

COURT OF COMMON PLEAS OF PHILADELPHIA COUNTY

DOCKET



Docket Number: CP-51-CR-0004399-2010

CRIMINAL DOCKET

Court Case

Commonwealth of Pennsylvania

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v.

Derrick Carter

CASE INFORMATION

Judge Assigned: Brown, Joan A.

Date Filed: 04/12/2010

Initiation Date: 04/12/2010

OTN: N 658546-0

LOTN:

Originating Docket No: MC-51-CR-0001455-2010

Initial Issuing Authority: Harvey W. Robbins

Final Issuing Authority: Harvey W. Robbins

Arresting Agency: Philadelphia Pd

Arresting Officer: Newbert, Joseph W.

Complaint/Incident #:

Case Local Number Type(s)

Case Local Number(s)

District Control Number

1025002554

STATUS INFORMATION

<u>Case Status:</u>	<u>Closed</u>	<u>Status Date</u>	<u>Processing Status</u>	<u>Arrest Date:</u>	<u>01/10/2010</u>
		09/08/2015	Completed		
		08/21/2015	Awaiting Violation of Probation Hearing		
		03/19/2013	VOP/Continued to Further Notice		
		02/04/2013	Awaiting Violation of Probation Hearing		
		12/18/2012	VOP/Continued to Further Notice		
		12/03/2012	Awaiting Violation of Probation Hearing		
		11/16/2012	Completed		
		11/07/2012	Awaiting Violation of Probation Hearing		
		04/18/2012	VOP/Continued to Further Notice		
		03/30/2012	Awaiting Violation of Probation Hearing		
		02/07/2011	Sentenced/Penalty Imposed		
		11/17/2010	Awaiting Sentencing		
		11/17/2010	Awaiting Guilty Plea		
		05/28/2010	Awaiting Trial		
		04/26/2010	Awaiting Pre-Trial Conference		
		04/14/2010	Awaiting Formal Arraignment		
		04/12/2010	Awaiting Filing of Information		

Complaint Date: 01/10/2010

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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	04/26/2010	11:00 am	505	Trial Commissioner Linda Mariani	Scheduled
Pre-Trial Conference	05/24/2010	8:00 am	705	Judge Rayford A. Means	Scheduled
Pretrial Bring Back	05/28/2010	8:00 am	705	Judge Rayford A. Means	Scheduled
Trial	08/23/2010	9:00 am	704	Judge Robert P. Coleman	Continued
Trial	10/20/2010	9:00 am	704	Judge Robert P. Coleman	Continued
Trial	11/09/2010	9:00 am	1103	Judge Joan A. Brown	Scheduled
ARC Status	11/17/2010	9:00 am	1103	Judge Joan A. Brown	Continued
ARC Status	12/08/2010	9:00 am	1103	Judge Joan A. Brown	Continued
ARC Status	01/12/2011	9:00 am	1103	Judge Joan A. Brown	Continued
ARC Status	02/02/2011	9:00 am	1103	Judge Joan A. Brown	Continued
ARC Status	02/07/2011	9:00 am	1103	Judge Joan A. Brown	Scheduled
Payment Plan Hearing	11/21/2011	1:00 pm	1101		Scheduled
Payment Plan Hearing	03/29/2012	2:00 pm	1104		Scheduled
Violation of Probation	03/30/2012	9:00 am	1103	Judge Joan A. Brown	Continued
Violation of Probation	04/18/2012	9:00 am	1103	Judge Joan A. Brown	Scheduled
Payment Plan Hearing	04/19/2012	3:00 pm	1104		Cancelled
Payment Plan Hearing	05/04/2012	1:00 pm	1104		Scheduled
Violation of Probation	11/16/2012	9:00 am	1103	Judge Joan A. Brown	Scheduled
Gagnon I Hearing	12/06/2012	9:00 am	888	Trial Commissioner Richard T. McSorley	Scheduled
Violation of Probation	12/18/2012	9:00 am	1103	Judge Joan A. Brown	Scheduled
Violation of Probation	03/19/2013	9:00 am	1004	Judge Joan A. Brown	Scheduled
Violation of Probation	09/08/2015	9:00 am	505	Judge Joan A. Brown	Scheduled

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CONFINEMENT INFORMATION

<u>Confinement Known As Of</u>	<u>Confinement Type</u>	<u>Destination Location</u>	<u>Confinement Reason</u>	<u>Still in Custody</u>
01/12/2017	DOC Confined	SCI Forest		Yes

DEFENDANT INFORMATION

Date Of Birth: 11/17/1979 City/State/Zip: Philadelphia, PA 19144

CASE PARTICIPANTS

<u>Participant Type</u>	<u>Name</u>
Defendant	Carter, Derrick
Probation Officer	Jeantel, Esther

BAIL INFORMATION

Carter, Derrick **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	01/10/2010	Monetary	10.00%	\$25,000.00		

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>
1	1	F1	18 § 2702 §§A	Aggravated Assault	01/08/2010	N 658546-0
2	2	M1	18 § 907 §§A	Poss Instrument Of Crime W/Int	01/08/2010	N 658546-0
3	3	M2	18 § 2701 §§A	Simple Assault	01/08/2010	N 658546-0
4	4	M2	18 § 2705	Recklessly Endangering Another Person	01/08/2010	N 658546-0
5	5	M2	75 § 3733 §§A	Fleeing or Attempting to Elude Officer	01/08/2010	N 658546-0

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 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)

<u>Lower Court Proceeding (generic)</u>	<u>Disposition Date</u>	<u>Final Disposition</u>
Preliminary Hearing	04/05/2010	Not Final
1 / Aggravated Assault	Held for Court	F1 18 § 2702 §§ A
2 / Poss Instrument Of Crime W/Int	Held for Court	M1 18 § 907 §§ A
3 / Simple Assault	Held for Court	M2 18 § 2701 §§ A
4 / Recklessly Endangering Another Person	Held for Court	M2 18 § 2705
5 / Fleeing or Attempting to Elude Officer	Held for Court	M2 75 § 3733 §§ 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>			
Proceed to Court			
Information Filed	04/14/2010	Not Final	
1 / Aggravated Assault	Held for Court	F1	18 § 2702 §§ A
2 / Poss Instrument Of Crime W/Int	Held for Court	M1	18 § 907 §§ A
3 / Simple Assault	Held for Court	M2	18 § 2701 §§ A
4 / Recklessly Endangering Another Person	Held for Court	M2	18 § 2705
5 / Fleeing or Attempting to Elude Officer	Held for Court	M2	75 § 3733 §§ A
Guilty Plea - Negotiated			
Guilty Plea	11/17/2010	Final Disposition	
1 / Aggravated Assault	Nolle Prossed	F1	18 § 2702 §§ A
Brown, Joan A.	02/07/2011		
2 / Poss Instrument Of Crime W/Int	Nolle Prossed	M1	18 § 907 §§ A
Brown, Joan A.	02/07/2011		
3 / Simple Assault	Nolle Prossed	M2	18 § 2701 §§ A
Brown, Joan A.	02/07/2011		
4 / Recklessly Endangering Another Person	Guilty Plea - Negotiated	M2	18 § 2705
Brown, Joan A.	02/07/2011		
Probation	Max of 4.00 Years		
	4 years		
detainer lifted			
mandatory cost and fines.			
5 / Fleeing or Attempting to Elude Officer	Guilty Plea - Negotiated	M2	75 § 3733 §§ A
Brown, Joan A.	02/07/2011		
Probation	Max of 4.00 Years		
	4 years		
detainer lifted			
mandatory cost and fines.			

LINKED SENTENCES:

Link 1

CP-51-CR-0004399-2010 - Seq. No. 5 (75§ 3733 §§ A) - Probation is Concurrent with
CP-51-CR-0004399-2010 - Seq. No. 4 (18§ 2705 §§) - Probation

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COMMONWEALTH INFORMATION

Name: Philadelphia County District Attorney's
Office
Prosecutor

Supreme Court No:

Phone Number(s):
215-686-8000 (Phone)

Address:

3 South Penn Square
Philadelphia, PA 19107

ATTORNEY INFORMATION

Name: Defender Association of
Philadelphia
Public Defender

Supreme Court No:

Rep. Status: Active

Phone Number(s):

Address:

ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
1	04/12/2010		Court of Common Pleas - Philadelphia County
Held for Court			
3	04/12/2010		Unknown Filer
Transferred from Municipal Court			
1	04/13/2010		Defender Association of Philadelphia
Motion to Quash			
1	04/14/2010		Commonwealth of Pennsylvania
Information Filed			
4	04/26/2010		Court of Common Pleas - Philadelphia County
Hearing Notice			
5	04/26/2010		Court of Common Pleas - Philadelphia County
Informal Request for Pre-Trial Discovery and Inspection DISCOVERY COMPLETE			
3	05/28/2010		Court of Common Pleas - Philadelphia County
Hearing Notice			
1	06/02/2010		Defender Association of Philadelphia
Omnibus Pre-Trial Motion			
1	08/23/2010		Carter, Derrick
Motion to Set Nominal Bail			

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4	08/23/2010		Court of Common Pleas - Philadelphia County
Hearing Notice			
5	08/23/2010		Coleman, Robert P.
Order Granting Motion for Continuance			
ADA L. MCHALE DEF ATTY P.D. E. CHYUN STENO M. SOULE CLERK D. TAKAKJY			
C/W REQUEST - 1 POLICE OFFICER IOD; 1 POLICE OFFICER FTA			
DISCOVERY COMPLETE			
LISTED 10/20/10 RM 704			
3	10/20/2010		Court of Common Pleas - Philadelphia County
Hearing Notice			
4	10/20/2010		Coleman, Robert P.
Consolidate Cases			
Defense Request.			
701 Consolidation.			
NCD - 11/9/10 - Room 1103.			
ADA/EKotchian PD/CKeller			
Steno/NHolden Court Clerk/MNapoleon			
2	11/09/2010		Court of Common Pleas - Philadelphia County
Hearing Notice			
3	11/09/2010		Brown, Joan A.
Order Granting Motion for Continuance			
HEARING CONTINUED			
NCD 11/17/10 RM. 1103			
2	11/17/2010		Court of Common Pleas - Philadelphia County
Hearing Notice			
4	11/17/2010		Brown, Joan A.
Guilty Plea - Negotiated			

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5	11/17/2010		Brown, Joan A.
Disposition Filed			
2	12/08/2010		Court of Common Pleas - Philadelphia County
Hearing Notice			
3	12/08/2010		Brown, Joan A.
Order Granting Motion for Continuance HEARING CONTINUED NCD 01/12/11 RM. 1103			
2	01/12/2011		Court of Common Pleas - Philadelphia County
Hearing Notice			
3	01/12/2011		Brown, Joan A.
Order Granting Motion for Continuance HEARING CONTINUED JUDGE NOT SITTING NCD 02/02/11 RM. 1103			
2	02/02/2011		Court of Common Pleas - Philadelphia County
Hearing Notice			
3	02/02/2011		Brown, Joan A.
Order Granting Motion for Continuance HEARING CONTINUED NCD 02/07/11 RM. 103			
1	02/07/2011		Brown, Joan A.
Order - Sentence/Penalty Imposed			
2	02/07/2011		Court of Common Pleas - Philadelphia County
Penalty Assessed			

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1	03/15/2011		Court of Common Pleas - Philadelphia County
Payment Plan Introduction Letter			
1	06/24/2011		Court of Common Pleas - Philadelphia County
Payment Plan Introduction Letter			
1	08/25/2011		Court of Common Pleas - Philadelphia County
Delinquency Notice Filed - 33 Days Overdue			
1	09/30/2011		Court of Common Pleas - Philadelphia County
Delinquency Notice Filed - 69 Days Overdue			
1	11/10/2011		Court of Common Pleas - Philadelphia County
Entry of Civil Judgment			
1	01/30/2012		Court of Common Pleas - Philadelphia County
Delinquency Notice Filed - 38 Days Overdue			
4	03/30/2012		Court of Common Pleas - Philadelphia County
Hearing Notice			
8	03/30/2012		Court of Common Pleas - Philadelphia County
Hearing Notice			

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10	03/30/2012		Brown, Joan A.
Order Granting Motion for Continuance VIOLATION OF PROBATION HEARING TO CONTINUE DEFENDANT HAS OPEN BILLS. BENCH WARRANT LIFTED. WANTED CARDS ARE REMOVED. NO FILE AT COURT LISTING. NEXT COURT DATE 4/18/12 ROOM 1103 ADA: KENDRA McCRAE ATTN: ANTHONY STAFANSKY DRT: JOYCE MIGLIARESE CLERK: KIM FORD			
1	04/18/2012		Brown, Joan A.
Order Granting Motion for Continuance VIOLATION OF PROBATION HEARING CONTINUED UNTIL FURTHER NOTICE PENDING OPEN MATTER(S) PD; M. LOVELL ADA; K. POWERS CLK; S.SMITH			
2	04/18/2012		Brown, Joan A.
VOP Continued Until Further Notice			
4	11/07/2012		Court of Common Pleas - Philadelphia County
Hearing Notice			
1	11/16/2012		Brown, Joan A.
Probation/Parole Continued cost fines and conditions remain; once per month reporting atty;A. Stafansky ada; T. Palmer clk; S. Smith drt; A. Brown Judge; J.Brown			
4	12/03/2012		Court of Common Pleas - Philadelphia County
Hearing Notice			
1	12/05/2012		Municipal Court - Philadelphia County
Hearing Notice			

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2	12/06/2012		McSorley, Richard T.
Detainer Issued T/C McSorley Clerk of Court Jeff Kostic Violation of Probation Arrest Warrant is lifted. Detainer is issued .Detainer to remain pending GAGNON 11 hearing before Judge. Defendant notified of the next Court date			
1	12/18/2012		Brown, Joan A.
VOP Continued Until Further Notice Hon. J. Brown ADA: T. Palmer ATTY: M. Lovell DRT: A. Brown CLERK: B. Dirscherl Detainer to remain.			
4	02/04/2013		Court of Common Pleas - Philadelphia County
Hearing Notice			
1	03/19/2013		Court of Common Pleas - Philadelphia County
VOP Continued Until Further Notice			
2	03/19/2013		Brown, Joan A.
Order Granting Motion for Continuance Violation of probation hearing continued util further notice pending open matter Motion to remove detainer is withdrawn atty; L. Savino ada; C. Curci clk; S. Smith steno; C. Mulvenna Judge; J. Brown			
3	08/21/2015		Court of Common Pleas - Philadelphia County
Hearing Notice			
1	08/25/2015		Philadelphia County Adult Probation Unit
Gagnon 2 Summary Filed			

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1	09/08/2015		Brown, Joan A.
Order Terminating Probation/Parole			
Cost and fines remain			
detainer lifted			
Custody-CFCF			
Hon. Judge Joan A Brown			
pd; K. Wrifsnnyder			
ada; J. Kim			
clk; S. Smith steno; J. Ciarrocchi			

2	09/08/2015		Brown, Joan A.
Detainer Lifted			

1	05/02/2017		Court of Common Pleas - Philadelphia County
Delinquency Notice Filed - 1805 Days Overdue			

1	06/19/2017		Carter, Derrick
Referral of Account to Collection Agency			

PAYMENT PLAN SUMMARY

Payment Plan No	Payment Plan Freq.	Next Due Date	Active	Overdue Amt
Responsible Participant			Suspended	Next Due Amt
51-2011-P000024121	Monthly	05/23/2012	Yes	\$630.88
Carter, Derrick			No	\$5.00
Payment Plan History:				
	<u>Receipt Date</u>	<u>Payor Name</u>	<u>Participant Role</u>	<u>Amount</u>
	11/03/2009	Payment		\$120.00
	11/03/2009	Payment		\$105.00
	10/27/2011	Payment Carter, Derrick	Defendant	\$125.00
	10/27/2011	Payment Carter, Derrick	Defendant	\$50.00
	05/09/2012	Payment Carter, Derrick	Defendant	\$55.00

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CASE FINANCIAL INFORMATION

Last Payment Date: 10/27/2011

Total of Last Payment: -\$83.50

Carter, Derrick Defendant	<u>Assessment</u>	<u>Payments</u>	<u>Adjustments</u>	<u>Non Monetary Payments</u>	<u>Total</u>
Costs/Fees					
State Court Costs (Act 204 of 1976)	\$10.75	\$0.00	\$0.00	\$0.00	\$10.75
Commonwealth Cost - HB627 (Act 167 of 1992)	\$9.25	\$0.00	\$0.00	\$0.00	\$9.25
County Court Cost (Act 204 of 1976)	\$30.00	\$0.00	\$0.00	\$0.00	\$30.00
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
CQS Fee Misdemeanor (Philadelphia)	\$50.00	\$0.00	\$0.00	\$0.00	\$50.00
Costs of Prosecution - CJEA	\$50.00	\$0.00	\$0.00	\$0.00	\$50.00
Judicial Computer Project	\$8.00	-\$8.00	\$0.00	\$0.00	\$0.00
ATJ	\$3.00	-\$3.00	\$0.00	\$0.00	\$0.00
CJES	\$2.25	-\$2.25	\$0.00	\$0.00	\$0.00
JCPS	\$10.25	-\$10.25	\$0.00	\$0.00	\$0.00
Civil Judgment/Lien (Philadelphia)	\$83.94	\$0.00	\$0.00	\$0.00	\$83.94
Costs/Fees Totals:	\$332.44	-\$83.50	\$0.00	\$0.00	\$248.94
Grand Totals:	\$332.44	-\$83.50	\$0.00	\$0.00	\$248.94

** - Indicates assessment is subrogated