

# MUNICIPAL COURT OF PHILADELPHIA COUNTY

## DOCKET



**Docket Number: MC-51-CR-0000954-2012**  
**CRIMINAL DOCKET**

**Court Case**

Commonwealth of Pennsylvania  
v.  
Derrick Carter

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### CASE INFORMATION

<u>Judge Assigned:</u>	<u>Date Filed:</u> 01/08/2012	<u>Initiation Date:</u> 12/28/2011
<u>OTN:</u> N 782707-2	<u>LOTN:</u>	<u>Originating Docket No:</u> PARS-MC-51-CR-0000954-2012
<u>Initial Issuing Authority:</u>	<u>Final Issuing Authority:</u>	
<u>Arresting Agency:</u> Philadelphia Pd	<u>Arresting Officer:</u> Affiant	
<u>Complaint/Incident #:</u>		
<u>Case Local Number Type(s)</u>	<u>Case Local Number(s)</u>	
District Control Number	1115117805	

### RELATED CASES

<u>Related Docket No</u>	<u>Related Case Caption</u>	<u>Related Court</u>	<u>Association Reason</u>
<b>Related</b> MC-51-CR-0000955-2012	Comm. v. Carter, Derrick	MC-01-51-Crim	Same Primary Participant

### STATUS INFORMATION

<u>Case Status:</u> Closed	<u>Status Date</u> 10/04/2012	<u>Processing Status</u> Completed	<u>Arrest Date:</u> 01/07/2012
	01/08/2012	Awaiting Preliminary Hearing	
			<u>Complaint Date:</u> 12/28/2011

### 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>
Preliminary Arraignment	01/08/2012	1:07 am	B08	Arraignment Court Magistrate Jane M. Rice	Scheduled
Arraignment Preliminary Hearing	01/26/2012	10:00 am	906	Senior Judge Harvey W. Robbins	Scheduled
Preliminary Hearing	03/29/2012	10:00 am	403	Judge Teresa Carr Deni	Continued
Preliminary Hearing	05/01/2012	8:00 am	1003	Judge Charles Hayden	Continued
Preliminary Hearing	06/22/2012	8:00 am	1006	Judge William Austin Meehan Jr.	Continued
Preliminary Hearing	08/09/2012	8:00 am	1003	Judge Marvin Louis Williams Sr.	Continued
Preliminary Hearing	10/04/2012	8:00 am	1003	Judge Marvin Louis Williams Sr.	Scheduled

### CONFINEMENT INFORMATION

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

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### DEFENDANT INFORMATION

Date Of Birth: 11/17/1979      City/State/Zip:

### CASE PARTICIPANTS

<u>Participant Type</u>	<u>Name</u>
Defendant	Carter, Derrick

### BAIL INFORMATION

<b>Carter, Derrick</b>					<b>Nebbia Status: None</b>
<u>Bail Action</u>	<u>Date</u>	<u>Bail Type</u>	<u>Percentage</u>	<u>Amount</u>	
Set	01/08/2012	Monetary	10.00%	\$7,500.00	
					<u>Bail Posting Status</u> <u>Posting Date</u>
					Posted      01/08/2012

### 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 § 3502 §§A	Burglary	11/28/2011	N 782707-2
2	2	F1	18 § 903	Conspiracy Burglary	11/28/2011	N 782707-2
3	3		18 § 3503 §§A1I	Crim Tres-Enter Structure	11/28/2011	N 782707-2
4	4	F3	18 § 3921 §§A	Theft By Unlaw Taking-Movable Prop	11/28/2011	N 782707-2
5	5	F3	18 § 3925 §§A	Receiving Stolen Property	11/28/2011	N 782707-2
6	6	M1	18 § 907 §§A	Poss Instrument Of Crime W/Int	11/28/2011	N 782707-2
7	7	M2	75 § 3733 §§A	Fleeing or Attempting to Elude Officer	11/28/2011	N 782707-2
8	8	M3	18 § 3304 §§A4	Criminal Mischief	11/28/2011	N 782707-2

### 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      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**

Preliminary Arraignment	01/08/2012	Not Final
1 / Burglary	Proceed to Court	F1      18 § 3502 §§ A
2 / Conspiracy Burglary	Proceed to Court	F1      18 § 903
3 / Crim Tres-Enter Structure	Proceed to Court	18 § 3503 §§ A1I
4 / Theft By Unlaw Taking-Movable Prop	Proceed to Court	F3      18 § 3921 §§ A
5 / Receiving Stolen Property	Proceed to Court	F3      18 § 3925 §§ A
6 / Poss Instrument Of Crime W/Int	Proceed to Court	M1      18 § 907 §§ 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>			
7 / Fleeing or Attempting to Elude Officer	Proceed to Court	M2	75 § 3733 §§ A
8 / Criminal Mischief	Proceed to Court	M3	18 § 3304 §§ A4

**Dismissed - LOE**

<u>Preliminary Hearing</u>	<u>10/04/2012</u>	<u>Final Disposition</u>	
1 / Burglary	Dismissed - LOE	F1	18 § 3502 §§ A
2 / Conspiracy Burglary	Dismissed - LOE	F1	18 § 903
3 / Crim Tres-Enter Structure	Dismissed - LOE		18 § 3503 §§ A11
4 / Theft By Unlaw Taking-Movable Prop	Dismissed - LOE	F3	18 § 3921 §§ A
5 / Receiving Stolen Property	Dismissed - LOE	F3	18 § 3925 §§ A
6 / Poss Instrument Of Crime W/Int	Dismissed - LOE	M1	18 § 907 §§ A
7 / Fleeing or Attempting to Elude Officer	Dismissed - LOE	M2	75 § 3733 §§ A
8 / Criminal Mischief	Dismissed - LOE	M3	18 § 3304 §§ A4

### 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: Berto M. Elmore  
Private

Supreme Court No: 057956

Rep. Status: Active

Phone Number(s):  
215-668-5802 (Phone)

Address:  
1539 W Stiles Street  
Philadelphia, PA 19121

Representing: Carter, Derrick

### ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
1	01/08/2012		Municipal Court - Philadelphia County
PARS Transfer			
2	01/08/2012		Rice, Jane M.
Bail Set - Carter, Derrick			

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<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
5	01/08/2012		Carter, Derrick
Bail Posted - Carter, Derrick			
2	01/26/2012		Elmore, Berto M.
Entry of Appearance			
5	01/26/2012		Robbins, Harvey W.
Order Granting Motion for Continuance			
ada: Shawn Harper/Kelly Harrell , atty: Berto Elmore, steno: Nancy Mcneal, court clerk: Lindsey Ryan			
Joint Request			
Commonwealth Not ready, EyeWitness and Witness present. 2nd eyewitness failed to appear			
Defense Not ready, request to preserve Line-Up. Attorney Berto Elmore entered his appearance.			
Next Court Date: 03/29/2012 Room 403			
3	03/29/2012		Deni, Teresa Carr
Order Granting Motion for Continuance			
Defense ready			
Commonwealth ready			
Lineup granted- lineup date 4/26/2012			
NEXT COURT DATE: 5/1/2012 room 1003.			
ADA: Kelly Harell, Atty: Berto Elmore, Steno: Tracy Allen, Clerk: Gia Malvestuto			
3	05/01/2012		Hayden, Charles
Order Granting Motion for Continuance			
Defense request, attorney is ill.			
Defendant appeared late.			
Commonwealth is ready in the room.			
Next court date: 6/22/12 Room 1006			
ADA Elizabeth Fischer: Defense Atty Berto Elmore: Steno Nancy McShane: Clerk Adrian Baule			
3	06/22/2012		Meehan, William Austin Jr.
Order Granting Motion for Continuance			
ADA-Lisa Myers Atty-Berto Elmore Steno-Nancy Seigafuse CtCk-Anika Ukere			
Commonwealth not ready - Witness unavailable. Defense ready. NCD 8/9/12 Room 1003			

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Sequence Number	CP Filed Date	Document Date	Filed By
3	08/09/2012		Williams, Marvin Louis Sr.
Order Granting Motion for Continuance			
Commonwealth Request:			
Defense: Ready			
Commonwealth: Not ready; Witness was not issued a subpoena for this listing.			
Continued for Preliminary Hearing: 10/04/2012, Room 1003.			
Commonwealth: Ebonie Branch; Defense: Berto Elmore; Court Reporter: Ed Picciotto; Court Clerk: Aly Williams			
-----			
1	10/04/2012		Williams, Marvin Louis Sr.
Dismissed - LOE			
Dismissed due to lack of Evidence. Commonwealth: Chung, Luongo; Defense: Berto M. Elmore; Court Reporter: Kelly Cantanzariti; Court Clerk: Aly Williams			
-----			
2	10/04/2012		Williams, Marvin Louis Sr.
Disposition Filed			
-----			
1	11/09/2012		Carter, Derrick
Bail Refund			

### CASE FINANCIAL INFORMATION

Last Payment Date: 11/09/2012

Total of Last Payment: -\$225.00

Carter, Derrick Defendant	<u>Assessment</u>	<u>Payments</u>	<u>Adjustments</u>	<u>Non Monetary Payments</u>	<u>Total</u>
<b>Costs/Fees</b>					
Bail Bond (Philadelphia)	\$10.00	-\$10.00	\$0.00	\$0.00	\$0.00
Bail Pounding (Philadelphia)	\$225.00	-\$225.00	\$0.00	\$0.00	\$0.00
Costs/Fees Totals:	\$235.00	-\$235.00	\$0.00	\$0.00	\$0.00
Grand Totals:	\$235.00	-\$235.00	\$0.00	\$0.00	\$0.00

\*\* - Indicates assessment is subrogated