

# COURT OF COMMON PLEAS OF CUMBERLAND COUNTY

## DOCKET



Docket Number: CP-21-CR-0003753-2016

## CRIMINAL DOCKET

Court Case

Commonwealth of Pennsylvania

v.

Barbara Cherono Barngertun

Page 1 of 9

### CASE INFORMATION

Cross Court Docket Nos: CP-22-MD-0000671-2019

Judge Assigned:

Date Filed: 12/06/2016

Initiation Date: 08/05/2016

OTN: T 826445-4

LOTN:

Originating Docket No: MJ-09305-CR-0000244-2016

Initial Issuing Authority: Mark W. Martin

Final Issuing Authority: Mark W. Martin

Arresting Agency: Mechanicsburg Police Dept

Arresting Officer: Lazzarevich, Timothy P.

Complaint/Incident #: MBG2016080054

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>	08/05/2016
		02/06/2018	Sentenced/Penalty Imposed		
		04/25/2017	Sentenced/Penalty Imposed		
		04/25/2017	Awaiting Sentencing		
		03/08/2017	Awaiting Pre-Trial Conference		
		12/30/2016	Awaiting Formal Arraignment		
		12/06/2016	Awaiting Formal Arraignment		
		12/06/2016	Awaiting ARD Hearing		
		12/06/2016	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>
Picked Up on Bench Warrant	12/30/2016	9:00 am	Courtroom 3	President Judge Edward E. Guido	Scheduled
Formal Arraignment	02/16/2017	9:00 am	Jury Assembly Room		Moved
Formal Arraignment	02/16/2017	9:00 am	Jury Assembly Room		Cancelled
Formal Arraignment	03/07/2017	1:30 pm	Courtroom 1	Judge Albert H. Masland	Scheduled
Pre-Trial Conference	04/18/2017	9:00 am	Contact Visiting Room		Moved
Pre-Trial Conference	04/19/2017	9:00 am	4th Floor		Moved
Pre-Trial Conference	04/25/2017	1:30 pm	Courtroom 5	Judge Jessica E. Brewbaker	Scheduled
Revocation Hearing	01/23/2018	1:30 pm	Courtroom 5	Judge Jessica E. Brewbaker	Moved
Revocation Hearing	02/06/2018	1:30 pm	Courtroom 5	Judge Jessica E. Brewbaker	Scheduled
Revocation Hearing	11/06/2018	1:30 pm	Courtroom 5	Judge Jessica E. Brewbaker	Scheduled
Revocation Hearing	03/12/2019	1:30 pm	Courtroom 5	Judge Jessica E. Brewbaker	Scheduled

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## DOCKET



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## CRIMINAL DOCKET

Court Case

Commonwealth of Pennsylvania

v.

Page 2 of 9

Barbara Cherono Barngetuny

### DEFENDANT INFORMATION

Date Of Birth: 03/07/1991 City/State/Zip: Harrisburg, PA 17110

#### Alias Name

Barngetuny, Barbara  
Barngetuny, Barbara C.  
Barngetuny, Janet C.  
Cherono Kibogy, Barbara  
Kibogy-Cherono, Barbara

### CASE PARTICIPANTS

<u>Participant Type</u>	<u>Name</u>
Defendant	Barngetuny, Barbara Cherono

### BAIL INFORMATION

**Barngetuny, Barbara Cherono**

**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	09/20/2016	Unsecured		\$20,000.00		
					Posted	09/20/2016
Set	12/30/2016	ROR		\$0.00		
					Posted	12/30/2016

### 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	2	F3	18 § 3921 §§ A	Theft By Unlaw Taking-Movable Prop	07/29/2016	T 826445-4
2	1	M2	18 § 3928 §§ A	Unauth Use Motor/Other Vehicles	07/29/2016	T 826445-4

### 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 Not Present

Lower Court Disposition	12/05/2016	Not Final
1 / Theft By Unlaw Taking-Movable Prop	Held for Court (Lower Court)	F3 18 § 3921 §§ A
2 / Unauth Use Motor/Other Vehicles	Held for Court (Lower Court)	M2 18 § 3928 §§ A

#### **Proceed to Court**

Defendant Was Not Present

Information Filed	02/15/2017	Not Final
1 / Theft By Unlaw Taking-Movable Prop	Held for Court	F3 18 § 3921 §§ A

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Docket Number: CP-21-CR-0003753-2016

## CRIMINAL DOCKET

Court Case

Commonwealth of Pennsylvania

v.

Barbara Cherono Barngetuny

Page 3 of 9

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#### 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>		
2 / Unauth Use Motor/Other Vehicles	Held for Court	M2      18 § 3928 §§ A
<b>Guilty Plea</b>		
Pre-Trial Conference	04/25/2017	Final Disposition
1 / Theft By Unlaw Taking-Movable Prop	Dismissed	F3      18 § 3921 §§ A
Brewbaker, Jessica E.	04/25/2017	
Brewbaker, Jessica E.	02/06/2018	
2 / Unauth Use Motor/Other Vehicles	Guilty Plea	M2      18 § 3928 §§ A
Brewbaker, Jessica E.	04/25/2017	
Probation	Min of 2.00 Years	04/25/2017
	Max of 2.00 Years	
	Supervised	
AFTER 1 YEAR, IF PAID IN FULL, SUPERVISION MAY BE TRANSFERRED TO UNSUPERVISED.		
The Defendant is directed to complete an ability to pay assessment and fully cooperate in the implementation of the restitution plan.		
Brewbaker, Jessica E.	02/06/2018	55 Days
Confinement	Min of 55.00 Days	02/06/2018
	Max of 12.00 Months	
	Other	
Defendant must abide by instructions and directions of parole officer.		

#### COMMONWEALTH INFORMATION

Name: Erin Elise Bloxham  
District Attorney

Supreme Court No: 313776

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

Address:  
Cumberland County Da's Office  
1 Courthouse Sq RM 202  
Carlisle, PA 17013

#### ATTORNEY INFORMATION

Name: Christopher McCabe \*  
Public Defender

Supreme Court No: 320698

Rep. Status: Lower Court

Phone Number(s):

Address:  
Cumberland CO Pd's Office  
1 Courthouse Sq RM 300  
Carlisle, PA 17013

\* Entry of Appearance Not Filed

#### ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
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## DOCKET



Docket Number: CP-21-CR-0003753-2016

## CRIMINAL DOCKET

Court Case

Commonwealth of Pennsylvania

v.

Barbara Cherono Barnetuny

Page 4 of 9

### ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
1	09/20/2016		Barnetuny, Barbara Cherono
Bail Posted - Barnetuny, Barbara Cherono			
2	09/20/2016		Martin, Mark W.
Bail Set - Barnetuny, Barbara Cherono			
1	12/06/2016		Court of Common Pleas - Cumberland County
Original Papers Received from Lower Court			
1	12/07/2016		Guido, Edward E.
Order of Court, filed 12/7/2016. In Re: Issuance of Bench Warrant			
A bench warrant is issued for the arrest of the defendant and her production for arraignment. Any bail is to be forfeited.			
12/7/2016 copies mailed/delivered			
2	12/30/2016		Guido, Edward E.
Bail Set - Barnetuny, Barbara Cherono			
4	12/30/2016		Barnetuny, Barbara Cherono
Bail Bond, Filed.			
ROR			
1	01/03/2017	12/30/2016	Guido, Edward E.
Order of Court, filed 12/30/2016. In Re: Defendant Directed to Appear (Bail)			
Defendant directed to appear for arraignment on 2/16/2017 at 9:00 AM. Bail is set at ROR.			
1/4/2017 copies delivered			
1	02/15/2017		Commonwealth of Pennsylvania
Information Filed			
1	02/28/2017	02/27/2017	Masland, Albert H.
Order of Court, filed 02/27/2017			
It is ordered and directed that the above captioned inmate is to appear in Cumberland County Court via Video on 03/07/2017 at 1:30 p.m. for Arraignment/May Term.			
Copies Delivered/Mailed on 02/28/2017			

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## DOCKET



Docket Number: CP-21-CR-0003753-2016

## CRIMINAL DOCKET

Court Case

Commonwealth of Pennsylvania

v.

Barbara Cherono Barngertun

Page 5 of 9

### ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
1	03/08/2017	03/07/2017	Masland, Albert H.
Arraignment Order of Court, filed 03/07/2017			
Defendnat is directed to appear for a Pre-Trial Conference on Wednesday, 04/19/2017 at 9:00 a.m. and for Trial on Monday, 05/01/2017 at 9:00 a.m.			
Copies Delivered/Mailed on 03/09/2017			
2	04/07/2017		Court of Common Pleas - Cumberland County
Notice to Appear for a Pre-Trial Conference on April 18, 2017 at 9:00am			
4/7/17 - Copies delivered/mailed by Court Admin.			
1	04/10/2017		Brewbaker, Jessica E.
Writ of Habeas Corpus ad Prosequendum, Filed. 04-10-2017			
For the purpose of pre-trial conference on Thursday April 18 2017 at 9 AM			
Copies delivered to Sheriffs Office 04-11-2017 at 8:52AM			
1	04/20/2017		Masland, Albert H.
Writ of Habeas Corpus ad Prosequendum, filed 04/20/2017			
For the purpose of a Pre-Trial Conference on 04/25/2017 at 1:30 p.m.			
Delivered to Sheriff's Department on 04/20/2017 at 4:00 p.m.			
2	04/20/2017	04/18/2017	Peck, Christylee L.
Pre-Trial Conference Order of Court, filed 4/18/17 in Re: Continued			
The Defendant is directed to appear on Tuesday, 4/25/17 at 1:30pm in Courtroom #6.			
4/21/17 copies delivered.			
1	04/25/2017		Brewbaker, Jessica E.
Guilty Plea			
2	04/25/2017		Brewbaker, Jessica E.
Order - Sentence/Penalty Imposed			
3	04/25/2017		McCabe, Christopher
Guilty Plea Colloquy & Plea of Defendant, Filed.			
4	04/25/2017		McCabe, Christopher
Post Sentence Colloquy, Filed.			

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## DOCKET



Docket Number: CP-21-CR-0003753-2016

## CRIMINAL DOCKET

Court Case

Commonwealth of Pennsylvania

v.

Page 6 of 9

Barbara Cheronu Barngertun

### ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
1	04/26/2017		Court of Common Pleas - Cumberland County
Penalty Assessed			
1	05/02/2017	04/25/2017	Brewbaker, Jessica E.
Guilty Plea & Sentencing Order of Court, Filed. 04-25-2017 Copies mailed & delivered 05-02-2017			
1	05/30/2017		Cumberland County Adult Probation and Parole
Petition for Revocation of Probation and Issuance of Bench Warrant, Filed.			
1	06/05/2017	05/30/2017	Brewbaker, Jessica E.
Order of Court, Filed. It appearing that the Defendants whereabouts are unknown to the Probation Office, a benchwarrant is issued for his/her arrest. Copies delivered 06-6-2017			
1	06/06/2017		Brewbaker, Jessica E.
Guideline Sentence Form, Filed.			
1	06/09/2017		Lebo, Dennis E.
Entry of Civil Judgment			
1	01/26/2018	01/23/2018	Brewbaker, Jessica E.
Order of Court, Filed. 01-23-2018 In RE: Revocation Hearing Continued The Defendant having not appeared because she is currently in CCP and was not transported, her case is continued, and she is directed to appear on Tuesday February 6th 2018 at 130 PM. Copies delivered 1-26-2018			
1	02/06/2018		Brewbaker, Jessica E.
Order - Sentence/Penalty Imposed			

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## DOCKET



Docket Number: CP-21-CR-0003753-2016

## CRIMINAL DOCKET

Court Case

Commonwealth of Pennsylvania

v.

Barbara Cherono Barнетunь

Page 7 of 9

### ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
1	02/12/2018	02/06/2018	Brewbaker, Jessica E.
Order of Court, Filed. 02-6-2018 In RE: Revocation of Probation			
The Defendant having appeared in court with counsel on a Petition for Revocation of Probation, and having through counsel admitted that she is in violation of her probation her probationary sentence is revoked. The Defendant is resented.			
Copies delivered 02-13-2018			
1	11/01/2018		Cumberland County Adult Probation and Parole
Petition for Revocation of Probation/Parole, Filed.			
1	11/07/2018	11/06/2018	Brewbaker, Jessica E.
Order of Court, Filed. 11-6-2018 In RE: Bench Warrant ( Petition for Revocation )			
The Defendant having failed to appear as directed, a bench warrant is issued for her arrest.			
Copies delivered 11-8-2018			
1	03/15/2019	03/12/2019	Brewbaker, Jessica E.
Order of Court, Filed. 03-12-2019 In RE: Revocation of Parole			
The Defendant having appeared in Court with counsel, on a Petition for Revocation of Parole and having through counsel admitted that she is in violation of her parole, her parole is revoked, her street time is forfeited, and she is recommitted to the Cumberland County Prison for the balance of the term previously imposed. The Defendant is given credit for time served from and after March 7 2019 and is paroled effective immediately.			
Copies delivered 03-18-2019			
1	03/25/2019		Court of Common Pleas - Cumberland County
Transferred to CP-12-22-Crim			

### 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>
21-2019-P000000410	Monthly	05/31/2019	Yes	\$100.00
Barнетunь, Barbara Cherono			No	\$100.00
Payment Plan History:				
<u>Receipt Date</u>	<u>Payor Name</u>	<u>Participant Role</u>	<u>Amount</u>	

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## DOCKET



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Court Case

Commonwealth of Pennsylvania

v.

Barbara Cherono Barнетunь

Page 8 of 9

### CASE FINANCIAL INFORMATION

Last Payment Date:

Total of Last Payment:

Barngetunь, Barbara Cherono Defendant	<u>Assessment</u>	<u>Payments</u>	<u>Adjustments</u>	<u>Non Monetary Payments</u>	<u>Total</u>
<b>Costs/Fees</b>					
Bond Posting (Cumberland)	\$21.00	\$0.00	\$0.00	\$0.00	\$21.00
Sheriff Costs (Cumberland)	\$23.76	\$0.00	\$0.00	\$0.00	\$23.76
Sheriff Costs (Cumberland)	\$18.49	\$0.00	\$0.00	\$0.00	\$18.49
ATJ	\$4.00	\$0.00	\$0.00	\$0.00	\$4.00
Administrative Fee (Cumberland)	\$45.00	\$0.00	\$0.00	\$0.00	\$45.00
Automation Fee (Cumberland)	\$5.00	\$0.00	\$0.00	\$0.00	\$5.00
CJES	\$2.25	\$0.00	\$0.00	\$0.00	\$2.25
Commonwealth Cost - HB627 (Act 167 of 1992)	\$10.25	\$0.00	\$0.00	\$0.00	\$10.25
Costs of Prosecution - CJEA	\$50.00	\$0.00	\$0.00	\$0.00	\$50.00
County Court Cost (Act 204 of 1976)	\$33.30	\$0.00	\$0.00	\$0.00	\$33.30
Crime Victims Compensation (Act 96 of 1984)	\$35.00	\$0.00	\$0.00	\$0.00	\$35.00
District Attorney (Cumberland)	\$22.00	\$0.00	\$0.00	\$0.00	\$22.00
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
Non DUI Booking Center Fee (Cumberland)	\$300.00	\$0.00	\$0.00	\$0.00	\$300.00
Plea Fee (Cumberland)	\$197.00	\$0.00	\$0.00	\$0.00	\$197.00
Sheriff Costs (Cumberland)	\$1.50	\$0.00	\$0.00	\$0.00	\$1.50
State Court Costs (Act 204 of 1976)	\$11.95	\$0.00	\$0.00	\$0.00	\$11.95
Victim Witness Service (Act 111 of 1998)	\$25.00	\$0.00	\$0.00	\$0.00	\$25.00
Costs of Transportation (Act 143-2006)	\$97.40	\$0.00	\$0.00	\$0.00	\$97.40
Judgment/Satisfaction Fee (Cumberland)	\$36.75	\$0.00	\$0.00	\$0.00	\$36.75
Sheriff Costs (Cumberland)	\$8.20	\$0.00	\$0.00	\$0.00	\$8.20
Costs of Transportation (Act 143-2006)	\$27.84	\$0.00	\$0.00	\$0.00	\$27.84
Costs/Fees Totals:	\$1,019.94	\$0.00	\$0.00	\$0.00	\$1,019.94
<b>Restitution</b>					
Restitution	\$150.00	\$0.00	\$0.00	\$0.00	\$150.00



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## CRIMINAL DOCKET

Court Case



Commonwealth of Pennsylvania

v.

Barbara Cherono Barngertuny

Page 9 of 9

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Barngetuny, Barbara Cherono Defendant		<u>Assessment</u>	<u>Payments</u>	<u>Adjustments</u>	<u>Non Monetary</u>	<u>Total</u>
					<u>Payments</u>	
	Restitution Totals:	\$150.00	\$0.00	\$0.00	\$0.00	\$150.00
	Grand Totals:	\$1,169.94	\$0.00	\$0.00	\$0.00	\$1,169.94

\*\* - Indicates assessment is subrogated