#### **DOCKET**



Docket Number: CP-16-CR-0000068-2007

CRIMINAL DOCKET

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David Wayne Smith

**CASE INFORMATION** 

<u>Judge Assigned:</u> <u>Date Filed:</u> 02/07/2007 <u>Initiation Date:</u> 11/29/2006

<u>OTN:</u> K 578931-3 <u>LOTN:</u> <u>Originating Docket No:</u> MJ-18303-CR-0000127-2006

Initial Issuing Authority: Amy L. Long Turk

Final Issuing Authority: Amy L. Long Turk

<u>Arresting Agency:</u> Knox Boro, Police Dept <u>Arresting Officer:</u> Allio, Mark Andrew

<u>Complaint/Citation No.:</u> 060916 <u>Incident Number:</u>

 County: Clarion
 Township: Knox Boro

 Case Local Number Type(s)
 Case Local Number(s)

04/13/2007

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 Case Status:
 Closed
 Status Date 07/16/2007
 Processing Status Sentenced/Penalty Imposed
 Complaint Date: 11/29/2006
 11/29/2006

Awaiting Plea Court

STATUS INFORMATION

05/24/2007 Awaiting Sentencing 05/24/2007 Awaiting PSI

04/12/2007 Awaiting Pre-Trial Conference 03/15/2007 Awaiting Criminal Conference II 02/21/2007 Awaiting Formal Arraignment

02/07/2007 Awaiting Filing of Information

#### CALENDAR EVENTS

Case CalendarScheduleStartRoomJudge NameScheduleEvent TypeStart DateTimeStatus

Criminal 03/14/2007 8:30 am Judge's Scheduled

Conference I Chambers Third

Floor

Criminal 04/11/2007 8:30 am Judge's Scheduled

Conference II Chambers Third

Floor

Plea Court 05/23/2007 9:00 am Courtroom 1 Senior Judge James G. Arner Scheduled

Sentencing 06/27/2007 9:00 am Courtroom 1 Senior Judge James G. Arner Scheduled

#### CONFINEMENT INFORMATION

 Confinement
 Confinement
 Destination
 Confinement
 Still in

 Known As Of
 Type
 Location
 Reason
 Custody

 02/11/2025
 County Correctional Facility
 Clarion County Prison
 Yes

DEFENDANT INFORMATION

<u>Date Of Birth:</u> 01/14/1960 <u>City/State/Zip:</u> Shippenville, PA 16254

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David Wayne Smith

CASE PARTICIPANTS

Participant Type Name

Defendant Smith, David Wayne

**BAIL INFORMATION** 

Smith, David Wayne Nebbia Status: None

 Bail Action
 Date
 Bail Type
 Originating Court
 Percentage
 Amount

 Set
 02/06/2007
 Unsecured
 Common Pleas
 \$1,000.00

 Surety Type
 Surety Name
 Posting Status
 Posting Date
 Security Type
 Security Amt

 Self
 Smith, David Wayne
 Posted
 02/06/2007
 Unsecured
 \$1,000.00

CHARGES

<u>Seq. Orig Seq. Grade Statute</u> <u>Statute Description</u> <u>Offense Dt. OTN</u>

8 8 M1 **75 § 3802 §§ C\*\*\*\*** DUI: Highest Rte of Alc (BAC .16+) 4th Off & 10/26/2006 K 578931-3

Sub

**DISPOSITION SENTENCING/PENALTIES** 

**Disposition** 

 Case Event
 Disposition Date
 Final Disposition

 Sequence/Description
 Offense Disposition
 Grade
 Section

<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>

Sentence Conditions

Lower Court Proceeding (generic)

Lower Court Disposition 02/06/2007 Not Final

**Guilty Plea** 

Plea Court 05/23/2007 Final Disposition

8 / DUI: Highest Rte of Alc (BAC .16+) 4th Off & Sub Guilty Plea M1 75 § 3802 §§ C\*\*\*\*

Arner, James G. 06/27/2007

Confinement Min of 12.00 Months

Max of 60.00 Months

Other

Def. shall pay restitution and costs of prosecution.

The def. shall not consume any alcoholic beverages or illegal drugs.

Shall perform community service

shall complete 4 to 9 month outpatient drug & alcohol treatment program

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David Wayne Smith

Name:

ATTORNEY INFORMATION **COMMONWEALTH INFORMATION** 

Office

**District Attorney** 

Private

018084 Supreme Court No:

Active Rep. Status:

Phone Number(s):

814-226-5282 (Phone)

Representing: Smith, David Wayne

Ralph L.s. Montana, Esq.

Filed By

Long Turk, Amy L.

Aaron, Mark Montana, Ralph L.s.

Aaron, Mark Montana, Ralph L.s.

Address:

Mark Aaron, Esq. Name:

**CP Filed Date** 

02/06/2007

03/15/2007

04/12/2007

Clarion County District Attorney's

624 S 5th Ave PO Box 749 District Attorney Clarion, PA 16214

072738 Supreme Court No:

Phone Number(s):

814-226-4423

Supreme Court No:

(Phone)

(Office) 814-226-8455 814-849-2828 (Office)

Address:

Sequence Number

Information Filed

Criminal Conference I Held

Criminal Conference II Held

Name:

Address:

502 Liberty Street Clarion, PA 16214-1113

Ball Set - Smit	in, David vvayne - — — — — — — — —			
2	02/06/2007		Smith, David Wayne	
Bail Posted - S	Smith, David Wayne			
3	02/06/2007	02/06/2007		
Entry of Appea	arance by Attny Montana			
— — — —   1	02/07/2007		Court of Common Pleas - Clarion	
Original Paper	rs Received from Lower Court		County	
1	02/21/2007		Aaron, Mark	

**ENTRIES** 

**Document Date** 

03/14/2007

04/11/2007

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		David Wayne Smith  ENTRIES	
Sequence Number	CP Filed Date	Document Date	<u>Filed By</u>
1	05/10/2007	05/10/2007	Court of Common Pleas - Clarion County
Notice of Plea Court	Scheduled for 5-23-07 @ 9/	AM in CRT RM 1	
1	05/16/2007		Court of Common Pleas - Clarion County
Certified/ 5-23-07 AP	&S / Signed & SERVED 5-1	4-07 	
2 Evalenation of Bights	05/24/2007 when Entering a Guilty Ple		Montana, Ralph L.s.
		a — — — — — — — — –	
1 Written and Oral Guil Aaron, Mark	05/25/2007 ty Plea Colloquy	05/23/2007	Arner, James G.
05/25/2007	Prothy's Box		
Clarion County Adult Pr			
05/25/2007	Prothy's Box		
Montana, Ralph L.s. 05/25/2007	Prothy's Box		
1	06/18/2007	06/15/2007	Court of Common Pleas - Clarion County
Notice of Sentence C	Court scheduled for 6-27-07	@ 9AM in CRT RM 1	
1	06/22/2007		Court of Common Pleas - Clarion County
Certified/ 6-27-07 AP	&S/ Returned to SENDER		·
1	06/27/2007		Arner, James G.
Guilty Plea — — — — —			
2 Disposition Filed	06/27/2007		Arner, James G.
3 Work Release Reque	06/27/2007 est	06/27/2007	Clarion County Adult Probation Unit
1 Commitment Order 6	06/28/2007 -27-07	06/27/2007	Arner, James G.

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		ENTRIES	
Sequence Number	CP Filed Date	<u>Document Date</u>	<u>Filed By</u>
2	06/28/2007		Montana, Ralph L.s.
Post Sentence Rights			, ,
1	06/29/2007	06/28/2007	Arner, James G.
Order Granting Reques	st for Work Release		
Aaron, Mark	Double to Doub		
06/29/2007	Prothy's Box		
Clarion County Adult Prol 06/29/2007	Fax		
Clarion County Prison	ı ax		
06/29/2007	Prothy's Box		
Montana, Ralph L.s.	oy o zox		
06/29/2007	Prothy's Box		
1	07/16/2007	06/27/2007	Arner, James G.
Order - Sentence/Pena	alty Imposed		
Aaron, Mark			
07/16/2007	Prothy's Box		
Clarion County Adult Prob			
07/16/2007	Prothy's Box		
Clarion County Prison			
07/16/2007	Prothy's Box		
Montana, Ralph L.s.	D # 1 D		
07/16/2007	Prothy's Box		
	07/23/2007		Clarion County Adult Probation Unit
Guideline Sentence Fo		31723,2331	Glarion Godiny Maak 1 Toballon Grin
	- — — — — -		
1	07/24/2007		McCall, Mary Jane
DL-21 to be Prepared			
1	07/25/2007		Court of Common Pleas - Clarion
			County
Penalty Assessed			
1	12/29/2007	12/29/2007	Arner, James G.
•	-,,,		,
Order Granting Motion	for Emergency Furlough of	on 12-29-07 thru 12-31-07 12PM For Funeral	
	for Emergency Furlough of	on 12-29-07 thru 12-31-07 12PM For Funeral	
Order Granting Motion Clarion County Prison 12/29/2007	for Emergency Furlough o	on 12-29-07 thru 12-31-07 12PM For Funeral	

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Restricted Participant

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		David Wayne Sm	nitn			
Saguanaa Numbar	CD Filed Date	ENTRIES  Desument Date	Filed By			
Sequence Number	CP Filed Date	Document Date	<u>Filed By</u>			
Service To		Service By				
Issue Date	Service Type	Status Date	Service Status			
01/02/2008	Prothy's Box					
Montana, Ralph L.s.						
01/02/2008	Prothy's Box					
			Arner, James G.			
	gh Extension until 1-2-08 @	@ 3PM				
Clarion County Prison						
12/31/2007	Fax					
Clarion County Sheriff						
12/31/2007	Prothy's Box					
Montana, Ralph L.s.	5 4 1 5					
12/31/2007	Prothy's Box					
Restricted Participant	D # 1 D					
12/31/2007	Prothy's Box					
	07/24/2008	07/24/2008	Arner, James G.			
DL-21CF to be Prepar	red					
	07/31/2008	07/09/2008	Clarion County Adult Probation Unit			
Notice of Fines & Cos	ts Delinquency Hearing		·			
			Smith, David Wayne			
Penalty Satisfied			•			
Amended DL-21CF to	be Prepared		·			
			Montana, Ralph L.s.			
Petition for Early Term	ination of Parole Status		• •			
Order Granting Petitio	n for Early Termination of F		•			
Clarion County Adult Pro						
01/05/2010	Prothy's Box					
Montana, Ralph L.s.						
01/05/2010	Prothy's Box					

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<u>Sequence Number</u> <u>CP Filed Date</u> <u>Document Date</u> <u>Filed By</u>

Service To Service By

<u>Issue Date</u> <u>Service Type</u> <u>Status Date</u> <u>Service Status</u>

01/05/2010 Prothy's Box

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CASE FINANCIAL INFORMATION

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	CASE FINANCIA	IL INFORMATION			
Last Payment Date: 12/01/2008				f Last Payment: -\$2,9	00.00
Smith, David Wayne Defendant	<u>Assessment</u>	<u>Payments</u>	<u>Adjustments</u>	Non Monetary Payments	<u>Balance</u>
Costs/Fees					
Clarion Hospital (Clarion)	\$76.00	(\$76.00)	\$0.00	\$0.00	\$0.00
OSP (Clarion/State) (Act 35 of 1991)	\$840.00	(\$840.00)	\$0.00	\$0.00	\$0.00
OSP (Clarion/State) (Act 35 of 1991)	\$840.00	(\$840.00)	\$0.00	\$0.00	\$0.00
State Court Costs (Act 204 of 1976)	\$10.00	(\$10.00)	\$0.00	\$0.00	\$0.00
Commonwealth Cost - HB627 (Act 167 of 1992)	\$8.60	(\$8.60)	\$0.00	\$0.00	\$0.00
County Court Cost (Act 204 of 1976)	\$27.90	(\$27.90)	\$0.00	\$0.00	\$0.00
Crime Victims Compensation (Act 96 of 1984)	\$35.00	(\$35.00)	\$0.00	\$0.00	\$0.00
Victim Witness Service (Act 111 of 1998)	\$25.00	(\$25.00)	\$0.00	\$0.00	\$0.00
Firearm Education and Training Fund	\$5.00	(\$5.00)	\$0.00	\$0.00	\$0.00
Emergency Medical Services (Act 45 of 1985)	\$10.00	(\$10.00)	\$0.00	\$0.00	\$0.00
Judicial Computer Project	\$8.00	(\$8.00)	\$0.00	\$0.00	\$0.00
ATJ	\$2.00	(\$2.00)	\$0.00	\$0.00	\$0.00
CAT/MCARE/General Fund	\$300.00	(\$300.00)	\$0.00	\$0.00	\$0.00
Substance Abuse Education (Act 198 of 2002)	\$150.00	(\$150.00)	\$0.00	\$0.00	\$0.00
Substance Abuse Education (Act 198 of 2002)	\$150.00	(\$150.00)	\$0.00	\$0.00	\$0.00
Automation Fee (Clarion)	\$5.00	(\$5.00)	\$0.00	\$0.00	\$0.00
Clerk Fee (Clarion)	\$128.00	(\$128.00)	\$0.00	\$0.00	\$0.00
Postage (Clarion)	\$6.00	(\$6.00)	\$0.00	\$0.00	\$0.00
Costs/Fees Totals:	\$2,626.50	(\$2,626.50)	\$0.00	\$0.00	\$0.00
Fines					
Title 75, DUI (Motor License Fund)	\$1,250.00	(\$1,250.00)	\$0.00	\$0.00	\$0.00
Title 75, DUI (Motor License Fund)	\$1,250.00	(\$1,250.00)	\$0.00	\$0.00	\$0.00
Fines Totals:	\$2,500.00	(\$2,500.00)	\$0.00	\$0.00	\$0.00
Grand Totals:	\$5,126.50	(\$5,126.50)	\$0.00	\$0.00	\$0.00
** - Indicates assessment is subrogated					

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