

COURT OF COMMON PLEAS OF MONTGOMERY COUNTY

DOCKET



Docket Number: CP-46-CR-0004802-2020

CRIMINAL DOCKET

Court Case

Commonwealth of Pennsylvania

v.

Gilbert Newton

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CASE INFORMATION

Cross Court Docket Nos: 7 MAL 2023, 206 EDA 2022

Judge Assigned: Hilles, Henry S. III

Date Filed: 10/20/2020

Initiation Date: 07/27/2020

OTN: U 897146-5

LOTN:

Originating Docket No: MJ-38104-CR-0000160-2020

Initial Issuing Authority: John D. Kessler

Final Issuing Authority: John D. Kessler

Arresting Agency: Abington Police Dept

Arresting Officer: Lindenmuth, Donald C.

Complaint/Citation No.: 20022423

Incident Number:

County: Montgomery

Township: Abington Township

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> |
|---------------------|--------------------|---------------------------------------|------------------------|
| Adjudicated | 09/10/2024 | Awaiting PCRA Hearing | 07/27/2020 |
| | 07/12/2023 | Appeal Decided | |
| | 01/05/2022 | Awaiting Appellate Court Decision | |
| | 01/04/2022 | Awaiting PCRA Hearing | |
| | 10/07/2021 | Completed | |
| | 10/06/2021 | Awaiting Post Sentence Motion Hearing | |
| | 09/29/2021 | Sentenced/Penalty Imposed | |
| | 09/29/2021 | Awaiting Sentencing | |
| | 10/22/2020 | Awaiting Pre-Trial Conference | |
| | 10/22/2020 | Awaiting Formal Arraignment | |
| | 10/20/2020 | Awaiting Formal Arraignment | |
| | 10/20/2020 | Awaiting Filing of Information | |

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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 | 11/04/2020 | 9:30 am | | | Scheduled |
| Miscellaneous | 01/27/2021 | 9:30 am | Courtroom F | Judge Henry S. Hilles III | Scheduled |
| Hearing | | | | | |
| Video PTC | 01/27/2021 | 9:30 am | | | Scheduled |
| Pre-Trial | 04/14/2021 | 10:00 am | Courtroom D | Judge Steven T. O'Neill | Scheduled |
| Conference | | | | | |
| Motion/Petition for | 04/14/2021 | 1:30 pm | Courtroom E | Judge William R. Carpenter | Scheduled |
| Limine | | | | | |
| Jury Trial | 09/27/2021 | 9:00 am | Courtroom C | Judge William R. Carpenter | Scheduled |
| Jury Trial | 09/28/2021 | 9:00 am | Courtroom C | Judge William R. Carpenter | Scheduled |
| Jury Trial | 09/29/2021 | 9:00 am | Courtroom C | Judge William R. Carpenter | Scheduled |
| Jury Trial | 09/30/2021 | 9:00 am | Courtroom C | Judge William R. Carpenter | Cancelled |
| Jury Trial | 10/01/2021 | 9:00 am | Courtroom C | Judge William R. Carpenter | 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> |
| 03/24/2022 | State Correctional Institution | SCI Fayette | | Yes |

DEFENDANT INFORMATION

Date Of Birth: 01/07/2002 City/State/Zip: Philadelphia, PA 19111

CASE PARTICIPANTS

| <u>Participant Type</u> | <u>Name</u> |
|-------------------------|-----------------|
| Defendant | Newton, Gilbert |

BAIL INFORMATION

| Newton, Gilbert | | | | | 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 | 07/27/2020 | | 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 | H1 | 18 § 2502 §§ A | Murder Of The First Degree | 07/27/2020 | U 897146-5 |
| 3 | 3 | M1 | 18 § 907 §§ A | Poss Instrument Of Crime W/Int | 07/27/2020 | U 897146-5 |

DISPOSITION SENTENCING/PENALTIES

| <u>Disposition</u> | <u>Disposition Date</u> | <u>Final Disposition</u> |
|-----------------------------|----------------------------|-------------------------------|
| <u>Case Event</u> | <u>Offense Disposition</u> | <u>Grade</u> <u>Section</u> |
| <u>Sequence/Description</u> | <u>Sentence Date</u> | <u>Credit For Time Served</u> |
| <u>Sentencing Judge</u> | | |

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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 | 09/23/2020 | Not Final |
| 1 / Murder Of The First Degree | Held for Court (Lower Court) | H1 18 § 2502 §§ A |
| 3 / Poss Instrument Of Crime W/Int | Held for Court (Lower Court) | M1 18 § 907 §§ A |
| Guilty | | |
| Jury Trial | 09/29/2021 | Final Disposition |
| 1 / Murder Of The First Degree | Guilty | H1 18 § 2502 §§ A |
| Carpenter, William R. | 09/29/2021 | 430 Days |
| Confinement | Life | 09/29/2021 |
| in monthly installments as directed, and as authorized by law within 10 months. | | |
| 3 / Poss Instrument Of Crime W/Int | Guilty | M1 18 § 907 §§ A |
| Carpenter, William R. | 09/29/2021 | |
| Confinement | Min of 2.00 Years 6.00 Months | 09/29/2021 |
| | Max of 5.00 Years | |
| | Other | |

The following Judge Ordered Conditions are imposed:

Condition

Defendant shall comply with all rules, regulations and special conditions of supervision.

Offender supervision fee is waived.

LINKED SENTENCES:

Link 1

CP-46-CR-0004802-2020 - Seq. No. 3 (18 § 907 §§ A) - Confinement is Concurrent with

CP-46-CR-0004802-2020 - Seq. No. 1 (18 § 2502 §§ A) - Confinement

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COMMONWEALTH INFORMATION

Name: Robert Martin Falin
District Attorney

Supreme Court No: 083288

Phone Number(s):
610-278-3102 (Phone)

Address:
Montgomery County Da's Office
Po Box 311
Norristown, PA 19404-0311

Name: Kathleen Alane McLaughlin
District Attorney

Supreme Court No: 314847

Phone Number(s):
610-278-3090 (Phone)

Address:
Montgomery Co Da's Office
Po Box 311
Norristown, PA 19404-0311

ATTORNEY INFORMATION

Name: Michael Wiseman
Private

Supreme Court No: 075342

Rep. Status: Active

Phone Number(s):
215-450-0903 (Phone)
215-450-0903 (Office)

Address:
Wiseman & Schwartz LLP
718 Arch St Ste 701
Philadelphia, PA 19106

Representing: Newton, Gilbert

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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 | 07/27/2020 | | Bernhardt, Francis J. III |
| Order Denying Motion to Set Bail - Newton, Gilbert | | | |
| McLaughlin, Kathleen Alane | | | |
| 10/20/2020 | eService | | Served |
| 1 | 10/20/2020 | | Court of Common Pleas - Montgomery County |
| Original Papers Received from Lower Court | | | |
| McLaughlin, Kathleen Alane | | | |
| 10/20/2020 | eService | | Served |
| 2 | 10/20/2020 | | MDJ-38-1-04 |
| Search Warrant Issued | | | |
| McLaughlin, Kathleen Alane | | | |
| 11/05/2020 | eService | | Served |
| Peruto, A. Charles Jr. | | | |
| 11/05/2020 | eService | | Served |

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| <u>Issue Date</u> | <u>Service Type</u> | <u>Status Date</u> | <u>Service Status</u> |
| 1 | 10/22/2020 | | Commonwealth of Pennsylvania |
| Exhibits Location Filed | | | |
| McLaughlin, Kathleen Alane | | | |
| 10/22/2020 | eService | | Served |
| 2 | 10/22/2020 | 09/23/2020 | Court of Common Pleas - Montgomery County |
| Notes of Testimony- Preliminary Hearing | | | |
| McLaughlin, Kathleen Alane | | | |
| 10/22/2020 | eService | | Served |
| 3 | 10/22/2020 | 10/21/2020 | Hilles, Henry S. III |
| Case Management Scheduling Order | | | |
| McLaughlin, Kathleen Alane | | | |
| 10/23/2020 | eService | | Served |
| Peruto, A. Charles Jr. | | | |
| 10/23/2020 | eService | | Served |
| 5 | 10/22/2020 | | Peruto, A. Charles Jr. |
| Entry of Appearance | | | |
| McLaughlin, Kathleen Alane | | | |
| 10/22/2020 | eNotice | | Notified |
| 6 | 10/22/2020 | | Peruto, A. Charles Jr. |
| Waiver of Arraignment | | | |
| McLaughlin, Kathleen Alane | | | |
| 10/22/2020 | eNotice | | Notified |
| 7 | 10/22/2020 | 10/21/2020 | Peruto, A. Charles Jr. |
| Entry of Appearance/Arraignment Waived | | | |
| McLaughlin, Kathleen Alane | | | |
| 10/22/2020 | eService | | Served |
| 1 | 12/04/2020 | | McLaughlin, Kathleen Alane |
| Information Filed (Arraignment Waived) | | | |
| Peruto, A. Charles Jr. | | | |
| 12/09/2020 | eService | | Served |

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| <u>Issue Date</u> | <u>Service Type</u> | <u>Status Date</u> | <u>Service Status</u> |
| 1 | 01/27/2021 | 01/27/2021 | Hilles, Henry S. III |
| Case Management Rescheduling Order | | | |
| McLaughlin, Kathleen Alane | | | |
| 02/10/2021 | eService | | Served |
| Peruto, A. Charles Jr. | | | |
| 02/10/2021 | eService | | Served |
| 1 | 01/28/2021 | | Peruto, A. Charles Jr. |
| Motion in Limine | | | |
| McLaughlin, Kathleen Alane | | | |
| 01/28/2021 | eNotice | | Notified |
| 1 | 02/10/2021 | | Peruto, A. Charles Jr. |
| Motion in Limine | | | |
| McLaughlin, Kathleen Alane | | | |
| 02/16/2021 | eService | | Served |
| 1 | 02/24/2021 | 01/27/2021 | Court of Common Pleas - Montgomery County |
| Notes of Testimony- Pretrial Conference | | | |
| McLaughlin, Kathleen Alane | | | |
| 02/24/2021 | eService | | Served |
| Peruto, A. Charles Jr. | | | |
| 02/24/2021 | eService | | Served |
| 1 | 03/19/2021 | 03/19/2021 | Carpenter, William R. |
| Order Scheduling Homicide Conference | | | |
| McLaughlin, Kathleen Alane | | | |
| 03/30/2021 | eService | | Served |
| Peruto, A. Charles Jr. | | | |
| 03/30/2021 | eService | | Served |
| 1 | 04/07/2021 | 04/06/2021 | Carpenter, William R. |
| Order Scheduling Hearing | | | |
| McLaughlin, Kathleen Alane | | | |
| 04/16/2021 | eService | | Served |
| Peruto, A. Charles Jr. | | | |

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| <u>Issue Date</u> | <u>Service Type</u> | <u>Status Date</u> | <u>Service Status</u> |
| 04/16/2021 | eService | | Served |
| 3 | 04/07/2021 | 04/07/2021 | Montgomery County Court Administration |
| Order Scheduling Homicide Triage Conference | | | |
| McLaughlin, Kathleen Alane | | | |
| 04/16/2021 | eService | | Served |
| Peruto, A. Charles Jr. | | | |
| 04/16/2021 | eService | | Served |
| 1 | 04/12/2021 | 04/06/2021 | Carpenter, William R. |
| Order Scheduling Hearing | | | |
| McLaughlin, Kathleen Alane | | | |
| 04/26/2021 | eService | | Served |
| Peruto, A. Charles Jr. | | | |
| 04/26/2021 | eService | | Served |
| 1 | 04/13/2021 | 04/13/2021 | Carpenter, William R. |
| Order Scheduling Jury Trial | | | |
| McLaughlin, Kathleen Alane | | | |
| 04/26/2021 | eService | | Served |
| Peruto, A. Charles Jr. | | | |
| 04/26/2021 | eService | | Served |
| 1 | 04/14/2021 | 04/14/2021 | Carpenter, William R. |
| Order Granting Motion in Limine | | | |
| McLaughlin, Kathleen Alane | | | |
| 04/27/2021 | eService | | Served |
| Peruto, A. Charles Jr. | | | |
| 04/27/2021 | eService | | Served |
| 1 | 04/15/2021 | 04/14/2021 | O'Neill, Steven T. |
| Call of the Trial List Order | | | |
| McLaughlin, Kathleen Alane | | | |
| 04/28/2021 | eService | | Served |
| Peruto, A. Charles Jr. | | | |
| 04/28/2021 | eService | | Served |

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| <u>Issue Date</u> | <u>Service Type</u> | <u>Status Date</u> | <u>Service Status</u> |
| 1 | 06/10/2021 | | Montgomery County Court Administration |
| Order Granting Petition for Writ of Habeas Corpus | | | |
| McLaughlin, Kathleen Alane | | | |
| 06/10/2021 | eService | | Served |
| Peruto, A. Charles Jr. | | | |
| 06/10/2021 | eService | | Served |
| 2 | 06/10/2021 | | Montgomery County Court Administration |
| Order Granting Petition for Writ of Habeas Corpus | | | |
| McLaughlin, Kathleen Alane | | | |
| 06/10/2021 | eService | | Served |
| Peruto, A. Charles Jr. | | | |
| 06/10/2021 | eService | | Served |
| 3 | 06/10/2021 | | Montgomery County Court Administration |
| Order Granting Petition for Writ of Habeas Corpus | | | |
| McLaughlin, Kathleen Alane | | | |
| 06/10/2021 | eService | | Served |
| Peruto, A. Charles Jr. | | | |
| 06/10/2021 | eService | | Served |
| 4 | 06/10/2021 | | Montgomery County Court Administration |
| Order Granting Petition for Writ of Habeas Corpus | | | |
| McLaughlin, Kathleen Alane | | | |
| 06/10/2021 | eService | | Served |
| Peruto, A. Charles Jr. | | | |
| 06/10/2021 | eService | | Served |
| 5 | 06/10/2021 | | Montgomery County Court Administration |
| Order Granting Petition for Writ of Habeas Corpus | | | |
| McLaughlin, Kathleen Alane | | | |
| 06/10/2021 | eService | | Served |
| Peruto, A. Charles Jr. | | | |

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| <u>Issue Date</u> | <u>Service Type</u> | <u>Status Date</u> | <u>Service Status</u> |
| 06/10/2021 | eService | | Served |
| 1 | 07/19/2021 | 07/19/2021 | Carpenter, William R. |
| Amended Order Scheduling Jury Trial | | | |
| McLaughlin, Kathleen Alane | | | |
| 09/15/2021 | eService | | Served |
| Peruto, A. Charles Jr. | | | |
| 09/15/2021 | eService | | Served |
| 1 | 09/14/2021 | 09/14/2021 | Carpenter, William R. |
| Order Permitting Defendant to Change Clothes for Trial | | | |
| Berardinelli, James F. | | | |
| 11/05/2021 | eService | | Served |
| McLaughlin, Kathleen Alane | | | |
| 11/05/2021 | eService | | Served |
| Peruto, A. Charles Jr. | | | |
| 11/05/2021 | eService | | Served |
| 1 | 09/15/2021 | | Peruto, A. Charles Jr. |
| Motion in Limine | | | |
| McLaughlin, Kathleen Alane | | | |
| 09/15/2021 | eNotice | | Notified |
| 1 | 09/29/2021 | | Carpenter, William R. |
| Guilty | | | |
| McLaughlin, Kathleen Alane | | | |
| 09/29/2021 | eService | | Served |
| Peruto, A. Charles Jr. | | | |
| 09/29/2021 | eService | | Served |
| 2 | 09/29/2021 | | Carpenter, William R. |
| Order - Sentence/Penalty Imposed | | | |
| McLaughlin, Kathleen Alane | | | |
| 09/29/2021 | eService | | Served |
| Peruto, A. Charles Jr. | | | |
| 09/29/2021 | eService | | Served |

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| <u>Issue Date</u> | <u>Service Type</u> | <u>Status Date</u> | <u>Service Status</u> |
| 1 | 10/01/2021 | | Court of Common Pleas - Montgomery County |
| Entry of Civil Judgment | | | |
| McLaughlin, Kathleen Alane | | | |
| 10/01/2021 | eService | | Served |
| Peruto, A. Charles Jr. | | | |
| 10/01/2021 | eService | | Served |
| 2 | 10/01/2021 | | Court of Common Pleas - Montgomery County |
| Court Commitment State or County Correctional Institution | | | |
| McLaughlin, Kathleen Alane | | | |
| 10/01/2021 | eService | | Served |
| Peruto, A. Charles Jr. | | | |
| 10/01/2021 | eService | | Served |
| 1 | 10/05/2021 | 10/05/2021 | Carpenter, William R. |
| Appointment of Public Defender | | | |
| Berardinelli, James F. | | | |
| 11/05/2021 | eService | | Served |
| McLaughlin, Kathleen Alane | | | |
| 11/05/2021 | eService | | Served |
| Peruto, A. Charles Jr. | | | |
| 11/05/2021 | eService | | Served |
| 2 | 10/05/2021 | | Berardinelli, James F. |
| Entry of Appearance | | | |
| McLaughlin, Kathleen Alane | | | |
| 10/05/2021 | eNotice | | Notified |
| Peruto, A. Charles Jr. | | | |
| 10/05/2021 | eService | | Served |
| 1 | 10/06/2021 | 04/14/2021 | Court of Common Pleas - Montgomery County |
| Notes of Testimony- Motions in Limine Via Video Conference | | | |
| Berardinelli, James F. | | | |
| 10/06/2021 | eService | | Served |
| McLaughlin, Kathleen Alane | | | |

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| <u>Issue Date</u> | <u>Service Type</u> | <u>Status Date</u> | <u>Service Status</u> |
| 10/06/2021 | eService | | Served |
| Peruto, A. Charles Jr. | | | |
| 10/06/2021 | eService | | Served |
| 2 | 10/06/2021 | | Berardinelli, James F. |
| Post-Sentence Motion | | | |
| McLaughlin, Kathleen Alane | | | |
| 10/06/2021 | eNotice | | Notified |
| Peruto, A. Charles Jr. | | | |
| 10/06/2021 | eService | | Served |
| 1 | 10/07/2021 | 10/07/2021 | Carpenter, William R. |
| Order Denying Post-Sentence Motion | | | |
| Berardinelli, James F. | | | |
| 10/13/2021 | eService | | Served |
| McLaughlin, Kathleen Alane | | | |
| 10/13/2021 | eService | | Served |
| Peruto, A. Charles Jr. | | | |
| 10/13/2021 | eService | | Served |
| 1 | 11/07/2021 | 09/27/2021 | Court of Common Pleas - Montgomery County |
| Notes of Testimony- Trial by Jury- Day 1 | | | |
| Berardinelli, James F. | | | |
| 11/07/2021 | eService | | Served |
| McLaughlin, Kathleen Alane | | | |
| 11/07/2021 | eService | | Served |
| Peruto, A. Charles Jr. | | | |
| 11/07/2021 | eService | | Served |
| 2 | 11/07/2021 | | Peruto, A. Charles Jr. |
| Exhibits Location Filed | | | |
| Berardinelli, James F. | | | |
| 11/07/2021 | eService | | Served |
| McLaughlin, Kathleen Alane | | | |
| 11/07/2021 | eService | | Served |

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| 3 | 11/07/2021 | | Commonwealth of Pennsylvania |
| Exhibits Location Filed | | | |
| Berardinelli, James F. | | | |
| 11/07/2021 | eService | | Served |
| McLaughlin, Kathleen Alane | | | |
| 11/07/2021 | eService | | Served |
| Peruto, A. Charles Jr. | | | |
| 11/07/2021 | eService | | Served |
| 4 | 11/07/2021 | | Commonwealth of Pennsylvania |
| Exhibits Location Filed | | | |
| Berardinelli, James F. | | | |
| 11/07/2021 | eService | | Served |
| McLaughlin, Kathleen Alane | | | |
| 11/07/2021 | eService | | Served |
| Peruto, A. Charles Jr. | | | |
| 11/07/2021 | eService | | Served |
| 5 | 11/07/2021 | 09/28/2021 | Court of Common Pleas - Montgomery County |
| Notes of Testimony- Trial by Jury | | | |
| Berardinelli, James F. | | | |
| 11/07/2021 | eService | | Served |
| McLaughlin, Kathleen Alane | | | |
| 11/07/2021 | eService | | Served |
| Peruto, A. Charles Jr. | | | |
| 11/07/2021 | eService | | Served |
| 6 | 11/07/2021 | 09/29/2021 | Court of Common Pleas - Montgomery County |
| Notes of Testimony- Trial by Jury | | | |
| Berardinelli, James F. | | | |
| 11/07/2021 | eService | | Served |
| McLaughlin, Kathleen Alane | | | |
| 11/07/2021 | eService | | Served |
| Peruto, A. Charles Jr. | | | |
| 11/07/2021 | eService | | Served |

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| 7 | 11/07/2021 | | Commonwealth of Pennsylvania |
| Exhibits Location Filed | | | |
| Berardinelli, James F. | | | |
| 11/07/2021 | eService | | Served |
| McLaughlin, Kathleen Alane | | | |
| 11/07/2021 | eService | | Served |
| Peruto, A. Charles Jr. | | | |
| 11/07/2021 | eService | | Served |
| 8 | 11/07/2021 | | Commonwealth of Pennsylvania |
| Exhibits Location Filed | | | |
| Berardinelli, James F. | | | |
| 11/07/2021 | eService | | Served |
| McLaughlin, Kathleen Alane | | | |
| 11/07/2021 | eService | | Served |
| Peruto, A. Charles Jr. | | | |
| 11/07/2021 | eService | | Served |
| 1 | 11/08/2021 | | Newton, Gilbert |
| Exhibits Location Filed | | | |
| Berardinelli, James F. | | | |
| 11/08/2021 | eService | | Served |
| McLaughlin, Kathleen Alane | | | |
| 11/08/2021 | eService | | Served |
| Peruto, A. Charles Jr. | | | |
| 11/08/2021 | eService | | Served |
| 1 | 01/04/2022 | | Berardinelli, James F. |
| PCRA Petition to Reinstate Appellate Rights Nunc Pro Tunc | | | |
| McLaughlin, Kathleen Alane | | | |
| 01/04/2022 | eNotice | | Notified |
| Peruto, A. Charles Jr. | | | |
| 01/04/2022 | eService | | Served |
| 2 | 01/04/2022 | 01/04/2022 | Carpenter, William R. |
| Order Granting PCRA Petition to Reinstate Appeal Rights | | | |
| Berardinelli, James F. | | | |

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| <u>Issue Date</u> | <u>Service Type</u> | <u>Status Date</u> | <u>Service Status</u> |
| 01/06/2022 | eService | | Served |
| McLaughlin, Kathleen Alane | | | |
| 01/06/2022 | eService | | Served |
| Peruto, A. Charles Jr. | | | |
| 01/06/2022 | eService | | Served |
| ----- | | | |
| 1 | 01/05/2022 | | Berardinelli, James F. |
| Notice of Appeal to the Superior Court | | | |
| McLaughlin, Kathleen Alane | | | |
| 01/06/2022 | eService | | Served |
| Peruto, A. Charles Jr. | | | |
| 01/06/2022 | eService | | Served |
| ----- | | | |
| 2 | 01/05/2022 | | Berardinelli, James F. |
| Certificate of Service | | | |
| Carpenter, William R. | | | |
| 01/05/2022 | First Class | | |
| Commonwealth of Pennsylvania | | | |
| 01/05/2022 | First Class | | |
| Carpenter, William R. | | | |
| 01/06/2022 | Interoffice | | |
| Commonwealth of Pennsylvania | | | |
| 01/06/2022 | Interoffice | | |
| McLaughlin, Kathleen Alane | | | |
| 01/06/2022 | eService | | Served |
| Peruto, A. Charles Jr. | | | |
| 01/06/2022 | eService | | Served |
| ----- | | | |
| 3 | 01/05/2022 | | Berardinelli, James F. |
| Motion for Leave to Proceed In Forma Pauperis | | | |
| McLaughlin, Kathleen Alane | | | |
| 01/06/2022 | eService | | Served |
| Peruto, A. Charles Jr. | | | |
| 01/06/2022 | eService | | Served |
| ----- | | | |
| 4 | 01/05/2022 | | Schreiber, Lori |
| Order Granting Motion to Proceed In Forma Pauperis | | | |

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| <u>Issue Date</u> | <u>Service Type</u> | <u>Status Date</u> | <u>Service Status</u> |
| Berardinelli, James F. | | | |
| 01/06/2022 | eService | | Served |
| McLaughlin, Kathleen Alane | | | |
| 01/06/2022 | eService | | Served |
| Peruto, A. Charles Jr. | | | |
| 01/06/2022 | eService | | Served |
| <hr/> | | | |
| 5 | 01/05/2022 | | Berardinelli, James F. |
| Motion for Transcripts | | | |
| McLaughlin, Kathleen Alane | | | |
| 01/06/2022 | eService | | Served |
| Peruto, A. Charles Jr. | | | |
| 01/06/2022 | eService | | Served |
| <hr/> | | | |
| 1 | 01/10/2022 | | Carpenter, William R. |
| 1925(b) Concise Statement Order | | | |
| Berardinelli, James F. | | | |
| 01/11/2022 | eService | | Served |
| McLaughlin, Kathleen Alane | | | |
| 01/11/2022 | eService | | Served |
| Peruto, A. Charles Jr. | | | |
| 01/11/2022 | eService | | Served |
| <hr/> | | | |
| 1 | 01/28/2022 | | Berardinelli, James F. |
| Concise Statement of Errors Complained on Appeal | | | |
| McLaughlin, Kathleen Alane | | | |
| 01/31/2022 | eNotice | | Notified |
| Peruto, A. Charles Jr. | | | |
| 01/31/2022 | eService | | Served |
| <hr/> | | | |
| 2 | 01/28/2022 | | Berardinelli, James F. |
| Certificate of Service | | | |
| Carpenter, William R. | | | |
| 01/28/2022 | Interoffice | | |
| Commonwealth of Pennsylvania | | | |
| 01/28/2022 | Interoffice | | |
| Newton, Gilbert | | | |

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| 01/28/2022 | First Class | | |
| McLaughlin, Kathleen Alane | | | |
| 01/31/2022 | eService | | Served |
| Peruto, A. Charles Jr. | | | |
| 01/31/2022 | eService | | Served |
| ----- | | | |
| 1 | 03/21/2022 | | Carpenter, William R. |
| Opinion | | | |
| Berardinelli, James F. | | | |
| 03/24/2022 | eService | | Served |
| McLaughlin, Kathleen Alane | | | |
| 03/24/2022 | eService | | Served |
| Peruto, A. Charles Jr. | | | |
| 03/24/2022 | eService | | Served |
| ----- | | | |
| 1 | 03/24/2022 | | Court of Common Pleas - Montgomery County |
| List of Contents - Appellate Court | | | |
| Berardinelli, James F. | | | |
| 03/24/2022 | eService | | Served |
| McLaughlin, Kathleen Alane | | | |
| 03/24/2022 | eService | | Served |
| Peruto, A. Charles Jr. | | | |
| 03/24/2022 | eService | | Served |
| ----- | | | |
| 1 | 01/10/2023 | 01/06/2023 | Supreme Court of Pennsylvania - Middle District |
| Petition for Allowance of Appeal Filed - Supreme Court | | | |
| Berardinelli, James F. | | | |
| 01/10/2023 | eService | | Served |
| McLaughlin, Kathleen Alane | | | |
| 01/10/2023 | eService | | Served |
| Peruto, A. Charles Jr. | | | |
| 01/10/2023 | eService | | Served |
| ----- | | | |
| 1 | 07/06/2023 | 06/12/2023 | Supreme Court of Pennsylvania - Middle District |
| Petition for Allowance of Appeal Denied - Supreme Court | | | |

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| <u>Issue Date</u> | <u>Service Type</u> | <u>Status Date</u> | <u>Service Status</u> |
| Berardinelli, James F. | | | |
| 07/07/2023 | eService | | Served |
| McLaughlin, Kathleen Alane | | | |
| 07/07/2023 | eService | | Served |
| Peruto, A. Charles Jr. | | | |
| 07/07/2023 | eService | | Served |
| ----- | | | |
| 1 | 07/12/2023 | | Superior Court of Pennsylvania - Eastern District |
| Certificate of Remittal/Remand of Record | | | |
| Berardinelli, James F. | | | |
| 07/12/2023 | eService | | Served |
| McLaughlin, Kathleen Alane | | | |
| 07/12/2023 | eService | | Served |
| Peruto, A. Charles Jr. | | | |
| 07/12/2023 | eService | | Served |
| ----- | | | |
| 2 | 07/12/2023 | | Superior Court of Pennsylvania - Eastern District |
| Superior Court Decision - Affirmed | | | |
| Berardinelli, James F. | | | |
| 07/12/2023 | eService | | Served |
| McLaughlin, Kathleen Alane | | | |
| 07/12/2023 | eService | | Served |
| Peruto, A. Charles Jr. | | | |
| 07/12/2023 | eService | | Served |
| ----- | | | |
| 1 | 09/10/2024 | | Newton, Gilbert |
| Motion for Post Conviction Collateral Relief | | | |
| Berardinelli, James F. | | | |
| 09/11/2024 | eService | | Served |
| McLaughlin, Kathleen Alane | | | |
| 09/11/2024 | eService | | Served |
| Peruto, A. Charles Jr. | | | |
| 09/11/2024 | eService | | Served |
| ----- | | | |
| 1 | 10/16/2024 | 10/16/2024 | Carpenter, William R. |
| Appointment of PCRA Attorney | | | |

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| <u>Issue Date</u> | <u>Service Type</u> | <u>Status Date</u> | <u>Service Status</u> |
| Berardinelli, James F. | | | |
| 10/17/2024 | eService | | Served |
| McLaughlin, Kathleen Alane | | | |
| 10/17/2024 | eService | | Served |
| Peruto, A. Charles Jr. | | | |
| 10/17/2024 | eService | | Served |
| ----- | | | |
| 2 | 10/16/2024 | | Harbison, Keith Andrew |
| Entry of Appearance | | | |
| Berardinelli, James F. | | | |
| 10/17/2024 | eService | | Served |
| McLaughlin, Kathleen Alane | | | |
| 10/17/2024 | eService | | Served |
| Peruto, A. Charles Jr. | | | |
| 10/17/2024 | eService | | Served |
| ----- | | | |
| 1 | 10/17/2024 | 10/17/2024 | Carpenter, William R. |
| Order Vacating Previous Appointment of PCRA Attorney | | | |
| Berardinelli, James F. | | | |
| 10/18/2024 | eService | | Served |
| Harbison, Keith Andrew | | | |
| 10/18/2024 | eService | | Served |
| McLaughlin, Kathleen Alane | | | |
| 10/18/2024 | eService | | Served |
| Peruto, A. Charles Jr. | | | |
| 10/18/2024 | eService | | Served |
| ----- | | | |
| 2 | 10/17/2024 | 10/17/2024 | Carpenter, William R. |
| Appointment of New PCRA Attorney | | | |
| Berardinelli, James F. | | | |
| 10/18/2024 | eService | | Served |
| Harbison, Keith Andrew | | | |
| 10/18/2024 | eService | | Served |
| McLaughlin, Kathleen Alane | | | |
| 10/18/2024 | eService | | Served |
| Peruto, A. Charles Jr. | | | |
| 10/18/2024 | eService | | Served |
| ----- | | | |

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| <u>Issue Date</u> | <u>Service Type</u> | <u>Status Date</u> | <u>Service Status</u> |
| 3 | 10/17/2024 | | Keightly, David A. |
| Entry of Appearance | | | |
| Berardinelli, James F. | | | |
| 10/18/2024 | eService | | Served |
| McLaughlin, Kathleen Alane | | | |
| 10/18/2024 | eService | | Served |
| Peruto, A. Charles Jr. | | | |
| 10/18/2024 | eService | | Served |
| <hr/> | | | |
| 1 | 10/24/2024 | | Wiseman, Michael |
| Entry of Appearance | | | |
| Berardinelli, James F. | | | |
| 10/24/2024 | eService | | Served |
| Keightly, David A. | | | |
| 10/24/2024 | eNotice | | Notified |
| McLaughlin, Kathleen Alane | | | |
| 10/24/2024 | eNotice | | Notified |
| Peruto, A. Charles Jr. | | | |
| 10/24/2024 | eService | | Served |
| <hr/> | | | |
| 2 | 10/24/2024 | | Falin, Robert Martin |
| Entry of Appearance | | | |
| Berardinelli, James F. | | | |
| 10/24/2024 | eNotice | | Notified |
| Keightly, David A. | | | |
| 10/24/2024 | eNotice | | Notified |
| McLaughlin, Kathleen Alane | | | |
| 10/24/2024 | eService | | Served |
| Peruto, A. Charles Jr. | | | |
| 10/24/2024 | eNotice | | Notified |
| Wiseman, Michael | | | |
| 10/24/2024 | eNotice | | Notified |
| <hr/> | | | |
| 1 | 01/14/2025 | | Wiseman, Michael |
| Motion for Nunc Pro Tunc Extension of Time to File Amended Petition | | | |
| Berardinelli, James F. | | | |
| 01/14/2025 | eService | | Served |

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| Falin, Robert Martin | | | |
| 01/14/2025 | eService | | Served |
| Keightly, David A. | | | |
| 01/14/2025 | eService | | Served |
| McLaughlin, Kathleen Alane | | | |
| 01/14/2025 | eService | | Served |
| Peruto, A. Charles Jr. | | | |
| 01/14/2025 | eService | | Served |
| ----- | | | |
| 1 | 01/15/2025 | 01/15/2025 | Carpenter, William R. |
| Order Granting Motion for Extension of Time | | | |
| Berardinelli, James F. | | | |
| 01/15/2025 | eService | | Served |
| Falin, Robert Martin | | | |
| 01/15/2025 | eService | | Served |
| Keightly, David A. | | | |
| 01/15/2025 | eService | | Served |
| McLaughlin, Kathleen Alane | | | |
| 01/15/2025 | eService | | Served |
| Peruto, A. Charles Jr. | | | |
| 01/15/2025 | eService | | Served |
| Wiseman, Michael | | | |
| 01/15/2025 | eService | | Served |
| ----- | | | |
| 1 | 03/12/2025 | | Wiseman, Michael |
| Petitioner's Second and Final Motion for Extension of Time to File Amended Petition | | | |
| Berardinelli, James F. | | | |
| 03/12/2025 | eService | | Served |
| Falin, Robert Martin | | | |
| 03/12/2025 | eService | | Served |
| Keightly, David A. | | | |
| 03/12/2025 | eService | | Served |
| McLaughlin, Kathleen Alane | | | |
| 03/12/2025 | eService | | Served |
| Peruto, A. Charles Jr. | | | |
| 03/12/2025 | eService | | Served |
| ----- | | | |

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| 1 | 03/13/2025 | 03/13/2025 | Carpenter, William R. |
| Order Granting Second and Final Motion for Extension of Time | | | |
| Berardinelli, James F. | | | |
| 03/13/2025 | eService | | Served |
| Falín, Robert Martin | | | |
| 03/13/2025 | eService | | Served |
| Keightly, David A. | | | |
| 03/13/2025 | eService | | Served |
| McLaughlin, Kathleen Alane | | | |
| 03/13/2025 | eService | | Served |
| Peruto, A. Charles Jr. | | | |
| 03/13/2025 | eService | | Served |
| Wiseman, Michael | | | |
| 03/13/2025 | eService | | Served |
| ----- | | | |
| 1 | 05/09/2025 | | Wiseman, Michael |
| Third Request for an Eleven Day Extension of Time | | | |
| Berardinelli, James F. | | | |
| 05/09/2025 | eService | | Served |
| Falín, Robert Martin | | | |
| 05/09/2025 | eService | | Served |
| Keightly, David A. | | | |
| 05/09/2025 | eService | | Served |
| McLaughlin, Kathleen Alane | | | |
| 05/09/2025 | eService | | Served |
| Peruto, A. Charles Jr. | | | |
| 05/09/2025 | eService | | Served |
| ----- | | | |
| 1 | 05/12/2025 | | Carpenter, William R. |
| Order Granting Motion for Extension of Time-PCRA | | | |
| Berardinelli, James F. | | | |
| 05/15/2025 | eService | | Served |
| Falín, Robert Martin | | | |
| 05/15/2025 | eService | | Served |
| Keightly, David A. | | | |
| 05/15/2025 | eService | | Served |
| McLaughlin, Kathleen Alane | | | |

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| 05/15/2025 | eService | | Served |
| Peruto, A. Charles Jr. | | | |
| 05/15/2025 | eService | | Served |
| Wiseman, Michael | | | |
| 05/15/2025 | eService | | Served |
| ----- | | | |
| 1 | 05/23/2025 | | Wiseman, Michael |
| Amended Petition for Relief Under the PA PCRA and Consolidated Opening Memorandum of Law | | | |
| Berardinelli, James F. | | | |
| 05/23/2025 | eService | | Served |
| Falin, Robert Martin | | | |
| 05/23/2025 | eService | | Served |
| Keightly, David A. | | | |
| 05/23/2025 | eService | | Served |
| McLaughlin, Kathleen Alane | | | |
| 05/23/2025 | eService | | Served |
| Peruto, A. Charles Jr. | | | |
| 05/23/2025 | eService | | Served |
| ----- | | | |
| 1 | 06/05/2025 | 06/25/2025 | Carpenter, William R. |
| Order Granting Motion for Extension of Time | | | |
| Berardinelli, James F. | | | |
| 06/26/2025 | eService | | Served |
| Falin, Robert Martin | | | |
| 06/26/2025 | eService | | Served |
| Keightly, David A. | | | |
| 06/26/2025 | eService | | Served |
| McLaughlin, Kathleen Alane | | | |
| 06/26/2025 | eService | | Served |
| Peruto, A. Charles Jr. | | | |
| 06/26/2025 | eService | | Served |
| Wiseman, Michael | | | |
| 06/26/2025 | eService | | Served |
| ----- | | | |
| 1 | 06/13/2025 | | Wiseman, Michael |
| Motion to Transport Petitioner for Mental Health Evaluation | | | |
| Berardinelli, James F. | | | |

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| 06/13/2025 | eService | | Served |
| Falin, Robert Martin | | | |
| 06/13/2025 | eService | | Served |
| Keightly, David A. | | | |
| 06/13/2025 | eService | | Served |
| McLaughlin, Kathleen Alane | | | |
| 06/13/2025 | eService | | Served |
| Peruto, A. Charles Jr. | | | |
| 06/13/2025 | eService | | Served |
| <hr/> | | | |
| 1 | 07/16/2025 | | Schreiber, Lori |
| Subpoena | | | |
| Berardinelli, James F. | | | |
| 07/16/2025 | eService | | Served |
| Falin, Robert Martin | | | |
| 07/16/2025 | eService | | Served |
| Keightly, David A. | | | |
| 07/16/2025 | eService | | Served |
| McLaughlin, Kathleen Alane | | | |
| 07/16/2025 | eService | | Served |
| Peruto, A. Charles Jr. | | | |
| 07/16/2025 | eService | | Served |
| Wiseman, Michael | | | |
| 07/16/2025 | eService | | Served |
| <hr/> | | | |
| 1 | 08/15/2025 | 08/15/2025 | Carpenter, William R. |
| Notice of Intent to Dismiss Pursuant to Pa.R.Crim.P.907 | | | |
| Berardinelli, James F. | | | |
| 08/18/2025 | eService | | Served |
| Falin, Robert Martin | | | |
| 08/18/2025 | eService | | Served |
| Keightly, David A. | | | |
| 08/18/2025 | eService | | Served |
| McLaughlin, Kathleen Alane | | | |
| 08/18/2025 | eService | | Served |
| Peruto, A. Charles Jr. | | | |
| 08/18/2025 | eService | | Served |

COURT OF COMMON PLEAS OF MONTGOMERY COUNTY

DOCKET



Docket Number: CP-46-CR-0004802-2020

CRIMINAL DOCKET

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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> |
| Wiseman, Michael | | | |
| 08/18/2025 | eService | | Served |
| ----- | | | |
| 1 | 09/03/2025 | | Wiseman, Michael |
| Response to the Court's Notice of Intent to Dismiss and Motion to Amend With Proposed Amendment | | | |
| Berardinelli, James F. | | | |
| 09/03/2025 | eService | | Served |
| Falin, Robert Martin | | | |
| 09/03/2025 | eService | | Served |
| Keightly, David A. | | | |
| 09/03/2025 | eService | | Served |
| McLaughlin, Kathleen Alane | | | |
| 09/03/2025 | eService | | Served |
| Peruto, A. Charles Jr. | | | |
| 09/03/2025 | eService | | Served |
| ----- | | | |
| 1 | 09/08/2025 | 09/08/2025 | Carpenter, William R. |
| Order Granting in Part Motion to Amend PCRA Petition | | | |
| Berardinelli, James F. | | | |
| 09/11/2025 | eService | | Served |
| Falin, Robert Martin | | | |
| 09/11/2025 | eService | | Served |
| Keightly, David A. | | | |
| 09/11/2025 | eService | | Served |
| McLaughlin, Kathleen Alane | | | |
| 09/11/2025 | eService | | Served |
| Peruto, A. Charles Jr. | | | |
| 09/11/2025 | eService | | Served |
| Wiseman, Michael | | | |
| 09/11/2025 | eService | | Served |
| ----- | | | |

COURT OF COMMON PLEAS OF MONTGOMERY COUNTY

DOCKET



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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> |
| 46-2021-P000005814 | Monthly | 08/01/2022 | Yes | \$40.00 |
| Newton, Gilbert | | | No | \$40.00 |

| Payment Plan History: | <u>Receipt Date</u> | | <u>Payor Name</u> | <u>Participant Role</u> | <u>Amount</u> |
|-----------------------|---------------------|---------|----------------------|-------------------------|---------------|
| | 06/01/2022 | Payment | PA DOC (Merged List) | Payor | \$414.42 |
| | 06/28/2022 | Payment | PA DOC (Merged List) | Payor | \$62.41 |
| | 08/01/2022 | Payment | PA DOC (Merged List) | Payor | \$118.89 |
| | 08/29/2022 | Payment | PA DOC (Merged List) | Payor | \$130.98 |
| | 09/27/2022 | Payment | PA DOC (Merged List) | Payor | \$94.32 |
| | 10/25/2022 | Payment | PA DOC (Merged List) | Payor | \$117.64 |
| | 11/28/2022 | Payment | PA DOC (Merged List) | Payor | \$43.48 |
| | 12/27/2022 | Payment | PA DOC (Merged List) | Payor | \$138.07 |
| | 01/30/2023 | Payment | PA DOC (Merged List) | Payor | \$28.79 |

COURT OF COMMON PLEAS OF MONTGOMERY COUNTY

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CASE FINANCIAL INFORMATION

Last Payment Date: 01/30/2023

Total of Last Payment: -\$28.79

| Newton, Gilbert 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 |
| Automation Fee (Act 36 of 2000) (Montgomery) | \$5.00 | (\$5.00) | \$0.00 | \$0.00 | \$0.00 |
| Booking Center Fee (Montgomery) | \$300.00 | (\$300.00) | \$0.00 | \$0.00 | \$0.00 |
| CJES | \$2.50 | (\$2.50) | \$0.00 | \$0.00 | \$0.00 |
| COC Processing Fee Misd/Fel (Montgomery) | \$355.25 | (\$355.25) | \$0.00 | \$0.00 | \$0.00 |
| Commonwealth Cost - HB627 (Act 167 of 1992) | \$21.90 | (\$19.63) | \$0.00 | \$0.00 | \$2.27 |
| Costs of Prosecution - CJEA | \$50.00 | (\$44.79) | \$0.00 | \$0.00 | \$5.21 |
| County Court Cost (Act 204 of 1976) | \$32.00 | (\$28.67) | \$0.00 | \$0.00 | \$3.33 |
| Court Child Care (Act 105 of 2000) (Montgomery) | \$5.00 | (\$5.00) | \$0.00 | \$0.00 | \$0.00 |
| Crime Victims Compensation (Act 96 of 1984) | \$35.00 | (\$35.00) | \$0.00 | \$0.00 | \$0.00 |
| DNA Detection Fund (Act 185-2004) | \$250.00 | (\$223.93) | \$0.00 | \$0.00 | \$26.07 |
| Domestic Violence Compensation (Act 44 of 1988) | \$10.00 | (\$8.97) | \$0.00 | \$0.00 | \$1.03 |
| Firearm Education and Training Fund | \$5.00 | (\$4.49) | \$0.00 | \$0.00 | \$0.51 |
| 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 |
| State Court Costs (Act 204 of 1976) | \$14.60 | (\$13.02) | \$0.00 | \$0.00 | \$1.58 |
| 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 |
| Costs/Fees Totals: | \$1,189.00 | (\$1,149.00) | \$0.00 | \$0.00 | \$40.00 |
| Grand Totals: | \$1,189.00 | (\$1,149.00) | \$0.00 | \$0.00 | \$40.00 |

** - Indicates assessment is subrogated