

COURT OF COMMON PLEAS OF FRANKLIN COUNTY

DOCKET



Docket Number: CP-28-CR-0000181-2022

CRIMINAL DOCKET

Court Case

Commonwealth of Pennsylvania

v.

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Joshua Michael Kennedy

CASE INFORMATION

Judge Assigned: Sponseller, Todd M. Date Filed: 02/08/2022 Initiation Date: 01/26/2022
OTN: R 232399-6 LOTN: Originating Docket No: MJ-39302-CR-0000041-2022
Initial Issuing Authority: Annie Ramona Gomez Shockey Final Issuing Authority: Kelly L. Rock
Arresting Agency: Chambersburg Psp Arresting Officer: Trace, Lindsey H.
Complaint/Citation No.: H3018XP20H Incident Number: PA2022106011
County: Franklin Township: Waynesboro Boro
Case Local Number Type(s) Case Local Number(s)

STATUS INFORMATION

<u>Case Status:</u>	<u>Status Date</u>	<u>Processing Status</u>	<u>Complaint Date:</u>
Closed	10/21/2022	Sentenced/Penalty Imposed	01/26/2022
	10/21/2022	Awaiting Sentencing	
	03/23/2022	Awaiting Pre-Trial Conference	
	02/08/2022	Awaiting Formal Arraignment	
	02/08/2022	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	03/23/2022	10:00 am	Courtroom #3 - Franklin County Courthouse	Judge Todd M. Sponseller	Scheduled
Call of the Trial List (Incarcerated)	06/16/2022	1:00 pm	Courtroom #3 - Franklin County Courthouse	Judge Todd M. Sponseller	Scheduled
Call of the Trial List (Incarcerated)	08/26/2022	1:00 pm	Courtroom #3 - Franklin County Courthouse	Judge Todd M. Sponseller	Scheduled
Call of the Trial List (Incarcerated)	10/21/2022	1:00 pm	Franklin County Jail Courtroom	Judge Todd M. Sponseller	Scheduled

DEFENDANT INFORMATION

Date Of Birth: 10/13/1998 City/State/Zip: Huntingdon, PA 16652-0999

CASE PARTICIPANTS

<u>Participant Type</u>	<u>Name</u>
Defendant	Kennedy, Joshua Michael

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BAIL INFORMATION

Kennedy, Joshua Michael

Nebbia Status: None

<u>Bail Action</u>	<u>Date</u>	<u>Bail Type</u>	<u>Originating Court</u>	<u>Percentage</u>	<u>Amount</u>
Denied	01/27/2022		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	1	F3	18 § 2707.1 §§ A	Discharge Of A Firearm Into Occupied Structure	01/26/2022	R 232399-6
4	4	M1	18 § 2706 §§ A1	Terroristic Threats W/ Int To Terrorize Another	01/26/2022	R 232399-6

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>		

Waived for Court (Lower Court)

Defendant Was Present

Lower Court Disposition	02/08/2022	Not Final
1 / Discharge Of A Firearm Into Occupied Structure	Waived for Court (Lower Court)	F3 18 § 2707.1 §§ A
4 / Terroristic Threats W/ Int To Terrorize Another	Waived for Court (Lower Court)	M1 18 § 2706 §§ A1

Proceed to Court

Information Filed	03/09/2022	Not Final
1 / Discharge Of A Firearm Into Occupied Structure	Proceed to Court	F3 18 § 2707.1 §§ A
4 / Terroristic Threats W/ Int To Terrorize Another	Proceed to Court	M1 18 § 2706 §§ A1

Guilty Plea

Call of the Trial List (Incarcerated)	10/21/2022	Final Disposition
1 / Discharge Of A Firearm Into Occupied Structure	Guilty Plea	F3 18 § 2707.1 §§ A
Sponseller, Todd M.	10/21/2022	268 Days
Confinement	Min of 22.00 Months	10/21/2022
	Max of 66.00 Months	
	Other	

The defendant shall undergo DNA Testing (44 Pa.C.S.A. §2316).

The defendant shall undergo and successfully complete any program prison/probation officials deem necessary.

The defendant may NOT CONSUME any beverage containing alcohol or any controlled substance, unless lawfully prescribed, and shall submit to random urinalysis, breath or blood testing to ensure compliance.

The defendant shall not own, possess, use, manufacture, control, sell or transfer FIREARMS and must otherwise comply with the provisions of 18 Pa.C.S.A §6105.

The defendant shall pay court costs.

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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

The defendant shall pay \$250.00 for DNA Testing (44 Pa.C.S.A. §2316).

The defendant shall pay restitution in the amount of \$ _____ to _____.

4 / Terroristic Threats W/ Int To Terrorize Another

Guilty Plea

M1

18 § 2706 §§ A1

Sponseller, Todd M.

10/21/2022

268 Days

Confinement

Min of 6.00 Months

10/21/2022

Max of 24.00 Months

Other

The defendant shall undergo DNA Testing (44 Pa.C.S.A. §2316).

The defendant shall undergo and successfully complete any program prison/probation officials deem necessary.

The defendant shall have NO CONTACT with the victim.

The defendant may NOT CONSUME any beverage containing alcohol or any controlled substance, unless lawfully prescribed, and shall submit to random urinalysis, breath or blood testing to ensure compliance.

The defendant shall not own, possess, use, manufacture, control, sell or transfer FIREARMS and must otherwise comply with the provisions of 18 Pa.C.S.A §6105.

The defendant shall pay court costs.

The defendant shall pay \$250.00 for DNA Testing (44 Pa.C.S.A. §2316).

Nolle Prossed (Post-Disposition)

Call of the Trial List (Incarcerated)

10/21/2022

Not Final

1 / Discharge Of A Firearm Into Occupied Structure

Guilty Plea

F3

18 § 2707.1 §§ A

4 / Terroristic Threats W/ Int To Terrorize Another

Guilty Plea

M1

18 § 2706 §§ A1

LINKED SENTENCES:

Link 1

CP-28-CR-0000181-2022 - Seq. No. 4 (18 § 2706 §§ A1) - Confinement is Concurrent with

CP-28-CR-0000181-2022 - Seq. No. 1 (18 § 2707.1 §§ A) - Confinement

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COMMONWEALTH INFORMATION

Name: Franklin County District Attorney's
Office
District Attorney

Supreme Court No:

Phone Number(s):
717-261-3827 (Phone)

Address:
157 Lincoln Way East
Chambersburg, PA 17201

ATTORNEY INFORMATION

ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
1	01/27/2022		Manns, Glenn Kenneth
Order Denying Motion to Set Bail - Kennedy, Joshua Michael			
2	02/08/2022		Court of Common Pleas - Franklin County
Original Papers Received from Lower Court			
1	03/09/2022		Commonwealth of Pennsylvania
Information Filed			
1	03/23/2022		Kennedy, Joshua Michael
Appearance and Waiver of Arraignment			
1	03/24/2022	03/24/2022	Barnett, Shannon Elaine
Motion For Informal Discovery Request			
2	03/24/2022	03/24/2022	Barnett, Shannon Elaine
Sealed Entry			
1	03/25/2022	03/25/2022	Sponseller, Todd M.
Sealed Entry			
Barnett, Shannon Elaine			
03/28/2022 Interoffice			
Franklin County Court Administration			
03/28/2022 Interoffice			
Franklin County District Attorney's Office			
03/28/2022 Interoffice			
1	06/16/2022	06/16/2022	Commonwealth of Pennsylvania
Motion for Continuance Prosecution Request			

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2	06/16/2022	06/16/2022	Sponseller, Todd M.
Order/Continued to Sept. 12, 2022 Trial Term Barnett, Shannon Elaine			
06/16/2022	Interoffice		
Commonwealth of Pennsylvania			
06/16/2022	Interoffice		
Franklin County Court Administration			
06/16/2022	Interoffice		
1	07/01/2022		Barnett, Shannon Elaine
Motion to Set Bail			
1	07/07/2022	07/05/2022	Sponseller, Todd M.
Order/Hearing Scheduled 8/3/2022 9:00am Barnett, Shannon Elaine			
07/07/2022	Interoffice		
Commonwealth of Pennsylvania			
07/07/2022	Interoffice		
Franklin County Court Administration			
07/07/2022	Interoffice		
1	07/11/2022		Commonwealth of Pennsylvania
Commonwealth's Motion to Re-Schedule			
1	07/14/2022	07/13/2022	Sponseller, Todd M.
Order/Hearing Rescheduled to 8/26/22 @ 9 am Barnett, Shannon Elaine			
07/14/2022	Interoffice		
Commonwealth of Pennsylvania			
07/14/2022	Interoffice		
Franklin County Court Administration			
07/14/2022	Interoffice		
1	08/26/2022		Barnett, Shannon Elaine
Motion for Continuance and Waiver of Pa.R. Crim.P. 600/1013			
2	08/26/2022	08/26/2022	Sponseller, Todd M.
Order/Case Cont'd to Nov. 2022 Trial Term/Rule 600 Time Doesn't Apply Barnett, Shannon Elaine			

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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>
08/26/2022	Interoffice		
Franklin County Court Administration			
08/26/2022	Interoffice		
Franklin County District Attorney's Office			
08/26/2022	Interoffice		

1	08/30/2022		Franklin County District Attorney's Office
Commonwealth's Motion to Reopen Bail Hearing			

1	08/31/2022	08/31/2022	Sponseller, Todd M.
Order Directing Answer/Response to be Filed			
Barnett, Shannon Elaine			
09/01/2022	Interoffice		
Commonwealth of Pennsylvania			
09/01/2022	Interoffice		
Kennedy, Joshua Michael			
09/01/2022	First Class		

1	09/06/2022		Barnett, Shannon Elaine
Defendant's Answer to Commonwealth's Motion to Reopen Bail Hearing			

1	09/09/2022	09/09/2022	Sponseller, Todd M.
Prder/Hearing Scheduled 9/30/2022 3:00pm			
Barnett, Shannon Elaine			
09/09/2022	Interoffice		
Commonwealth of Pennsylvania			
09/09/2022	Interoffice		
Franklin County Court Administration			
09/09/2022	Interoffice		
Kennedy, Joshua Michael			
09/09/2022	Interoffice		

1	09/30/2022		Franklin County District Attorney's Office
Commonwealth's Exhibit #1 - Phone Call Log from Jail			

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2	09/30/2022		Franklin County District Attorney's Office
Commonwealth's Exhibit #2-CD of FCJ calls (edited)			
1	10/03/2022	09/30/2022	Sponseller, Todd M.
Order Admitting Commonwealth's Redacted Portion of Jail Phone Call			
2	10/03/2022	09/30/2022	Sponseller, Todd M.
Order for Transcript to be Produced/Parties to Prepare Memo			
1	10/07/2022		Sponseller, Todd M.
Transcript of Proceedings of Bail Hearing 8/26/22			
1	10/21/2022	10/21/2022	Sponseller, Todd M.
Guilty Plea			
2	10/21/2022	10/21/2022	Sponseller, Todd M.
Order - Sentence/Penalty Imposed			
Barnett, Shannon Elaine			
10/21/2022	Hand Delivered		
Franklin County District Attorney's Office			
10/21/2022	Hand Delivered		
Kennedy, Joshua Michael			
10/21/2022	Hand Delivered		
3	10/21/2022		Sponseller, Todd M.
Nolle Prossed (Post-Disposition)			
1	10/24/2022		Court of Common Pleas - Franklin County
Penalty Assessed			
1	10/26/2022		Rock, Todd A.
Entry of Civil Judgment			
1	11/07/2022		Barnett, Shannon Elaine
Motion to Schedule Restitution Hearing			
1	11/08/2022	11/08/2022	Sponseller, Todd M.
Order Scheduling Hearing 12/15/22 @ 10:30 am in RE: Restitution Hearing			

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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>
Barnett, Shannon Elaine			
11/08/2022	Interoffice		
Commonwealth of Pennsylvania			
11/08/2022	Interoffice		
Franklin County Court Administration			
11/10/2022	Interoffice		
1	12/02/2022	12/02/2022	Barnett, Shannon Elaine
Motion To Continue Restitution Hearing			
1	12/05/2022	12/05/2022	Sponseller, Todd M.
Order/Restitution Hearing Continued 2/13/2023 1:00pm			
Barnett, Shannon Elaine			
12/06/2022	Interoffice		
Franklin County Court Administration			
12/06/2022	Interoffice		
Franklin County District Attorney's Office			
12/06/2022	Interoffice		
Franklin County Sheriff			
12/06/2022	Interoffice		
1	01/13/2023		Sponseller, Todd M.
Guideline Sentence Form, cts. 1 & 4			
1	01/27/2023		Barnett, Shannon Elaine
Praecipe to Discontinue Hearing			

PAYMENT PLAN SUMMARY

<u>Payment Plan No</u>	<u>Payment Plan Freq.</u>	<u>Next Due Date</u>	<u>Active</u>	<u>Overdue Amt</u>
<u>Responsible Participant</u>			<u>Suspended</u>	<u>Next Due Amt</u>
28-2022-P000002267	Monthly	12/25/2005	Yes	\$18,516.58
Kennedy, Joshua Michael			No	\$100.00
Payment Plan History:				
	<u>Receipt Date</u>	<u>Payor Name</u>	<u>Participant Role</u>	<u>Amount</u>

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CASE FINANCIAL INFORMATION

Last Payment Date:

Total of Last Payment:

Kennedy, Joshua Michael Defendant	<u>Assessment</u>	<u>Payments</u>	<u>Adjustments</u>	<u>Non Monetary Payments</u>	<u>Balance</u>
Costs/Fees					
Miscellaneous Issuances	\$19.00	\$0.00	\$0.00	\$0.00	\$19.00
ATJ	\$6.00	\$0.00	\$0.00	\$0.00	\$6.00
Booking Center Fee (Franklin)	\$300.00	\$0.00	\$0.00	\$0.00	\$300.00
CJES	\$2.50	\$0.00	\$0.00	\$0.00	\$2.50
Clerk Automation Cost (Franklin)	\$5.00	\$0.00	\$0.00	\$0.00	\$5.00
Commonwealth Cost - HB627 (Act 167 of 1992)	\$22.70	\$0.00	\$0.00	\$0.00	\$22.70
Costs of Prosecution - CJEA	\$50.00	\$0.00	\$0.00	\$0.00	\$50.00
County Court Cost (Act 204 of 1976)	\$33.15	\$0.00	\$0.00	\$0.00	\$33.15
Crime Victims Compensation (Act 96 of 1984)	\$35.00	\$0.00	\$0.00	\$0.00	\$35.00
DNA Detection Fund (Act 185-2004)	\$250.00	\$0.00	\$0.00	\$0.00	\$250.00
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	\$0.00	\$0.00	\$0.00	\$21.25
Judicial Computer Project	\$8.00	\$0.00	\$0.00	\$0.00	\$8.00
OAG - JCP	\$2.50	\$0.00	\$0.00	\$0.00	\$2.50
Prothonotary Judgment (Franklin)	\$27.50	\$0.00	\$0.00	\$0.00	\$27.50
State Court Costs (Act 204 of 1976)	\$15.15	\$0.00	\$0.00	\$0.00	\$15.15
Victim Witness Service (Act 111 of 1998)	\$25.00	\$0.00	\$0.00	\$0.00	\$25.00
County Costs (Franklin)	\$142.50	\$0.00	\$0.00	\$0.00	\$142.50
Costs/Fees Totals:	\$980.25	\$0.00	\$0.00	\$0.00	\$980.25
Fines					
Crimes Code, etc.	\$250.00	\$0.00	\$0.00	\$0.00	\$250.00
Crimes Code, etc.	\$200.00	\$0.00	\$0.00	\$0.00	\$200.00
Fines Totals:	\$450.00	\$0.00	\$0.00	\$0.00	\$450.00
Restitution					
Individual Restitution	\$17,086.33	\$0.00	\$0.00	\$0.00	\$17,086.33
Restitution Totals:	\$17,086.33	\$0.00	\$0.00	\$0.00	\$17,086.33
Grand Totals:	\$18,516.58	\$0.00	\$0.00	\$0.00	\$18,516.58

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