

COURT OF COMMON PLEAS OF FOREST COUNTY

DOCKET

Docket Number: CP-27-CR-000002-2019

CRIMINAL DOCKET

Court Case



Commonwealth of Pennsylvania

v.

David W. Smith

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CASE INFORMATION

Judge Assigned:
OTN: U 634136-6 LOTN:
Initial Issuing Authority: The Honorable Daniel L. Miller
Arresting Agency: Marienville PSP
Complaint/Citation No.: PA18 1041044
County: Forest
Case Local Number Type(s)

Date Filed: 01/14/2019 Initiation Date: 10/01/2018
Originating Docket No: MJ-37403-CR-0000046-2018
Final Issuing Authority: The Honorable Daniel L. Miller
Arresting Officer: Salusky, Michael J.
Incident Number:
Township: Jenks Township
Case Local Number(s)

STATUS INFORMATION

<u>Case Status:</u>	<u>Status Date</u>	<u>Processing Status</u>	<u>Complaint Date:</u>
Closed	05/22/2019	Sentenced/Penalty Imposed	10/01/2018
	04/08/2019	Awaiting Sentencing	
	01/22/2019	Awaiting Formal Arraignment	
	01/14/2019	Awaiting Filing of Information	
	01/08/2019	Awaiting Pre-Trial Conference	

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	01/30/2019	9:00 am	Courtroom 1	President Judge Gregory J. Hammond	Cancelled
Settlement Conference	03/29/2019	9:00 am	Courtroom 1	Barbara C. Litten	Scheduled
Calendar Call	04/08/2019	9:00 am	Courtroom 1	President Judge Gregory J. Hammond	Scheduled
Sentencing	05/22/2019	9:00 am	Courtroom 1	President Judge Gregory J. Hammond	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>
02/11/2025	County Correctional Facility	Clarion County Prison		Yes

DEFENDANT INFORMATION

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

CASE PARTICIPANTS

<u>Participant Type</u>	<u>Name</u>
Defendant	Smith, David W.

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BAIL INFORMATION

Smith, David W.

Nebbia Status: None

<u>Bail Action</u>	<u>Date</u>	<u>Bail Type</u>	<u>Originating Court</u>	<u>Percentage</u>	<u>Amount</u>
Set	01/08/2019	Unsecured	Magisterial District Court		\$5,000.00
Change Non-Monetary Conditions	01/08/2019	Unsecured	Magisterial District Court		\$5,000.00

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>
2	2	M1	75 § 3802 §§ C**	DUI: Highest Rte of Alc (BAC .16+) 2nd Off	09/08/2018	U 634136-6

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

Waived for Court (Lower Court)

Defendant Was Present

Lower Court Disposition	01/08/2019	Not Final
2 / DUI: Highest Rte of Alc (BAC .16+) 2nd Off	Waived for Court (Lower Court)	M1 75 § 3802 §§ C**

Guilty Plea

Calendar Call	04/08/2019	Final Disposition
2 / DUI: Highest Rte of Alc (BAC .16+) 2nd Off	Guilty Plea	M1 75 § 3802 §§ C**
Hammond, Gregory J.	05/22/2019	
Confinement	Min of 16.00 Months	
	Max of 5.00 Years	
	Other	

PennDOT License Suspension for a period of 18 months
The defendant is eligible for a re-entry plan.

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COMMONWEALTH INFORMATION

Name: Forest County District Attorney's Office
District Attorney

Supreme Court No:
Phone Number(s):
814-755-3164 (Phone)

Address:
Forest County Office of the District Attorney
P.O. Box 628
Tionesta, PA 16353

ATTORNEY INFORMATION

Name: Blair Harry Hindman
Private

Supreme Court No: 081503
Rep. Status: Active
Phone Number(s):
814-226-5297 (Phone)
814-226-5297 (Office)

Address:
415 Wood St
Clarion, PA 16214

Representing: Smith, David W.

ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
1	01/08/2019		Miller, Daniel L.
Bail Set - Smith, David W.			
2	01/08/2019		Hindman, Blair Harry
Waiver of Appearance at Arraignment			
3	01/08/2019		Miller, Daniel L.
Order Granting Motion for Modification of Bail - Smith, David W.			
1	01/14/2019		Court of Common Pleas - Forest County
Original Papers Received from Lower Court			
1	01/22/2019		Forest County District Attorney's Office
Information Filed			
1	03/29/2019		Hammond, Gregory J.
Transportation Order			
Forest County District Attorney's Office			
03/29/2019		Hand Delivered	
Forest County Probation Department			
03/29/2019		Hand Delivered	
Forest County Sheriff			
03/29/2019		Hand Delivered	
Hindman, Blair Harry			
03/29/2019		First Class	
Marshall, John Frederick			

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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>
03/29/2019	First Class		
2	04/08/2019		Hammond, Gregory J.
Guilty Plea			
1	04/09/2019		Millin, Dawn Marie
DL-21 to be Prepared			
1	04/17/2019		Hammond, Gregory J.
Transportation Order			
Forest County District Attorney's Office			
04/17/2019			
Forest County Probation Department			
04/17/2019			
Forest County Sheriff			
04/17/2019			
Hindman, Blair Harry			
04/17/2019			
1	05/22/2019		Hammond, Gregory J.
Order - Sentence/Penalty Imposed			
Forest County District Attorney's Office			
05/22/2019			
Forest County Probation Department			
05/22/2019			
Forest County Sheriff			
05/22/2019			
Hindman, Blair Harry			
05/22/2019			
2	05/22/2019		Court of Common Pleas - Forest County
Penalty Assessed			
3	05/22/2019		Forest County District Attorney's Office
Motion for Nolle Prosequi			

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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	05/28/2019		Hammond, Gregory J.
Nolle Prossed (Post-Disposition)			
Forest County District Attorney's Office			
05/29/2019	Hand Delivered		
Forest County Probation Department			
05/29/2019	Hand Delivered		
Forest County Sheriff			
05/29/2019	Hand Delivered		
Hindman, Blair Harry			
05/29/2019	First Class		

1	02/24/2020		Court of Common Pleas - Forest County
Court Commitment State or County Correctional Institution			

1	11/30/2020		Court of Common Pleas - Forest County
Penalty Satisfied			

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CASE FINANCIAL INFORMATION

Last Payment Date: 11/30/2020

Total of Last Payment: -\$3,962.81

Smith, David W. Defendant	<u>Assessment</u>	<u>Payments</u>	<u>Adjustments</u>	<u>Non Monetary Payments</u>	<u>Balance</u>
Costs/Fees					
ATJ	\$6.00	(\$6.00)	\$0.00	\$0.00	\$0.00
CJES	\$2.50	(\$2.50)	\$0.00	\$0.00	\$0.00
Clerks Automation Fee (Forest)	\$5.00	(\$5.00)	\$0.00	\$0.00	\$0.00
Commonwealth Cost - HB627 (Act 167 of 1992)	\$10.80	(\$10.80)	\$0.00	\$0.00	\$0.00
Costs of Prosecution - CJEA	\$50.00	(\$50.00)	\$0.00	\$0.00	\$0.00
County Court Cost (Act 204 of 1976)	\$35.10	(\$35.10)	\$0.00	\$0.00	\$0.00
Crime Victims Compensation (Act 96 of 1984)	\$35.00	(\$35.00)	\$0.00	\$0.00	\$0.00
DUI - ARD - EMS Fee	\$25.00	(\$25.00)	\$0.00	\$0.00	\$0.00
Emergency Medical Services (Act 45 of 1985)	\$10.00	(\$10.00)	\$0.00	\$0.00	\$0.00
Entry (Forest)	\$52.50	(\$52.50)	\$0.00	\$0.00	\$0.00
Firearm Education and Training Fund	\$5.00	(\$5.00)	\$0.00	\$0.00	\$0.00
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
PA Transportation Trust Surcharge	\$150.00	(\$450.00)	\$300.00	\$0.00	\$0.00
State Court Costs (Act 204 of 1976)	\$12.60	(\$12.60)	\$0.00	\$0.00	\$0.00
Substance Abuse Education(Act 198 of 2002)(Forest)	\$150.00	(\$150.00)	\$0.00	\$0.00	\$0.00
Substance Abuse Education(Act 198 of 2002)(Forest)	\$150.00	(\$150.00)	\$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
Victim Witness Service (Act 111 of 1998)	\$25.00	(\$25.00)	\$0.00	\$0.00	\$0.00
CAT/MCARE/General Fund	\$45.00	(\$45.00)	\$0.00	\$0.00	\$0.00
Probation Fee (Forest)	\$250.00	(\$250.00)	\$0.00	\$0.00	\$0.00
Sheriff's Fee (Forest)	\$169.60	(\$169.60)	\$0.00	\$0.00	\$0.00
Sheriff's Fee (Forest)	\$376.25	(\$376.25)	\$0.00	\$0.00	\$0.00
Sheriff's Fee - Warren Cty (Forest)	\$640.48	(\$640.48)	\$0.00	\$0.00	\$0.00
Costs/Fees Totals:	\$2,277.58	(\$2,577.58)	\$300.00	\$0.00	\$0.00

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Fines					
Title 75, DUI (Motor License Fund)	\$750.00	(\$750.00)	\$0.00	\$0.00	\$0.00
Title 75, DUI (Motor License Fund)	\$750.00	(\$750.00)	\$0.00	\$0.00	\$0.00
Title 75, Parking Offenses (Motor License Fund)	\$25.00	(\$25.00)	\$0.00	\$0.00	\$0.00
Fines Totals:	\$1,525.00	(\$1,525.00)	\$0.00	\$0.00	\$0.00
Grand Totals:	\$3,802.58	(\$4,102.58)	\$300.00	\$0.00	\$0.00

** - Indicates assessment is subrogated