

# COURT OF COMMON PLEAS OF YORK COUNTY

## DOCKET



Docket Number: CP-67-CR-0002273-2019

## CRIMINAL DOCKET

Court Case

Commonwealth of Pennsylvania

v.

Janay Ar Fountain

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### CASE INFORMATION

Judge Assigned: Ness, Harry M. Date Filed: 04/05/2019 Initiation Date: 03/01/2019  
OTN: U 017698-2 LOTN: Originating Docket No: MJ-19205-CR-0000065-2019  
Initial Issuing Authority: The Honorable Jennifer J.P. Clancy Final Issuing Authority: The Honorable Jennifer J.P. Clancy  
Arresting Agency: West York Boro Police Dept Arresting Officer: Mendez, Michael F.  
Complaint/Citation No.: 00092242 Incident Number: 20190207M0202  
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-67-MD-0000801-2019	Comm. v. Fountain, Janay Ar	CP-19-67-Crim	Same MDJ Case

### STATUS INFORMATION

<u>Case Status:</u>	<u>Status Date</u>	<u>Processing Status</u>	<u>Arrest Date:</u>
Closed	03/30/2020	Sentenced/Penalty Imposed	03/01/2019
	03/30/2020	Awaiting Sentencing	
	02/13/2020	Awaiting Trial	
	12/17/2019	Awaiting Pre-Trial Conference	
	05/15/2019	Awaiting Pre-Trial Conference	
	04/05/2019	Awaiting Formal Arraignment	
	04/05/2019	Awaiting Filing of Information	

Complaint Date: 03/01/2019

### 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>
Arraignment	05/10/2019	9:00 am	Multipurpose Room 5009	Judge Harry M. Ness	Scheduled
Pre-Trial Conference	08/13/2019	9:00 am	Courtroom 7004	Judge Harry M. Ness	Moved
Pre-Trial Conference	10/15/2019	9:00 am	Courtroom 7004	Judge Harry M. Ness	Moved
Bench Warrant	11/04/2019	9:00 am	Courtroom 7004	Judge Harry M. Ness	Scheduled
Pre-Trial Conference	12/17/2019	9:00 am	Courtroom 7004	Judge Harry M. Ness	Moved
Pre-Trial Conference	02/13/2020	1:30 pm	Courtroom 7004	Judge Harry M. Ness	Scheduled
Guilty Plea	03/30/2020	10:00 am	Courtroom 7004	Judge Harry M. Ness	Scheduled

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### DEFENDANT INFORMATION

Date Of Birth: 07/27/1993      City/State/Zip: York, PA 17401

Alias Name

Fountain, Janay  
Fountain, Janay Aleh Rae

### CASE PARTICIPANTS

<u>Participant Type</u>	<u>Name</u>
Defendant	Fountain, Janay Ar

### BAIL INFORMATION

<b>Fountain, Janay Ar</b>						<b>Nebbia Status: None</b>
<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	03/01/2019	Monetary		\$200,000.00		
Change Bail Type	03/11/2019	Nonmonetary		\$0.00		
Change Non-Monetary Conditions	09/13/2019	Nonmonetary		\$0.00		
Revoke	10/30/2019	Nonmonetary		\$0.00		
					Posted	03/11/2019

### 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	F2	18 § 4304 §§ A1	Endangering Welfare of Children - Parent/Guardian/Other Commits Offense	02/06/2019	U 017698-2
3	3	F2	18 § 4304 §§ A1	Endangering Welfare of Children - Parent/Guardian/Other Commits Offense	02/06/2019	U 017698-2
4	4	F2	18 § 4304 §§ A1	Endangering Welfare of Children - Parent/Guardian/Other Commits Offense	02/06/2019	U 017698-2
5	5	F2	18 § 4304 §§ A1	Endangering Welfare of Children - Parent/Guardian/Other Commits Offense	02/06/2019	U 017698-2
6	6	F2	18 § 4304 §§ A1	Endangering Welfare of Children - Parent/Guardian/Other Commits Offense	02/06/2019	U 017698-2

### 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

<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	04/02/2019	Not Final	
1 / Endangering Welfare of Children - Parent/Guardian/Other Commits Offense	Waived for Court (Lower Court)	F2	18 § 4304 §§ A1
3 / Endangering Welfare of Children - Parent/Guardian/Other Commits Offense	Waived for Court (Lower Court)	F2	18 § 4304 §§ A1
4 / Endangering Welfare of Children - Parent/Guardian/Other Commits Offense	Waived for Court (Lower Court)	F2	18 § 4304 §§ A1
5 / Endangering Welfare of Children - Parent/Guardian/Other Commits Offense	Waived for Court (Lower Court)	F2	18 § 4304 §§ A1
6 / Endangering Welfare of Children - Parent/Guardian/Other Commits Offense	Waived for Court (Lower Court)	F2	18 § 4304 §§ A1
<b>Proceed to Court</b> Defendant Was Not Present			
Information Filed	05/06/2019	Not Final	
1 / Endangering Welfare of Children - Parent/Guardian/Other Commits Offense	Proceed to Court	F2	18 § 4304 §§ A1
3 / Endangering Welfare of Children - Parent/Guardian/Other Commits Offense	Proceed to Court	F2	18 § 4304 §§ A1
4 / Endangering Welfare of Children - Parent/Guardian/Other Commits Offense	Proceed to Court	F2	18 § 4304 §§ A1
5 / Endangering Welfare of Children - Parent/Guardian/Other Commits Offense	Proceed to Court	F2	18 § 4304 §§ A1
6 / Endangering Welfare of Children - Parent/Guardian/Other Commits Offense	Proceed to Court	F2	18 § 4304 §§ A1
<b>Guilty Plea</b>			
Guilty Plea	03/30/2020	Final Disposition	
1 / Endangering Welfare of Children - Parent/Guardian/Other Commits Offense	Guilty Plea	F2	18 § 4304 §§ A1
Ness, Harry M.	03/30/2020	338 Days	
Confinement	Min of 338.00 Days Max of 23.00 Months Other		
Time Served			
To pay such costs as has been imposed.			
Defendant shall receive a Mental Health evaluation and comply with any treatment recommended.			
Defendant is to have no contact with Charles Benjamin, E.B., J.B., C.B., C.B, and E.B. No unsupervised contact with anyone under the age of 18.			
Parole Plan to be completed before release			

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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>			
Credit for any time served consecutive 5 years probation			
3 / Endangering Welfare of Children - Parent/Guardian/Other Commits Offense Ness, Harry M. Confinement	Guilty Plea  03/30/2020 Min of 338.00 Days Max of 23.00 Months Other	F2	18 § 4304 §§ A1  338 Days
Time Served To pay such costs as has been imposed. Defendant shall receive a Mental Health evaluation and comply with any treatment recommended. Defendant is to have no contact with Charles Benjamin, E.B., J.B., C.B., C.B, and E.B. No unsupervised contact with anyone under the age of 18. Parole Plan to be completed before release Credit for any time served			
4 / Endangering Welfare of Children - Parent/Guardian/Other Commits Offense Ness, Harry M. Confinement	Guilty Plea  03/30/2020 Min of 338.00 Days Max of 23.00 Months Other	F2	18 § 4304 §§ A1  338 Days
Time Served To pay such costs as has been imposed. Defendant shall receive a Mental Health evaluation and comply with any treatment recommended. Defendant is to have no contact with Charles Benjamin, E.B., J.B., C.B., C.B, and E.B. No unsupervised contact with anyone under the age of 18. Parole Plan to be completed before release Credit for any time served			
5 / Endangering Welfare of Children - Parent/Guardian/Other Commits Offense Ness, Harry M. Confinement	Guilty Plea  03/30/2020 Min of 338.00 Days Max of 23.00 Months Other	F2	18 § 4304 §§ A1  338 Days
Time Served To pay such costs as has been imposed.			

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### DISPOSITION SENTENCING/PENALTIES

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

Defendant shall receive a Mental Health evaluation and comply with any treatment recommended.

Defendant is to have no contact with Charles Benjamin, E.B., J.B., C.B., C.B, and E.B. No unsupervised contact with anyone under the age of 18.

Parole Plan to be completed before release

Credit for any time served

6 / Endangering Welfare of Children -  
Parent/Guardian/Other Commits Offense

Guilty Plea

F2

18 § 4304 §§ A1

Ness, Harry M.  
Confinement

03/30/2020

338 Days

Min of 338.00 Days  
Max of 23.00 Months  
Other

Time Served

To pay such costs as has been imposed.

Defendant shall receive a Mental Health evaluation and comply with any treatment recommended.

Defendant is to have no contact with Charles Benjamin, E.B., J.B., C.B., C.B, and E.B. No unsupervised contact with anyone under the age of 18.

Parole Plan to be completed before release

Credit for any time served

**LINKED SENTENCES:**

**Link 1**

- CP-67-CR-0002273-2019 - Seq. No. 6 (18 § 4304 §§ A1) - Confinement is Concurrent with
- CP-67-CR-0002273-2019 - Seq. No. 5 (18 § 4304 §§ A1) - Confinement is Concurrent with
- CP-67-CR-0002273-2019 - Seq. No. 4 (18 § 4304 §§ A1) - Confinement is Concurrent with
- CP-67-CR-0002273-2019 - Seq. No. 3 (18 § 4304 §§ A1) - Confinement is Concurrent with
- CP-67-CR-0002273-2019 - Seq. No. 1 (18 § 4304 §§ A1) - Confinement

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### COMMONWEALTH INFORMATION

Name: York County District Attorney's Office  
District Attorney

Supreme Court No:  
Phone Number(s):  
717-771-9600 (Phone)

Address:  
York County Courthouse  
45 North George St.  
York, PA 17401

### ATTORNEY INFORMATION

Name: William Hugh Graff Jr.  
Private

Supreme Court No: 043663  
Rep. Status: Active  
Phone Number(s):  
717-577-3190 (Phone)

Address:  
96 S George St Ste 200  
York, PA 17401

Representing: Fountain, Janay Ar

### ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
1	04/05/2019		Court of Common Pleas - York County
Original Papers Received from Lower Court			
1	04/08/2019		Keiser, Georgine M.
Impounded			
York County District Attorney's Office			
04/08/2019	eService		Served
1	05/06/2019		Commonwealth of Pennsylvania
Information Filed			
2	05/15/2019		Court of Common Pleas - York County
Waiver-PreTrial Conference 08/13/19 at 9am			
Fountain, Janay Ar		York County Court Administration	
05/15/2019	Interoffice		
Glasser, Alice Richards			
05/15/2019	eService		Served
York County District Attorney's Office			
05/15/2019	eService		Served
1	05/16/2019	05/10/2019	Court of Common Pleas - York County
Arraigned			
2	05/16/2019	05/10/2019	Glasser, Alice Richards
Entry of Appearance			
York County District Attorney's Office			
05/16/2019	eService		Served

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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	08/27/2019		Fountain, Janay Ar
Case Correspondence			
Glasser, Alice Richards			
08/29/2019	Interoffice		
York County Adult Probation			
08/29/2019	Interoffice		
York County District Attorney's Office			
08/29/2019	Interoffice		
2	08/27/2019		York County Court Administration
Proof of Service-8/13/19 Order HMN			
1	09/13/2019		Ness, Harry M.
Order Granting Motion for Modification of Bail - Fountain, Janay Ar			
Fountain, Janay Ar			
09/16/2019	First Class		
Glasser, Alice Richards			
09/16/2019	Interoffice		
Glasser, Alice Richards			
09/16/2019	eService		Served
York County Adult Probation			
09/16/2019	Interoffice		
York County District Attorney's Office			
09/16/2019	Interoffice		
York County District Attorney's Office			
09/16/2019	eService		Served
1	09/23/2019		Graff, William Hugh Jr.
Entry of Appearance			
York County District Attorney's Office			
09/24/2019	eService		Served
1	10/30/2019		Ness, Harry M.
Order Granting Motion to Release/Revoke and Serve Notice of Intent to Forfeit Bail - Fountain, Janay			
Graff, William Hugh Jr.			
10/31/2019	eService		Served

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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>
York County District Attorney's Office 10/31/2019	eService		Served
2 Bail Revoked	11/04/2019		Ness, Harry M.
1 Proof of Service-10/15/19 Order HMN	11/20/2019		York County Court Administration
1 Proof of Service-11/4/19 Order HMN	12/12/2019		York County Court Administration
1 Proof of Service-12/17/19 Order HMN	12/19/2019		York County Court Administration
1 Order to Place Case on Trial List-March Term Graff, William Hugh Jr.	02/13/2020		Ness, Harry M.
02/13/2020	eService		Served
York County District Attorney's Office 02/13/2020	eService		Served
2 Hearing Notice Graff, William Hugh Jr.	03/25/2020		Court of Common Pleas - York County
03/25/2020	eService		Served
York County District Attorney's Office 03/25/2020	eService		Served
Fountain, Janay Ar 03/26/2020	Interoffice		
1 Guilty Plea	03/30/2020		Ness, Harry M.
2 Order - Sentence/Penalty Imposed	03/30/2020		Ness, Harry M.



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1	04/06/2020		Court of Common Pleas - York County
Penalty Assessed			
2	04/06/2020		Court of Common Pleas - York County
Itemized Account of Fines, Costs, Fees, and Restitution			
1	04/13/2020	04/09/2020	Snyder, Gregory M.
Order Denying Parole			
Graff, William Hugh Jr.			
04/13/2020	eService		Served
York County District Attorney's Office			
04/13/2020	eService		Served
1	04/15/2020		York County Court Administration
Proof of Service-3/30/2020 Order HMN			
1	04/22/2020		York County Court Administration
Proof of Service-2/13/2020 Order HMN			
2	04/22/2020		Byrnes, Daniel
Entry of Civil Judgment			
1	05/05/2020		Ness, Harry M.
Pre-Parole Investigation and Order of Court			
Graff, William Hugh Jr.			
05/12/2020	eService		Served
York County District Attorney's Office			
05/12/2020	eService		Served
2	12/31/2020		Court of Common Pleas - York County
The Court Determined Responsible Participant is Financially Able to Pay Fines/Costs/Restitution			

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### CASE FINANCIAL INFORMATION

Last Payment Date: 10/15/2021

Total of Last Payment: -\$65.00

Fountain, Janay Ar Defendant	<u>Assessment</u>	<u>Payments</u>	<u>Adjustments</u>	<u>Non Monetary Payments</u>	<u>Total</u>
<b>Costs/Fees</b>					
Transport Costs (York)	\$29.00	(\$9.07)	\$0.00	\$0.00	\$19.93
Warrant Costs (York)	\$69.00	\$0.00	\$0.00	\$0.00	\$69.00
Warrant Costs (York)	\$39.00	\$0.00	\$0.00	\$0.00	\$39.00
Transport Costs (York)	\$29.00	(\$9.07)	\$0.00	\$0.00	\$19.93
Transport Costs (York)	\$29.00	(\$9.07)	\$0.00	\$0.00	\$19.93
Transport Costs (York)	\$29.00	(\$9.04)	\$0.00	\$0.00	\$19.96
ATJ	\$6.00	(\$6.00)	\$0.00	\$0.00	\$0.00
Booking Center Fee (York)	\$300.00	\$0.00	\$0.00	\$0.00	\$300.00
CJES	\$2.50	(\$2.50)	\$0.00	\$0.00	\$0.00
Commonwealth Cost - HB627 (Act 167 of 1992)	\$21.60	\$0.00	\$0.00	\$0.00	\$21.60
Costs of Prosecution - CJEA	\$50.00	\$0.00	\$0.00	\$0.00	\$50.00
County Court Cost (Act 204 of 1976)	\$31.50	\$0.00	\$0.00	\$0.00	\$31.50
Crime Victims Compensation (Act 96 of 1984)	\$35.00	(\$35.00)	\$0.00	\$0.00	\$0.00
DNA Detection Fund (Act 185-2004)	\$250.00	\$0.00	\$0.00	\$0.00	\$250.00
Domestic Violence Compensation (Act 44 of 1988)	\$10.00	\$0.00	\$0.00	\$0.00	\$10.00
Firearm Education and Training Fund	\$5.00	\$0.00	\$0.00	\$0.00	\$5.00
JCPS	\$21.25	(\$21.25)	\$0.00	\$0.00	\$0.00
Judicial Computer Project	\$8.00	(\$8.00)	\$0.00	\$0.00	\$0.00
OAG - JCP	\$2.50	(\$2.50)	\$0.00	\$0.00	\$0.00
State Court Costs (Act 204 of 1976)	\$14.40	\$0.00	\$0.00	\$0.00	\$14.40
Victim Witness Service (Act 111 of 1998)	\$25.00	(\$25.00)	\$0.00	\$0.00	\$0.00
Automation Fee (York)	\$5.00	(\$5.00)	\$0.00	\$0.00	\$0.00
Clerk - County - Plea (York)	\$171.50	(\$171.50)	\$0.00	\$0.00	\$0.00
DA Felony (York)	\$18.00	(\$18.00)	\$0.00	\$0.00	\$0.00
Sheriff - Felony (York)	\$4.00	(\$4.00)	\$0.00	\$0.00	\$0.00
Postage (York)	\$13.00	(\$13.00)	\$0.00	\$0.00	\$0.00
Variable Amount to be Distributed CVC/VWS (Act 96)	\$28.00	(\$28.00)	\$0.00	\$0.00	\$0.00
Variable Amount to be Distributed CVC/VWS (Act 96)	\$12.00	(\$12.00)	\$0.00	\$0.00	\$0.00
Prothonotary Filing Fee (York)	\$58.00	\$0.00	\$0.00	\$0.00	\$58.00
Subpoena Costs (York)	\$36.00	(\$36.00)	\$0.00	\$0.00	\$0.00

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<b>Fountain, Janay Ar</b> Defendant	<u>Assessment</u>	<u>Payments</u>	<u>Adjustments</u>	<u>Non Monetary</u> <u>Payments</u>	<u>Total</u>
CBY Collection Fee (York)	\$313.06	(\$81.00)	\$0.00	\$0.00	\$232.06
Costs/Fees Totals:	\$1,665.31	(\$505.00)	\$0.00	\$0.00	\$1,160.31
Grand Totals:	\$1,665.31	(\$505.00)	\$0.00	\$0.00	\$1,160.31

\*\* - Indicates assessment is subrogated