

COURT OF COMMON PLEAS OF LUZERNE COUNTY

DOCKET



Docket Number: CP-40-CR-0001946-2021

CRIMINAL DOCKET

Court Case

Commonwealth of Pennsylvania

v.

William James Lynn

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CASE INFORMATION

Judge Assigned: Lupas, David W.

Date Filed: 06/22/2021

Initiation Date: 04/09/2021

OTN: R 127478-1

LOTN:

Originating Docket No: MJ-11102-CR-0000225-2021

Initial Issuing Authority: Thomas F. Malloy Sr.

Final Issuing Authority: Thomas F. Malloy Sr.

Arresting Agency: Psp, Bur Criminal In

Arresting Officer: Decker, John D.

Complaint/Citation No.: PA21320632

Incident Number:

County: Luzerne

Township: Wilkes Barre City

Case Local Number Type(s)

Case Local Number(s)

STATUS INFORMATION

Case Status:	Closed	Status Date	Processing Status	Complaint Date:	04/09/2021
		03/17/2023	Completed		
		11/22/2021	Sentenced/Penalty Imposed		
		09/27/2021	Awaiting PSI		
		09/27/2021	Awaiting Sentencing		
		09/27/2021	Awaiting Sentencing		
		06/25/2021	Awaiting Formal Arraignment		
		06/22/2021	Awaiting Trial		
		06/22/2021	Awaiting Filing of Information		

CALENDAR EVENTS

Case Calendar Event Type	Schedule Start Date	Start Time	Room	Judge Name	Schedule Status
Dispositional Hearing	08/06/2021	10:00 am	Luzerne County Courthouse, 3rd Floor	Judge David W. Lupas	Continued
Dispositional Hearing	09/03/2021	9:30 am	Luzerne County Courthouse, 3rd Floor	Judge David W. Lupas	Continued
Dispositional Hearing	09/27/2021	10:30 am	Luzerne County Courthouse, 3rd Floor	Judge David W. Lupas	Scheduled
Sentencing	11/22/2021	10:30 am	Luzerne County Courthouse, 3rd Floor	Judge David W. Lupas	Scheduled
PCRA Hearing	03/07/2023	9:30 am	Luzerne County Courthouse, 3rd Floor	Judge David W. Lupas	Continued
PCRA Hearing	05/04/2023	1:30 pm	Luzerne County Courthouse, 3rd Floor	Judge David W. Lupas	Cancelled

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CONFINEMENT INFORMATION

<u>Confinement Known As Of</u>	<u>Confinement Type</u>	<u>Destination Location</u>	<u>Confinement Reason</u>	<u>Still in Custody</u>
05/10/2022	State Correctional Institution	SCI Pine Grove		Yes

DEFENDANT INFORMATION

Date Of Birth: 12/03/1993 City/State/Zip:

CASE PARTICIPANTS

<u>Participant Type</u>	<u>Name</u>
Defendant	Lynn, William James

BAIL INFORMATION

Lynn, William James 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	04/09/2021		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	1	F1	18 § 902 §§ A	Criminal Solicitation - Criminal Homicide	03/10/2021	R 127478-1
2	2	F1	18 § 902 §§ A	Criminal Solicitation - Criminal Homicide	03/10/2021	R 127478-1
3	3	F1	18 § 902 §§ A	Criminal Solicitation - Criminal Homicide	03/10/2021	R 127478-1
10	10	F3	18 § 7512 §§ A	Criminal Use Of Communication Facility	03/10/2021	R 127478-1
11	11	F3	18 § 7512 §§ A	Criminal Use Of Communication Facility	03/10/2021	R 127478-1
12	13	M1	18 § 907 §§ A	Poss Instrument Of Crime W/Int	03/10/2021	R 127478-1

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>Sentencing Judge</u>	<u>Sentence Date</u>	<u>Section</u>
<u>Sentence/Diversion Program Type</u>	<u>Incarceration/Diversionary Period</u>	<u>Credit For Time Served</u>
<u>Sentence Conditions</u>		<u>Start Date</u>

Waived for Court (Lower Court)

Defendant Was Present

Lower Court Disposition	06/15/2021	Not Final
1 / Criminal Solicitation - Criminal Homicide	Waived for Court (Lower Court)	F1
2 / Criminal Solicitation - Criminal Homicide	Waived for Court (Lower Court)	F1
3 / Criminal Solicitation - Criminal Homicide	Waived for Court (Lower Court)	F1
10 / Criminal Use Of Communication Facility	Waived for Court (Lower Court)	F3
11 / Criminal Use Of Communication Facility	Waived for Court (Lower Court)	F3

Proceed to Court

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DISPOSITION SENTENCING/PENALTIES

Disposition

Case Event

Sequence/Description

Sentencing Judge

Sentence/Diversion Program Type

Sentence Conditions

Disposition Date

Offense Disposition

Sentence Date

Incarceration/Diversionary Period

Final Disposition

Grade

Section

Credit For Time Served

Start Date

Information Filed

06/25/2021

Not Final

1 / Criminal Solicitation - Criminal Homicide

Held for Court

F1 18 § 902 §§ A

2 / Criminal Solicitation - Criminal Homicide

Held for Court

F1 18 § 902 §§ A

3 / Criminal Solicitation - Criminal Homicide

Held for Court

F1 18 § 902 §§ A

10 / Criminal Use Of Communication Facility

Held for Court

F3 18 § 7512 §§ A

11 / Criminal Use Of Communication Facility

Held for Court

F3 18 § 7512 §§ A

12 / Poss Instrument Of Crime W/Int

Held for Court

M1 18 § 907 §§ A

Guilty Plea

Dispositional Hearing

09/27/2021

Final Disposition

1 / Criminal Solicitation - Criminal Homicide

Guilty Plea

F1 18 § 902 §§ A

Lupas, David W.

11/22/2021

228 Days

Confinement

Min of 10.00 Years

Max of 20.00 Years

Other

2 / Criminal Solicitation - Criminal Homicide

Guilty Plea

F1 18 § 902 §§ A

Lupas, David W.

11/22/2021

228 Days

Confinement

Min of 10.00 Years

Max of 20.00 Years

Other

3 / Criminal Solicitation - Criminal Homicide

Guilty Plea

F1 18 § 902 §§ A

Lupas, David W.

11/22/2021

228 Days

Confinement

Min of 10.00 Years

Max of 20.00 Years

Other

10 / Criminal Use Of Communication Facility

Guilty Plea

F3 18 § 7512 §§ A

Lupas, David W.

11/22/2021

Min of 21.00 Months

Max of 42.00 Months

Other

11 / Criminal Use Of Communication Facility

Guilty Plea

F3 18 § 7512 §§ A

Lupas, David W.

11/22/2021

Min of 21.00 Months

Max of 42.00 Months

Other

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DISPOSITION SENTENCING/PENALTIES

Disposition

Case Event

Sequence/Description

Sentencing Judge

Sentence/Diversion Program Type

Sentence Conditions

12 / Poss Instrument Of Crime W/Int

Lupas, David W.

Confinement

Disposition Date

Offense Disposition

Sentence Date

Incarceration/Diversionary Period

Final Disposition

Grade Section

Credit For Time Served

Start Date

Guilty Plea

M1

18 § 907 §§ A

11/22/2021

Min of 18.00 Months

Max of 36.00 Months

Other

LINKED SENTENCES:

Link 1

CP-40-CR-0001946-2021 - Seq. No. 2 (18 § 2501 §§ A) - Confinement is Concurrent with

CP-40-CR-0001946-2021 - Seq. No. 1 (18 § 2501 §§ A) - Confinement

Link 2

CP-40-CR-0001946-2021 - Seq. No. 3 (18 § 2501 §§ A) - Confinement is Concurrent with

CP-40-CR-0001946-2021 - Seq. No. 1 (18 § 2501 §§ A) - Confinement

Link 3

CP-40-CR-0001946-2021 - Seq. No. 10 (18 § 7512 §§ A) - Confinement is Consecutive to

CP-40-CR-0001946-2021 - Seq. No. 1 (18 § 2501 §§ A) - Confinement

Link 4

CP-40-CR-0001946-2021 - Seq. No. 11 (18 § 7512 §§ A) - Confinement is Consecutive to

CP-40-CR-0001946-2021 - Seq. No. 10 (18 § 7512 §§ A) - Confinement

Link 5

CP-40-CR-0001946-2021 - Seq. No. 12 (18 § 907 §§ A) - Confinement is Consecutive to

CP-40-CR-0001946-2021 - Seq. No. 11 (18 § 7512 §§ A) - Confinement

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COMMONWEALTH INFORMATION

Name: Cari L. Mahler
Attorney General

Supreme Court No: 084086

Phone Number(s):
610-631-6552 (Phone)

Address:
1000 Madison Ave Ste 310
Norristown, PA 19403

Name: Luzerne County District Attorney's
Office
District Attorney

Supreme Court No:

Phone Number(s):
570-825-1674 (Phone)

Address:
Luzerne County Courthouse
200 North River Street
Wilkes-Barre, PA 18711

Name: Jill Marie Graziano
Attorney General

Supreme Court No: 082725

Phone Number(s):
484-460-1330 (Phone)
212-373-3395 (Other)

Address:
1000 Madison Ave
Norristown, PA 19403

Name: Philip Michael McCarthy
Attorney General

Supreme Court No: 318557

Phone Number(s):
717-787-6346 (Phone)

Address:
Pa Office Of Attorney General
Strawberry Sq Fl 16
Harrisburg, PA 17120

ATTORNEY INFORMATION

Name: Jeffrey A. Yelen
Court Appointed - Private

Supreme Court No: 079987

Rep. Status: Active

Phone Number(s):
570-970-5400 (Phone)

Address:
Distasio Kowalski & Yelen LLC
15 Public Sq Ste 501
Wilkes-Barre, PA 18701

Representing: Lynn, William James

ENTRIES

Sequence Number

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Document Date

Filed By

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1	06/22/2021		Court of Common Pleas - Luzerne County
<p>Original Papers Received from Lower Court</p>			
3	06/22/2021		Lampman, David V. II
<p>Waiver of Appearance at Arraignment Luzerne County District Attorney's Office 06/22/2021 eService</p>			
<p>McCarthy, Philip Michael 06/22/2021 eService</p>			
4	06/22/2021		Lampman, David V. II
<p>Motion for Discovery Luzerne County District Attorney's Office 06/23/2021 eService</p>			
<p>McCarthy, Philip Michael 06/23/2021 eNotice</p>			
1	06/25/2021		Attorney General of Pennsylvania
<p>Information Filed</p>			
2	06/25/2021		McCarthy, Philip Michael
<p>Criminal Information Filed</p>			
1	07/20/2021		Lampman, David V. II
<p>Motion for Continuance Luzerne County District Attorney's Office 07/21/2021 eNotice</p>			
<p>McCarthy, Philip Michael 07/21/2021 eNotice</p>			
4	07/22/2021		Lupas, David W.
<p>Order Granting Motion for Continuance - Dispositional Hearing 9/3/2021 @ 9:30 a.m./Rule 600</p>			
<p>Lampman, David V. II 08/04/2021 eService</p>			
<p>Luzerne County District Attorney's Office 08/04/2021 eService</p>			
<p>McCarthy, Philip Michael 08/04/2021 eService</p>			

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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	08/27/2021		Lupas, David W.
	Order Granting Motion for Continuance-Defendant's Motion Granted		
Lampman, David V. II			
09/01/2021	eService		Served
Luzerne County District Attorney's Office			
09/01/2021	eService		Served
McCarthy, Philip Michael			
09/01/2021	eService		Served
<hr/>			
1	09/27/2021		Lupas, David W.
	Guilty Plea		
Lampman, David V. II			
10/05/2021	eService		Served
Luzerne County District Attorney's Office			
10/05/2021	eService		Served
McCarthy, Philip Michael			
10/05/2021	eService		Served
<hr/>			
1	11/22/2021		Lupas, David W.
	Order - Sentence/Penalty Imposed		
Lampman, David V. II			
12/07/2021	eService		Served
Luzerne County District Attorney's Office			
12/07/2021	eService		Served
McCarthy, Philip Michael			
12/07/2021	eService		Served
<hr/>			
2	11/22/2021		Lupas, David W.
	Order to Lift Capias Filed/No Capias to Lift		
Lampman, David V. II			
11/23/2021	eService		Served
Luzerne County District Attorney's Office			
11/23/2021	eService		Served
McCarthy, Philip Michael			
11/23/2021	eService		Served

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1	12/10/2021		Court of Common Pleas - Luzerne County

Penalty Assessed

1	01/03/2022	Court of Common Pleas - Luzerne County
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Court Commitment State or County Correctional Institution

Lampman, David V. II

01/03/2022	eService	Served
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Luzerne County District Attorney's Office

01/03/2022	eService	Served
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McCarthy, Philip Michael

01/03/2022	eService	Served
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1	03/04/2022	Lupas, David W.
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Order Clarifying Sentence on Count 3

Lampman, David V. II

03/24/2022	eService	Served
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Luzerne County District Attorney's Office

03/24/2022	eService	Served
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McCarthy, Philip Michael

03/24/2022	eService	Served
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1	03/24/2022	Court of Common Pleas - Luzerne County
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Court Commitment State or County Correctional Institution

Lampman, David V. II

03/24/2022	eService	Served
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Luzerne County District Attorney's Office

03/24/2022	eService	Served
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McCarthy, Philip Michael

03/24/2022	eService	Served
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1	11/01/2022	Lynn, William James
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Petition for Post Conviction Collateral Relief, filed by Deft. Copies to DA, Judge Lupas +1, & Deft.

Lampman, David V. II

11/01/2022	eService	Served
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Luzerne County District Attorney's Office

11/01/2022	eService	Served
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McCarthy, Philip Michael

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<u>Issue Date</u>	<u>Service Type</u>	<u>Status Date</u>	<u>Service Status</u>
11/01/2022	eService		Served
1	11/23/2022		Graziano, Jill Marie
Entry of Appearance			
Lampman, David V. II			
11/23/2022	eNotice		Notified
Luzerne County District Attorney's Office			
11/23/2022	eService		Served
McCarthy, Philip Michael			
11/23/2022	eNotice		Notified
2	01/04/2023		Lupas, David W.
Order Scheduling PCRA Hearing 03/07/2023 at 9:30MAM. Atty Jeffrey Yelen Appointed Counsel for Deft.			
Graziano, Jill Marie			
01/11/2023	eService		Served
Lampman, David V. II			
01/11/2023	eService		Served
Luzerne County District Attorney's Office			
01/11/2023	eService		Served
McCarthy, Philip Michael			
01/11/2023	eService		Served
1	01/10/2023		Lupas, David W.
Transcript of Proceedings Filed/09-27-2021/Judge David W. Lupas			
Graziano, Jill Marie			
01/10/2023	eService		Served
Lampman, David V. II			
01/10/2023	eService		Served
Luzerne County District Attorney's Office			
01/10/2023	eService		Served
McCarthy, Philip Michael			
01/10/2023	eService		Served
1	01/26/2023		Mahler, Cari L.
Entry of Appearance			
Lampman, David V. II			
01/26/2023	eService		Served

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<u>Issue Date</u>	<u>Service Type</u>	<u>Status Date</u>	<u>Service Status</u>
Luzerne County District Attorney's Office			
01/26/2023	eNotice		Notified
McCarthy, Philip Michael			
01/26/2023	eNotice		Notified
Yelen, Jeffrey A.			
01/26/2023	eNotice		Notified
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1	02/02/2023		Lupas, David W.
Transcript of Sentencing Proceedings/11-22-2021/Judge David W. Lupas			
Lampman, David V. II			
02/03/2023	eService		Served
Luzerne County District Attorney's Office			
02/03/2023	eService		Served
Mahler, Cari L.			
02/03/2023	eService		Served
McCarthy, Philip Michael			
02/03/2023	eService		Served
Yelen, Jeffrey A.			
02/03/2023	eService		Served
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1	02/09/2023		Lynn, William James
Request for Transcript or Copy			
Lampman, David V. II			
02/13/2023	eService		Served
Luzerne County District Attorney's Office			
02/13/2023	eService		Served
Mahler, Cari L.			
02/13/2023	eService		Served
McCarthy, Philip Michael			
02/13/2023	eService		Served
Yelen, Jeffrey A.			
02/13/2023	eService		Served
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1	02/15/2023		Yelen, Jeffrey A.
Motion for Continuance			
Lampman, David V. II			
02/15/2023	eService		Served

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<u>Issue Date</u>	<u>Service Type</u>	<u>Status Date</u>	<u>Service Status</u>
Luzerne County District Attorney's Office 02/15/2023	eNotice		Notified
Mahler, Cari L. 02/15/2023	eService		Served
McCarthy, Philip Michael 02/15/2023	eService		Served
3 Order Granting Motion for Continuance - PCRA Hearing 05/04/2023 at 1:30pm	02/22/2023	02/22/2023	Lupas, David W.
Lampman, David V. II 02/22/2023	eService		Served
Luzerne County District Attorney's Office 02/22/2023	eService		Served
Mahler, Cari L. 02/22/2023	eService		Served
McCarthy, Philip Michael 02/22/2023	eService		Served
Yelen, Jeffrey A. 02/22/2023	eService		Served
1 Motion for Continuance of the Evidentiary Hearing Scheduled for May 4, 2023	02/24/2023		Mahler, Cari L.
Lampman, David V. II 02/24/2023	eNotice		Notified
Luzerne County District Attorney's Office 02/24/2023	eNotice		Notified
McCarthy, Philip Michael 02/24/2023	eNotice		Notified
Yelen, Jeffrey A. 02/24/2023	eNotice		Notified
1 Motion to Withdraw PCRA Petition	03/13/2023		Yelen, Jeffrey A.
Lampman, David V. II 03/13/2023	eService		Served
Luzerne County District Attorney's Office 03/13/2023	eNotice		Notified

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Mahler, Cari L.			
03/13/2023	eService		Served
McCarthy, Philip Michael			
03/13/2023	eService		Served
<hr/>			
1	03/17/2023		Lupas, David W.
Order Granting Motion to Withdraw PCRA Petition/Dismissed w/o prejudice			
Lampman, David V. II			
03/20/2023	eService		Served
Luzerne County District Attorney's Office			
03/20/2023	eService		Served
Mahler, Cari L.			
03/20/2023	eService		Served
McCarthy, Philip Michael			
03/20/2023	eService		Served
Yelen, Jeffrey A.			
03/20/2023	eService		Served
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CASE FINANCIAL INFORMATION

Last Payment Date:	<u>Assessment</u>	<u>Payments</u>	<u>Adjustments</u>	<u>Non Monetary Payments</u>	Total of Last Payment:
Lynn, William James Defendant					
Costs/Fees					
ATJ	\$6.00	\$0.00	\$0.00	\$0.00	\$6.00
Automation Fee (LCAP) (Luzerne)	\$5.00	\$0.00	\$0.00	\$0.00	\$5.00
CJES	\$2.50	\$0.00	\$0.00	\$0.00	\$2.50
Clerk of Court Filing Fee (Luzerne)	\$122.50	\$0.00	\$0.00	\$0.00	\$122.50
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
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
State Court Costs (Act 204 of 1976)	\$14.90	\$0.00	\$0.00	\$0.00	\$14.90
Victim Witness Service (Act 111 of 1998)	\$25.00	\$0.00	\$0.00	\$0.00	\$25.00
LC Cost Additional Count (Luzerne)	\$26.50	\$0.00	\$0.00	\$0.00	\$26.50
LC Cost Additional Count (Luzerne)	\$26.50	\$0.00	\$0.00	\$0.00	\$26.50
LC Cost Additional Count (Luzerne)	\$26.50	\$0.00	\$0.00	\$0.00	\$26.50
LC Cost Additional Count (Luzerne)	\$26.50	\$0.00	\$0.00	\$0.00	\$26.50
LC Cost Additional Count (Luzerne)	\$26.50	\$0.00	\$0.00	\$0.00	\$26.50
Costs of Transportation (Act 143-2006)	\$41.12	\$0.00	\$0.00	\$0.00	\$41.12
Costs/Fees Totals:	\$786.37	\$0.00	\$0.00	\$0.00	\$786.37
Grand Totals:	\$786.37	\$0.00	\$0.00	\$0.00	\$786.37

** - Indicates assessment is subrogated