

# COURT OF COMMON PLEAS OF ALLEGHENY COUNTY

## DOCKET



Docket Number: CP-02-CR-0003275-2021

## CRIMINAL DOCKET

Court Case

Commonwealth of Pennsylvania

v.

Timothy Neil Gumm

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### CASE INFORMATION

<u>Judge Assigned:</u> Bigley, Kelly	<u>Date Filed:</u> 05/14/2021	<u>Initiation Date:</u> 02/18/2021
<u>OTN:</u> G 882881-6	<u>LOTN:</u>	<u>Originating Docket No:</u> MJ-05003-CR-0000857-2021
<u>Initial Issuing Authority:</u> Kim Berkeley Clark	<u>Final Issuing Authority:</u> Derwin Rushing	
<u>Arresting Agency:</u> Allegheny County Police Department	<u>Arresting Officer:</u> Kinavey, Patrick S.	
<u>Complaint/Citation No.:</u> 0330-21	<u>Incident Number:</u>	
<u>County:</u> Allegheny	<u>Township:</u> Stowe Township	
<u>Case Local Number Type(s)</u>	<u>Case Local Number(s)</u>	

### STATUS INFORMATION

<u>Case Status:</u> Closed	<u>Status Date:</u>	<u>Processing Status:</u>	<u>Complaint Date:</u> 02/18/2021
	08/16/2022	Sentenced/Penalty Imposed	
	08/16/2022	Awaiting Sentencing	
	04/18/2022	Awaiting Mental Health Evaluation	
	06/25/2021	Awaiting Jury Trial	
	06/09/2021	Awaiting Pre-Trial Conference	
	05/14/2021	Awaiting Formal Arraignment	
	05/14/2021	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	06/09/2021	1:00 pm	519 Courthouse		Scheduled
Pre-Trial	06/25/2021	10:00 am	Courtroom 510	Judge Beth A. Lazzara	Scheduled
Conference					
Status Hearing	08/12/2021	8:30 am	Courtroom 510	Judge Beth A. Lazzara	Scheduled
Status Hearing	10/18/2021	1:30 pm	Courtroom 525	Judge Kelly Bigley	Scheduled
Jury Trial	11/15/2021	8:30 am	Courtroom 510	Judge Beth A. Lazzara	Moved
Jury Trial	11/15/2021	8:30 am	Courtroom 525	Judge Kelly Bigley	Scheduled
Status Hearing	04/18/2022	8:30 am	Courtroom 525	Judge Kelly Bigley	Moved
Status Hearing	06/06/2022	8:30 am	Courtroom 525	Judge Kelly Bigley	Moved
Jury Selection	06/06/2022	8:30 am	Courtroom 525	Judge Kelly Bigley	Moved
Status Hearing	08/16/2022	8:30 am	Courtroom 525	Judge Kelly Bigley	Scheduled
Jury Selection	12/05/2022	8:30 am	Courtroom 525	Judge Kelly Bigley	Cancelled

### 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>
02/03/2015	County Correctional Facility	Beaver County Prison		Yes
02/16/2023	State Correctional Institution	SCI Huntingdon		Yes

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### DEFENDANT INFORMATION

Date Of Birth: 03/16/1960      City/State/Zip: McKees Rocks, PA 15136

### CASE PARTICIPANTS

<u>Participant Type</u>	<u>Name</u>
Defendant	Gumm, Timothy Neil

### BAIL INFORMATION

<b>Gumm, Timothy Neil</b>					<b>Nebbia Status: None</b>
<u>Bail Action</u>	<u>Date</u>	<u>Bail Type</u>	<u>Originating Court</u>	<u>Percentage</u>	<u>Amount</u>
Denied	02/19/2021		Magisterial District Court		\$0.00

### 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	5	F1	<b>18 § 2503 §§ A1</b>	Voluntary Mans - Provocation From Ind Killed	02/14/2021	G 882881-6
2	6	F1	<b>18 § 2503 §§ A1</b>	Voluntary Mans - Provocation From Ind Killed	02/14/2021	G 882881-6
3	3	F1	<b>18 § 6105 §§ A1</b>	Possession Of Firearm Prohibited	02/14/2021	G 882881-6
999	4	M2	<b>18 § 4910 §§ 1</b>	Tamper With/Fabricate Physical Evidence	02/14/2021	G 882881-6

### 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	05/12/2021	Not Final
3 / Possession Of Firearm Prohibited	Held for Court (Lower Court)	F1    18 § 6105 §§ A1
999 / Tamper With/Fabricate Physical Evidence	Dismissed (Lower Court)	M2    18 § 4910 §§ 1

#### **Proceed to Court**

Information Filed	06/04/2021	Not Final
3 / Possession Of Firearm Prohibited	Proceed to Court	F1    18 § 6105 §§ A1
999 / Tamper With/Fabricate Physical Evidence	Dismissed (Lower Court)	M2    18 § 4910 §§ 1

#### **Guilty Plea - Negotiated**

Status Hearing	08/16/2022	Final Disposition
1 / Voluntary Mans - Provocation From Ind Killed	Guilty Plea - Negotiated	F1    18 § 2503 §§ A1
Bigley, Kelly	08/16/2022	544 Days

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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>			
Confinement	Min of 10.00 Years Max of 20.00 Years 10 years to 20 years	08/16/2022	
The defendant is not eligible for RRR by statute.			
2 / Voluntary Mans - Provocation From Ind Killed	Guilty Plea - Negotiated	F1	18 § 2503 §§ A1
Bigley, Kelly	08/16/2022		
Confinement	Min of 10.00 Years Max of 20.00 Years 10 years to 20 years		
The defendant is not eligible for RRR by statute.			
3 / Possession Of Firearm Prohibited	Guilty Plea - Negotiated	F1	18 § 6105 §§ A1
Bigley, Kelly	08/16/2022		
Confinement	Min of 5.00 Years Max of 10.00 Years 5 to 10 years		
The defendant is not eligible for RRR by statute.			
999 / Tamper With/Fabricate Physical Evidence	Dismissed (Lower Court)	M2	18 § 4910 §§ 1
Bigley, Kelly	08/16/2022		

### LINKED SENTENCES:

#### Link 1

CP-02-CR-0003275-2021 - Seq. No. 2 (18 § 2503 §§ A1) - Confinement is Consecutive to  
CP-02-CR-0003275-2021 - Seq. No. 1 (18 § 2503 §§ A1) - Confinement

#### Link 2

CP-02-CR-0003275-2021 - Seq. No. 3 (18 § 6105 §§ A1) - Confinement is Concurrent with  
CP-02-CR-0003275-2021 - Seq. No. 1 (18 § 2503 §§ A1) - Confinement

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### COMMONWEALTH INFORMATION

Name: Allegheny County District Attorney's  
Office, Criminal Division  
Prosecutor

Supreme Court No:

Phone Number(s):

412-350-4403 (Phone)

Address:

436 Grant Street  
Allegheny County Court House  
Pittsburgh, PA 15219

### ATTORNEY INFORMATION

Name: Art Ettinger  
Public Defender

Supreme Court No: 087383

Rep. Status: Active

Phone Number(s):

412-350-3541 (Phone)

Address:

Allegheny Co Pub Defender  
542 Forbes Ave  
Pittsburgh, PA 15219-2906

Representing: Gumm, Timothy Neil

### ENTRIES

<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	02/19/2021		Stephens, Craig C.
Order Denying Motion to Set Bail - Gumm, Timothy Neil			
Allegheny County District Attorney's			
Office, Criminal Division			
05/14/2021	eService		Served
1	05/14/2021		Court of Common Pleas - Allegheny County
Original Papers Received from Lower Court			
Allegheny County District Attorney's			
Office, Criminal Division			
05/14/2021	eService		Served
2	05/14/2021		Criminal Division - Allegheny
Formal Arraignment Scheduled 06/09/2021 1:00PM			
Allegheny County District Attorney's			
Office, Criminal Division			
05/14/2021	eService		Served
1	05/27/2021		Ettinger, Art
Entry of Appearance			
Allegheny County District Attorney's			
Office, Criminal Division			
05/27/2021	eService		Served

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<u>Issue Date</u>	<u>Service Type</u>	<u>Status Date</u>	<u>Service Status</u>
2	05/27/2021		Ettinger, Art
Entry of Appearance			
Allegheny County District Attorney's			
Office, Criminal Division			
05/27/2021	eService		Served
Allegheny County Public Defender's			
Office, Criminal Division			
05/27/2021	eService		Served
Laforgia, Elizabeth Mary Lynne			
05/27/2021	eService		Served
3	05/27/2021		Laforgia, Elizabeth Mary Lynne
Entry of Appearance			
Allegheny County District Attorney's			
Office, Criminal Division			
05/27/2021	eService		Served
Allegheny County Public Defender's			
Office, Criminal Division			
05/27/2021	eService		Served
Ettinger, Art			
05/27/2021	eService		Served
1	06/04/2021		Commonwealth of Pennsylvania
Information Filed			
Allegheny County District Attorney's			
Office, Criminal Division			
06/04/2021	eService		Served
Allegheny County Public Defender's			
Office, Criminal Division			
06/04/2021	eService		Served
Ettinger, Art			
06/04/2021	eService		Served
Laforgia, Elizabeth Mary Lynne			
06/04/2021	eService		Served
1	08/12/2021	08/12/2021	Lazzara, Beth A.
Order of Recusal			

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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>
Allegheny County District Attorney's Office, Criminal Division 08/12/2021	eService		Served
Allegheny County Public Defender's Office, Criminal Division 08/12/2021	eService		Served
Ettinger, Art 08/12/2021	eService		Served
Laforgia, Elizabeth Mary Lynne 08/12/2021	eService		Served
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4	04/18/2022		Bigley, Kelly
Order for Involuntary Treatment Allegheny County District Attorney's Office, Criminal Division 04/18/2022	eService		Served
Allegheny County Public Defender's Office, Criminal Division 04/18/2022	eService		Served
Ettinger, Art 04/18/2022	eService		Served
Laforgia, Elizabeth Mary Lynne 04/18/2022	eService		Served
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1	08/16/2022		Bigley, Kelly
Guilty Plea - Negotiated Allegheny County District Attorney's Office, Criminal Division 08/16/2022	eService		Served
Allegheny County Public Defender's Office, Criminal Division 08/16/2022	eService		Served
Ettinger, Art 08/16/2022	eService		Served
Laforgia, Elizabeth Mary Lynne 08/16/2022	eService		Served
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<u>Issue Date</u>	<u>Service Type</u>	<u>Status Date</u>	<u>Service Status</u>
2	08/16/2022		Bigley, Kelly
Order - Sentence/Penalty Imposed			
Allegheny County District Attorney's			
Office, Criminal Division			
08/16/2022	eService		Served
Allegheny County Public Defender's			
Office, Criminal Division			
08/16/2022	eService		Served
Ettinger, Art			
08/16/2022	eService		Served
Laforgia, Elizabeth Mary Lynne			
08/16/2022	eService		Served
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1	08/30/2022		Court of Common Pleas - Allegheny County
Penalty Assessed			
-----			
2	08/30/2022		Court of Common Pleas - Allegheny County
Itemized Account of Fines, Costs, Fees, and Restitution			
-----			
3	08/30/2022		Unknown Filer
Entry of Civil Judgment			
Allegheny County District Attorney's			
Office, Criminal Division			
08/30/2022	eService		Served
Allegheny County Public Defender's			
Office, Criminal Division			
08/30/2022	eService		Served
Ettinger, Art			
08/30/2022	eService		Served
Laforgia, Elizabeth Mary Lynne			
08/30/2022	eService		Served
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1	08/31/2022		Court of Common Pleas - Allegheny County
Court Commitment State or County Correctional Institution			
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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>
1	09/12/2022		Gumm, Timothy Neil
Motion for PCRA			
Allegheny County District Attorney's			
Office, Criminal Division			
09/12/2022	eService		Served
Allegheny County Public Defender's			
Office, Criminal Division			
09/12/2022	eService		Served
Bigley, Kelly			
09/12/2022			
Ettinger, Art			
09/12/2022	eService		Served
Laforgia, Elizabeth Mary Lynne			
09/12/2022	eService		Served
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1	09/13/2022		Ettinger, Art
Petition to Withdraw Pro Se Motion			
Allegheny County District Attorney's			
Office, Criminal Division			
09/13/2022	eService		Served
Allegheny County Public Defender's			
Office, Criminal Division			
09/13/2022	eService		Served
Laforgia, Elizabeth Mary Lynne			
09/13/2022	eService		Served
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2	09/13/2022		Ettinger, Art
PETITION TO WITHDRAW PRO SE MOTION			
Allegheny County District Attorney's			
Office, Criminal Division			
09/13/2022	eService		Served
Allegheny County Public Defender's			
Office, Criminal Division			
09/13/2022	eService		Served
Laforgia, Elizabeth Mary Lynne			
09/13/2022	eService		Served
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<u>Issue Date</u>	<u>Service Type</u>	<u>Status Date</u>	<u>Service Status</u>
3	09/13/2022	09/13/2022	Bigley, Kelly
Order Granting Defendant's Petition to Withdraw Pro Se Motion			
Allegheny County District Attorney's			
Office, Criminal Division			
09/13/2022	eService		Served
Allegheny County Public Defender's			
Office, Criminal Division			
09/13/2022	eService		Served
Ettinger, Art			
09/13/2022	eService		Served
Laforgia, Elizabeth Mary Lynne			
09/13/2022	eService		Served

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### CASE FINANCIAL INFORMATION

Last Payment Date: 12/01/2025

Total of Last Payment: -\$4.83

Gumm, Timothy Neil Defendant	<u>Assessment</u>	<u>Payments</u>	<u>Adjustments</u>	<u>Non Monetary Payments</u>	<u>Balance</u>
<b>Costs/Fees</b>					
Allegheny Crime Lab Fee	\$175.00	(\$98.62)	\$0.00	\$0.00	\$76.38
Voucher Fee (Allegheny)	\$5.98	(\$3.45)	\$0.00	\$0.00	\$2.53
ATJ	\$6.00	(\$6.00)	\$0.00	\$0.00	\$0.00
Booking Center Fee (Allegheny)	\$200.00	\$0.00	\$0.00	\$0.00	\$200.00
CJES	\$2.50	(\$2.50)	\$0.00	\$0.00	\$0.00
Child Care Facility Fee (Allegheny)	\$5.00	(\$2.90)	\$0.00	\$0.00	\$2.10
Commonwealth Cost - HB627 (Act 167 of 1992)	\$22.40	\$0.00	\$0.00	\$0.00	\$22.40
Costs of Prosecution - CJEA	\$50.00	\$0.00	\$0.00	\$0.00	\$50.00
County Court Cost (Act 204 of 1976)	\$32.70	\$0.00	\$0.00	\$0.00	\$32.70
Court Technology Fee (Allegheny)	\$5.50	(\$3.19)	\$0.00	\$0.00	\$2.31
Crime Victims Compensation (Act 96 of 1984)	\$35.00	(\$35.00)	\$0.00	\$0.00	\$0.00
DCR Civil Judgment Fee (Allegheny)	\$45.00	\$0.00	\$0.00	\$0.00	\$45.00
DNA Detection Fund (Act 185-2004)	\$250.00	\$0.00	\$0.00	\$0.00	\$250.00
District Attorney (Conviction) (Allegheny)	\$25.00	\$0.00	\$0.00	\$0.00	\$25.00
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
Law Library User Fee (Allegheny)	\$7.00	(\$4.03)	\$0.00	\$0.00	\$2.97
OAG - JCP	\$2.50	(\$2.50)	\$0.00	\$0.00	\$0.00
Record Management Fee (Allegheny)	\$2.20	(\$1.20)	\$0.00	\$0.00	\$1.00
Record Management Fee (Allegheny)	\$3.30	(\$1.50)	\$0.00	\$0.00	\$1.80
State Court Costs (Act 204 of 1976)	\$14.90	\$0.00	\$0.00	\$0.00	\$14.90
Use of County (Conviction) (Allegheny)	\$4.00	\$0.00	\$0.00	\$0.00	\$4.00
Victim Witness Service (Act 111 of 1998)	\$25.00	(\$25.00)	\$0.00	\$0.00	\$0.00
Dept of Records - Conviction (Allegheny)	\$20.00	\$0.00	\$0.00	\$0.00	\$20.00
Dept of Records - Conviction (Allegheny)	\$180.00	\$0.00	\$0.00	\$0.00	\$180.00
Costs/Fees Totals:	\$1,163.23	(\$215.14)	\$0.00	\$0.00	\$948.09
Grand Totals:	\$1,163.23	(\$215.14)	\$0.00	\$0.00	\$948.09

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