

COURT OF COMMON PLEAS OF YORK COUNTY

DOCKET

Docket Number: CP-67-CR-0002274-2019

CRIMINAL DOCKET

Court Case



Commonwealth of Pennsylvania

v.

Charles M. Benjamin

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CASE INFORMATION

Judge Assigned: Ness, Harry M. Date Filed: 04/05/2019 Initiation Date: 02/28/2019
OTN: U 017688-6 LOTN: Originating Docket No: MJ-19205-CR-0000064-2019
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/Incident #: 00092240
Case Local Number Type(s) Case Local Number(s)

STATUS INFORMATION

<u>Case Status:</u>	<u>Active</u>	<u>Status Date</u>	<u>Processing Status</u>	<u>Arrest Date:</u>	<u>02/28/2019</u>
		12/17/2019	Awaiting Trial		
		10/15/2019	Awaiting Pre-Trial Conference		
		05/09/2019	Awaiting Pre-Trial Conference		
		04/05/2019	Awaiting Formal Arraignment		
		04/05/2019	Awaiting Filing of Information		

Complaint Date: 02/28/2019

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	1:30 pm	Courtroom 7004	Judge Harry M. Ness	Moved
Pre-Trial Conference	08/14/2019	9:00 am	Courtroom 7004	Judge Harry M. Ness	Moved
Bench Warrant	09/20/2019	9:00 am	Courtroom 7004	Judge Harry M. Ness	Scheduled
Bail Hearing	09/27/2019	9:00 am	Courtroom 7004	Judge Harry M. Ness	Scheduled
Pre-Trial Conference	10/15/2019	1:30 pm	Courtroom 7004	Judge Harry M. Ness	Moved
Pre-Trial Conference	12/17/2019	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
Call of the List	09/10/2020	8:45 am	Courtroom 6003	Judge Amber A. Kraft	Scheduled

CONFINEMENT INFORMATION

<u>Confinement</u>	<u>Confinement</u>	<u>Destination</u>	<u>Confinement</u>	<u>Still in</u>
<u>Known As Of</u>	<u>Type</u>	<u>Location</u>	<u>Reason</u>	<u>Custody</u>
09/20/2019	County Correctional Facility	York County Prison		Yes

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DEFENDANT INFORMATION

Date Of Birth: 03/19/1947 City/State/Zip: York, PA 17404-2725

Alias Name
Benjamin, Charles

CASE PARTICIPANTS

<u>Participant Type</u>	<u>Name</u>
Defendant	Benjamin, Charles M.

BAIL INFORMATION

Benjamin, Charles M.						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	03/01/2019	Monetary		\$250,000.00		
Revoke	09/16/2019	Monetary		\$250,000.00		
					Posted	03/12/2019

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	F1	18 § 2702 §§ A9	Aggravated Assault - Victim Less Than 13 and Defendant 18 or older	02/06/2019	U 017688-6
2	2	F2	18 § 2702 §§ A8	Aggravated Assault - Victim Less Than 6 and Defendant 18 or older	02/06/2019	U 017688-6
3	3	F2	18 § 2702 §§ A8	Aggravated Assault - Victim Less Than 6 and Defendant 18 or older	02/06/2019	U 017688-6
4	4	F2	18 § 2702 §§ A8	Aggravated Assault - Victim Less Than 6 and Defendant 18 or older	02/06/2019	U 017688-6
5	5	F2	18 § 2702 §§ A8	Aggravated Assault - Victim Less Than 6 and Defendant 18 or older	02/06/2019	U 017688-6
6	6	F2	18 § 4304 §§ A1	Endangering Welfare of Children - Parent/Guardian/Other Commits Offense	02/06/2019	U 017688-6
7	7	F3	18 § 4304 §§ A1	Endangering Welfare of Children - Parent/Guardian/Other Commits Offense	02/06/2019	U 017688-6
8	8	F2	18 § 4304 §§ A1	Endangering Welfare of Children - Parent/Guardian/Other Commits Offense	02/06/2019	U 017688-6
9	9	F2	18 § 4304 §§ A1	Endangering Welfare of Children - Parent/Guardian/Other Commits Offense	02/06/2019	U 017688-6
10	10	F2	18 § 4304 §§ A1	Endangering Welfare of Children - Parent/Guardian/Other Commits Offense	02/06/2019	U 017688-6
11	11	M1	18 § 2701 §§ A1	Simple Assault	02/06/2019	U 017688-6
12	12	M1	18 § 2701 §§ A1	Simple Assault	02/06/2019	U 017688-6

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CHARGES

Seq.	Orig Seq.	Grade	Statute	Statute Description	Offense Dt.	OTN
13	13	M1	18 § 2701 §§ A1	Simple Assault	02/06/2019	U 017688-6
14	14	M1	18 § 2701 §§ A1	Simple Assault	02/06/2019	U 017688-6
15	15	M1	18 § 2701 §§ A1	Simple Assault	02/06/2019	U 017688-6
16	16	M2	18 § 2705	Recklessly Endangering Another Person	02/06/2019	U 017688-6
17	17	M2	18 § 2705	Recklessly Endangering Another Person	02/06/2019	U 017688-6
18	18	M2	18 § 2705	Recklessly Endangering Another Person	02/06/2019	U 017688-6
19	19	M2	18 § 2705	Recklessly Endangering Another Person	02/06/2019	U 017688-6
20	20	M2	18 § 2705	Recklessly Endangering Another Person	02/06/2019	U 017688-6
21	22	F2	18 § 2903 §§ C	False Imprisonment of Minor/Parent	02/06/2019	U 017688-6
99,999	21	F2	18 § 2903 §§ C	False Imprisonment of Minor/Parent	02/06/2019	U 017688-6

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		
Lower Court Disposition	04/03/2019	Not Final	
1 / Aggravated Assault - Victim Less Than 13 and Defendant 18 or older	Held for Court (Lower Court)	F1	18 § 2702 §§ A9
2 / Aggravated Assault - Victim Less Than 6 and Defendant 18 or older	Held for Court (Lower Court)	F2	18 § 2702 §§ A8
3 / Aggravated Assault - Victim Less Than 6 and Defendant 18 or older	Held for Court (Lower Court)	F2	18 § 2702 §§ A8
4 / Aggravated Assault - Victim Less Than 6 and Defendant 18 or older	Held for Court (Lower Court)	F2	18 § 2702 §§ A8
5 / Aggravated Assault - Victim Less Than 6 and Defendant 18 or older	Held for Court (Lower Court)	F2	18 § 2702 §§ A8
6 / Endangering Welfare of Children - Parent/Guardian/Other Commits Offense	Held for Court (Lower Court)	F2	18 § 4304 §§ A1
7 / Endangering Welfare of Children - Parent/Guardian/Other Commits Offense	Held for Court (Lower Court)	F3	18 § 4304 §§ A1
8 / Endangering Welfare of Children - Parent/Guardian/Other Commits Offense	Held for Court (Lower Court)	F2	18 § 4304 §§ A1
9 / Endangering Welfare of Children - Parent/Guardian/Other Commits Offense	Held for Court (Lower Court)	F2	18 § 4304 §§ A1
10 / Endangering Welfare of Children - Parent/Guardian/Other Commits Offense	Held for Court (Lower Court)	F2	18 § 4304 §§ A1

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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>			
11 / Simple Assault	Held for Court (Lower Court)	M1	18 § 2701 §§ A1
12 / Simple Assault	Held for Court (Lower Court)	M1	18 § 2701 §§ A1
13 / Simple Assault	Held for Court (Lower Court)	M1	18 § 2701 §§ A1
14 / Simple Assault	Held for Court (Lower Court)	M1	18 § 2701 §§ A1
15 / Simple Assault	Held for Court (Lower Court)	M1	18 § 2701 §§ A1
16 / Recklessly Endangering Another Person	Held for Court (Lower Court)	M2	18 § 2705
17 / Recklessly Endangering Another Person	Held for Court (Lower Court)	M2	18 § 2705
18 / Recklessly Endangering Another Person	Held for Court (Lower Court)	M2	18 § 2705
19 / Recklessly Endangering Another Person	Held for Court (Lower Court)	M2	18 § 2705
20 / Recklessly Endangering Another Person	Held for Court (Lower Court)	M2	18 § 2705
99,999 / False Imprisonment of Minor/Parent	Held for Court (Lower Court)	F2	18 § 2903 §§ C
Proceed to Court	Defendant Was Not Present		
Information Filed	05/06/2019	Not Final	
1 / Aggravated Assault - Victim Less Than 13 and Defendant 18 or older	Proceed to Court	F1	18 § 2702 §§ A9
2 / Aggravated Assault - Victim Less Than 6 and Defendant 18 or older	Proceed to Court	F2	18 § 2702 §§ A8
3 / Aggravated Assault - Victim Less Than 6 and Defendant 18 or older	Proceed to Court	F2	18 § 2702 §§ A8
4 / Aggravated Assault - Victim Less Than 6 and Defendant 18 or older	Proceed to Court	F2	18 § 2702 §§ A8
5 / Aggravated Assault - Victim Less Than 6 and Defendant 18 or older	Proceed to Court	F2	18 § 2702 §§ A8
6 / Endangering Welfare of Children - Parent/Guardian/Other Commits Offense	Proceed to Court	F2	18 § 4304 §§ A1
7 / Endangering Welfare of Children - Parent/Guardian/Other Commits Offense	Proceed to Court	F3	18 § 4304 §§ A1
8 / Endangering Welfare of Children - Parent/Guardian/Other Commits Offense	Proceed to Court	F2	18 § 4304 §§ A1
9 / Endangering Welfare of Children - Parent/Guardian/Other Commits Offense	Proceed to Court	F2	18 § 4304 §§ A1
10 / Endangering Welfare of Children - Parent/Guardian/Other Commits Offense	Proceed to Court	F2	18 § 4304 §§ A1
11 / Simple Assault	Proceed to Court	M1	18 § 2701 §§ A1
12 / Simple Assault	Proceed to Court	M1	18 § 2701 §§ A1

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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>			
13 / Simple Assault	Proceed to Court	M1	18 § 2701 §§ A1
14 / Simple Assault	Proceed to Court	M1	18 § 2701 §§ A1
15 / Simple Assault	Proceed to Court	M1	18 § 2701 §§ A1
16 / Recklessly Endangering Another Person	Proceed to Court	M2	18 § 2705
17 / Recklessly Endangering Another Person	Proceed to Court	M2	18 § 2705
18 / Recklessly Endangering Another Person	Proceed to Court	M2	18 § 2705
19 / Recklessly Endangering Another Person	Proceed to Court	M2	18 § 2705
20 / Recklessly Endangering Another Person	Proceed to Court	M2	18 § 2705
21 / False Imprisonment of Minor/Parent	Replacement by Information	F2	18 § 2903 §§ C
99,999 / False Imprisonment of Minor/Parent	Charge Changed	F2	18 § 2903 §§ C
Replaced by 18 § 2903 §§ C, False Imprisonment of Minor/Parent			

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: Clarence E. Allen
Private

Supreme Court No: 049104

Rep. Status: Active

Phone Number(s):
717-424-8857 (Phone)
717-846-5873 (Office)

Address:
Po Box 510
York, PA 17405

Representing: Benjamin, Charles M.

ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
1	03/01/2019		Clancy, Jennifer J.P.
Bail Set - Benjamin, Charles M.			
1	03/12/2019		Hobbs, Stephen Zachary
Bail Posted - Benjamin, Charles M.			

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Sequence Number	CP Filed Date	Document Date	Filed By
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			
1	05/09/2019		Court of Common Pleas - York County
Waiver-PreTrial Conference 08/13/19 at 1:30pm			
Benjamin, Charles M.		York County Court Administration	
05/09/2019	First Class		
York County District Attorney's Office			
05/10/2019	eService		Served
1	05/16/2019	05/10/2019	Court of Common Pleas - York County
Arraigned			
2	05/16/2019	05/10/2019	Allen, Clarence E.
Entry of Appearance			
York County District Attorney's Office			
05/16/2019	eService		Served
1	06/04/2019		Allen, Clarence E.
Discovery Demand Filed			
York County District Attorney's Office			
06/07/2019	eService		Served
1	08/21/2019		York County Court Administration
Proof of Service-8/14/19 Order HMN			
1	08/27/2019		York County Court Administration
Proof of Service-8/13/19 Order HMN			
1	09/16/2019		Ness, Harry M.
Order Granting Motion to Release/Revoke and Serve Notice of Intent to Forfeit Bail - Benjamin, Charl			
York County District Attorney's Office			

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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>
09/16/2019	eService		Served
2	09/20/2019		Ness, Harry M.
Defendant Remanded			
York County District Attorney's Office			
09/20/2019	eService		Served
1	10/01/2019		York County Court Administration
Proof of Service-9/27/19 Order HMN			
1	10/15/2019		Allen, Clarence E.
Petition to Appoint Expert Witness to Examine Defendant for Competency			
York County District Attorney's Office			
10/16/2019	eService		Served
1	11/07/2019		Ness, Harry M.
Order Denying Petition to Appoint Expert Witness to Examine Defendant for Competency			
Allen, Clarence E.			
11/07/2019	First Class		
York County District Attorney's Office			
11/07/2019	Interoffice		
York County District Attorney's Office			
11/07/2019	eService		Served
1	11/20/2019		York County Court Administration
Proof of Service-10/15/19 Order HMN			
1	12/16/2019		York County Court Administration
Proof of Service-9/20/19 Order HMN			
1	12/17/2019		Ness, Harry M.
Order to Place Case on Trial List - January Term			
York County District Attorney's Office			
12/17/2019	eService		Served
1	12/19/2019		York County Court Administration
Proof of Service-12/17/19 Order HMN			

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<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
2	03/25/2020		Court of Common Pleas - York County
Hearing Notice			
Allen, Clarence E.			
03/25/2020	eService		Served
York County District Attorney's Office			
03/25/2020	eService		Served
Benjamin, Charles M.			
03/26/2020	Interoffice		
1	03/30/2020		Ness, Harry M.
Order to Place Case on Trial List-May Term			
Allen, Clarence E.			
03/30/2020	eService		Served
York County District Attorney's Office			
03/30/2020	eService		Served
1	04/15/2020		York County Court Administration
Proof of Service-3/30/2020 Order HMN			
1	04/24/2020		Allen, Clarence E.
Motion for Compassionate Release from Jail			
York County District Attorney's Office			
04/27/2020	eService		Served
1	04/29/2020		Ness, Harry M.
Order Denying Motion for Compassionate Release from Jail			
Allen, Clarence E.			
05/06/2020	eService		Served
York County District Attorney's Office			
05/06/2020	eService		Served
1	09/09/2020		Allen, Clarence E.
Amended Motion for Compassionate Release from Jail			
York County District Attorney's Office			
09/09/2020	eService		Served
2	09/09/2020		York County District Attorney's Office
Commonwealth's Response to Defendant's Motion for Compassionate Release			
Allen, Clarence E.			

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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>
09/09/2020	eNotice		Notified

CASE FINANCIAL INFORMATION

	<u>Assessment</u>	<u>Payments</u>	<u>Adjustments</u>	<u>Non Monetary Payments</u>	<u>Total</u>
Last Payment Date:		Total of Last Payment:			
Benjamin, Charles M.					
Defendant					
Costs/Fees					
Transcript Fees (York)	\$195.00	\$0.00	\$0.00	\$0.00	\$195.00
Warrant Costs (York)	\$69.00	\$0.00	\$0.00	\$0.00	\$69.00
Transport Costs (York)	\$29.00	\$0.00	\$0.00	\$0.00	\$29.00
Warrant Costs (York)	\$19.00	\$0.00	\$0.00	\$0.00	\$19.00
Transport Costs (York)	\$29.00	\$0.00	\$0.00	\$0.00	\$29.00
Transport Costs (York)	\$29.00	\$0.00	\$0.00	\$0.00	\$29.00
Transport Costs (York)	\$29.00	\$0.00	\$0.00	\$0.00	\$29.00
Subpoena Costs (York)	\$36.55	\$0.00	\$0.00	\$0.00	\$36.55
Costs/Fees Totals:	\$435.55	\$0.00	\$0.00	\$0.00	\$435.55
Grand Totals:	\$435.55	\$0.00	\$0.00	\$0.00	\$435.55

** - Indicates assessment is subrogated