

COURT OF COMMON PLEAS OF CUMBERLAND COUNTY

DOCKET



Docket Number: CP-21-CR-0001738-2021

CRIMINAL DOCKET

Court Case

Commonwealth of Pennsylvania

v.

Tabitha Lyn Foultz

Page 1 of 12

CASE INFORMATION

Cross Court Docket Nos: CP-01-MD-0001565-2022

Judge Assigned:

Date Filed: 07/22/2021

Initiation Date: 06/21/2021

OTN: R 148370-5

LOTN:

Originating Docket No: MJ-09301-CR-0000155-2021

Initial Issuing Authority: H. Anthony Adams

Final Issuing Authority: H. Anthony Adams

Arresting Agency: Carlisle Psp

Arresting Officer: Leib, Derek E.

Complaint/Citation No.: H2018NG258

Incident Number: PA 2021 284138

County: Cumberland

Township: S Hampton Township

Case Local Number Type(s)

Case Local Number(s)

STATUS INFORMATION

<u>Case Status:</u>	Closed	<u>Status Date</u>	<u>Processing Status</u>	<u>Complaint Date:</u>	06/21/2021
		06/29/2022	Completed		
		02/08/2022	Sentenced/Penalty Imposed		
		11/30/2021	Awaiting Sentencing		
		11/29/2021	Awaiting Plea Court		
		09/16/2021	Awaiting Pre-Trial Conference		
		07/22/2021	Awaiting Formal Arraignment		
		07/22/2021	Awaiting ARD Hearing		
		07/22/2021	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	09/16/2021	9:00 am	Jury Assembly Room		Scheduled
Pre-Trial Conference	11/16/2021	10:30 am	Courtroom 3	President Judge Edward E. Guido	Moved
Plea Court	11/30/2021	11:00 am	Courtroom 5	Judge Jessica E. Brewbaker	Scheduled
Pre-Trial Conference	01/06/2022	3:00 pm	4th Floor		Cancelled
Sentencing	02/08/2022	1:30 pm	Courtroom 5	Judge Jessica E. Brewbaker	Scheduled
Administrative Hearing	01/18/2024	11:00 am	3rd Floor, Court Collection Unit	Jennifer Klinger	Cancelled

DEFENDANT INFORMATION

Date Of Birth: 05/18/2000 City/State/Zip: McSherrystown, PA 17344

CASE PARTICIPANTS

<u>Participant Type</u>	<u>Name</u>
Defendant	Foultz, Tabitha Lyn

COURT OF COMMON PLEAS OF CUMBERLAND COUNTY

DOCKET



Docket Number: CP-21-CR-0001738-2021

CRIMINAL DOCKET

Court Case

Commonwealth of Pennsylvania

Page 2 of 12

v.

Tabitha Lyn Foultz

BAIL INFORMATION

Foultz, Tabitha Lyn

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	06/21/2021	Unsecured	Magisterial District Court		\$25,000.00

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>
1	1	F3	75 § 3732 §§ A	Homicide By Vehicle	03/03/2021	R 148370-5
4	8	M	75 § 3802 §§ D1i*	DUI: Controlled Substance - Schedule 1 - 1st Offense	03/03/2021	R 148370-5

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 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	07/19/2021	Not Final
1 / Homicide By Vehicle	Waived for Court (Lower Court)	F3 75 § 3732 §§ A
4 / DUI: Controlled Substance - Schedule 1 - 1st Offense	Waived for Court (Lower Court)	M 75 § 3802 §§ D1i*

Proceed to Court

Information Filed	09/13/2021	Not Final
1 / Homicide By Vehicle	Proceed to Court	F3 75 § 3732 §§ A
4 / DUI: Controlled Substance - Schedule 1 - 1st Offense	Proceed to Court	M 75 § 3802 §§ D1i*

Guilty Plea

Plea Court	11/30/2021	Final Disposition
1 / Homicide By Vehicle	Guilty Plea	F3 75 § 3732 §§ A
Brewbaker, Jessica E.	02/08/2022	
Confinement	Min of 3.00 Months	02/11/2022
	Max of 23.00 Months	
	Other	

defendant shall refrain from drug or alcohol use
 Defendant shall submit to a DNA sample.
 The defendant is eligible for a re-entry plan.
 Work Release Authorized.

4 / DUI: Controlled Substance - Schedule 1 - 1st Offense	Guilty Plea	M	75 § 3802 §§ D1i*
Brewbaker, Jessica E.	02/08/2022		

COURT OF COMMON PLEAS OF CUMBERLAND COUNTY

DOCKET



Docket Number: CP-21-CR-0001738-2021

CRIMINAL DOCKET

Court Case

Commonwealth of Pennsylvania

v.

Page 3 of 12

Tabitha Lyn Foultz

DISPOSITION SENTENCING/PENALTIES

Disposition

Case Event

Sequence/Description

Sentencing Judge

Sentence/Diversion Program Type

Sentence Conditions

Confinement

Defendant to undergo a drug/alcohol evaluation and complete any recommended treatment.

The defendant is eligible for a re-entry plan.

Disposition Date

Offense Disposition

Sentence Date

Incarceration/Diversionary Period

Min of 72.00 Hours

Max of 6.00 Months

DUI - 72 hrs

Final Disposition

Grade Section

Credit For Time Served

Start Date

LINKED SENTENCES:

Link 1

CP-21-CR-0001738-2021 - Seq. No. 4 (75 § 3802 §§ D1i*) - Confinement is Consecutive to

CP-21-CR-0001738-2021 - Seq. No. 1 (75 § 3732 §§ A) - Confinement

COMMONWEALTH INFORMATION

Name: Cumberland County District Attorney's
Office
District Attorney

Supreme Court No:

Phone Number(s):
717-240-6210 (Phone)

Address:
One Courthouse Square
Carlisle, PA 17013

ATTORNEY INFORMATION

Name: Christopher McCabe
Public Defender

Supreme Court No: 320698

Rep. Status: Active

Phone Number(s):
717-240-6285 (Phone)

Address:
1 Courthouse Sq
RM 300
Carlisle, PA 17013

Representing: Foultz, Tabitha Lyn

ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
1	06/21/2021		Adams, H. Anthony
Bail Set - Foultz, Tabitha Lyn			
1	07/22/2021		Court of Common Pleas - Cumberland County
Original Papers Received from Lower Court			
Cumberland County District Attorney's			
Office			
07/22/2021	eService		Served

COURT OF COMMON PLEAS OF CUMBERLAND COUNTY

DOCKET



Docket Number: CP-21-CR-0001738-2021

CRIMINAL DOCKET

Court Case

Commonwealth of Pennsylvania

v.

Tabitha Lyn Foultz

Page 4 of 12

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>
2	09/13/2021		Commonwealth of Pennsylvania
Information Filed			
Cumberland County District Attorney's			
Office			
09/15/2021	eService		Served
1	09/16/2021		McCabe, Christopher
Acknowledgment of Arraignment and Public Defender Appointment, Filed.			
Cumberland County District Attorney's			
Office			
09/24/2021	eService		Served
Cumberland County Public Defenders			
Office			
09/24/2021	eService		Served
2	11/15/2021	11/15/2021	Guido, Edward E.
Pre-Trial Order of Court, filed 11/15/2021. In Re: Continuance.			
Cumberland County District Attorney's			
Office			
11/15/2021	eService		Served
Cumberland County Public Defenders			
Office			
11/15/2021	eService		Served
McCabe, Christopher			
11/15/2021	eService		Served
1	11/30/2021		Brewbaker, Jessica E.
Guilty Plea			
Cumberland County District Attorney's			
Office			
12/01/2021	eService		Served
Cumberland County Public Defenders			
Office			
12/01/2021	eService		Served
McCabe, Christopher			
12/01/2021	eService		Served

COURT OF COMMON PLEAS OF CUMBERLAND COUNTY

DOCKET



Docket Number: CP-21-CR-0001738-2021

CRIMINAL DOCKET

Court Case

Commonwealth of Pennsylvania

v.

Tabitha Lyn Foultz

Page 5 of 12

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>	
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4	11/30/2021	11/30/2021	Cumberland County Public Defenders Office
Guilty Plea Colloquy & Plea of Defendant, filed. Cumberland County District Attorney's Office			
12/01/2021	eService		Served
McCabe, Christopher			
12/01/2021	eService		Served

1	12/01/2021		Lebo, Dennis E.
DL-21 to be Prepared			

1	12/02/2021	11/30/2021	Brewbaker, Jessica E.
Guilty Plea Order of Court, filed 11/30/2021 Cumberland County District Attorney's Office			
12/06/2021	eService		Served
Cumberland County Public Defenders Office			
12/06/2021	eService		Served
McCabe, Christopher			
12/06/2021	eService		Served

1	02/08/2022		Cumberland County Public Defenders Office
Post Sentence Colloquy, filed. Cumberland County District Attorney's Office			
02/08/2022	eService		Served
McCabe, Christopher			
02/08/2022	eService		Served

2	02/08/2022		Brewbaker, Jessica E.
Order - Sentence/Penalty Imposed Cumberland County District Attorney's Office			
02/08/2022	eService		Served

COURT OF COMMON PLEAS OF CUMBERLAND COUNTY

DOCKET



Docket Number: CP-21-CR-0001738-2021

CRIMINAL DOCKET

Court Case

Commonwealth of Pennsylvania

v.

Tabitha Lyn Foultz

Page 6 of 12

ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
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<u>Issue Date</u>	<u>Service Type</u>	<u>Status Date</u>	<u>Service Status</u>
Cumberland County Public Defenders Office			
02/08/2022	eService		Served
McCabe, Christopher			
02/08/2022	eService		Served
3	02/08/2022		Lebo, Dennis E.
DL-21 was prepared			
1	02/09/2022		Unknown Filer
DL-21 Sent to PennDOT			
2	02/09/2022	02/08/2022	Brewbaker, Jessica E.
Sentence Order of Court, Filed 02/08/22.			
Cumberland County District Attorney's Office			
02/09/2022	eService		Served
Cumberland County Public Defenders Office			
02/09/2022	eService		Served
McCabe, Christopher			
02/09/2022	eService		Served
1	02/10/2022		Court of Common Pleas - Cumberland County
Penalty Assessed			
Cumberland County District Attorney's Office			
02/10/2022	eService		Served
Cumberland County Public Defenders Office			
02/10/2022	eService		Served
McCabe, Christopher			
02/10/2022	eService		Served
1	02/11/2022		McCabe, Christopher
Post-Sentence Motion, filed.			

COURT OF COMMON PLEAS OF CUMBERLAND COUNTY

DOCKET



Docket Number: CP-21-CR-0001738-2021

CRIMINAL DOCKET

Court Case

Commonwealth of Pennsylvania

v.

Tabitha Lyn Foultz

Page 7 of 12

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>
Cumberland County District Attorney's Office			
02/11/2022	eService		Served
Cumberland County Public Defenders Office			
02/11/2022	eService		Served

1	02/14/2022	02/14/2022	Brewbaker, Jessica E.
Amended Sentence Order of Court, Filed 2/14/22.			
Cumberland County District Attorney's Office			
02/15/2022	eService		Served
Cumberland County Public Defenders Office			
02/15/2022	eService		Served
McCabe, Christopher			
02/15/2022	eService		Served

1	03/08/2022		Cumberland County District Attorney's Office
Guideline Sentence Form, filed.			
Cumberland County District Attorney's Office			
03/08/2022	eService		Served
Cumberland County Public Defenders Office			
03/08/2022	eService		Served
McCabe, Christopher			
03/08/2022	eService		Served

1	03/23/2022		Lebo, Dennis E.
Entry of Civil Judgment			
Cumberland County District Attorney's Office			
03/23/2022	eService		Served
Cumberland County Public Defenders Office			
03/23/2022	eService		Served

COURT OF COMMON PLEAS OF CUMBERLAND COUNTY

DOCKET



Docket Number: CP-21-CR-0001738-2021

CRIMINAL DOCKET

Court Case

Commonwealth of Pennsylvania

v.

Tabitha Lyn Foultz

Page 8 of 12

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>
McCabe, Christopher 03/23/2022	eService		Served
1	04/27/2022	04/27/2022	Brewbaker, Jessica E.
Pre-Parole Investigation and Order of Court, 4/27/22.			
Cumberland County District Attorney's Office 05/02/2022	eService		Served
Cumberland County Public Defenders Office 05/02/2022	eService		Served
McCabe, Christopher 05/02/2022	eService		Served
1	06/28/2022		Cumberland County Adult Probation and Parole
Notice of Release Pursuant to Act 151, filed.			
Cumberland County District Attorney's Office 06/28/2022	eService		Served
Cumberland County Public Defenders Office 06/28/2022	eService		Served
McCabe, Christopher 06/28/2022	eService		Served
2	06/28/2022		Lebo, Dennis E.
DL-21CF to be Prepared			
3	06/28/2022		Lebo, Dennis E.
DL-21CF was prepared			
1	06/29/2022		Unknown Filer
DL-21CF Sent to PennDOT			
2	06/29/2022		Court of Common Pleas - Cumberland County
Transferred to CP-39-28-Crim			

COURT OF COMMON PLEAS OF CUMBERLAND COUNTY

DOCKET



Docket Number: CP-21-CR-0001738-2021

CRIMINAL DOCKET

Court Case

Commonwealth of Pennsylvania

v.

Tabitha Lyn Foultz

Page 9 of 12

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>
Cumberland County District Attorney's Office			
08/02/2022	eService		Served
Cumberland County Public Defenders Office			
08/02/2022	eService		Served
McCabe, Christopher			
08/02/2022	eService		Served

1	10/26/2022		Cumberland County Adult Probation and Parole
Act 122 Memo, filed.			
Cumberland County District Attorney's Office			
10/31/2022	eService		Served
Cumberland County Public Defenders Office			
10/31/2022	eService		Served
McCabe, Christopher			
10/31/2022	eService		Served

1	10/31/2022		Lebo, Dennis E.
DL-21CF to be Prepared			

2	10/31/2022		Lebo, Dennis E.
DL-21CF was prepared			

1	11/01/2022		Unknown Filer
DL-21CF Sent to PennDOT			

1	12/13/2022		Court of Common Pleas - Cumberland County
Transferred to CP-51-01-Crim			
Cumberland County District Attorney's Office			
03/14/2023	eService		Served
Cumberland County Public Defenders Office			

COURT OF COMMON PLEAS OF CUMBERLAND COUNTY

DOCKET



Docket Number: CP-21-CR-0001738-2021

CRIMINAL DOCKET

Court Case

Commonwealth of Pennsylvania

v.

Tabitha Lyn Foultz

Page 10 of 12

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>
03/14/2023	eService		Served
McCabe, Christopher			
03/14/2023	eService		Served

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>
21-2020-P000000471	Monthly	03/01/2022	Yes	\$2,155.95
Evelhoch, Tabitha Lyn			No	\$42.50

<u>Payment Plan History:</u>	<u>Receipt Date</u>	<u>Payor Name</u>	<u>Participant Role</u>	<u>Amount</u>
	06/12/2020	Payment		\$50.00
	06/29/2020	Payment	Evelhoch, Tabitha Lyn	\$25.00
	10/05/2020	Payment		\$200.00
	08/05/2021	Payment	Evelhoch, Tabitha Lyn	\$72.50
	09/02/2021	Payment		\$50.00
	01/27/2022	Payment		\$50.00
	06/03/2022	Payment	Foultz, Tabitha Lyn	\$100.00
	07/26/2022	Payment	Foultz, Tabitha Lyn	\$20.00
	08/08/2022	Payment	Evelhoch, Tabitha Lyn	\$200.00
	09/13/2022	Payment	Foultz, Tabitha Lyn	\$100.00
	10/14/2022	Payment	Foultz, Tabitha Lyn	\$150.00
	11/11/2022	Payment	Foultz, Tabitha Lyn	\$100.00
	12/07/2022	Payment	Foultz, Tabitha Lyn	\$30.25
	12/07/2022	Payment	Foultz, Tabitha Lyn	\$69.75
	04/30/2023	Payment	Foultz, Tabitha Lyn	\$100.00
	06/13/2023	Payment	Foultz, Tabitha Lyn	\$90.00
	06/22/2023	Payment	Foultz, Tabitha Lyn	\$150.00
	06/22/2023	Payment	Foultz, Tabitha Lyn	\$100.00
	09/20/2023	Payment	Foultz, Tabitha Lyn	\$200.00
	02/21/2024	Payment	Foultz, Tabitha Lyn	\$300.00

COURT OF COMMON PLEAS OF CUMBERLAND COUNTY

DOCKET



Docket Number: CP-21-CR-0001738-2021

CRIMINAL DOCKET

Court Case

Commonwealth of Pennsylvania

v.

Tabitha Lyn Foultz

Page 11 of 12

CASE FINANCIAL INFORMATION

Last Payment Date: 02/22/2024

Total of Last Payment: -\$67.05

Foultz, Tabitha Lyn 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
Administrative Fee (Cumberland)	\$45.00	(\$45.00)	\$0.00	\$0.00	\$0.00
Automation Fee (Cumberland)	\$5.00	(\$5.00)	\$0.00	\$0.00	\$0.00
CJES	\$2.50	(\$2.50)	\$0.00	\$0.00	\$0.00
Co DUI School (Cumberland)	\$200.00	(\$200.00)	\$0.00	\$0.00	\$0.00
Commonwealth Cost - HB627 (Act 167 of 1992)	\$11.30	\$0.00	\$0.00	\$0.00	\$11.30
County Court Cost (Act 204 of 1976)	\$36.60	\$0.00	\$0.00	\$0.00	\$36.60
Crime Victims Compensation (Act 96 of 1984)	\$35.00	(\$35.00)	\$0.00	\$0.00	\$0.00
DUI Booking Center Fee (Cumberland)	\$300.00	(\$67.05)	\$0.00	\$0.00	\$232.95
District Attorney (Cumberland)	\$22.00	(\$22.00)	\$0.00	\$0.00	\$0.00
Emergency Medical Services (Act 45 of 1985)	\$20.00	\$0.00	\$0.00	\$0.00	\$20.00
Firearm Education and Training Fund	\$5.00	\$0.00	\$0.00	\$0.00	\$5.00
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	\$75.00	\$0.00	\$0.00	\$0.00	\$75.00
Plea Fee (Cumberland)	\$197.00	(\$197.00)	\$0.00	\$0.00	\$0.00
Sheriff Costs (Cumberland)	\$1.50	(\$1.50)	\$0.00	\$0.00	\$0.00
State Court Costs (Act 204 of 1976)	\$13.10	\$0.00	\$0.00	\$0.00	\$13.10
Substance Abuse Education (Act 198 of 2002)	\$50.00	\$0.00	\$0.00	\$0.00	\$50.00
Substance Abuse Education (Act 198 of 2002)	\$50.00	\$0.00	\$0.00	\$0.00	\$50.00
Traffic Report Costs (Cumberland)	\$8.00	(\$8.00)	\$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	\$0.00	\$0.00	\$0.00	\$45.00
DNA Detection Fund (Act 185-2004)	\$250.00	\$0.00	\$0.00	\$0.00	\$250.00
Emergency Medical Services (Act 45 of 1985)	\$20.00	\$0.00	\$0.00	\$0.00	\$20.00
Judgment/Satisfaction Fee (Cumberland)	\$36.75	\$0.00	\$0.00	\$0.00	\$36.75
OSP (Cumberland/State) (Act 35 of 1991)	\$675.00	(\$200.00)	(\$475.00)	\$0.00	\$0.00

COURT OF COMMON PLEAS OF CUMBERLAND COUNTY

DOCKET

Docket Number: CP-21-CR-0001738-2021

CRIMINAL DOCKET

Court Case



Commonwealth of Pennsylvania

v.

Tabitha Lyn Foultz

Page 12 of 12

CASE FINANCIAL INFORMATION

Foultz, Tabitha Lyn Defendant	<u>Assessment</u>	<u>Payments</u>	<u>Adjustments</u>	<u>Non Monetary Payments</u>	<u>Balance</u>
OSP (Cumberland/State) (Act 35 of 1991)	\$675.00	(\$200.00)	(\$475.00)	\$0.00	\$0.00
Drug Testing (Cumberland)	\$15.95	(\$15.95)	\$0.00	\$0.00	\$0.00
Costs/Fees Totals:	\$2,857.45	(\$1,061.75)	(\$950.00)	\$0.00	\$845.70
Fines					
Title 75, DUI (Motor License Fund)	\$500.00	\$0.00	\$0.00	\$0.00	\$500.00
Title 75, DUI (Motor License Fund)	\$500.00	\$0.00	\$0.00	\$0.00	\$500.00
Fines Totals:	\$1,000.00	\$0.00	\$0.00	\$0.00	\$1,000.00
Grand Totals:	\$3,857.45	(\$1,061.75)	(\$950.00)	\$0.00	\$1,845.70

** - Indicates assessment is subrogated