

# COURT OF COMMON PLEAS OF LYCOMING COUNTY

## DOCKET



Docket Number: CP-41-CR-0000688-2020

## CRIMINAL DOCKET

Court Case

Commonwealth of Pennsylvania

v.

Johnathan Bradley Buynak

Page 1 of 12

### CASE INFORMATION

Judge Assigned: Butts, Nancy L.

Date Filed: 06/18/2020

Initiation Date: 01/22/2020

OTN: U 842472-1

LOTN:

Originating Docket No: MJ-29101-CR-0000032-2020

Initial Issuing Authority: The Honorable Christian David Frey

Final Issuing Authority: The Honorable Christian David Frey

Arresting Agency: PSP - Internal Affairs

Arresting Officer: Powis, John D.

Complaint/Citation No.: 19 1073

Incident Number:

Case Local Number Type(s)

Case Local Number(s)

### RELATED CASES

<u>Related Docket No</u>	<u>Related Case Caption</u>	<u>Related Court</u>	<u>Association Reason</u>
<b>Joined Codefendant Cases</b> CP-41-CR-0000687-2020	Comm. v. Fenderson, Amanda Leigh	CP-29-41-Crim	Notice of Joinder Filed

### STATUS INFORMATION

<u>Case Status:</u>	<u>Status Date</u>	<u>Processing Status</u>	<u>Complaint Date:</u>
Closed	09/09/2021	Completed	01/22/2020
	09/09/2021	Awaiting Return of Bail	
	08/31/2021	Sentenced/Penalty Imposed	
	08/31/2021	Awaiting Sentencing	
	06/26/2020	Awaiting Pre-Trial Conference	
	06/25/2020	Awaiting Formal Arraignment	
	06/18/2020	Awaiting Filing of Information	

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## DOCKET

Docket Number: CP-41-CR-0000688-2020

## CRIMINAL DOCKET

Court Case



Commonwealth of Pennsylvania

v.

Johnathan Bradley Buynak

Page 2 of 12

### CALENDAR EVENTS

<u>Case Calendar</u> <u>Event Type</u>	<u>Schedule</u> <u>Start Date</u>	<u>Start</u> <u>Time</u>	<u>Room</u>	<u>Judge Name</u>	<u>Schedule</u> <u>Status</u>
Arraignments & ARDs	06/29/2020	8:30 am	Courtroom No. 4	Judge Marc F. Lovecchio	Scheduled
Criminal Status	07/28/2020	9:00 am	Courtroom No. 1	President Judge Nancy L. Butts	Continued
Criminal Status	08/31/2020	1:30 pm			Scheduled
Criminal Pre-Trials	09/22/2020	9:00 am	Courtroom No. 1	President Judge Nancy L. Butts	Continued
Criminal Pre-Trials	12/17/2020	9:00 am	Courtroom No. 1	President Judge Nancy L. Butts	Continued
Omnibus Motion	02/12/2021	2:30 pm	Courtroom No. 1	President Judge Nancy L. Butts	Continued
Criminal Pre-Trials	03/04/2021	9:00 am	Courtroom No. 1	President Judge Nancy L. Butts	Scheduled
Omnibus Motion	03/18/2021	9:00 am	Courtroom No. 1	President Judge Nancy L. Butts	Continued
Omnibus Motion	04/26/2021	1:30 pm	Courtroom No. 1	President Judge Nancy L. Butts	Continued
Criminal Pre-Trials	04/30/2021	9:00 am	Courtroom No. 4	Judge Marc F. Lovecchio	Scheduled
Omnibus Motion	05/13/2021	9:00 am	Courtroom No. 1	President Judge Nancy L. Butts	Continued
Criminal Pre-Trials	07/16/2021	9:00 am	Courtroom No. 1	President Judge Nancy L. Butts	Continued
Motion to Compel	07/23/2021	9:00 am	Courtroom No. 1	President Judge Nancy L. Butts	Scheduled
Omnibus Motion	07/23/2021	10:00 am	Courtroom No. 1	President Judge Nancy L. Butts	Continued
Omnibus Motion	08/31/2021	9:00 am	Courtroom No. 1	President Judge Nancy L. Butts	Scheduled
Criminal Pre-Trials	09/17/2021	9:00 am	Courtroom No. 4	Judge Marc F. Lovecchio	Cancelled
Motion to Consolidate	09/28/2021	4:00 pm	Courtroom No. 1	President Judge Nancy L. Butts	Cancelled

### DEFENDANT INFORMATION

Date Of Birth: 02/10/1982 City/State/Zip: Hughesville, PA 17737

### CASE PARTICIPANTS

Participant Type Name  
Defendant Buynak, Johnathan Bradley

# COURT OF COMMON PLEAS OF LYCOMING COUNTY

## DOCKET

Docket Number: CP-41-CR-0000688-2020

## CRIMINAL DOCKET

Court Case



Commonwealth of Pennsylvania

Page 3 of 12

v.

Johnathan Bradley Buynak

### BAIL INFORMATION

**Buynak, Johnathan Bradley**

**Nebbia Status: None**

<u>Bail Action</u>	<u>Date</u>	<u>Bail Type</u>	<u>Percentage</u>	<u>Amount</u>	<u>Bail Posting Status</u>	<u>Posting Date</u>
Set	01/22/2020	Unsecured		\$5,000.00		

### 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	M1	18 § 3922 §§ A1	Theft By Decep-False Impression	08/21/2019	U 842472-1
2	2	M1	18 § 3922 §§ A1	Theft By Decep-False Impression	08/21/2019	U 842472-1
3	3	M1	18 § 3922 §§ A1	Theft By Decep-False Impression	08/21/2019	U 842472-1
4	4	M2	18 § 4912	Impersonating A Public Servant	08/21/2019	U 842472-1
5	5	M1	18 § 903	Conspiracy - Theft By Decep-False Impression	08/21/2019	U 842472-1

### 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>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>			
<b>Waived for Court (Lower Court)</b>	Defendant Was Present		
Lower Court Disposition	06/09/2020	Not Final	
1 / Theft By Decep-False Impression	Waived for Court (Lower Court)	M1	18 § 3922 §§ A1
2 / Theft By Decep-False Impression	Waived for Court (Lower Court)	M1	18 § 3922 §§ A1
3 / Theft By Decep-False Impression	Waived for Court (Lower Court)	M1	18 § 3922 §§ A1
4 / Impersonating A Public Servant	Waived for Court (Lower Court)	M2	18 § 4912
5 / Conspiracy - Theft By Decep-False Impression	Waived for Court (Lower Court)	M1	18 § 903
<b>Nolo Contendere</b>			
Omnibus Motion	08/31/2021	Final Disposition	
1 / Theft By Decep-False Impression	Dismissed	M1	18 § 3922 §§ A1
Butts, Nancy L.	08/31/2021		
2 / Theft By Decep-False Impression	Dismissed	M1	18 § 3922 §§ A1
Butts, Nancy L.	08/31/2021		
3 / Theft By Decep-False Impression	Dismissed	M1	18 § 3922 §§ A1
Butts, Nancy L.	08/31/2021		
4 / Impersonating A Public Servant	Nolo Contendere	M2	18 § 4912
Butts, Nancy L.	08/31/2021		

# COURT OF COMMON PLEAS OF LYCOMING COUNTY

## DOCKET

Docket Number: CP-41-CR-0000688-2020

## CRIMINAL DOCKET

Court Case



Commonwealth of Pennsylvania

v.

Johnathan Bradley Buynak

Page 4 of 12

### 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>			
Probation	Min of 24.00 Months Max of 24.00 Months Other		
5 / Conspiracy - Theft By Decep-False Impression Butts, Nancy L.	Dismissed 08/31/2021	M1	18 § 903

**LINKED SENTENCES:**

**Link 1**

CP-41-CR-0000636-2020 - Seq. No. 1 (18 § 5101 §§) - Probation is Concurrent with  
 CP-41-CR-0000688-2020 - Seq. No. 4 (18 § 4912 §§) - Probation

#### COMMONWEALTH INFORMATION

**Name:** K. Michael Sullivan  
 Assistant District Attorney

**Supreme Court No:** 066309

**Phone Number(s):**  
 570-327-2491 (Phone)

**Address:**  
 Lycoming County District Attorney's Office  
 48 W Third St  
 Williamsport, PA 17701

#### ATTORNEY INFORMATION

**Name:** Rachel Annie Wiest Benner  
 Private

**Supreme Court No:** 091451

**Rep. Status:** Active

**Phone Number(s):**  
 570-286-4022 (Phone)

**Address:**  
 Wiest Wiest Et Al  
 5 N 2ND St  
 Sunbury, PA 17801-2115

Representing: Buynak, Johnathan Bradley

#### ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
1	01/22/2020		Frey, Christian David
Bail Set - Buynak, Johnathan Bradley			
1	06/18/2020		Court of Common Pleas - Lycoming County
Original Papers Received from Lower Court			
1	06/19/2020		MDJ-29-1-01
Transcript from Lower Court			

# COURT OF COMMON PLEAS OF LYCOMING COUNTY

## DOCKET

Docket Number: CP-41-CR-0000688-2020

## CRIMINAL DOCKET

Court Case



Commonwealth of Pennsylvania

v.

Johnathan Bradley Buynak

Page 5 of 12

### ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
2	06/19/2020		MDJ-29-1-01
Confidential Information Form			
3	06/19/2020		MDJ-29-1-01
Affidavit of Probable Cause			
4	06/19/2020		MDJ-29-1-01
Criminal Complaint			
5	06/19/2020		MDJ-29-1-01
Case Scheduling Form			
6	06/19/2020		Wiest Benner, Rachel Annie
Waiver of Preliminary Hearing			
7	06/19/2020		MDJ-29-1-01
Bail Bond Filed			
8	06/19/2020		MDJ-29-1-01
Surety Information Page Filed			
1	06/25/2020		Commonwealth of Pennsylvania
Notice of Joinder			
3	06/25/2020		Commonwealth of Pennsylvania
Information Filed			
1	06/26/2020		Wiest Benner, Rachel Annie
Entry of Appearance			
2	06/26/2020		Wiest Benner, Rachel Annie
Appearance and Waiver of Arraignment			
1	06/29/2020		Lovecchio, Marc F.
Order Scheduling Status Conference			
2	06/29/2020		Heap, Thomas D.
Notice Under PRCP 576 Filed			

# COURT OF COMMON PLEAS OF LYCOMING COUNTY

## DOCKET

Docket Number: CP-41-CR-0000688-2020

## CRIMINAL DOCKET

Court Case



Commonwealth of Pennsylvania

v.

Johnathan Bradley Buynak

Page 6 of 12

### ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
1	07/09/2020		Lovecchio, Marc F.
Order Scheduling Status Conference			
2	07/09/2020		Heap, Thomas D.
Notice Under PRCP 576 Filed			
3	07/14/2020		Butts, Nancy L.
Order Granting Motion for Continuance			
4	07/14/2020		Heap, Thomas D.
Notice Under PRCP 576 Filed			
1	09/28/2020		Butts, Nancy L.
Order Granting Motion for Continuance			
1	11/30/2020		Wiest Benner, Rachel Annie
Omnibus Pre-Trial Motion			
Sullivan, K. Michael			
12/01/2020	eService		Served
1	12/28/2020		Butts, Nancy L.
Order Scheduling Hearing			
Sullivan, K. Michael			
12/29/2020	eService		Served
Wiest Benner, Rachel Annie			
12/29/2020	eService		Served
3	12/29/2020		Butts, Nancy L.
Order Granting Motion for Continuance			
Sullivan, K. Michael			
12/29/2020	eService		Served
Wiest Benner, Rachel Annie			
12/29/2020	eService		Served
3	02/08/2021		Butts, Nancy L.
Order Granting Motion for Continuance			
Sullivan, K. Michael			
02/08/2021	eService		Served
Wiest Benner, Rachel Annie			
02/08/2021	eService		Served

# COURT OF COMMON PLEAS OF LYCOMING COUNTY

## DOCKET

Docket Number: CP-41-CR-0000688-2020

## CRIMINAL DOCKET

Court Case



Commonwealth of Pennsylvania

v.

Johnathan Bradley Buynak

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>
3	02/11/2021		Butts, Nancy L.
Order Granting Motion for Continuance			
Sullivan, K. Michael			
02/11/2021	eService		Served
Wiest Benner, Rachel Annie			
02/11/2021	eService		Served
2	03/08/2021		Butts, Nancy L.
Pre-Trial Order of Court - Continue to April Pretrial Conference			
Sullivan, K. Michael			
03/08/2021	eService		Served
Wiest Benner, Rachel Annie			
03/08/2021	eService		Served
3	03/19/2021		Butts, Nancy L.
Order Granting Motion for Continuance			
Sullivan, K. Michael			
03/19/2021	eService		Served
Wiest Benner, Rachel Annie			
03/19/2021	eService		Served
2	05/11/2021		Wiest Benner, Rachel Annie
Motion to Compel Discovery			
Sullivan, K. Michael			
05/11/2021	eService		Served
5	05/11/2021		Butts, Nancy L.
Order Granting Motion for Continuance			
Sullivan, K. Michael			
05/12/2021	eService		Served
Wiest Benner, Rachel Annie			
05/12/2021	eService		Served
1	05/12/2021		Lovecchio, Marc F.
Order Granting Motion for Continuance to Call of The List - PreTrial Scheduled			
Sullivan, K. Michael			

# COURT OF COMMON PLEAS OF LYCOMING COUNTY

## DOCKET

Docket Number: CP-41-CR-0000688-2020

## CRIMINAL DOCKET

Court Case



Commonwealth of Pennsylvania

v.

Johnathan Bradley Buynak

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>
05/12/2021	eService		Served
Wiest Benner, Rachel Annie			
05/12/2021	eService		Served
-----			
1	05/26/2021		Butts, Nancy L.
Order Scheduling Hearing			
Sullivan, K. Michael			
05/26/2021	eService		Served
Wiest Benner, Rachel Annie			
05/26/2021	eService		Served
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1	07/19/2021		Butts, Nancy L.
Order Granting Motion for Continuance - Motion to Compel Discovery			
Sullivan, K. Michael			
07/19/2021	eService		Served
Wiest Benner, Rachel Annie			
07/19/2021	eService		Served
-----			
2	07/19/2021		Butts, Nancy L.
Order Granting Motion for Continuance - Omnibus Pretrial Motion			
Sullivan, K. Michael			
07/19/2021	eService		Served
Wiest Benner, Rachel Annie			
07/19/2021	eService		Served
-----			
1	07/27/2021		Butts, Nancy L.
Order RE: Motion to Compel Discovery			
Sullivan, K. Michael			
07/27/2021	eService		Served
Wiest Benner, Rachel Annie			
07/27/2021	eService		Served
-----			
1	08/06/2021		Sullivan, K. Michael
Motion for Consolidation			
Wiest Benner, Rachel Annie			
08/06/2021	eService		Served
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# COURT OF COMMON PLEAS OF LYCOMING COUNTY

## DOCKET

Docket Number: CP-41-CR-0000688-2020

## CRIMINAL DOCKET

Court Case



Commonwealth of Pennsylvania

v.

Johnathan Bradley Buynak

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>Issue Date</u>		<u>Service By</u>	<u>Service Status</u>
1	08/19/2021		Butts, Nancy L.
Order Scheduling Hearing			
Sullivan, K. Michael			
08/20/2021	eService		Served
Wiest Benner, Rachel Annie			
08/20/2021	eService		Served
-----			
1	08/31/2021		Buynak, Johnathan Bradley
Written Guilty Plea Colloquy			
Sullivan, K. Michael			
09/14/2021	eService		Served
Wiest Benner, Rachel Annie			
09/14/2021	eService		Served
-----			
2	08/31/2021		Butts, Nancy L.
Nolo Contendere			
-----			
3	08/31/2021		Butts, Nancy L.
Order - Sentence/Penalty Imposed			
Sullivan, K. Michael			
09/14/2021	eService		Served
Wiest Benner, Rachel Annie			
09/14/2021	eService		Served
-----			
1	09/03/2021		Lovecchio, Marc F.
Order Regarding Payment of Cost & Fines			
Sullivan, K. Michael			
09/03/2021	eService		Served
Wiest Benner, Rachel Annie			
09/03/2021	eService		Served
-----			
1	09/09/2021		Wiest Benner, Rachel Annie
Guilty Plea Filed			
Sullivan, K. Michael			
09/10/2021	eService		Served
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# COURT OF COMMON PLEAS OF LYCOMING COUNTY

## DOCKET

Docket Number: CP-41-CR-0000688-2020

## CRIMINAL DOCKET

Court Case



Commonwealth of Pennsylvania

v.

Johnathan Bradley Buynak

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>
1	09/13/2021		Butts, Nancy L.
Sentence/Penalty Order Filed			
Sullivan, K. Michael			
09/14/2021	eService		Served
Wiest Benner, Rachel Annie			
09/14/2021	eService		Served
-----			
2	09/13/2021		Butts, Nancy L.
Order Granting Withdraw of Omnibus Pretrial Motion			
Sullivan, K. Michael			
09/14/2021	eService		Served
Wiest Benner, Rachel Annie			
09/14/2021	eService		Served
-----			
1	09/14/2021		Court of Common Pleas - Lycoming County
Penalty Assessed			
-----			
1	09/15/2021		Heap, Thomas D.
Itemized Account of Fines, Costs, Fees, and Restitution			
-----			
1	09/16/2021		Heap, Thomas D.
Praecipe to Enter Civil Judgment - Cost&Fines			
Sullivan, K. Michael			
09/16/2021	eService		Served
Wiest Benner, Rachel Annie			
09/16/2021	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>
41-2021-P000000699	Monthly	10/23/2021	Yes	\$0.00
Buynak, Johnathan Bradley			No	\$50.00
Payment Plan History:				
	<u>Receipt Date</u>	<u>Payment</u>	<u>Payor Name</u>	<u>Participant Role</u>
	09/23/2021		Buynak, Johnathan Bradley	Defendant
				<u>Amount</u>
				\$50.00

# COURT OF COMMON PLEAS OF LYCOMING COUNTY

## DOCKET

Docket Number: CP-41-CR-0000688-2020  
**CRIMINAL DOCKET**

Court Case



Commonwealth of Pennsylvania  
v.  
Johnathan Bradley Buynak

Page 11 of 12

### CASE FINANCIAL INFORMATION

Last Payment Date: 09/21/2021

Total of Last Payment: -\$9.00

<b>Buynak, Johnathan Bradley</b> Defendant	<u>Assessment</u>	<u>Payments</u>	<u>Adjustments</u>	<u>Non Monetary Payments</u>	<u>Total</u>
<b>Costs/Fees</b>					
Miscellaneous Issuances	\$18.50	\$0.00	\$0.00	\$0.00	\$18.50
OSP (Lycoming/State) (Act 35 of 1991)	\$480.00	\$0.00	\$0.00	\$0.00	\$480.00
OSP (Lycoming/State) (Act 35 of 1991)	\$480.00	\$0.00	\$0.00	\$0.00	\$480.00
ATJ	\$6.00	\$0.00	\$0.00	\$0.00	\$6.00
CJES	\$2.50	\$0.00	\$0.00	\$0.00	\$2.50
Commonwealth Cost - HB627 (Act 167 of 1992)	\$11.00	\$0.00	\$0.00	\$0.00	\$11.00
Costs of Prosecution - CJEA	\$50.00	\$0.00	\$0.00	\$0.00	\$50.00
County Court Cost (Act 204 of 1976)	\$35.70	\$0.00	\$0.00	\$0.00	\$35.70
Crime Victims Compensation (Act 96 of 1984)	\$35.00	\$0.00	\$0.00	\$0.00	\$35.00
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)	\$12.80	\$0.00	\$0.00	\$0.00	\$12.80
Victim Witness Service (Act 111 of 1998)	\$25.00	\$0.00	\$0.00	\$0.00	\$25.00
Clerk of Courts (7) (Lycoming)	\$149.75	\$0.00	\$0.00	\$0.00	\$149.75
Automation Fund (Lycoming)	\$5.00	\$0.00	\$0.00	\$0.00	\$5.00
Judgment (Lycoming)	\$25.75	\$0.00	\$0.00	\$0.00	\$25.75
Satisfaction (Lycoming)	\$14.75	\$0.00	\$0.00	\$0.00	\$14.75
Costs/Fees Totals:	\$1,398.50	\$0.00	\$0.00	\$0.00	\$1,398.50
<b>Restitution</b>					
Individual Restitution	\$900.00	\$0.00	\$0.00	\$0.00	\$900.00
Restitution Totals:	\$900.00	\$0.00	\$0.00	\$0.00	\$900.00
<b>Lettiere, Lisa</b> Payor	<u>Assessment</u>	<u>Payments</u>	<u>Adjustments</u>	<u>Non Monetary Payments</u>	<u>Total</u>
<b>Costs/Fees</b>					
Misc Copy Fee (Lycoming)	\$9.00	(\$9.00)	\$0.00	\$0.00	\$0.00

# COURT OF COMMON PLEAS OF LYCOMING COUNTY

## DOCKET

Docket Number: CP-41-CR-0000688-2020

## CRIMINAL DOCKET

Court Case



Commonwealth of Pennsylvania

v.

Johnathan Bradley Buynak

Page 12 of 12

### CASE FINANCIAL INFORMATION

<b>Lettiere, Lisa</b>	<u>Assessment</u>	<u>Payments</u>	<u>Adjustments</u>	<u>Non Monetary</u>	<u>Total</u>
Payor				<u>Payments</u>	
Costs/Fees Totals:	\$9.00	(\$9.00)	\$0.00	\$0.00	\$0.00
Grand Totals:	\$2,307.50	(\$9.00)	\$0.00	\$0.00	\$2,298.50

\*\* - Indicates assessment is subrogated