

# COURT OF COMMON PLEAS OF CLEARFIELD COUNTY

## DOCKET



Docket Number: CP-17-CR-0000137-2010

## CRIMINAL DOCKET

Court Case

Commonwealth of Pennsylvania

v.

Barry Foster Baum

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### CASE INFORMATION

Judge Assigned: Ammerman, Fredric J. Date Filed: 02/25/2010 Initiation Date: 01/15/2010  
OTN: S 061968-4 LOTN: Originating Docket No: MJ-46302-CR-0000020-2010  
Initial Issuing Authority: Richard A. Ireland Final Issuing Authority: Richard A. Ireland  
Arresting Agency: Clearfield Boro Police Dept Arresting Officer: McGinnis, Vincent J.  
Complaint/Incident #:  
Case Local Number Type(s) Case Local Number(s)

### STATUS INFORMATION

<u>Case Status:</u>	<u>Status Date</u>	<u>Processing Status</u>	<u>Arrest Date:</u>
Closed	03/11/2011	Completed	01/15/2010
	01/18/2011	Awaiting Post Sentence Motion Hearing	
	01/11/2011	Sentenced/Penalty Imposed	
	01/10/2011	Awaiting Sentencing	
	09/16/2010	Awaiting Disposition and Sentencing	
	08/09/2010	Awaiting Trial	
	02/25/2010	Awaiting Pre-Trial Conference	
	02/25/2010	Awaiting Formal Arraignment	
	02/25/2010	Awaiting Filing of Information	

Complaint Date: 01/15/2010

### 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	03/17/2010	1:30 pm	Hearing Room 1		Cancelled
Criminal Call	07/15/2010	9:00 am	Courtroom #1	William A. Shaw Jr.	Scheduled
Criminal Call	09/16/2010	9:00 am	Courtroom #1	William A. Shaw Jr.	Scheduled
Colloquy Court	11/08/2010	2:00 pm	Courtroom #1	President Judge Fredric J. Ammerman	Moved
Colloquy Court	12/06/2010	2:00 pm	Courtroom #1	President Judge Fredric J. Ammerman	Moved
Colloquy Court	01/10/2011	2:00 pm	Courtroom #1	President Judge Fredric J. Ammerman	Scheduled
Motions Court	02/08/2011	1:30 pm	Courtroom #1	President Judge Fredric J. Ammerman	Continued
Motions Court	03/08/2011	1:30 pm	Courtroom #1	President Judge Fredric J. Ammerman	Scheduled

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### DEFENDANT INFORMATION

Date Of Birth: 07/13/1990 City/State/Zip: Clearfield, PA 16830

#### Alias Name

Baum, Barry  
Baum, Barry F.

### CASE PARTICIPANTS

Participant Type	Name
Defendant	Baum, Barry Foster

### BAIL INFORMATION

Baum, Barry Foster

Nebbia Status: None

Bail Action	Date	Bail Type	Percentage	Amount	Bail Posting Status	Posting Date
Set	02/24/2010	Unsecured		\$25,000.00	Posted	02/24/2010

### CHARGES

Seq.	Orig Seq.	Grade	Statute	Statute Description	Offense Dt.	OTN
1	1	F1	18 § 3121 §§ A1	Rape Forcible Compulsion	04/03/2009	S 061968-4
2	2	F1	18 § 3121 §§ A2	Rape Threat Of Forcible Compulsion	04/03/2009	S 061968-4
3	3	F2	18 § 3122.1	Statutory Sexual Assault	04/03/2009	S 061968-4
4	4	F2	18 § 3125 §§ A1	Agg. Ind. Assault W/O Consent	04/03/2009	S 061968-4
5	5	F2	18 § 3125 §§ A2	Agg. Ind. Assault - Forcible Compulsion	04/03/2009	S 061968-4
6	6	F2	18 § 3125 §§ A3	Agg. Ind. Assault - Threat of Forcible Compulsion	04/03/2009	S 061968-4
7	7	F2	18 § 3125 §§ A8	Agg. Ind. Assault - Comp. Less Than 16	04/03/2009	S 061968-4
8	9	M1	18 § 3126 §§ A2	Indecent Assault Forcible Compulsion	04/03/2009	S 061968-4
9	10	M1	18 § 3126 §§ A3	Indecent Assault Threat Forcible Compulsion	04/03/2009	S 061968-4
10	8	M2	18 § 3126 §§ A1	Indec Asslt-W/O Cons Of Other	04/03/2009	S 061968-4
11	11	M2	18 § 3126 §§ A8	Ind Asslt Person Less 16 Yrs Age	04/03/2009	S 061968-4

### DISPOSITION SENTENCING/PENALTIES

#### Disposition

Case Event	Disposition Date	Final Disposition
Sequence/Description	Offense Disposition	Grade Section
Sentencing Judge	Sentence Date	Credit For Time Served
Sentence/Diversion Program Type	Incarceration/Diversionary Period	Start Date
Sentence Conditions		

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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

#### **Lower Court Proceeding (generic)**

Lower Court Disposition	02/24/2010	Not Final	
1 / Rape Forcible Compulsion	Waived for Court (Lower Court)	F1	18 § 3121 §§ A1
2 / Rape Threat Of Forcible Compulsion	Waived for Court (Lower Court)	F1	18 § 3121 §§ A2
3 / Statutory Sexual Assault	Waived for Court (Lower Court)	F2	18 § 3122.1
4 / Agg. Ind. Assault W/O Consent	Waived for Court (Lower Court)	F2	18 § 3125 §§ A1
5 / Agg. Ind. Assault - Forcible Compulsion	Waived for Court (Lower Court)	F2	18 § 3125 §§ A2
6 / Agg. Ind. Assault - Threat of Forcible Compulsion	Waived for Court (Lower Court)	F2	18 § 3125 §§ A3
7 / Agg. Ind. Assault - Comp. Less Than 16	Waived for Court (Lower Court)	F2	18 § 3125 §§ A8
8 / Indecent Assault Forcible Compulsion	Waived for Court (Lower Court)	M1	18 § 3126 §§ A2
9 / Indecent Assault Threat Forcible Compulsion	Waived for Court (Lower Court)	M1	18 § 3126 §§ A3
10 / Indec Asslt-W/O Cons Of Other	Waived for Court (Lower Court)	M2	18 § 3126 §§ A1
11 / Ind Asslt Person Less 16 Yrs Age	Waived for Court (Lower Court)	M2	18 § 3126 §§ A8

#### **Proceed to Court**

Information Filed	08/09/2010	Not Final	
1 / Rape Forcible Compulsion	Proceed to Court	F1	18 § 3121 §§ A1
2 / Rape Threat Of Forcible Compulsion	Proceed to Court	F1	18 § 3121 §§ A2
3 / Statutory Sexual Assault	Proceed to Court	F2	18 § 3122.1
4 / Agg. Ind. Assault W/O Consent	Proceed to Court	F2	18 § 3125 §§ A1
5 / Agg. Ind. Assault - Forcible Compulsion	Proceed to Court	F2	18 § 3125 §§ A2
6 / Agg. Ind. Assault - Threat of Forcible Compulsion	Proceed to Court	F2	18 § 3125 §§ A3
7 / Agg. Ind. Assault - Comp. Less Than 16	Proceed to Court	F2	18 § 3125 §§ A8
8 / Indecent Assault Forcible Compulsion	Proceed to Court	M1	18 § 3126 §§ A2
9 / Indecent Assault Threat Forcible Compulsion	Proceed to Court	M1	18 § 3126 §§ A3
10 / Indec Asslt-W/O Cons Of Other	Proceed to Court	M2	18 § 3126 §§ A1
11 / Ind Asslt Person Less 16 Yrs Age	Proceed to Court	M2	18 § 3126 §§ A8

#### **Guilty Plea - Negotiated**

Colloquy Court	01/10/2011	Final Disposition	
1 / Rape Forcible Compulsion	Proceed to Court	F1	18 § 3121 §§ A1
Ammerman, Fredric J.	01/10/2011		
2 / Rape Threat Of Forcible Compulsion	Proceed to Court	F1	18 § 3121 §§ A2
Ammerman, Fredric J.	01/10/2011		

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### 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>			
3 / Statutory Sexual Assault Ammerman, Fredric J. Confinement	Guilty Plea - Negotiated  01/10/2011 Min of 1.00 Years Max of 2.00 Years Other	F2	18 § 3122.1  01/10/2011
4 / Agg. Ind. Assault W/O Consent Ammerman, Fredric J. Confinement	Guilty Plea - Negotiated  01/10/2011 Min of 5.00 Years Max of 10.00 Years Other	F2	18 § 3125 §§ A1  01/10/2011
The defendant is not eligible for RRRI by statute. Effective immediately, Def. to refrain from use/possession alcoholic beverages and controlled substances complete Project Point of Light Program complete DNA testing and pay costs. Within 10 days of Parole, Def. to contact Collection Division to establish a monthly payment plan Defendant to have no contact with the victim or any member of her immediate family or any females under age 18			
5 / Agg. Ind. Assault - Forcible Compulsion Ammerman, Fredric J.	Proceed to Court  01/10/2011	F2	18 § 3125 §§ A2
6 / Agg. Ind. Assault - Threat of Forcible Compulsion Ammerman, Fredric J.	Proceed to Court  01/10/2011	F2	18 § 3125 §§ A3
7 / Agg. Ind. Assault - Comp. Less Than 16 Ammerman, Fredric J.	Proceed to Court  01/10/2011	F2	18 § 3125 §§ A8
8 / Indecent Assault Forcible Compulsion Ammerman, Fredric J.	Proceed to Court  01/10/2011	M1	18 § 3126 §§ A2
9 / Indecent Assault Threat Forcible Compulsion Ammerman, Fredric J.	Proceed to Court  01/10/2011	M1	18 § 3126 §§ A3
10 / Indec Asslt-W/O Cons Of Other Ammerman, Fredric J.	Proceed to Court  01/10/2011	M2	18 § 3126 §§ A1
11 / Ind Asslt Person Less 16 Yrs Age Ammerman, Fredric J.	Proceed to Court  01/10/2011	M2	18 § 3126 §§ A8

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### LINKED SENTENCES:

#### Link 1

CP-17-CR-0000137-2010 - Seq. No. 3 (18§ 3122.1 §§ ) - Confinement is Concurrent with

CP-17-CR-0000137-2010 - Seq. No. 4 (18§ 3125 §§ A1) - Confinement

### COMMONWEALTH INFORMATION

Name: Warren B. Mikesell II

District Attorney

Supreme Court No: 063717

Phone Number(s):  
814-765-2641 (Phone)

Address:  
230 East Market Street  
Clearfield, PA 16830

### ATTORNEY INFORMATION

Name: Shawn T. McMahon

Public Defender

Supreme Court No: 093570

Rep. Status: Active

Phone Number(s):

Address:  
Clearfield County Public Defender's Office  
230 East Market Street  
Clearfield, PA 16830

### ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
1	02/24/2010		Ireland, Richard A.
Bail Set - Baum, Barry Foster			
2	02/24/2010		Baum, Barry Foster
Bail Posted - Baum, Barry Foster			
1	02/25/2010		Court of Common Pleas - Clearfield County
Original Papers Received from Lower Court			
3	02/25/2010		McMahon, Shawn T.
Arraignment Waiver Form			
1	03/17/2010		Clearfield County Public Defender's Office
Motion to Compel Discovery Pursuant to PA.R.Crim.P.573(A)&(B) 3 cc PD			
1	07/20/2010		Clearfield County Public Defender's Office
Motion for Continuance 5 cc PD			

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<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
1	07/22/2010	07/21/2010	Ammerman, Fredric J.
Order Granting Motion for Continuance			
7-21-10, Motion for Continuance from Pre-Trial Conferences scheduled for 8-12-10 and Jury Selection scheduled for 8-26-10 filed by Defendant, Order of Court said Motion for Continuance be and is hereby granted. Further Order of Court that as the delay from the date of the Order through and including 10-7-10 for the purpose of calculation of Rule 600. BY THE COURT: /s/ FJA, P.J.			
5 cc PD			
1	08/09/2010		Commonwealth of Pennsylvania
Information Filed			
1	09/16/2010		Clearfield County District Attorney's Office
Negotiated Plea Agreement and Guilty Plea Colloquy			
cc DA			
1	09/21/2010	09/21/2010	Ammerman, Fredric J.
Order/Assessment/Sexual Offender Board/Megan's Law			
NOW, 09-21-10, Defendant having tendered a plea of guilt to charges enumerated in 42 Pa.C.S.A. 9795.1 and subject to registration requirements, it is the Order of Court as follows:			
1. Defendant be assessed by State Sexual Offenders Assessment Board pursuant to provisions of 42 Pa.C.S.A. 9795.4			
2. State Sexual Offenders Assessment Board shall submit a written report to DA's Office within 90 days from this date, pursuant to provisions of 42 Pa.C.S.A. 9795.4(d).			
3. Within 10 days from today's date DA's cause a copy of this Order to be delivered to State Sexual Offenders Assessment Board.			
4. Upon receipt of the completed assessment, DA's Office shall cause this matter to be scheduled for sentencing. BY THE COURT: /s/ FJA			
3 cc DA			
1	01/10/2011		Ammerman, Fredric J.
Guilty Plea - Negotiated			
2	01/10/2011		Ammerman, Fredric J.
Disposition Filed			

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<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
1	01/11/2011	01/10/2011	Ammerman, Fredric J.
Order - Sentence/Penalty Imposed			
NOW, this January 10, 2011, Deft. having entered a Plea of Guilty; it is the SENTENCE of this Court that on the charge of Aggravated Indecent Assault, F/2, he pay \$1.00 plus costs and be incarcerated in the Western Diagnostic & Classification Center in Pittsburgh, PA, for five years to ten years. Upon Parole he shall complete the Project Point of Light Program as well as any recommended counseling and/or treatment; pursuant to state law requirements he undergo DNA testing and pay the costs of \$250.00; he shall establish a payment plan with Collection Division within ten days of Parole; he shall have absolutely no contact with the victim or any member of her immediate family, nor shall he have any contact with any females under the age of eighteen years. On the charge of Statutory Sexual Assault, F/2, that he pay \$1.00 and be incarcerated at WDCC for one year to two years, to be served concurrent to the Sentence set forth above and under the same terms/conditions. The Court notes that the Deft. is not eligible for alternative minimum sentence/RRRI Program. It is further Order of this Court that Deft. be given time credit consistent with Commitment Form DC300B. This shall be authority for Shff. to transport Deft. BY THE COURT: /s/FJA, P.J. (see file for Orig. & see Conditions) Copies to CA, DA, V/W, PO, PD, Jail, Deft., Shff., Clfd. Boro.			
2	01/11/2011		Clearfield County Adult Probation Unit
Guideline Sentence Form			
1	01/18/2011		Clearfield County Public Defender's Office
Post-Sentence Motion 5 cc PD			
3	01/24/2011	01/19/2011	Ammerman, Fredric J.
Scheduling Order			
NOW, 2/19/11, upon consideration of the foregoing Post Sentence Motion, ORDER of Court that a hearing/argument be scheduled to address the same on 8th day of February, 2011 at 1:30 p.m. in Courtroom No. 1, Clearfield County Courthouse, Clearfield, PA. BY THE COURT/S/FJA cc: 5 PD			
3	02/14/2011	02/08/2011	Ammerman, Fredric J.
Order Continuing Hearing			
NOW, 2/7/11, following argument on Defs. Post Sentence Motion, ORDER of Court that this matter be and is hereby continued until the next regularly scheduled session of Motions Court, being Tuesday, March 8, 2011 at 1:30 p.m., Courtroom No. 1, Clearfield County Courthouse. BY THE COURT/S/FJA cc: CA, DA, PO, V/W, PD, Def			

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1	03/11/2011	03/08/2011	Ammerman, Fredric J.
Order Granting Post-Sentence Motion			
3-8-11, Defendant's Post Sentence Motion, and upon the Court receiving correspondence from the biological mothers of children in question, ORDER of Court the Post Sentence Motion be and is hereby granted to the extent that Defendant is hereby permitted to have contact with his children, Daydence, Isaiah, and Annabeth Marie Baum.			
BY THE COURT: /s/ FJA, P.J.			
CA DA PO PD Def.			
1	07/14/2016	07/07/2016	Clearfield County Children, Youth and Family Services
Payment Schedule			



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### CASE FINANCIAL INFORMATION

Last Payment Date: 09/20/2018

Total of Last Payment: -\$54.00

Baum, Barry Foster Defendant	<u>Assessment</u>	<u>Payments</u>	<u>Adjustments</u>	<u>Non Monetary Payments</u>	<u>Total</u>
<b>Costs/Fees</b>					
State Court Costs (Act 204 of 1976)	\$12.30	(\$12.30)	\$0.00	\$0.00	\$0.00
Commonwealth Cost - HB627 (Act 167 of 1992)	\$18.40	(\$18.40)	\$0.00	\$0.00	\$0.00
County Court Cost (Act 204 of 1976)	\$26.80	(\$26.80)	\$0.00	\$0.00	\$0.00
Crime Victims Compensation (Act 96 of 1984)	\$35.00	(\$35.00)	\$0.00	\$0.00	\$0.00
Domestic Violence Compensation (Act 44 of 1988)	\$10.00	(\$10.00)	\$0.00	\$0.00	\$0.00
Victim Witness Service (Act 111 of 1998)	\$25.00	(\$25.00)	\$0.00	\$0.00	\$0.00
Firearm Education and Training Fund	\$5.00	(\$5.00)	\$0.00	\$0.00	\$0.00
DNA Detection Fund (Act 185-2004)	\$250.00	(\$250.00)	\$0.00	\$0.00	\$0.00
Clerk Costs (Clearfield)	\$50.00	(\$50.00)	\$0.00	\$0.00	\$0.00
Automation Fee (Clearfield)	\$5.00	(\$5.00)	\$0.00	\$0.00	\$0.00
Costs of Prosecution - CJEA	\$50.00	(\$50.00)	\$0.00	\$0.00	\$0.00
Judicial Computer Project	\$8.00	(\$8.00)	\$0.00	\$0.00	\$0.00
ATJ	\$3.00	(\$3.00)	\$0.00	\$0.00	\$0.00
CJES	\$2.25	(\$2.25)	\$0.00	\$0.00	\$0.00
JCPS	\$10.25	(\$10.25)	\$0.00	\$0.00	\$0.00
V/W Admin Cost (Clearfield)	\$15.00	(\$15.00)	\$0.00	\$0.00	\$0.00
Postage	\$6.00	(\$6.00)	\$0.00	\$0.00	\$0.00
Costs/Fees Totals:	\$532.00	(\$532.00)	\$0.00	\$0.00	\$0.00
<b>Fines</b>					
Crimes Code, etc.	\$1.00	(\$1.00)	\$0.00	\$0.00	\$0.00
Crimes Code, etc.	\$1.00	(\$1.00)	\$0.00	\$0.00	\$0.00
Fines Totals:	\$2.00	(\$2.00)	\$0.00	\$0.00	\$0.00
Grand Totals:	\$534.00	(\$534.00)	\$0.00	\$0.00	\$0.00

\*\* - Indicates assessment is subrogated