January 23 to January 25, 2012 at 9:00 a.m.			
Notices Sent First Class Mail			
DA/PA Sent Inter-office Mail			
1	01/23/2012	01/23/2012	Hodgson, Richard J.
Pre-Trial Conference Order - Bench Warrant Issued			
Genovese, Francis John			
01/23/2012	Orally in Open Cr Record		
McIntyre, Colleen			
01/23/2012	Orally in Open Cr Record		

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2	01/23/2012		Hodgson, Richard J.
Complete Bail Forfeiture - Smagalski, Michael Matthew			
1	01/25/2012	01/25/2012	Hodgson, Richard J.
Order to be Scheduled for Trial McIntyre, Colleen 02/21/2012 Interoffice Smagalski, Michael Matthew 02/21/2012 First Class			
2	01/25/2012		Hodgson, Richard J.
Order Granting Motion to Re-Instate Previously Set Bail - Smagalski, Michael Matthew			
1	01/27/2012		Court of Common Pleas - Montgomery County
Call of the Trial List Scheduled 2/24/2012 9:00AM			
1	01/30/2012		Montgomery County Court Administration
Hearing Notice Call of the Trial List Scheduled Judge Hodgson - Courtroom D February 24, 2012 at 9:00 a.m. Notices Sent First Class Mail DA/PA Sent Inter-office Mail			
1	02/24/2012	02/24/2012	Hodgson, Richard J.
Trial Continued to Trial List Genovese, Francis John 02/24/2012 Orally in Open Cr Record McIntyre, Colleen 02/24/2012 Orally in Open Cr Record			
2	02/24/2012		Court of Common Pleas - Montgomery County
Call of the Trial List Scheduled 3/15/2012 9:00AM			

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3	02/24/2012		Montgomery County Court Administration
Hearing Notice Call of the Trial List Scheduled Judge Hodgson - Courtroom D March 15, 2012 at 9:00 a.m. Notices Sent First Class Mail DA/PA Sent Inter-office Mail			
1	03/15/2012	03/15/2012	Hodgson, Richard J.
Order to Relist for Trial May Genovese, Francis John 03/15/2012 Orally in Open Cr Record McIntyre, Colleen 03/15/2012 Orally in Open Cr Record			
1	03/21/2012		Court of Common Pleas - Montgomery County
Call of the Trial List Scheduled 5/18/2012 9:00AM			
1	04/20/2012		Montgomery County Court Administration
Hearing Notice Call of the Trial List Scheduled Judge Hodgson - Courtroom D May 18, 2012 at 9:00 a.m. Notices Sent First Class Mail DA/PA Sent Inter-office Mail			
1	05/18/2012	05/18/2012	Carpenter, William R.
Order to Relist for Trial Genovese, Francis John 05/18/2012 Orally in Open Cr Record McIntyre, Colleen 05/18/2012 Orally in Open Cr Record			
1	05/22/2012		Court of Common Pleas - Montgomery County
Call of the Trial List Scheduled 6/15/2012 9:00AM			

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2	05/22/2012		Montgomery County Court Administration
Hearing Notice Call of the Trial List Scheduled Judge Hodgson - Courtroom C June 15, 2012 at 9:00 a.m. Notices Sent First Class Mail DA/PD Sent Inter-office Mail			
1	06/15/2012	06/15/2012	Carpenter, William R.
Order to Reassign Case Genovese, Francis John 06/15/2012 Orally in Open Crt Record McIntyre, Colleen 06/15/2012 Orally in Open Crt Record			
1	06/27/2012		Court of Common Pleas - Montgomery County
Call of the Trial List Scheduled 8/9/2012 9:00AM Reassigned and rescheduled from Judge Hodgson's May/June Call of the Trial Lists per instructions			
1	07/09/2012		Montgomery County Court Administration
Hearing Notice Call of the Trial List Scheduled Judge Smyth - Courtroom 8 August 9, 2012 at 9:00 a.m. Notices Sent First Class Mail DA/PD Sent Inter-office Mail			
1	08/09/2012		Genovese, Francis John
Motion for Suppression			
1	08/10/2012		Court of Common Pleas - Montgomery County
Trial Scheduled 8/15/2012 9:30AM			
2	08/10/2012	08/10/2012	Smyth, Joseph A.
Order Scheduling Hearing Suppression Hearing August 15, 2012 at 9:30 a.m. Courtroom "8" Genovese, Francis John			

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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>
08/10/2012	First Class		
McIntyre, Colleen			
08/10/2012	First Class		
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1	08/15/2012	08/09/2012	Smyth, Joseph A.
Call of the Trial List Order			
Pass to 08/15/12			
Genovese, Francis John			
08/15/2012	Orally in Open Crt Record		
McIntyre, Colleen			
08/15/2012	Orally in Open Crt Record		
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2	08/15/2012	08/09/2012	Smyth, Joseph A.
Call of the Trial List Order			
Suppression Hearing 08/15/12 at 9:30 a.m. Courtroom "8"			
Genovese, Francis John			
08/09/2012	Orally in Open Crt Record		
McIntyre, Colleen			
08/09/2012	Orally in Open Crt Record		
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1	08/20/2012		Court of Common Pleas - Montgomery County
Call of the Trial List Scheduled 10/25/2012 9:00AM			
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1	09/18/2012		Montgomery County Court Administration
Hearing Notice			
Call of the Trial List Scheduled			
Judge Smyth - Courtroom 8			
October 25, 2012 at 9:00 a.m.			
Notices Sent First Class Mail			
DA/PD Sent Inter-office Mail			
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1	10/04/2012		Court of Common Pleas - Montgomery County
Notes of Testimony			
Suppression Hrg 08/15/2012 before J Smyth			

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1	10/25/2012	10/25/2012	Smyth, Joseph A.
Order to Place Case Back on Next Trial List			
Genovese, Francis John			
10/25/2012	Orally in Open Crt Record		
McIntyre, Colleen			
10/25/2012	Orally in Open Crt Record		
1	10/26/2012		Court of Common Pleas - Montgomery County
Call of the Trial List Scheduled 12/13/2012 9:00AM			
1	10/31/2012		Montgomery County Court Administration
Hearing Notice			
Call of the Trial List Scheduled			
Judge Smyth - Courtroom 8			
December 13, 2012 at 9:00 a.m.			
Notices Sent First Class Mail			
DA/PD Sent Inter-office Mail			
1	12/13/2012	12/13/2012	Smyth, Joseph A.
Call of the Trial List Order			
Jury Trial 01/23/13 at 9:30 a.m. Courtroom "8"			
Genovese, Francis John			
12/13/2012	Orally in Open Crt Record		
McIntyre, Colleen			
12/13/2012	Orally in Open Crt Record		
1	12/17/2012	12/17/2012	Smyth, Joseph A.
Order Scheduling Jury Trial			
January 23, 2013 at 9:30 a.m. Courtroom "8"			
Genovese, Francis John			
12/17/2012	First Class		
McIntyre, Colleen			
12/17/2012	First Class		
1	01/23/2013	01/17/2013	Smyth, Joseph A.
Order Scheduling Jury Trial			
January 23, 2013 at 9:30 a.m. Courtroom "8"			

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<u>Issue Date</u>	<u>Service Type</u>	<u>Status Date</u>	<u>Service Status</u>
Genovese, Francis John 01/17/2013	First Class		
McIntyre, Colleen 01/17/2013	First Class		
2	01/23/2013		Smagalski, Michael Matthew
Waiver of Pa.R.Crim.P. 600/1013 (Prompt Trial)			
3	01/23/2013	01/23/2013	Smyth, Joseph A.
Trial Continued			
Genovese, Francis John 01/23/2013	Orally in Open Crt Record		
McIntyre, Colleen 01/23/2013	Orally in Open Crt Record		
1	01/24/2013		Court of Common Pleas - Montgomery County
Call of the Trial List Scheduled 3/15/2013 9:00AM			
1	02/19/2013		Wilson, David
Application for Bail Piece			
2	02/19/2013		Nicholas, William T.
Order Granting Motion for Bail Piece			
3	02/19/2013		Nicholas, William T.
Bail Set - Smagalski, Michael Matthew			
1	02/22/2013		Montgomery County Court Administration
Hearing Notice			
Call of the Trial List Scheduled			
Judge Smyth - Courtroom 8			
March 15, 2013 at 9:00 a.m. and 1:00 p.m.			
Notices Sent First Class Mail			
1	03/07/2013		Strubel, Rebecca Wintz
Motion to Revoke and/or Increase Bail			

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1	03/11/2013		Kehs, Michael R.
Order Scheduling Hearing			
Motion to Revoke/Increase Bail April 2, 2013 at 9:30 a.m. Courtroom "6"			
McIntyre, Colleen			
03/11/2013	Interoffice		
Smagalski, Michael Matthew			
03/11/2013	First Class		
1	03/15/2013	03/15/2013	Smyth, Joseph A.
Order to be Rescheduled for Call of Trial List			
60 Days			
Genovese, Francis John			
03/15/2013	Orally in Open Crt Record		
McIntyre, Colleen			
03/15/2013	Orally in Open Crt Record		
2	03/15/2013		Smagalski, Michael Matthew
Waiver of Pa.R.Crim.P. 600/1013 (Prompt Trial)			
1	04/02/2013	04/02/2013	Corso, S. Gerald
Order Dismissing Motion to Increase/Decrease/Reduce Bail			
Dismissed as Moot			
Genovese, Francis John			
04/02/2013	Hand Delivered		
Genovese, Francis John			
04/02/2013	Orally in Open Crt Record		
McIntyre, Colleen			
04/02/2013	Hand Delivered		
McIntyre, Colleen			
04/02/2013	Orally in Open Crt Record		
1	04/22/2013		Montgomery County Court Administration
Call of the Trial List Scheduled 06/06/2013 9:00AM			



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<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
1	05/10/2013		Montgomery County Court Administration
Hearing Notice Call of the Trial List Scheduled Judge Smyth - Courtroom 8 June 6, 2013 at 9:00 a.m. Notices Sent First Class Mail DA/PD Sent Inter-office Mail			
1	06/06/2013	06/06/2013	Smyth, Joseph A.
Order to be Rescheduled for Call of the Trial List Genovese, Francis John 06/06/2013 Orally in Open Crt Record McIntyre, Colleen 06/06/2013 Orally in Open Crt Record			
2	06/06/2013	06/06/2013	Smyth, Joseph A.
Order to be Rescheduled for Call of the Trial List Genovese, Francis John 06/06/2013 Orally in Open Crt Record McIntyre, Colleen 06/06/2013 Orally in Open Crt Record			
1	08/15/2013		Montgomery County Court Administration
Call of the Trial List Scheduled 09/13/2013 9:00AM			
2	08/15/2013		Montgomery County Court Administration
Hearing Notice Call of the Trial List Scheduled Judge Smyth - Courtroom 8 September 13, 2013 at 9 am and 1 pm Notices Sent First Class Mail DA/PD Sent Inter-office Mail			
1	09/04/2013		O'Neill, Steven T.
Drug Court Application - Denial Order McIntyre, Colleen 09/06/2013 Interoffice Smagalski, Michael Matthew			

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<u>Issue Date</u>	<u>Service Type</u>	<u>Status Date</u>	<u>Service Status</u>
1	09/13/2013		Smagalski, Michael Matthew
Guilty Plea Questionnaire			
2	09/13/2013		Smyth, Joseph A.
Guilty Plea			
3	09/13/2013		Smyth, Joseph A.
Order - Sentence/Penalty Imposed			
4	09/13/2013	09/13/2013	Smyth, Joseph A.
Call of the Trial List Order - Resolved by Negotiated Plea			
Genovese, Francis John			
09/13/2013	Orally in Open Crt Record		
McIntyre, Colleen			
09/13/2013	Orally in Open Crt Record		
Strubel, Rebecca Wintz			
09/13/2013	Orally in Open Crt Record		
1	09/24/2013		Weiss, Ann Thornburg
DL-21D to be Prepared			
2	09/24/2013		Weiss, Ann Thornburg
DL-21 to be Prepared			
3	09/24/2013		Weiss, Ann Thornburg
DL-21D was prepared			
4	09/24/2013		Weiss, Ann Thornburg
DL-21 was prepared			
5	09/24/2013		Court of Common Pleas - Montgomery County
Entry of Civil Judgment			

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1	09/25/2013		Unknown Filer
DL-21D Sent to PennDOT			
2	09/25/2013		Unknown Filer
DL-21 Sent to PennDOT			
1	10/18/2013	09/13/2013	Court of Common Pleas - Montgomery County
Notes of Testimony			
Guilty Plea, Sentencing September 13, 2013 at 11:55 am before J Smyth			
1	02/18/2014		Smagalski, Michael Matthew
Pro Se Correspondence			
1	11/21/2014		Smagalski, Michael Matthew
Pro Se Correspondence			
1	11/28/2014		Smagalski, Michael Matthew
Pro Se Correspondence			
1	12/21/2015		Smagalski, Michael Matthew
Motion to Correct Fines/Costs			
1	06/23/2016	06/23/2016	Carluccio, Carolyn T.
Exoneration from Costs Order			
Fines and costs on the following files are vacated: 7247-11, 7248-11,7411-12, and 1216-13			
McIntyre, Colleen			
06/23/2016	Interoffice		
Smagalski, Michael Matthew			
06/23/2016	First Class		

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### CASE FINANCIAL INFORMATION

Last Payment Date:	Total of Last Payment:				
<b>Smagalski, Michael Matthew</b> Defendant	<u>Assessment</u>	<u>Payments</u>	<u>Adjustments</u>	<u>Non Monetary Payments</u>	<u>Total</u>
<b>Costs/Fees</b>					
County Lab Fees (Montgomery)	\$1,836.00	\$0.00	-\$1,836.00	\$0.00	\$0.00
ATJ	\$3.00	\$0.00	-\$3.00	\$0.00	\$0.00
Automation Fee (Act 36 of 2000) (Montgomery)	\$5.00	\$0.00	-\$5.00	\$0.00	\$0.00
Booking Center Fee (Montgomery)	\$300.00	\$0.00	-\$300.00	\$0.00	\$0.00
CJES	\$2.25	\$0.00	-\$2.25	\$0.00	\$0.00
COC Processing Fee Misd/Fel (Montgomery)	\$331.50	\$0.00	-\$331.50	\$0.00	\$0.00
Commonwealth Cost - HB627 (Act 167 of 1992)	\$9.40	\$0.00	-\$9.40	\$0.00	\$0.00
Costs of Prosecution - CJEA	\$50.00	\$0.00	-\$50.00	\$0.00	\$0.00
County Court Cost (Act 204 of 1976)	\$30.60	\$0.00	-\$30.60	\$0.00	\$0.00
Court Child Care (Act 105 of 2000) (Montgomery)	\$5.00	\$0.00	-\$5.00	\$0.00	\$0.00
Crime Victims Compensation (Act 96 of 1984)	\$35.00	\$0.00	-\$35.00	\$0.00	\$0.00
Domestic Violence Compensation (Act 44 of 1988)	\$10.00	\$0.00	-\$10.00	\$0.00	\$0.00
Firearm Education and Training Fund	\$5.00	\$0.00	-\$5.00	\$0.00	\$0.00
JCPS	\$10.25	\$0.00	-\$10.25	\$0.00	\$0.00
Judicial Computer Project	\$8.00	\$0.00	-\$8.00	\$0.00	\$0.00
State Court Costs (Act 204 of 1976)	\$11.00	\$0.00	-\$11.00	\$0.00	\$0.00
Substance Abuse Education (Act 198 of 2002)	\$50.00	\$0.00	-\$50.00	\$0.00	\$0.00
Substance Abuse Education (Act 198 of 2002)	\$50.00	\$0.00	-\$50.00	\$0.00	\$0.00
Victim Witness Service (Act 111 of 1998)	\$25.00	\$0.00	-\$25.00	\$0.00	\$0.00
Costs/Fees Totals:	\$2,777.00	\$0.00	-\$2,777.00	\$0.00	\$0.00
Grand Totals:	\$2,777.00	\$0.00	-\$2,777.00	\$0.00	\$0.00

\*\* - Indicates assessment is subrogated