

COURT OF COMMON PLEAS OF PHILADELPHIA COUNTY

DOCKET



Docket Number: CP-51-CR-0004205-2013

CRIMINAL DOCKET

Court Case

Commonwealth of Pennsylvania

v.

Abdul Bailey

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CASE INFORMATION

Judge Assigned: Powell, Kenneth J. Jr.

Date Filed: 04/01/2013

Initiation Date: 04/01/2013

OTN: N 847357-0

LOTN:

Originating Docket No: MC-51-CR-0006063-2013

Initial Issuing Authority: Thomas F. Gehret

Final Issuing Authority:

Arresting Agency: Philadelphia Pd

Arresting Officer: Harris, Robert

Complaint/Incident #:

Case Local Number Type(s)

Case Local Number(s)

District Control Number

1339009213

STATUS INFORMATION

<u>Case Status:</u>	<u>Status Date</u>	<u>Processing Status</u>	<u>Arrest Date:</u>
Closed	12/19/2014	Sentenced/Penalty Imposed	02/12/2013
	10/22/2014	Awaiting PSI	
	10/22/2014	Awaiting Sentencing	
	05/29/2013	Awaiting Trial	
	04/18/2013	Awaiting Pre-Trial Conference	
	04/11/2013	Awaiting Formal Arraignment	
	04/01/2013	Awaiting Filing of Information	

Complaint Date: 02/12/2013

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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	04/18/2013	11:00 am	1104		Scheduled
Pre-Trial Conference	05/15/2013	9:00 am	805	Judge Michael Erdos	Scheduled
Pretrial Bring Back	05/29/2013	9:00 am	805	Judge Michael Erdos	Scheduled
Trial	07/11/2013	9:00 am	804	Judge Roxanne Covington	Continued
Scheduling Conference	08/08/2013	9:00 am	707	Judge Steven R. Geroff	Scheduled
Trial	09/20/2013	9:00 am	804	Judge Roxanne Covington	Continued
Trial	10/08/2013	9:00 am	707	Judge Steven R. Geroff	Continued
Trial	05/27/2014	9:00 am	801	Judge Diana L. Anhalt	Continued
Trial	05/27/2014	9:00 am	707	Judge Steven R. Geroff	Moved
Trial	05/28/2014	9:00 am	801	Judge Diana L. Anhalt	Scheduled
Scheduling Conference	05/28/2014	9:00 am	804	Judge J. Scott O'Keefe	Scheduled
Trial	10/20/2014	9:00 am	804	Judge Kenneth J. Powell Jr.	Continued
Trial	10/20/2014	9:00 am	804	Judge J. Scott O'Keefe	Moved
Trial	10/21/2014	9:00 am	804	Judge Kenneth J. Powell Jr.	Continued
Trial	10/22/2014	9:00 am	804	Judge Kenneth J. Powell Jr.	Scheduled
Sentencing	12/19/2014	9:00 am	804	Judge Kenneth J. Powell Jr.	Scheduled
Trial	06/29/2015	9:00 am	804	Judge Kenneth J. Powell Jr.	Continued
Payment Plan Conference	04/09/2019	10:00 am	378		Scheduled

DEFENDANT INFORMATION

Date Of Birth: 10/03/1977 City/State/Zip: Philadelphia, PA 19121

Alias Name

BAILEY, OBDOL
BAILEY, OBDUL
Bailey, Abdol
Bailey, Abdul J.
Bailey, Obdol J.
Bailey, Obdol Josheem
Bailey, Odol
Obdal, Bailey
Obdol, Jasheem

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CASE PARTICIPANTS

<u>Participant Type</u>	<u>Name</u>
Defendant	Bailey, Abdul

BAIL INFORMATION

Bailey, Abdul

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	02/13/2013	Nonmonetary		\$0.00	Posted	02/13/2013

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	F3	18 § 3921 §§ A	Theft By Unlaw Taking-Movable Prop	02/12/2013	N 847357-0
2	2	F3	18 § 3925 §§ A	Receiving Stolen Property	02/12/2013	N 847357-0
3	3	M2	18 § 3928 §§ A	Unauth Use Motor/Other Vehicles	02/12/2013	N 847357-0

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>		

Lower Court Proceeding (generic)

Preliminary Hearing	03/28/2013	Not Final
1 / Theft By Unlaw Taking-Movable Prop	Held for Court	F3 18 § 3921 §§ A
2 / Receiving Stolen Property	Held for Court	F3 18 § 3925 §§ A
3 / Unauth Use Motor/Other Vehicles	Held for Court	M2 18 § 3928 §§ A

Proceed to Court Defendant Was Not Present

Information Filed	04/11/2013	Not Final
1 / Theft By Unlaw Taking-Movable Prop	Held for Court	F3 18 § 3921 §§ A
2 / Receiving Stolen Property	Held for Court	F3 18 § 3925 §§ A
3 / Unauth Use Motor/Other Vehicles	Held for Court	M2 18 § 3928 §§ A

Guilty Defendant Was Present

Trial	10/22/2014	Final Disposition
1 / Theft By Unlaw Taking-Movable Prop	Guilty	F3 18 § 3921 §§ A
Powell, Kenneth J. Jr.	12/19/2014	
Confinement	Min of 1.00 Years 6.00 Months	
	Max of 3.00 Years	
	1 1/2 - 3 years	

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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>			
Probation	Max of 3.00 Years 3 years		
2 / Receiving Stolen Property	Guilty	F3	18 § 3925 §§ A
Powell, Kenneth J. Jr.	12/19/2014		
Merged			
3 / Unauth Use Motor/Other Vehicles	Guilty	M2	18 § 3928 §§ A
Powell, Kenneth J. Jr.	12/19/2014		
No Further Penalty			

LINKED SENTENCES:

Link 1

CP-51-CR-0004205-2013 - Seq. No. 1 (18§ 3921 §§ A) - Probation is Consecutive to

CP-51-CR-0004205-2013 - Seq. No. 1 (18§ 3921 §§ A) - Confinement

Link 2

CP-51-CR-0004205-2013 - Seq. No. 1 (18§ 3921 §§ A) - Confinement is Consecutive to

CP-51-CR-0008545-2013 - Seq. No. 1 (18§ 3502 §§ C1) - Confinement

COMMONWEALTH INFORMATION

Name: Philadelphia County District Attorney's
Office
Prosecutor

Supreme Court No:

Phone Number(s):
215-686-8000 (Phone)

Address:

3 South Penn Square
Philadelphia, PA 19107

ATTORNEY INFORMATION

Name: Leanne L. Litwin
Court Appointed

Supreme Court No: 041711

Rep. Status: Active

Phone Number(s):
215-925-6474 (Phone)

Address:

834 Chestnut St Ste 206
Philadelphia, PA 19107-5100

Representing: Bailey, Abdul

ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
1	04/01/2013		Court of Common Pleas - Philadelphia County
Held for Court			

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1	04/11/2013		Commonwealth of Pennsylvania
Information Filed			
4	04/18/2013		Court of Common Pleas - Philadelphia County
Hearing Notice			
1	05/03/2013		Litwin, Leanne L.
Entry of Appearance			
1	05/10/2013		Litwin, Leanne L.
Omnibus Pre-Trial Motion			
2	05/15/2013		Court of Common Pleas - Philadelphia County
Hearing Notice			
3	05/15/2013		Erdos, Michael
Motion for Continuance Defense Request			
Judge: M. Erdos, ada: Andrew Jenemann, atty: George Neumann, steno: Shemiah Murray, court clerk: Sharon Mascuilli-			
defense: discovery just received and offer to convey			
time excludable			
Bring Back			
next court date: 5/29/2013 room 805			
1	05/29/2013		Erdos, Michael
SmartRoom Offer Sheet Ordered Sealed After Defendant Rejected the Offer			
4	05/29/2013		Court of Common Pleas - Philadelphia County
Hearing Notice			

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5	05/29/2013		Erdos, Michael
Motion for Non-Jury Trial			
PRETRIAL BRING BACK			
Honorable Michael Erdos, Presiding			
Assistant District Attorney-Andrew Jenemann, Esquire			
Defense Counsel-Leanne Litwin, Esquire			
Stenographer-Shemaih Murray Court Clerk-Yvette White-Brown			
Discovery complete;			
Commonwealth offer rejected;			
Case Listed Earliest Possible Date(EPD) for Waiver Trial.			
Next Court Date: 07/11/2013, Courtroom#804-Criminal Justice Center			
4	07/11/2013		Court of Common Pleas - Philadelphia County
Hearing Notice			
5	07/11/2013		Covington, Roxanne
Order Granting Motion for Continuance			
Comonwealth Not Ready- Complaining Witness received no notice of court date/ new address			
Defense Ready			
Discovery Complete			
Notes of Testimony from Preliminary Hearing ordered			
Defendant present at this listing and received service for the next listing			
NCD: 9/20/13 Rm. 804			
Must Be Tried- Both			
Hon. Roxanne Covington ADA: Lisa Nichols			
DAtty: Leanne Litwin Steno: Monica Vazquez Clerk: Jaleesa Brown			
4	09/20/2013		Covington, Roxanne
Jury Demand			
Defendant present at this listing and received service for the next listing			
NCD: 10/8/13 Rm. 707 for Scheduling Conference			
Hon. Roxanne Covington ADA: Brandyn Hicks			
DAtty: Leanna Litwin Steno: Julie Leva Clerk: Jaleesa Brown			
3	10/02/2013		Court of Common Pleas - Philadelphia County
Hearing Notice			

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1	10/08/2013		Geroff, Steven R.
Order Granting Motion for Continuance			
DISCOVERY COMPLETE, 3 DAYS JURY TRIAL ON 5-27-14 EARLIEST POSSIBLE DATE. DEFENDANT ILL, AT THE ER. COUNSEL ACCEPTS.			
JUDGE: GEROFF ADA: STAMPS ATTY: LITWIN STENO: GAGLIARDI COURT CLERK: THOMAS			
4	10/08/2013		Court of Common Pleas - Philadelphia County
Hearing Notice			
3	01/03/2014		Court of Common Pleas - Philadelphia County
Hearing Notice			
2	05/27/2014		CP Courtroom Operations
Trial Continued			
4	05/27/2014		Court of Common Pleas - Philadelphia County
Hearing Notice			
5	05/27/2014		Court of Common Pleas - Philadelphia County
Hearing Notice			
6	05/27/2014		Court of Common Pleas - Philadelphia County
Hearing Notice			
7	05/27/2014		Anhalt, Diana L.
Order Granting Motion for Continuance			
Defense Ready			
Commonwealth Witness Failed to Appear			
Next Court Date:05/28/2014			
Court Room:801			
ADA:Whitney Golden Defense Atty:Leanne Litwin Steno:Lori Coffman Clerk:L.Fischer Hon. Anhalt			
Defendant Present, Signed Service for Next Listing.			

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1	05/28/2014		Anhalt, Diana L.
Order Granting Motion for Continuance			
Court on Trial			
Jury Demand			
Case Spun Out to Available Judge/Room for Earlier Trial Date			
-No Objection by Counsel			
Time Ruled Extendable			
Sent to 804 Today for Scheduling			
ADA:Whitney Golden Defense Atty:Leanne Litwin Steno: Lori Coffman Clerk:L.Fischer Hon. Anhalt			
6	05/28/2014		Court of Common Pleas - Philadelphia County
Hearing Notice			
7	05/28/2014		O'Keefe, J. Scott
Scheduling Conference Held			
ADA: Danielle Bunting Def. Atty.: Leanne Litwin Rept.: Theresa Valentino clerk:flannery			
J. Scott O'Keefe, J.			
Case was sent here for scheduling conference by courtroom 801 today. Commonwealth witness had failed to appear. Continued for jury trial to earliest possible date of 10/20/14 in rm. 804			
2	10/20/2014		CP Courtroom Operations
Trial Continued			
4	10/20/2014		Powell, Kenneth J. Jr.
Prisoner Not Brought Down			
ADA: Gauri Gopal for assigned ADA Def. Atty.: Leanne Litwin Rept.: Lori Coffman clerk:flannery			
Hon. Kenneth J. Powell, Jr.			
Defendant not brought down from Bucks County Correctional Facility today--no writ was prepared since defendant was on bail at last listing with service for today's date and Bucks County Correctional Facility reports he was received into custody there on 10/16/14.			
Defense answered ready, as did Commonwealth. Case continued for jury trial to 10/21/14 in Rm. 804. Writ prepared and hand delivered to sheriff by court clerk today.			
6	10/20/2014		CP Courtroom Operations
Trial Continued			

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1	10/21/2014		Powell, Kenneth J. Jr.
Waiver of Jury Trial			
ADA: Gauri Gopal Def. Atty.: Leanne Litwin Rept.: Lori Coffman clerk:flannery			
Hon. Kenneth J. Powell, Jr.			
Defendant waived jury trial after colloquy and entered not guilty plea.			
2	10/21/2014		Powell, Kenneth J. Jr.
Testimony Begins			
Testimony began.			
3	10/21/2014		Powell, Kenneth J. Jr.
Waiver Trial Bifurcated			
Waiver trial bifurcated to 10/22/14 in rm. 804 for appearance of witness who was not scheduled to appear today because case was originally scheduled for a jury selection only today.			
5	10/21/2014		CP Courtroom Operations
Trial Continued			
1	10/22/2014		Powell, Kenneth J. Jr.
Testimony Resumes			
ADA: Gauri Gopal Def. Atty.: Leanne Litwin Rept.: Lori Coffman clerk:flannery			
Hon. Kenneth J. Powell, Jr.			
Testimony in this bifurcated waiver trial resumed today.			
2	10/22/2014		Powell, Kenneth J. Jr.
Order Denying Motion for Judgment of Acquittal			
Defense motion for judgment of acquittal is denied as to all charges.			
3	10/22/2014		Powell, Kenneth J. Jr.
Guilty			
ADA: Gauri Gopal Def. Atty.: Leanne Litwin Rept.: Lori Coffman clerk:flannery Adjudged guilty of theft by unlawful taking, receiving stolen property, and unauthorized use of auto/other vehicle.			
4	10/22/2014		Philadelphia County Office of Judicial Records
Order Entering an Exhibit			

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7	10/22/2014		Powell, Kenneth J. Jr.
Sentence Deferred - Pre-Sentence Investigation Order			
Sentencing deferred pending presentence report to 12/19/14 in Rm. 804. Same bail to stand. (Defendant was brought in from Bucks County Correctional Facility today. Writ for 12/19/14 prepared by court clerk today. Defendant also signed subpoena for sentencing date.)			
1	12/19/2014		Powell, Kenneth J. Jr.
Order Denying Motion for Extraordinary Relief			
ADA: Jennifer Friend-Kelly Def. Atty.: Leanne Litwin Rept.: Mai Lau clerk:flannery			
Hon.Kenneth J. Powell, Jr.			
Defense's oral motion for extraordinary relief is denied.			
2	12/19/2014		Powell, Kenneth J. Jr.
Order - Sentence/Penalty Imposed			
ADA: Jennifer Friend-Kelly Def. Atty.: Leanne Litwin Rept.: Mai Lau clerk:flannery Defendant sentenced on theft to 1-1/2 to 3 years in SCI plus 3 years consecutive state probation. Court orders sentence to run consecutively to sentence imposed on CP-51-CR-0008545-2013. Credit for time served as determined by prisons.			
3	12/19/2014		Court of Common Pleas - Philadelphia County
Penalty Assessed			
4	12/19/2014		Court of Common Pleas - Philadelphia County
Court Commitment State or County Correctional Institution			
1	10/14/2016		Court of Common Pleas - Philadelphia County
Entry of Civil Judgment			

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CASE FINANCIAL INFORMATION

Last Payment Date: 03/29/2016

Total of Last Payment: -\$18.24

Bailey, Abdul Defendant	<u>Assessment</u>	<u>Payments</u>	<u>Adjustments</u>	<u>Non Monetary Payments</u>	<u>Total</u>
Costs/Fees					
ATJ	\$3.00	\$0.00	\$0.00	\$0.00	\$3.00
Booking Center Fee (Philadelphia)	\$175.00	\$0.00	\$0.00	\$0.00	\$175.00
CJES	\$2.25	\$0.00	\$0.00	\$0.00	\$2.25
CQS Fee Felony (Philadelphia)	\$100.00	\$0.00	\$0.00	\$0.00	\$100.00
Commonwealth Cost - HB627 (Act 167 of 1992)	\$19.70	\$0.00	\$0.00	\$0.00	\$19.70
Costs of Prosecution - CJEA	\$50.00	\$0.00	\$0.00	\$0.00	\$50.00
County Court Cost (Act 204 of 1976)	\$28.70	\$0.00	\$0.00	\$0.00	\$28.70
Crime Victims Compensation (Act 96 of 1984)	\$35.00	(\$35.00)	\$0.00	\$0.00	\$0.00
DNA Detection Fund (Act 185-2004)	\$250.00	\$0.00	\$0.00	\$0.00	\$250.00
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	\$10.25	\$0.00	\$0.00	\$0.00	\$10.25
Judicial Computer Project	\$8.00	\$0.00	\$0.00	\$0.00	\$8.00
State Court Costs (Act 204 of 1976)	\$13.10	\$0.00	\$0.00	\$0.00	\$13.10
Victim Witness Service (Act 111 of 1998)	\$25.00	(\$25.00)	\$0.00	\$0.00	\$0.00
Civil Judgment/Lien (Philadelphia)	\$95.94	\$0.00	\$0.00	\$0.00	\$95.94
Costs/Fees Totals:	\$830.94	(\$60.00)	\$0.00	\$0.00	\$770.94
Grand Totals:	\$830.94	(\$60.00)	\$0.00	\$0.00	\$770.94

** - Indicates assessment is subrogated