

# COURT OF COMMON PLEAS OF LUZERNE COUNTY

## DOCKET



Docket Number: CP-40-CR-0001427-2017

## CRIMINAL DOCKET

Court Case

Commonwealth of Pennsylvania

v.

Abdias Barnwell

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### CASE INFORMATION

Judge Assigned: Vough, Michael T.

Date Filed: 04/24/2017

Initiation Date: 04/09/2017

OTN: T 912944-4

LOTN:

Originating Docket No: MJ-11105-CR-0000175-2017

Initial Issuing Authority: Diana Malast

Final Issuing Authority: Diana Malast

Arresting Agency: Kingston Boro Police Dept

Arresting Officer: Bonawits, Matthew A.

Complaint/Incident #: 0409170071645

Case Local Number Type(s)

Case Local Number(s)

### STATUS INFORMATION

<u>Case Status:</u>	Active	<u>Status Date</u>	<u>Processing Status</u>	<u>Arrest Date:</u>	04/09/2017
		05/24/2017	Awaiting Trial		
		04/24/2017	Awaiting Formal Arraignment		
		04/24/2017	Awaiting Filing of Information		
				<u>Complaint Date:</u>	04/09/2017

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### 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>
Formal Arraignment	06/29/2017	10:00 am	Luzerne County Courthouse, 3rd Floor	Judge Michael T. Vough	Cancelled
Plea Court	03/19/2018	9:00 am	Luzerne County Courthouse, 3rd Floor	Judge Michael T. Vough	Continued
Plea Court	04/16/2018	9:00 am	Luzerne County Courthouse, 3rd Floor	Judge Michael T. Vough	Scheduled
Lift Warrant Hearing	04/18/2018	11:00 am			Scheduled
Plea Court	04/26/2018	9:00 am	Luzerne County Courthouse, 3rd Floor	Judge Michael T. Vough	Scheduled
Trial - Jury Ready	06/18/2018	9:00 am	Luzerne County Courthouse, 3rd Floor	Judge Michael T. Vough	Continued
Trial - Jury Ready	09/17/2018	9:00 am	Luzerne County Courthouse, 3rd Floor	Judge Michael T. Vough	Continued
Trial - Jury Ready	10/29/2018	9:00 am	Luzerne County Courthouse, 3rd Floor	Judge Michael T. Vough	Cancelled
Suppression Hearing	11/14/2018	2:00 pm	Luzerne County Courthouse, 3rd Floor	Judge Michael T. Vough	Continued
Suppression Hearing	03/04/2019	9:00 am	Luzerne County Courthouse, 3rd Floor	Judge Michael T. Vough	Continued
Suppression Hearing	04/16/2019	2:30 pm	Luzerne County Courthouse, 3rd Floor	Judge Michael T. Vough	Continued
Suppression Hearing	04/30/2019	1:00 pm	Luzerne County Courthouse, 3rd Floor	Judge Michael T. Vough	Cancelled
Suppression Hearing	05/08/2019	3:00 pm	Luzerne County Courthouse, 3rd Floor	Judge Michael T. Vough	Cancelled
Suppression Hearing	07/10/2019	9:00 am	Luzerne County Courthouse, 3rd Floor	Judge Michael T. Vough	Scheduled

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### DEFENDANT INFORMATION

Date Of Birth: 01/03/1978 City/State/Zip: Brooklyn, NY 11210

### CASE PARTICIPANTS

<u>Participant Type</u>	<u>Name</u>
Defendant	Barnwell, Abdias

### BAIL INFORMATION

Barnwell, Abdias

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	04/09/2017	Monetary		\$100,000.00		
Decrease Bail Amount	04/19/2017	Monetary		\$50,000.00		
Revoke	04/16/2018	Monetary		\$50,000.00		
Reinstate	04/18/2018	Monetary		\$50,000.00		

### 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	F	35 § 780-113 §§ A30	Manufacture, Delivery, or Possession With Intent to Manufacture or Deliver	04/09/2017	T 912944-4
2	2	M	35 § 780-113 §§ A16	Int Poss Contr Subst By Per Not Reg	04/09/2017	T 912944-4
3	3	M	35 § 780-113 §§ A32	Use/Poss Of Drug Paraph	04/09/2017	T 912944-4
99,999	4	M2	18 § 4910 §§ 1	Tamper With/Fabricate Physical Evidence	04/09/2017	T 912944-4
99,999	5	M3	18 § 4914 §§ A	False Identification To Law Enforcement Officer	04/09/2017	T 912944-4

### 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 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

<u>Lower Court Disposition</u>	<u>04/19/2017</u>	<u>Not Final</u>
1 / Manufacture, Delivery, or Possession With Intent to Manufacture or Deliver	Waived for Court (Lower Court)	F 35 § 780-113 §§ A30
2 / Int Poss Contr Subst By Per Not Reg	Waived for Court (Lower Court)	M 35 § 780-113 §§ A16
3 / Use/Poss Of Drug Paraph	Waived for Court (Lower Court)	M 35 § 780-113 §§ A32
99,999 / False Identification To Law Enforcement Officer	Dismissed (Lower Court)	M3 18 § 4914 §§ A
99,999 / Tamper With/Fabricate Physical Evidence	Dismissed (Lower Court)	M2 18 § 4910 §§ 1

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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

### Proceed to Court (Arraignment Waived)

Defendant Was Not Present

Information Filed

06/26/2017

Not Final

1 / Manufacture, Delivery, or Possession With Intent to  
Manufacture or Deliver

Held for Court

F

35 § 780-113 §§ A30

2 / Int Poss Contr Subst By Per Not Reg

Held for Court

M

35 § 780-113 §§ A16

3 / Use/Poss Of Drug Paraph

Held for Court

M

35 § 780-113 §§ A32

99,999 / False Identification To Law Enforcement  
Officer

Disposed at Lower Court

M3

18 § 4914 §§ A

99,999 / Tamper With/Fabricate Physical Evidence

Disposed at Lower Court

M2

18 § 4910 §§ 1

### COMMONWEALTH INFORMATION

### ATTORNEY INFORMATION

Name: Luzerne County District Attorney's  
Office  
Prosecutor

Name: Mark Alan Singer  
Public Defender

Supreme Court No:

Supreme Court No: 049633

Phone Number(s):

Rep. Status: Active

570-825-1674 (Phone)

Phone Number(s):  
570-654-3272 (Phone)

Address:

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

Address:  
112 Maple Ln  
Pittston, PA 18640-2820

Representing: Barnwell, Abdias

## ENTRIES

### Sequence Number

### CP Filed Date

### Document Date

### Filed By

1 04/09/2017 Halesey, Joseph A.  
Bail Set - Barnwell, Abdias

1 04/19/2017 Halesey, Joseph A.  
Order Granting Motion for Modification of Bail - Barnwell, Abdias

1 04/24/2017 Court of Common Pleas - Luzerne  
County  
Original Papers Received from Lower Court

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3	04/24/2017		Vough, Michael T.
Order - Bail Posting Hrg. 4/26/17 @ 9:00 AM.			
1	04/26/2017		Vough, Michael T.
Certification of Bail and Discharge Printed/Filed			
1	05/24/2017		Singer, Mark Alan
Appearance and Waiver of Arraignment			
1	06/26/2017		Commonwealth of Pennsylvania
Information Filed (Arraignment Waived)			
1	07/11/2017		Vough, Michael T.
Order Scheduling Hearing. All unrepresented Defendants to appear 10/30/2017 at 9:00am			
1	07/21/2017		Singer, Mark Alan
Discovery Demand Filed			
1	02/15/2018	02/15/2018	Luzerne County District Attorney's Office
Joint Case Management Plan			
2	02/21/2018		Vough, Michael T.
Order Scheduling Guilty Plea for 3/19/2018 @ 9:00 am			
Luzerne County District Attorney's Office			
02/23/2018	eService		Served
3	03/19/2018		Vough, Michael T.
Cont. to 4/16/18 @ 9:00 AM.			
Luzerne County District Attorney's Office			
03/23/2018	eService		Served
2	04/16/2018		Vough, Michael T.
Order Granting Motion to Revoke/Release and Forfeit Bail - Barnwell, Abdias			
Luzerne County District Attorney's Office			
05/01/2018	eService		Served
1	04/18/2018		Amesbury, William H.
Order Granting Motion to Re-Instate Previously Set Bail - Barnwell, Abdias			
Luzerne County District Attorney's Office			

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<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>
05/02/2018	eService		Served
2	04/18/2018		Amesbury, William H.
Bail Conditions			
Luzerne County District Attorney's Office			
04/26/2018	eService		Served
1	04/26/2018		Vough, Michael T.
Continue Trial Date 6/18/2018 @ 9:00 am			
Luzerne County District Attorney's Office			
05/04/2018	eService		Served
1	05/11/2018		Barnwell, Abdias
Change of Address			
1	06/18/2018		Vough, Michael T.
Continued To 9/17/18 @ 9:00 a.m. for Trial			
Luzerne County District Attorney's Office			
06/25/2018	eService		Served
1	09/17/2018		Vough, Michael T.
Continued to 10/29/2018 @ 9:00 am			
Luzerne County District Attorney's Office			
09/21/2018	eService		Served
Singer, Mark Alan			
09/21/2018	eService		Served
2	09/17/2018		Vough, Michael T.
Commonwealth's Motion for Continuance GRANTED to 10/29/2018 @ 9:00 am			
Luzerne County District Attorney's Office			
09/21/2018	eService		Served
Singer, Mark Alan			
09/21/2018	eService		Served
1	09/19/2018		Singer, Mark Alan
Entry of Appearance			
Luzerne County District Attorney's Office			

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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>
09/20/2018	eService		Served
2	09/19/2018		Singer, Mark Alan
Omnibus Pre-Trial Motion for Nunc Pro Tunc			
Luzerne County District Attorney's Office			
09/20/2018	eService		Served
1	09/21/2018		Vough, Michael T.
Order Scheudling Rule Returnable Hearing for 11/14/2018 @ 2:00 pm			
Luzerne County District Attorney's Office			
09/24/2018	eService		Served
Singer, Mark Alan			
09/24/2018	eService		Served
1	11/14/2018		Vough, Michael T.
Defense Motion for Continuance GRANTED to be scheduled via order			
Luzerne County District Attorney's Office			
11/27/2018	eService		Served
Singer, Mark Alan			
11/27/2018	eService		Served
3	02/04/2019		Vough, Michael T.
Order Scheduling Hearing to 3/4/2019 @ 9:00 am			
Luzerne County District Attorney's Office			
02/05/2019	eService		Served
Singer, Mark Alan			
02/05/2019	eService		Served
1	03/04/2019		Vough, Michael T.
To Be Continued By Order			
Luzerne County District Attorney's Office			
03/04/2019	eService		Served
Singer, Mark Alan			
03/04/2019	eService		Served
3	03/06/2019		Vough, Michael T.
Order Rescheduling Hearing to Tuesday, April 16, 2019 @ 2:30 p.m.			

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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>
Luzerne County District Attorney's Office			
03/06/2019	eService		Served
Singer, Mark Alan			
03/06/2019	eService		Served
<hr/>			
1	04/15/2019		Luzerne County District Attorney's Office
Motion for Continuance and Certificate of Service			
Singer, Mark Alan			
04/16/2019	eNotice		Notified
<hr/>			
4	04/15/2019		Vough, Michael T.
Order Rescheduling Hearing to 4/30/2019 @ 1:00 am			
Luzerne County District Attorney's Office			
04/15/2019	eService		Served
Singer, Mark Alan			
04/15/2019	eService		Served
<hr/>			
1	04/17/2019		Singer, Mark Alan
Motion for Continuance			
Luzerne County District Attorney's Office			
04/17/2019	eService		Served
<hr/>			
1	04/29/2019		Vough, Michael T.
Rescheduled to 5-8-2019 @ 3 PM			
Luzerne County District Attorney's Office			
04/30/2019	eService		Served
Singer, Mark Alan			
04/30/2019	eService		Served
<hr/>			
1	04/30/2019		Luzerne County District Attorney's Office
Comm.'s Motion for Continuance and Certificate of Service			
Singer, Mark Alan			
04/30/2019	eNotice		Notified
<hr/>			
1	05/06/2019		Vough, Michael T.
Suppression Rescheduled to 7/10/19 @ 9:00am			



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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>
Luzerne County District Attorney's Office			
05/06/2019	eService		Served
Singer, Mark Alan			
05/06/2019	eService		Served

### CASE FINANCIAL INFORMATION

Last Payment Date:		Total of Last Payment:				
<b>Barnwell, Abdias</b>	<u>Assessment</u>	<u>Payments</u>	<u>Adjustments</u>	<u>Non Monetary</u>	<u>Total</u>	
Defendant				<u>Payments</u>		
<b>Costs/Fees</b>						
Capias Costs (Luzerne)	\$50.00	\$0.00	\$0.00	\$0.00	\$50.00	
Costs/Fees Totals:	\$50.00	\$0.00	\$0.00	\$0.00	\$50.00	
Grand Totals:	\$50.00	\$0.00	\$0.00	\$0.00	\$50.00	

\*\* - Indicates assessment is subrogated