

# COURT OF COMMON PLEAS OF DAUPHIN COUNTY

## DOCKET



Docket Number: CP-22-CR-0003193-2015

## CRIMINAL DOCKET

Court Case

Commonwealth of Pennsylvania

v.

Page 1 of 8

Barbara Cherono Barngetuny

### CASE INFORMATION

Judge Assigned: Cherry, John F.

Date Filed: 06/08/2015

Initiation Date: 04/09/2015

OTN: L 931529-4

LOTN:

Originating Docket No: MJ-12104-CR-0000202-2015

Initial Issuing Authority: Marsha C. Stewart

Final Issuing Authority: Marsha C. Stewart

Arresting Agency: Harrisburg Police Dept

Arresting Officer: Miller, Garrett R.

Complaint/Incident #: 20150305006

Case Local Number Type(s)

Case Local Number(s)

### STATUS INFORMATION

| <u>Case Status:</u> | <u>Status Date</u> | <u>Processing Status</u>       | <u>Complaint Date:</u> |
|---------------------|--------------------|--------------------------------|------------------------|
| Closed              | 12/11/2017         | Sentenced/Penalty Imposed      | 04/09/2015             |
|                     | 10/20/2016         | Sentenced/Penalty Imposed      |                        |
|                     | 10/20/2016         | Awaiting Sentencing            |                        |
|                     | 09/19/2016         | Awaiting Plea Court            |                        |
|                     | 07/10/2015         | Awaiting Formal Arraignment    |                        |
|                     | 06/09/2015         | Awaiting Formal Arraignment    |                        |
|                     | 06/08/2015         | 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   | 07/09/2015        | 8:30 am      | Courtroom 3              | Judge Deborah E. Curcillo | Scheduled       |
| Plea Court           | 10/20/2016        | 8:30 am      | Courtroom 4              | Judge John F. Cherry      | Scheduled       |
| Revocation Hearing   | 05/01/2017        | 8:30 am      | Dauphin County<br>Prison | Judge John F. Cherry      | Scheduled       |
| Revocation Hearing   | 12/11/2017        | 8:30 am      | Dauphin County<br>Prison | Judge John F. Cherry      | Scheduled       |

### 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

### CASE PARTICIPANTS

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

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## DOCKET



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## CRIMINAL DOCKET

Court Case

Commonwealth of Pennsylvania

v.

Barbara Cherono Barngetuny

Page 2 of 8

### 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                | 09/19/2016  | Unsecured        |                   | \$500.00      | Posted                     | 09/19/2016          |

### 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           | 1                | M3           | 18 § 4914 §§ A   | False Identification To Law Enforcement Officer | 03/29/2015         | L 931529-4 |
| 2           | 2                | S            | LO § 6-313 §§ .2 | VOIDING HUMAN EXCRETION                         | 03/29/2015         | L 931529-4 |

### 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                             | 06/03/2015                   | Not Final            |
| 1 / False Identification To Law Enforcement Officer | Held for Court (Lower Court) | M3   18 § 4914 §§ A  |
| 2 / VOIDING HUMAN EXCRETION                         | Held for Court (Lower Court) | S   LO § 6-313 §§ .2 |

#### **Proceed to Court**

|   |                  |                      |
|---|------------------|----------------------|
| Information Filed                                   | 07/10/2015       | Not Final            |
| 1 / False Identification To Law Enforcement Officer | Proceed to Court | M3   18 § 4914 §§ A  |
| 2 / VOIDING HUMAN EXCRETION                         | Proceed to Court | S   LO § 6-313 §§ .2 |

#### **Guilty Plea**

|   |                     |                     |
|---|---------------------|---------------------|
| Plea Court  | 10/20/2016          | Final Disposition   |
| 1 / False Identification To Law Enforcement Officer | Guilty Plea         | M3   18 § 4914 §§ A |
| Cherry, John F.                                     | 10/20/2016          |                     |
| Probation   | Min of 12.00 Months | 10/20/2016          |
|   | Max of 12.00 Months |                     |
|   | Other               |                     |
| Cherry, John F.                                     | 05/01/2017          |                     |
| Probation   | Min of 12.00 Months | 10/20/2016          |
|   | Max of 12.00 Months |                     |
|   | Other               |                     |
| Cherry, John F.                                     | 12/11/2017          | 152 Days            |

# COURT OF COMMON PLEAS OF DAUPHIN COUNTY

## DOCKET



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## CRIMINAL DOCKET

Court Case

Commonwealth of Pennsylvania

v.

Page 3 of 8

Barbara Cherono Barngetuny

## 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>             |  |                               |
| Confinement                            | Min of 4.00 Months<br>Max of 12.00 Months<br>Other | 12/11/2017                    |
| 2 / VOIDING HUMAN EXCRETION            | Withdrawn  | S LO § 6-313 §§ .2            |
| Cherry, John F.                        | 10/20/2016   |                               |
| Cherry, John F.                        | 05/01/2017   |                               |
| Cherry, John F.                        | 12/11/2017   |                               |

### COMMONWEALTH INFORMATION

Name: David Edward Wilson  
District Attorney  
Supreme Court No: 209836  
Phone Number(s):  
717-780-6755 (Phone)  
Address:  
Dauphin Co Da's Office  
101 Market St  
Harrisburg, PA 17101  
Name: Dauphin County District Attorney's  
Office  
Prosecutor

Supreme Court No:  
Phone Number(s):  
717-780-6767 (Phone)  
Address:  
101 Market Street  
Harrisburg, PA 17101  
Phone Number(s):  
717-780-6767 (Phone)  
Address:  
Front & Market  
Dauphin County Court House  
Harrisburg, PA 17101

### ATTORNEY INFORMATION

Name: Elizabeth Beshore Ruby  
Public Defender  
Supreme Court No: 306764  
Rep. Status: Active  
Phone Number(s):  
717-780-6370 (Phone)  
Address:  
Dauphin Co Pd's Office  
2 S 2ND St  
Harrisburg, PA 17101-2047  
Representing: Barngetuny, Barbara Cherono

### ENTRIES

| <u>Sequence Number</u> | <u>CP Filed Date</u> | <u>Document Date</u> | <u>Filed By</u> |
|------------------------|----------------------|----------------------|-----------------|
|------------------------|----------------------|----------------------|-----------------|

# COURT OF COMMON PLEAS OF DAUPHIN COUNTY

## DOCKET



Docket Number: CP-22-CR-0003193-2015

## CRIMINAL DOCKET

Court Case

Commonwealth of Pennsylvania

v.

Barbara Cherono Barнетunь

Page 4 of 8

### ENTRIES

| <u>Sequence Number</u>  | <u>CP Filed Date</u> | <u>Document Date</u> | <u>Filed By</u>                                      |
|---|----------------------|----------------------|--|
| 1   | 06/08/2015           |                      | Court of Common Pleas - Dauphin County               |
| Original Papers Received from Lower Court   |                      |                      |  |
| 2   | 06/08/2015           |                      | Court of Common Pleas - Dauphin County               |
| Booking Center Fee (Dauphin)  |                      |                      |  |
| 1   | 06/10/2015           |                      | Curcillo, Deborah E.                                 |
| Order Issuing Bench Warrant   |                      |                      |  |
| Dist. 6/10/15; Failure to appear for preliminary hearing at MDJ   |                      |                      |  |
| 1   | 07/10/2015           |                      | Commonwealth of Pennsylvania<br>Wilson, David Edward |
| DA Memo Filed   |                      |                      |  |
| 1   | 07/24/2015           |                      | District Attorney                                    |
| Information Filed   |                      |                      |  |
| 1   | 04/13/2016           |                      | Public Defender                                      |
| Entry of Appearance - Elizabeth Ruby, Esq.  |                      |                      |  |
| 4   | 09/19/2016           |                      | Cherry, John F.                                      |
| RULE 150 HEARING HELD   |                      |                      |  |
| (ADAM/MARTIN) RULE 150 HEARING HELD ON 9-19-16 BEFORE JUDGE CHERRY. NEXT COURT DATE 10-20-16. BAIL SET AT \$500.00--UNSECURED; DC PRE-TRIAL WITHIN 24 HOURS |                      |                      |  |
| 5   | 09/19/2016           |                      | Cherry, John F.                                      |
| Bail Set - Barнетunь, Barbara Cherono   |                      |                      |  |
| 6   | 09/19/2016           |                      | Barнетunь, Barbara Cherono                           |
| Bail Posted - Barнетunь, Barbara Cherono  |                      |                      |  |
| 1   | 09/20/2016           |                      | Dauphin County Prison                                |
| Bail Bond Executed  |                      |                      |  |
| BAIL BOND SIGNED  |                      |                      |  |
| 1   | 10/20/2016           |                      | Cherry, John F.                                      |
| Guilty Plea   |                      |                      |  |

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## DOCKET



Docket Number: CP-22-CR-0003193-2015

## CRIMINAL DOCKET

Court Case

Commonwealth of Pennsylvania

v.

Barbara Cherono Barngertun

Page 5 of 8

### ENTRIES

| <u>Sequence Number</u>   | <u>CP Filed Date</u> | <u>Document Date</u> | <u>Filed By</u>                        |
|--|----------------------|----------------------|--|
| 2  | 10/20/2016           |                      | Cherry, John F.                        |
| Order - Sentence/Penalty Imposed<br>(Wilson/Ruby) Def. pled guilty on 10/20/16 before Judge Cherry. Ct 1 False ID, \$25 C/F. Serve 12 mo Prob. No drugs/alcohol. Part time employment. Supervision fees waived. Cont mental health treatment. Take her meds. Ct 2 Voiding human excretion - W/D                                |                      |                      |  |
| 3  | 10/20/2016           |                      | Attorney                               |
| Written Guilty Plea Colloquy<br>see also: 1924, 3193 CR 2015   |                      |                      |  |
| 1  | 11/30/2016           |                      | Court of Common Pleas - Dauphin County |
| Penalty Assessed   |                      |                      |  |
| 1  | 01/25/2017           |                      | Probation/Parole                       |
| Detainer Issued  |                      |                      |  |
| 1  | 05/01/2017           |                      | Cherry, John F.                        |
| Revocation Penalties Imposed<br>(Phillips/Close) Revocation hearing held 5/1/17 before Judge Cherry. Ct 1 False ID (M3) Probation revoked. Serve 12 mo Prob. Must be in a Patrial Program. Participate in an Intensive outpatient program for D&A. Immediate release. Credit not applied: 9/19/16 to 9/19/16, 3/6/17 to 5/1/17 |                      |                      |  |
| 2  | 05/17/2017           |                      | Cherry, John F.                        |
| ORDER OF COURT/CAPIAS ISSUED FOR VIOLATION OF PROBATION/PAROLE   |                      |                      |  |
| 1  | 12/11/2017           |                      | Cherry, John F.                        |
| Order - Sentence/Penalty Imposed<br>(Wilson/Ruby) Revocation Hearing held on 12/11/17 before Judge Cherry. Ct 1 False ID (M3). Time Credit NOT Applied: 9/19/16 to 9/19/16; 3/6/17 to 5/1/17; 9/9/17 to 12/11/17. Revoke Probation. Sentenced to DCP for 4-12m. Imm Parole to Cumberland County Detainer.                      |                      |                      |  |
| 1  | 12/14/2017           |                      | Court of Common Pleas - Dauphin County |
| Court Commitment State or County Correctional Institution  |                      |                      |  |
| 1  | 04/20/2018           |                      | Tully, William T.                      |
| ORDER OF COURT/CAPIAS ISSUED FOR VIOLATION OF PROBATION/PAROLE   |                      |                      |  |

# COURT OF COMMON PLEAS OF DAUPHIN COUNTY

## DOCKET



Docket Number: CP-22-CR-0003193-2015

## CRIMINAL DOCKET

Court Case

Commonwealth of Pennsylvania

v.

Page 6 of 8

Barbara Cheronno Barngertun

## 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   | 07/06/2018           |                      | Tully, William T.     |
| Order of Court  |                      |                      |                       |
| July 6, 2018 Capias issued for Defendant on 4/19/18 be rescinded. |                      |                      |                       |
| Dauphin County District Attorney's Office                         |                      |                      |                       |
| 07/09/2018  | eService             |                      | Served                |
| Ruby, Elizabeth Beshore   |                      |                      |                       |
| 07/09/2018  | eService             |                      | Served                |
| Wilson, David Edward  |                      |                      |                       |
| 07/09/2018  | eService             |                      | Served                |

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## DOCKET



Docket Number: CP-22-CR-0003193-2015

## CRIMINAL DOCKET

Court Case

Commonwealth of Pennsylvania

v.

Barbara Cherono Barнетunь

Page 7 of 8

### CASE FINANCIAL INFORMATION

Last Payment Date:

Total of Last Payment:

| Barнетunь, Barbara Cherono<br>Defendant            | <u>Assessment</u> | <u>Payments</u> | <u>Adjustments</u> | <u>Non Monetary<br/>Payments</u> | <u>Total</u> |
|--|-------------------|-----------------|--------------------|----------------------------------|--------------|
| <b>Costs/Fees</b>                                  |                   |                 |                    |                                  |              |
| Certification Fee (Dauphin)                        | \$10.90           | \$0.00          | \$0.00             | \$0.00                           | \$10.90      |
| ATJ  | \$4.00            | \$0.00          | \$0.00             | \$0.00                           | \$4.00       |
| Automation Fee (Dauphin)                           | \$5.00            | \$0.00          | \$0.00             | \$0.00                           | \$5.00       |
| Booking Center Fee (Dauphin)                       | \$300.00          | \$0.00          | \$0.00             | \$0.00                           | \$300.00     |
| CJES   | \$2.25            | \$0.00          | \$0.00             | \$0.00                           | \$2.25       |
| Clerk of Court Costs (Dauphin)                     | \$180.00          | \$0.00          | \$0.00             | \$0.00                           | \$180.00     |
| Commonwealth Cost - HB627 (Act 167 of 1992)        | \$10.15           | \$0.00          | \$0.00             | \$0.00                           | \$10.15      |
| County Court Cost (Act 204 of 1976)                | \$33.00           | \$0.00          | \$0.00             | \$0.00                           | \$33.00      |
| Crime Victims Compensation (Act 96 of 1984)        | \$35.00           | \$0.00          | \$0.00             | \$0.00                           | \$35.00      |
| District Attorney Costs (Dauphin)                  | \$15.00           | \$0.00          | \$0.00             | \$0.00                           | \$15.00      |
| 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       |
| State Court Costs (Act 204 of 1976)                | \$11.85           | \$0.00          | \$0.00             | \$0.00                           | \$11.85      |
| Variable Amount to be Distributed CVC/VWS (Act 96) | \$12.00           | \$0.00          | \$0.00             | \$0.00                           | \$12.00      |
| Variable Amount to be Distributed CVC/VWS (Act 96) | \$28.00           | \$0.00          | \$0.00             | \$0.00                           | \$28.00      |
| Victim Witness Service (Act 111 of 1998)           | \$25.00           | \$0.00          | \$0.00             | \$0.00                           | \$25.00      |
| Record Maintenance Fee (Dauphin)                   | \$5.00            | \$0.00          | \$0.00             | \$0.00                           | \$5.00       |
| Revocation (Dauphin)                               | \$39.00           | \$0.00          | \$0.00             | \$0.00                           | \$39.00      |
| Prison Commitments (Dauphin)                       | \$15.00           | \$0.00          | \$0.00             | \$0.00                           | \$15.00      |
| Certification Fee (Dauphin)                        | \$12.00           | \$0.00          | \$0.00             | \$0.00                           | \$12.00      |
| Sheriff Warrant Fee (Dauphin)                      | \$9.00            | \$0.00          | \$0.00             | \$0.00                           | \$9.00       |
| Prison Commitments (Dauphin)                       | \$15.00           | \$0.00          | \$0.00             | \$0.00                           | \$15.00      |
| Certification Fee (Dauphin)                        | \$12.00           | \$0.00          | \$0.00             | \$0.00                           | \$12.00      |
| Sheriff Warrant Fee (Dauphin)                      | \$9.00            | \$0.00          | \$0.00             | \$0.00                           | \$9.00       |
| Costs/Fees Totals:                                 | \$832.40          | \$0.00          | \$0.00             | \$0.00                           | \$832.40     |

#### Fines

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## DOCKET

Docket Number: CP-22-CR-0003193-2015

## CRIMINAL DOCKET

Court Case



Commonwealth of Pennsylvania

v.

Barbara Cherono Barnetuny

Page 8 of 8

### CASE FINANCIAL INFORMATION

| <b>Barnetuny, Barbara Cherono</b><br>Defendant | <u>Assessment</u> | <u>Payments</u> | <u>Adjustments</u> | <u>Non Monetary<br/>Payments</u> | <u>Total</u> |
|--|-------------------|-----------------|--------------------|----------------------------------|--------------|
| Criminal Justice Enhancement (Act 30 of 2007)  | \$25.00           | \$0.00          | \$0.00             | \$0.00                           | \$25.00      |
| Fines Totals:                                  | \$25.00           | \$0.00          | \$0.00             | \$0.00                           | \$25.00      |
| Grand Totals:                                  | \$857.40          | \$0.00          | \$0.00             | \$0.00                           | \$857.40     |

\*\* - Indicates assessment is subrogated