DOCKET



Docket Number: CP-35-CR-0001218-2023 CRIMINAL DOCKET

Court Case

| | AN ST | 5 | | | | | | |
|---|------------------|--------------|------------------|--------------------------------|------------------------|-----------------------|-------------------|----------------------------|
| | | | (| Commonwealth of F | Pennsylvania | | | Page 1 of 16 |
| | | | | V. | | | | r ago r or ro |
| | | | | Justin Schu CASE INFORM | | | | |
| Judge Assig | ned: | | | | Filed: 06/08/2023 | Initiatio | on Date: 03/31/20 | 23 |
| Outge Assigned. Date Fride. Ooron 2025 Imitation Date. Ooron 2025 OTN: R 457459-2 LOTN: Originating Docket No: MJ-45101-CR-0000129-2023 | | | | | | | | |
| Initial Issuing Authority: George E. Seig Final Issuing Authority: Attorney Terrence V. Gallagher | | | | | | | | |
| <u>Arresting Agency:</u> Lackawanna County Detective <u>Arresting Officer:</u> Bauer, Lisa M. | | | | | | | | |
| <u>Complaint/Citation No.:</u> PA0352800-C00005191 <u>Incident Number:</u> PA0352800-C00005191 | | | | | | | | |
| County: Lad | ckawanna | | | Towns | hip: Old Forge Boro | | | |
| Case Local | Number Type | <u>e(s)</u> | | Case | Local Number(s) | | | |
| | | | | | | | | |
| | | | | STATUS INFOR | RMATION | | | |
| Case Status | : Active | | Status Date | Processing Sta | | | Complaint Date | <u>.</u> 03/31/2023 |
| | | | 06/20/2023 | - | al Arraignment | | | |
| | | | 06/08/2023 | Awaiting Filing | of Information | | | |
| | | | | ONFINEMENT INF | ORMATION | | | |
| Confinam | ant Ca | nfinement | | | | anfinament | | Ctill in |
| <u>Confineme</u> Known As | | | | <u>Destination</u> Location | - | Confinement Reason | | <u>Still in</u> Custody |
| 03/31/202 | | | ctional Facility | Lackawanna Cou | | | | Yes |
| | | | • | EFENDANT INFO | | | | 100 |
| Date Of Bir | th: | 01/0 | | /State/Zip: Old Forg | - | | | |
| | | | <u></u> | <u> </u> | | | | |
| | | | | CASE PARTICI | PANTS | | | |
| Participant | <u>Type</u> | | <u>Name</u> | | | | | |
| Defendant | | | Schubac | k, Justin | | | | |
| | | | | BAIL INFORM | ATION | | | |
| Schuback, | Justin | | | | | | Nebb | ia Status: None |
| Bail Action | n | Date | | Bail Type | Originating Co | ourt | Percentage | Amount |
| Denied | _ | | 1/2023 | <u> </u> | Magisterial Di | | <u></u> | \$0.00 |
| | | | | CHARGE | ES | | | |
| Seq. | <u>Orig Seq.</u> | <u>Grade</u> | Statute | Statute Descri | iption | | Offense Dt. | <u>OTN</u> |
| 1 | 6 | H1 | 18 § 2502 §§ A | Murder Of The | e First Degree | | 01/25/2017 | R 457459-2 |
| 2 | 7 | H2 | 18 § 2502 §§ B | Murder Of The | e Second Degree | | 01/25/2017 | R 457459-2 |
| 3 | 8 | F1 | 18 § 2502 §§ C | Murder Of The | e Third Degree | | 01/25/2017 | R 457459-2 |
| 4 | 2 | F1 | 18 § 3701 §§ A1I | Robbery-Inflic | t Serious Bodily Injur | у | 01/25/2017 | R 457459-2 |
| 5 | 3 | F1 | 18 § 3502 §§ A1I | Burglary - Ove | ernight Accommodati | ons; | 01/25/2017 | R 457459-2 |
| | | | | Person Prese | nt, Bodily Injury Crim | e | | |
| 6 | 4 | M2 | 18 § 3921 §§ A | - | w Taking-Movable Pr | ор | 01/25/2017 | R 457459-2 |
| 7 | 1 | F1 | 18 § 2501 §§ A | Criminal Homi | icide | | 01/25/2017 | R 457459-2 |
| CPCMS 0082 | | | | | | | | |

CPCMS 9082

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| | | | | Commonwealth of Pennsylvania v. | | | Page 2 of 16 |
| | | | | Justin Schuback | | | |
| | | | | CHARGES | | | |
| <u>Seq.</u> | <u>Orig Seq.</u> | Grade | <u>Statute</u> | Statute Description | Offe | nse Dt. | <u>OTN</u> |
| 8 | 5 | M2 | 18 § 5510 | Abuse Of Corpse | 01/2 | 5/2017 | R 457459-2 |
| | | | DIS | POSITION SENTENCING/PENALTIES | | | |
| Disposition | | | | | | | |
| Case Eve | ent . | | | Disposition Date | <u>Final Dispo</u> | <u>sition</u> | |
| Sequer | nce/Descriptior | <u>1</u> | | Offense Disposition | <u>Grade</u> | Sectio | <u>n</u> |
| Sent | encing Judge | | | Sentence Date Credit For Time S | | e Served | |
| S | entence/Divers | sion Progra | am Type | Incarceration/Diversionary Perio | <u>d</u> | Start Date | <u>)</u> |
| | Sentence C | <u>Conditions</u> | | | | | |
| leld for Co | urt (Lower Co | urt) | Defendant Was | s Present | | | |
| Lower Co | ourt Disposition | | | 05/25/2023 | Not Final | | |
| 4 / Rob | bery-Inflict Se | rious Bodil | ly Injury | Held for Court (Lower Court) | F1 | 18 § 3 | 5701 §§ A1I |
| | | | nodations; Person | Held for Court (Lower Court) | F1 | 18 § 3 | 502 §§ A1I |
| | t, Bodily Injury | | | | | | |
| | ft By Unlaw Ta | 0 | able Prop | Held for Court (Lower Court) | M2 | • | 921 §§ A |
| | ninal Homicide | | | Held for Court (Lower Court) | F1 | - | 2501 §§ A |
| 8 / Abu | se Of Corpse | | | Held for Court (Lower Court) | M2 | 18 § 5 | 510 |
| Proceed to | Court | | | | | | |
| Informatio | | | | 06/20/2023 | Not Final | | |
| | der Of The Fire | 0 | | Proceed to Court | H1 | • | 2502 §§ A |
| 2 / Mur | der Of The Se | cond Degr | ee | Proceed to Court | H2 | - | 2502 §§ B |
| 3 / Mur | der Of The Thi | rd Degree | • | Proceed to Court | F1 | 18 § 2 | 502 §§ C |
| 4 / Rob | bery-Inflict Se | rious Bodil | ly Injury | Proceed to Court | F1 | • | 5701 §§ A1I |
| | | | nodations; Person | Proceed to Court | F1 | 18 § 3 | 502 §§ A1I |
| | t, Bodily Injury | | blo Drop | Proceed to Court | M2 | 10 8 3 | 0021 88 4 |
| | ft By Unlaw Ta ninal Homicide | - | | Withdrawn | F1 | | 921 §§ A |
| | | | | Withdrawn | | - | 2501 §§ A |
| 8 / Abu | se Of Corpse | | | Windrawn | M2 | 18 § 5 | 510 |
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CPCMS 9082

Printed: 05/04/2024

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Docket Number: CP-35-CR-0001218-2023 CRIMINAL DOCKET

| | | | | | CRIMINAL DOCKET Court Case |
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| | Co | ommonwealth | of Pennsylvani | а | |
| | | | v . | | Page 3 of 16 |
| | | | chuback | | |
| COMMONWEALTH INF | | | ATTORNEY INF | | |
| <u>Name:</u> Mark J. I | | 1 | <u>Name:</u> | | d John Brown |
| District A | | | | | ppointed 205975 |
| <u></u> | 059346 | - | Supreme Court N | 10: | |
| <u>Phone Number(s):</u> 570-963-6717 | (Phone) | - | Rep. Status: | 、 | Active |
| Address: | (FIIONE) | <u> </u> | <u>Phone Number(s</u> 570-282-324 | | (Phone) |
| Lackawanna County | Da's Office | | Address: | +4 | (FIIONE) |
| 135 Jefferson Ave | Da 3 Onice | <u>'</u> | 58 8TH Ave | | |
| Scranton, PA 18503 | -1605 | | Ste 60 | | |
| , | | | Carbondale, | PA 184 | 07-2297 |
| <u>Name:</u> Sara Aul | isio Varela | F | Representing: Sc | | |
| District A | Attorney | | tepresenting. Oc | nuback, | 50501 |
| Supreme Court No: | 321948 | | | | |
| <u>Phone Number(s):</u> | | | | | |
| 570-963-6717 | (Phone) | | | | |
| Address: | | | | | |
| Lackawanna Co Da's | s Office | | | | |
| 135 Jefferson Ave | | | | | |
| Scranton, PA 18503 | | ENT | RIFS | | |
| Sequence Number | CP Filed Date | Document Date | - | | Filed By |
| | | | - | | <u></u> |
| <u>Service To</u> | <u>Service</u> | Dy | | | |
| <u>Issue Date</u> | Service Type | Status Date | | Service | Status |
| 1 | 03/31/2023 | | | | Ware, Paul J. |
| | Set Bail - Schuback, Justin | | | | |
| Brown, Bernard John | | | | | |
| 06/08/2023 | eService | | | Served | |
| Leonard, Jordan Tyler | | | | 0 | |
| 06/08/2023 | eService | | | Served | |
| Varela, Sara Aulisio | eService | | | Served | |
| 06/08/2023 | eservice | | | Serveu | |
| 1 | 06/08/2023 | | | | Linda Krehel - Lackawanna Cty Court |
| Transcript of Proceedings Brown, Bernard John | Filed (Preliminary Hearing 5/25 | 5/23) | | | Reporter |
| 06/09/2023 | eService | | | Served | |
| Leonard, Jordan Tyler | | | | | |
| 06/09/2023 | eService | | | Served | |
| Varela, Sara Aulisio | | | | | |
| 06/09/2023 | eService | | | Served | |

CPCMS 9082

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DOCKET

Docket Number: CP-35-CR-0001218-2023 CRIMINAL DOCKET

Court Case

| | D. | | | | Court Cas | | | |
|-------------------------|---------------------|----------------------|------------|--|--------------|--|--|--|
| | | Commonwealth of Penr | nsylvania | | Page 4 of 1 | | | |
| | | V. | | | r ugo r or r | | | |
| Justin Schuback ENTRIES | | | | | | | | |
| Sequence Number | CP Filed Date | Document Date | | Filed By | | | | |
| | | | | <u>r lied by</u> | | | | |
| Service To | | Service By | | | | | | |
| Issue Date | Service Type | Status Date | Service | <u>Status</u> | | | | |
| 2 | 06/08/2023 | | | Court of Common Pleas - | | | | |
| | | | | Lackawanna County | | | | |
| Original Papers Receiv | ed from Lower Court | | | | | | | |
| Brown, Bernard John | eService | | Served | | | | | |
| 06/08/2023 | eservice | | Served | | | | | |
| Leonard, Jordan Tyler | o Com/io- | | O a mar al | | | | | |
| 06/08/2023 | eService | | Served | | | | | |
| Varela, Sara Aulisio | | | | | | | | |
| 06/08/2023 | eService | | Served | | | | | |
| 1 | 06/20/2023 | | | Commonwealth of Pennsylvania | | | | |
| Information Filed | | | | | | | | |
| Brown, Bernard John | | | | | | | | |
| 06/20/2023 | eService | | Served | | | | | |
| Leonard, Jordan Tyler | | | | | | | | |
| 06/20/2023 | eService | | Served | | | | | |
| Varela, Sara Aulisio | | | | | | | | |
| 06/20/2023 | eService | | Served | | | | | |
| 1 | 06/26/2023 | | | Nealon, Terrence R. | | | | |
| ORDER FILED | | | | | | | | |
| Brown, Bernard John | | | | | | | | |
| 06/27/2023 | eService | | Served | | | | | |
| Leonard, Jordan Tyler | | | | | | | | |
| 06/27/2023 | eService | | Served | | | | | |
| Varela, Sara Aulisio | | | | | | | | |
| 06/27/2023 | eService | | Served | | | | | |
| | 06/28/2023 | | | — — — — — — — — — Nealon, Terrence R. | | | | |
| ORDER FILED | | | | , | | | | |
| Brown, Bernard John | | | | | | | | |
| 06/29/2023 | eService | | Served | | | | | |
| Leonard, Jordan Tyler | - | | | | | | | |
| 06/29/2023 | eService | | Served | | | | | |
| | 00011100 | | Corved | | | | | |
| Varela, Sara Aulisio | eService | | Served | | | | | |
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DOCKET

Docket Number: CP-35-CR-0001218-2023 **CRIMINAL DOCKET**

Court Case

| K C C | ¥ | | | Court Case |
|--|---------------------|----------------------------|---------------------|--------------|
| | | Commonwealth of Penr | sylvania | Page 5 of 16 |
| | | V. | | |
| | | Justin Schubacl ENTRIES | < | |
| Sequence Number | CP Filed Date | Document Date | <u>Filed By</u> | |
| | <u>OI TIEG Date</u> | | <u>r lied by</u> | |
| Service To | | Service By | | |
| Issue Date | Service Type | Status Date | Service Status | |
| 1 | 09/13/2023 | | Brown, Bernard John | |
| Brief in Support | | | | |
| Leonard, Jordan Tyler | oSonvico | | Served | |
| 09/14/2023 | eService | | Served | |
| Varela, Sara Aulisio 09/14/2023 | eService | | Served | |
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| 2 | 09/13/2023 | | Brown, Bernard John | |
| Certificate of Service | | | | |
| Leonard, Jordan Tyler | | | | |
| 09/14/2023 | eService | | Served | |
| Varela, Sara Aulisio | | | | |
| 09/14/2023 | eService | | Served | |
| 3 | 09/13/2023 | | Brown, Bernard John | |
| Motion to Suppress Evic Leonard, Jordan Tyler | dence | | | |
| 09/14/2023 | eService | | Served | |
| Varela, Sara Aulisio | | | | |
| 09/14/2023 | eService | | Served | |
| 4 | 09/13/2023 | | Brown, Bernard John | |
| Certificate of Service | | | | |
| Leonard, Jordan Tyler | | | | |
| 09/14/2023 | eService | | Served | |
| Varela, Sara Aulisio | aSanvica | | Sonrod | |
| 09/14/2023 | eService | | Served | |
| 5 | 09/13/2023 | | Brown, Bernard John | |
| Motion to Suppress Sta | tements | | | |
| Leonard, Jordan Tyler | | | | |
| 09/14/2023 | eService | | Served | |
| Varela, Sara Aulisio | eService | | Served | |
| 09/14/2023 | | | | |
| 6 | 09/13/2023 | | Brown, Bernard John | |
| Brief in Support | | | | |

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Court Case

| | D. | | | Court Case |
|---|------------------------|----------------------------|---------------------|------------------|
| | | Commonwealth of Penn v. | sylvania | Page 6 of 16 |
| | | Justin Schuback | ζ. | |
| | | ENTRIES | | |
| Sequence Number | CP Filed Date | Document Date | Filed By | |
| Service To | | Service By | | |
| Issue Date | Service Type | Status Date | Service Status | |
| Leonard, Jordan Tyler 09/14/2023 | eService | | Served | |
| Varela, Sara Aulisio 09/14/2023 | eService | | Served | |
| 7 | 09/13/2023 | | Brown, Bernard Johr | |
| Motion for Change of V Leonard, Jordan Tyler | /enue | | | |
| 09/13/2023 | eService | | Served | |
| Varela, Sara Aulisio | - · | | | |
| 09/13/2023 | eService | | Served | |
| 8 Motion to Suppress Sta Leonard, Jordan Tyler | 09/13/2023 atements | | Brown, Bernard Johr | 1 |
| 09/13/2023 | eService | | Served | |
| Varela, Sara Aulisio 09/13/2023 | eService | | Served | |
| 9 Brief in Support Leonard, Jordan Tyler | 09/13/2023 | | Brown, Bernard Johr | — — — — — — I |
| 09/13/2023 Varela, Sara Aulisio | eService | | Served | |
| 09/13/2023 | eNotice | | Notified | |
| 10 Motion for Change of V Leonard, Jordan Tyler | 09/13/2023 ⁄enue | | Brown, Bernard Johr | 1 |
| 09/15/2023 Varela, Sara Aulisio | eService | | Served | |
| 09/15/2023 | eService | | Served | |
| 11 Motion to Suppress Leonard, Jordan Tyler | 09/13/2023 | | Brown, Bernard Johr | |
| 09/13/2023 | eService | | Served | |

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| <u>d Date</u> <u>Serv</u> | Commonwealth of Penr V. Justin Schuback ENTRIES Document Date ice By | κ | | Page 7 of 7 |
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| e | | Served | | |
| 023 | | Br | own, Bernard John | |
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| 9 | | Notified | | |
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Court Case

| | | Commonwealth of Penr | nsylvania | | Page 8 of | | | |
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| | | V. | | | 1 aye 0 01 | | | |
| Justin Schuback | | | | | | | | |
| Sequence Number | CP Filed Date | ENTRIES Document Date | | Filed By | | | | |
| Service To | | Service By | | <u>r licu by</u> | | | | |
| | | | | | | | | |
| <u>Issue Date</u> | Service Type | <u>Status Date</u> | <u>Service</u> | Status | | | | |
| 1 | 09/29/2023 | | | Commonwealth of Pennsylvania | | | | |
| | er to Def Omnibus Motion | to Suppress Post Arrest Statem | ents | | | | | |
| Brown, Bernard John 09/29/2023 | eService | | Served | | | | | |
| eonard, Jordan Tyler | | | Contra | | | | | |
| 09/29/2023 | eService | | Served | | | | | |
| /arela, Sara Aulisio | | | | | | | | |
| 09/29/2023 | eService | | Served | | | | | |
| | | | | | | | | |
| 2 | 09/29/2023 | | | Commonwealth of Pennsylvania | | | | |
| | er to Def Omnibus Motion | to Suppress Cell Site Location I | nformation | | | | | |
| Brown, Bernard John | | | | | | | | |
| 09/29/2023 | eService | | Served | | | | | |
| eonard, Jordan Tyler 09/29/2023 | eService | | Served | | | | | |
| /arela, Sara Aulisio | edervice | | Serveu | | | | | |
| 09/29/2023 | eService | | Served | | | | | |
| | | | | | | | | |
| 3 | 09/29/2023 | | | Commonwealth of Pennsylvania | | | | |
| Commonwealth's Answ | er to Defendant's Omnibu | s Motion for Change of Venue | | | | | | |
| Brown, Bernard John | | | | | | | | |
| 09/29/2023 | eService | | Served | | | | | |
| _eonard, Jordan Tyler | | | - . | | | | | |
| 09/29/2023 | eService | | Served | | | | | |
| Varela, Sara Aulisio | eService | | Served | | | | | |
| 09/29/2023 | | | | | | | | |
| | 09/29/2023 | | | Commonwealth of Pennsylvania | | | | |
| | in Opposition to Def Omni | bus Motions | | een normoann or ronnoyrvania | | | | |
| Brown, Bernard John | , , , , , , , , , , , , , , , , , , , | | | | | | | |
| 09/29/2023 | eService | | Served | | | | | |
| eonard, Jordan Tyler. | | | | | | | | |
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Docket Number: CP-35-CR-0001218-2023 CRIMINAL DOCKET

Court Case

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| | | Commonwealth of Pen | nsylvania | 5 0 (10 |
| | | V. | | Page 9 of 16 |
| | | Justin Schubac | k | |
| | | ENTRIES | | |
| Sequence Number | CP Filed Date | Document Date | <u>File</u> | ed By |
| <u>Service To</u> | | Service By | | |
| Issue Date | Service Type | Status Date | Service Sta | atus_ |
| 1 | 10/05/2023 | | Bro | own, Bernard John |
| Defendant's Motion for A Leonard, Jordan Tyler | ppointment of Expert | | | |
| 10/05/2023 | eService | | Served | |
| Varela, Sara Aulisio | 0 | | o 1 | |
| 10/05/2023 | eService | | Served | |
| 1 | 10/25/2023 | | Ne | alon, Terrence R. |
| Order Granting Petition f | or Appointment of Exp | pert | | |
| Brown, Bernard John | • Comvine | | Comred | |
| 10/27/2023 | eService | | Served | |
| Leonard, Jordan Tyler 10/27/2023 | eService | | Served | |
| Varela, Sara Aulisio | | | Convou | |
| 10/27/2023 | eService | | Served | |
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| 1 | 10/31/2023 | | Ne | alon, Terrence R. |
| ORDER FILED | | | | |
| Brown, Bernard John | | | | |
| 11/06/2023 | eService | | Served | |
| Leonard, Jordan Tyler 11/06/2023 | eService | | Served | |
| Varela, Sara Aulisio | eservice | | Served | |
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| 1 | 11/14/2023 | | | ckawanna County District Attorney's fice |
| Commonwealth's Motion | ı in Limine | | UII OII | |
| Brown, Bernard John | | | | |
| 11/14/2023 | eNotice | | Notified | |
| Leonard, Jordan Tyler | | | | |
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| Varela, Sara Aulisio | N 1 - 11 | | | |
| 11/14/2023 | eNotice | | Notified | |
| 1 | 11/20/2023 | | Bro | own, Bernard John |
| Motion to Continue Trial | | | | |
| Leonard, Jordan Tyler | | | | |

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Docket Number: CP-35-CR-0001218-2023 CRIMINAL DOCKET

Court Case

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|---|--|----------------------------------|--|-------------------------|
| | | Commonwealth of Penn | sylvania | Page 10 of 16 |
| | | v. Justin Schubacł | , | 0 |
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| Brown, Bernard John | gs Omnibus Hearing 10/ | SU/23 Flied | | |
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| Leonard, Jordan Tyler | | | | |
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| Answer to Motion Leonard, Jordan Tyler | | | | |
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| Order Granting Defense Brown, Bernard John | e Motion in Limine | | | |
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| Order Filed RE: Commonv Brown, Bernard John | vealth's Motion for Re | ciprocal Discovery | | | |
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| eonard, Jordan Tyler 04/26/2024 | eService | | Served | | |
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