

# COURT OF COMMON PLEAS OF DAUPHIN COUNTY

## DOCKET



Docket Number: CP-22-CR-0005259-2015

## CRIMINAL DOCKET

Court Case

Commonwealth of Pennsylvania

v.

Barry Walter Barber

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### CASE INFORMATION

Judge Assigned: Lewis, Richard A.

Date Filed: 09/18/2015

Initiation Date: 07/26/2015

OTN: L 957728-2

LOTN: L 957728-2

Originating Docket No: MJ-12205-CR-0000479-2015

Initial Issuing Authority: Paula P. Correal

Final Issuing Authority: Paula P. Correal

Arresting Agency: Harrisburg Police Dept

Arresting Officer: Ruff, Stephen J.

Complaint/Incident #: 20150704271HBG

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	04/30/2018	Sentenced/Penalty Imposed	07/26/2015
	03/08/2016	Sentenced/Penalty Imposed	
	03/08/2016	Awaiting Sentencing	
	11/25/2015	Awaiting Plea Court	
	11/25/2015	Awaiting Pre-Trial Conference	
	11/23/2015	Awaiting Formal Arraignment	
	09/22/2015	Awaiting Formal Arraignment	
	09/18/2015	Awaiting Filing of Information	

Complaint Date: 07/26/2015

### 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	11/18/2015	8:30 am	Courtroom 1	President Judge Richard A. Lewis	Scheduled
Plea Court	01/08/2016	8:30 am	Courtroom 1	President Judge Richard A. Lewis	Continued
Plea Court	02/02/2016	8:30 am	Courtroom 7	President Judge Richard A. Lewis	Continued
Plea Court	03/08/2016	8:30 am	Courtroom 1	President Judge Richard A. Lewis	Scheduled
Revocation Hearing	04/30/2018	8:30 am	Dauphin County Prison	Judge William T. Tully	Scheduled
Revocation Hearing	04/15/2019	8:30 am	Dauphin County Prison	Judge William T. Tully	Scheduled

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### DEFENDANT INFORMATION

Date Of Birth: 05/03/1968 City/State/Zip: Harrisburg, PA 17103

Alias Name

Barber, Barry  
Barber, Barry W.  
Barber, Barry Walter Lee  
Barber, Barry Walter-Lee  
Barber, Barry Walterlee

### CASE PARTICIPANTS

<u>Participant Type</u>	<u>Name</u>
Defendant	Barber, Barry Walter

### BAIL INFORMATION

**Barber, Barry Walter**

**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	07/26/2015	Monetary		\$10,000.00		
Change Bail Type	09/08/2015	Unsecured		\$10,000.00		
					Posted	09/08/2015
Set	11/25/2015	Monetary		\$25,000.00		

### 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	2	F2	18 § 3503 §§ A1II	Crim Tres-Break Into Structure	07/26/2015	L 957728-2
2	1	F1	18 § 3502 §§ A1	Burglary - Overnight Accommodation, Person Present	07/26/2015	L 957728-2

### 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>		

**Waived for Court (Lower Court)**

Defendant Was Present

Lower Court Disposition	09/08/2015	Not Final
1 / Crim Tres-Break Into Structure	Waived for Court (Lower Court)	F2 18 § 3503 §§ A1II
2 / Burglary - Overnight Accommodation, Person Present	Charge Changed (Lower Court)	F1 18 § 3502 §§ A1
Replaced by 18 § 3503 §§ A1II, Crim Tres-Break Into Structure		

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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>		

#### Proceed to Court

Information Filed	11/16/2015	Not Final
1 / Crim Tres-Break Into Structure	Proceed to Court	F2    18 § 3503 §§ A1II
2 / Burglary - Overnight Accommodation, Person	Charge Changed (Lower Court)	F1    18 § 3502 §§ A1
Present		
Replaced by 18 § 3503 §§ A1II, Crim Tres-Break Into Structure		

#### Guilty Plea

Plea Court	03/08/2016	Final Disposition
1 / Crim Tres-Break Into Structure	Guilty Plea	F2    18 § 3503 §§ A1II
Lewis, Richard A.	03/08/2016	151 Days
Probation	Min of 12.00 Months	03/08/2016
	Max of 12.00 Months	
	Other	
Tully, William T.	04/30/2018	269 Days
Probation	Min of 5.00 Years	04/30/2018
	Max of 5.00 Years	
	Other	
Tully, William T.	04/15/2019	
Confinement	Min of 5.00 Years	04/15/2019
	Max of 5.00 Years	
	Other	
2 / Burglary - Overnight Accommodation, Person	Charge Changed (Lower Court)	F1    18 § 3502 §§ A1
Present		
Replaced by 18 § 3503 §§ A1II, Crim Tres-Break Into Structure		
Lewis, Richard A.	03/08/2016	
Tully, William T.	04/30/2018	
Tully, William T.	04/15/2019	

#### LINKED SENTENCES:

##### Link 1

CP-22-CR-0005259-2015 - Seq. No. 1 (18§ 3503 §§ A1II) - Confinement is Consecutive to  
 CP-22-CR-0000926-2016 - Seq. No. 1 (18§ 6106 §§ A2) - Confinement

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### COMMONWEALTH INFORMATION

Name: Christopher Michael Jason  
Assistant District Attorney

Supreme Court No: 312373

Phone Number(s):  
717-780-6767 (Phone)

Address:  
Dauphin CO Da's Office  
101 Market St  
Harrisburg, PA 17101-2005

### ATTORNEY INFORMATION

Name: Paul Watson Muller  
Public Defender

Supreme Court No: 073799

Rep. Status: Active

Phone Number(s):  
717-780-6403 (Phone)

Address:  
Dauphin Co Pd's Office  
2 S 2ND St Fl 2  
Harrisburg, PA 17101-2047

Representing: Barber, Barry Walter

### ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
1	07/26/2015		Witmer, Lowell A.
Bail Set - Barber, Barry Walter			
1	09/08/2015		Barber, Barry Walter
Bail Posted - Barber, Barry Walter			
2	09/08/2015		Lindsey, Joseph S.
Bail Type Changed - Barber, Barry Walter			
1	09/18/2015		Court of Common Pleas - Dauphin County
Original Papers Received from Lower Court			
2	09/18/2015		Court of Common Pleas - Dauphin County
Booking Center Fee (Dauphin)			
1	11/16/2015		Commonwealth of Pennsylvania Jason, Christopher Michael
DA Memo Filed			
1	11/18/2015		Lewis, Richard A.
HEARING HELD/BANCH WARRANT ISSUED/BAIL FORFEITED			
1	11/23/2015		District Attorney
Information Filed			

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### ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
1	11/25/2015		District Attorney
Arraigned			
3	11/25/2015		Cherry, John F.
RULE 150 HEARING HELD			
(JASON/EDWARDS) RULE 150 HEARING HELD ON 11-25-15 BEFORE JUDGE CHERRY. NEXT COURT DATE 1-8-16. BAIL SET AT \$25,000.00--STRAIGHT--NO 10%			
4	11/25/2015		Cherry, John F.
Bail Set - Barber, Barry Walter			
1	01/08/2016		Dauphin County Clerk of Courts
Plea Court Continued			
1	02/02/2016		Dauphin County Clerk of Courts
Plea Court Continued			
1	03/08/2016		Attorney
Written Guilty Plea Colloquy			
see also: 5223, 5259CR2015			
2	03/08/2016		Lewis, Richard A.
Guilty Plea			
3	03/08/2016		Lewis, Richard A.
Order - Sentence/Penalty Imposed			
(Jason/Muller)Guilty plea entered before Judge Lewis on 3/8/16.Ct 1:CrimTres(F2)-\$200 f/c,12 mos. Probation,Time Credit:7/26/15-9/8/15 11/24/15-3/8/16.Must complete Phase 1 of Batterer's counseling,Cr for Time Served-Immediate Parole,NO contact w/Victim,If no problems in 1st 12 mos. of Probation consideration will be given to cancelling 2nd 12 mos.			
1	03/09/2016		Court of Common Pleas - Dauphin County
Penalty Assessed			
1	01/06/2017		Cherry, John F.
ORDER OF COURT/CAPIAS ISSUED FOR VIOLATION OF PROBATION/PAROLE			
SEE ALSO; 926-16			

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### 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	04/30/2018		Tully, William T.
Revocation Penalties Imposed			
(Robinson/Muller) Revocation Hearing held on 4/30/18 before Judge Tully. Ct 1 Crim Trespass (F2). Revoke Probation. Sentenced to County Probation for 5yrs. Time Credit NOT Applied: 7/26/15 to 9/8/15; 11/24/15 to 3/8/16; 1/3/18 to 4/30/18. Consec w/926 CR 2016.			
Jason, Christopher Michael			
05/02/2018	eService		Served
Muller, Paul Watson			
05/02/2018	eService		Served
-----			
2	04/30/2018		Court of Common Pleas - Dauphin County
Order - Short Commitment			
Jason, Christopher Michael			
05/02/2018	eService		Served
Muller, Paul Watson			
05/02/2018	eService		Served
-----			
1	11/13/2018		Probation/Parole
Detainer Issued			
Also see 314 CR 2018 926 CR 2016, & 5259 CR 2015.			
Muller, Paul Watson			
11/13/2018	eService		Served
-----			
1	04/15/2019		Tully, William T.
Revocation Penalties Imposed			
(Cooper/Amthor) Revocation Hearing held 4/15/19 before Judge Tully. Ct 1 Crim Tesp (F2) Revoke Prob. Serve Balance 5 yrs. CS w/Docket 926 CR 2016. TC 7/26/15 to 9/8/15, 11/24/15 to 3/8/16, 1/3/18 yo 5/3/18, 1/30/19 to 4/15/19. TC Not Applied.			
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1	04/16/2019		Court of Common Pleas - Dauphin County
Order - Short Commitment			
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## ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
1	04/19/2019		Tully, William T.

### Order of Court

Also see 5259 CR 2015, 926 CR 2016, & 314 CR 2018. April 19, 2019. At Docket 314 CR 2018 Ct1 Defendant to serve his back time of 11 Months 11 days in DCP and is immediately eligible for work release. He must obtain employment, complete AHSS classes and provide an approved address prior to release Ct3 closed w/time served. At docket 926 CR 2016 Ct1 Defendant is ordered to serve back time of 26 Days in DCP, Concurrent w/Docket 314 CR 2018, Ct1, CTs 2&4-12 Mos. probation at each ct. both C/C w/each other. bur C/S to 314 CR 2018, Ct1. At docket 5259 CR 2015, Ct1 Def. is ordered to serve 5 Yrs Prob. C/C w/Docket 926 CR 2016, Cts 2&4 but C/S to docket 314 CR 2018 Ct1.

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### CASE FINANCIAL INFORMATION

Last Payment Date:

Total of Last Payment:

Barber, Barry Walter Defendant	<u>Assessment</u>	<u>Payments</u>	<u>Adjustments</u>	<u>Non Monetary Payments</u>	<u>Total</u>
<b>Costs/Fees</b>					
Certification Fee (Dauphin)	\$10.90	\$0.00	\$0.00	\$0.00	\$10.90
Sheriff Warrant Fee (Dauphin)	\$9.00	\$0.00	\$0.00	\$0.00	\$9.00
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)	\$20.30	\$0.00	\$0.00	\$0.00	\$20.30
Costs of Prosecution - CJEA	\$50.00	\$0.00	\$0.00	\$0.00	\$50.00
County Court Cost (Act 204 of 1976)	\$29.65	\$0.00	\$0.00	\$0.00	\$29.65
Crime Victims Compensation (Act 96 of 1984)	\$35.00	\$0.00	\$0.00	\$0.00	\$35.00
DNA Detection Fund (Act 185-2004)	\$250.00	\$0.00	\$0.00	\$0.00	\$250.00
District Attorney Costs (Dauphin)	\$18.00	\$0.00	\$0.00	\$0.00	\$18.00
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)	\$13.55	\$0.00	\$0.00	\$0.00	\$13.55
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
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
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
Prison Commitments (Dauphin)	\$15.00	\$0.00	\$0.00	\$0.00	\$15.00



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<b>Barber, Barry Walter</b> Defendant		<u>Assessment</u>	<u>Payments</u>	<u>Adjustments</u>	<u>Non Monetary Payments</u>	<u>Total</u>
Costs/Fees Totals:		\$1,157.80	\$0.00	\$0.00	\$0.00	\$1,157.80
<b>Fines</b>						
Crimes Code, etc.		\$200.00	\$0.00	\$0.00	\$0.00	\$200.00
Fines Totals:		\$200.00	\$0.00	\$0.00	\$0.00	\$200.00
<b>Restitution</b>						
Restitution		\$100.00	\$0.00	\$0.00	\$0.00	\$100.00
Restitution Totals:		\$100.00	\$0.00	\$0.00	\$0.00	\$100.00
Grand Totals:		\$1,457.80	\$0.00	\$0.00	\$0.00	\$1,457.80

\*\* - Indicates assessment is subrogated