

# COURT OF COMMON PLEAS OF NORTHAMPTON COUNTY

## DOCKET



Docket Number: CP-48-CR-0001711-2009

## CRIMINAL DOCKET

Court Case

Commonwealth of Pennsylvania

v.

Rick Charles Musgnung

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### CASE INFORMATION

Judge Assigned: Beltrami, Anthony S. Date Filed: 06/01/2009 Initiation Date: 04/15/2009  
OTN: K 616844-4 LOTN: Originating Docket No: MJ-03204-CR-0000124-2009  
Initial Issuing Authority: Elizabeth A. Romig Final Issuing Authority: Elizabeth A. Romig  
Arresting Agency: Hellertown Boro Police Dept Arresting Officer: Dattilio, Michael F.  
Complaint/Citation No.: Incident Number: 20090208M2864  
County: Northampton Township: Hellertown Boro  
Case Local Number Type(s): Case Local Number(s):

### RELATED CASES

<u>Related Docket No</u>	<u>Related Case Caption</u>	<u>Related Court</u>	<u>Association Reason</u>
<b>Related Misc. Bail Cases</b>			
CP-48-MD-0000744-2009	In Re: Magisterial District Judge Mat	CP-03-48-Crim	Same MDJ Case

### STATUS INFORMATION

<u>Case Status:</u>	<u>Status Date</u>	<u>Processing Status</u>	<u>Complaint Date:</u>
Closed	11/19/2014	Completed	04/15/2009
	09/25/2009	Sentenced/Penalty Imposed	
	08/04/2009	Awaiting Sentencing	
	08/04/2009	Awaiting PSI	
	08/04/2009	Awaiting Sentencing	
	06/11/2009	Awaiting Formal Arraignment	
	06/11/2009	Awaiting Pre-Trial Conference	
	06/09/2009	Awaiting Formal Arraignment	
	06/01/2009	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>
Formal Arraignment	06/11/2009	1:00 pm	Courtroom 1		Scheduled
Criminal Court	08/04/2009	9:00 am	Courtroom 1		Scheduled
Sentencing	09/25/2009	10:45 am	Courtroom 8	Judge Anthony S. Beltrami	Scheduled
PCRA Hearing	07/23/2014	9:00 am	Courtroom 8	Judge Anthony S. Beltrami	Scheduled

### DEFENDANT INFORMATION

Date Of Birth: 11/13/1976 City/State/Zip: Hellertown, PA 18055

### CASE PARTICIPANTS

<u>Participant Type</u>	<u>Name</u>
Defendant	Musgnung, Rick Charles

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### BAIL INFORMATION

**Musgnung, Rick Charles**

**Nebbia Status: None**

<u>Bail Action</u>	<u>Date</u>	<u>Bail Type</u>	<u>Originating Court</u>	<u>Percentage</u>	<u>Amount</u>
Set	04/17/2009	Monetary	Common Pleas		\$5,000.00
Increase Bail Amount	08/04/2009	Monetary	Common Pleas		\$100,000.00

### 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>
2	2	M3	18 § 5901	Open Lewdness	02/08/2009	K 616844-4
5	5	M1	18 § 6301 §§ A1	Corruption Of Minors	02/08/2009	K 616844-4

### 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 Proceeding (generic)**

Lower Court Disposition	05/28/2009	Not Final
2 / Open Lewdness	Waived for Court (Lower Court)	M3 18 § 5901

#### **Guilty Plea**

Criminal Court	08/04/2009	Final Disposition
2 / Open Lewdness	Guilty Plea	M3 18 § 5901
Beltrami, Anthony S.	09/25/2009	
Probation	Max of 12.00 Months	
	Other	
Beltrami, Anthony S.	07/21/2010	
Probation	Max of 12.00 Months	
	Other	

5 / Corruption Of Minors	Guilty Plea	M1 18 § 6301 §§ A1
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Beltrami, Anthony S.	09/25/2009
Confinement	Min of 11.00 Months
	Max of 22.00 Months
	Other

Defendant is to receive credit for any/all time served in custody on this case.

Sex Offender and Mental Health Treatment.

Periodic/Random Urine Screens

No alcohol or drug consumption.

Intensive Drug/Alcohol Treatment

Probation	Max of 38.00 Months
	Other

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## DISPOSITION SENTENCING/PENALTIES

### Disposition

#### Case Event

#### Sequence/Description

#### Sentencing Judge

#### Sentence/Diversion Program Type

#### Sentence Conditions

Beltrami, Anthony S.  
Confinement

#### Disposition Date

#### Offense Disposition

#### Sentence Date

#### Incarceration/Diversionary Period

07/21/2010

Min of 2.00 Months  
Max of 60.00 Months  
Other

#### Final Disposition

#### Grade Section

#### Credit For Time Served

#### Start Date

07/21/2010

## COMMONWEALTH INFORMATION

#### Name:

Patricia C. Broscius  
District Attorney

Supreme Court No: 059591

#### Phone Number(s):

610-559-3032 (Phone)

#### Address:

Northampton County District Attorney's Office  
7th & Washington Street  
Easton, PA 18042

## ATTORNEY INFORMATION

#### Name:

Brian Monahan, Esq.  
Court Appointed - Private

Supreme Court No: 037628

#### Rep. Status:

Inactive

#### Phone Number(s):

610-258-5329 (Phone)

#### Address:

Monahan Law Ofc  
701 Washington St  
Easton, PA 18042-4373

Representing: Musgnung, Rick Charles

## ENTRIES

#### Sequence Number

#### CP Filed Date

#### Document Date

#### Filed By

1 04/15/2009 MDJ-03-2-04  
Police Criminal Complaint

1 04/16/2009 MDJ-03-2-04  
Request for Issuance of Bench Warrant

1 04/17/2009 Romig, Elizabeth A.  
Bail Set - Musgnung, Rick Charles

2 04/17/2009 MDJ-03-2-04  
Preliminary Arraignment Held

1 06/01/2009 Court of Common Pleas -  
Northampton County  
Original Papers Received from Lower Court

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1	06/09/2009		Court of Common Pleas - Northampton County
Formal Arraignment Scheduled Jun 11 2009 1:00PM			
1	06/11/2009		Court of Common Pleas - Northampton County
Arraigned			
2	06/11/2009		Northampton County District Attorney's Office
Information Filed			
1	06/16/2009		Court of Common Pleas - Northampton County
Criminal Court Scheduled 8/4/2009 9:00AM			
1	08/04/2009		Court of Common Pleas - Northampton County
Assigned to Judge: Beltrami, Anthony S.			
2	08/04/2009		Beltrami, Anthony S.
Guilty Plea			
3	08/04/2009		Beltrami, Anthony S.
Disposition Filed			
4	08/04/2009		Beltrami, Anthony S.
Order Granting Motion for Modification of Bail - Musgnung, Rick Charles			
5	08/04/2009		Beltrami, Anthony S.
Sentence Deferred - PSI Requested			
6	08/04/2009		Court of Common Pleas - Northampton County
Sentencing Scheduled 9/25/2009 10:45AM			
1	08/26/2009		Northampton Co Court Reporter
Transcript of Proceedings Filed			

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1	09/25/2009		Beltrami, Anthony S.
Order - Sentence/Penalty Imposed			
1	03/24/2010		Northampton County Adult Probation
Petition & Order for Parole filed.			
1	06/17/2010		Northampton County Adult Probation
Praeipce for Gagnon I			
2	06/17/2010		Northampton County Adult Probation
Petition for Review of Parole			
3	06/17/2010		Court of Common Pleas - Northampton County
Gagnon I Hearing Held			
1	06/25/2010		Court of Common Pleas - Northampton County
Gagnon II Hearing Continued			
1	06/28/2010		Northampton County Adult Probation
Praeipce for Gagnon II			
1	07/21/2010		Court of Common Pleas - Northampton County
Gagnon II Hearing Scheduled			
2	07/21/2010		Beltrami, Anthony S.
Order - Sentence/Penalty Imposed			
1	07/26/2010		Court of Common Pleas - Northampton County
Assignment of Judge			
2	07/26/2010		Court of Common Pleas - Northampton County
DC-300B Prepared			
1	08/13/2010		Northampton Co Court Reporter
Transcript of Proceedings Filed			

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1	08/30/2010		Northampton Co Court Reporter
Transcript of Proceedings Filed			
1	11/06/2013		Musgnung, Rick Charles
Application for Leave to Proceed In Forma Pauperis			
2	11/06/2013		Musgnung, Rick Charles
Proof of Service			
3	11/06/2013		Musgnung, Rick Charles
Application for Order Mandating Clerk... and/or Stenographer(s), to Furnish... Transcribed Notes			
4	11/06/2013		Musgnung, Rick Charles
Proof of Service			
1	11/29/2013		Musgnung, Rick Charles
Pro Se Correspondence			
1	03/27/2014		Musgnung, Rick Charles
Petition for Post Conviction Collateral Relief			
Beltrami, Anthony S.			
03/27/2014			
Commonwealth of Pennsylvania			
03/27/2014			
Musgnung, Rick Charles			
03/27/2014			
1	04/01/2014		Beltrami, Anthony S.
Order Appointing PCRA Counsel			
Broschius, Patricia C.			
04/01/2014 Interoffice			
Potts, Matthew C.			
04/01/2014 Interoffice			
1	06/04/2014		Court of Common Pleas - Northampton County
Post Conviction Relief Act Hearing Scheduled 07/23/2014 9:00AM			
1	06/26/2014		Monahan, Brian
Entry of Appearance			

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2	06/26/2014		Baratta, Stephen G.
Order Vacating and Appointing New Counsel			
1	07/29/2014		Northampton Co Court Reporter
Transcript of Proceedings on Sentencing			
2	07/29/2014		Beltrami, Anthony S.
Order Granting Amended Motion for Post-Conviction Collateral Relief			
Broschius, Patricia C.			
	07/29/2014	Interoffice	
Monahan, Brian			
	07/29/2014	Interoffice	
1	10/02/2014		Monahan, Brian
No Merit Letter			
1	10/07/2014		Beltrami, Anthony S.
Notice of Intent to Dismiss PCRA Petition Without Hearing			
Broschius, Patricia C.			
	10/07/2014	Interoffice	
Monahan, Brian			
	10/08/2014	Interoffice	
Musgnung, Rick Charles			
	10/08/2014	First Class	
1	11/19/2014		Beltrami, Anthony S.
Order Dismissing PCRA Petition Without a Hearing			
Broschius, Patricia C.			
	11/19/2014	Interoffice	
Monahan, Brian			
	11/24/2014	Interoffice	
Musgnung, Rick Charles			
	11/24/2014	First Class	
1	11/24/2014		Monahan, Brian
Praeipce to Withdraw as Counsel			
Broschius, Patricia C.			
	11/24/2014		

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1	12/16/2014		Zito, Leonard N.
Order Granting Motion for Leave to Withdraw Appearance			

### CASE FINANCIAL INFORMATION

Last Payment Date: 05/09/2012

Total of Last Payment: -\$60.00

<b>Musgnung, Rick Charles</b> Defendant	<u>Assessment</u>	<u>Payments</u>	<u>Adjustments</u>	<u>Non Monetary Payments</u>	<u>Balance</u>
<b>Costs/Fees</b>					
OSP (Northampton/State) (Act 35 of 1991)	\$735.00	\$0.00	\$0.00	\$0.00	\$735.00
OSP (Northampton/State) (Act 35 of 1991)	\$735.00	\$0.00	\$0.00	\$0.00	\$735.00
Central Booking Fee (Northampton)	\$200.00	\$0.00	\$0.00	\$0.00	\$200.00
State Court Costs (Act 204 of 1976)	\$10.65	\$0.00	\$0.00	\$0.00	\$10.65
Commonwealth Cost - HB627 (Act 167 of 1992)	\$9.15	\$0.00	\$0.00	\$0.00	\$9.15
County Court Cost (Act 204 of 1976)	\$29.70	\$0.00	\$0.00	\$0.00	\$29.70
Crime Victims Compensation (Act 96 of 1984)	\$35.00	(\$35.00)	\$0.00	\$0.00	\$0.00
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	(\$25.00)	\$0.00	\$0.00	\$0.00
Firearm Education and Training Fund	\$5.00	\$0.00	\$0.00	\$0.00	\$5.00
Judicial Computer Project	\$8.00	\$0.00	\$0.00	\$0.00	\$8.00
ATJ	\$2.00	\$0.00	\$0.00	\$0.00	\$2.00
Charges - Before Trial (Northampton)	\$135.00	\$0.00	\$0.00	\$0.00	\$135.00
Postage (Northampton)	\$2.00	\$0.00	\$0.00	\$0.00	\$2.00
Automation Fee (Northampton)	\$5.00	\$0.00	\$0.00	\$0.00	\$5.00
Sheriff Fees (Northampton)	\$5.00	\$0.00	\$0.00	\$0.00	\$5.00
District Attorney (Northampton)	\$50.00	\$0.00	\$0.00	\$0.00	\$50.00
Judgment Fee (Northampton)	\$32.25	\$0.00	\$0.00	\$0.00	\$32.25
Costs of Prosecution - CJEA	\$50.00	\$0.00	\$0.00	\$0.00	\$50.00
<b>Costs/Fees Totals:</b>	<b>\$2,083.75</b>	<b>(\$60.00)</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$2,023.75</b>
<b>Grand Totals:</b>	<b>\$2,083.75</b>	<b>(\$60.00)</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$2,023.75</b>

\*\* - Indicates assessment is subrogated