

# COURT OF COMMON PLEAS OF PHILADELPHIA COUNTY

## DOCKET



Docket Number: CP-51-CR-0001906-2016

## CRIMINAL DOCKET

Court Case

Commonwealth of Pennsylvania

v.

Barbara Bayona

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### CASE INFORMATION

Judge Assigned: Wright, Edward C.

Date Filed: 02/22/2016

Initiation Date: 02/22/2016

OTN: N 985072-4

LOTN:

Originating Docket No: MC-51-CR-0034237-2015

Initial Issuing Authority: Frank T. Brady

Final Issuing Authority:

Arresting Agency: Philadelphia Pd

Arresting Officer: Palmiero, John F. Jr.

Complaint/Incident #: 1515107769-0034237

#### Case Local Number Type(s)

#### Case Local Number(s)

Originating Docket Number

MC-51-CR-0034237-2015

Originating Document Number

1515107769-0034237

Originating Docket Number

MC-51-CR-0034238-2015

District Control Number

1515107769

Originating Document Number

1515107769-0034238

### STATUS INFORMATION

<u>Case Status:</u>	<u>Status Date</u>	<u>Processing Status</u>	<u>Arrest Date:</u>
Closed	10/31/2017	Sentenced/Penalty Imposed	11/02/2015
	10/31/2017	Awaiting Sentencing	
	10/02/2017	Awaiting Trial	
	03/27/2017	Awaiting Pre-Trial Conference	
	10/26/2016	Awaiting Trial	
	10/26/2016	Awaiting Pre-Trial Conference	
	06/01/2016	Awaiting Trial	
	03/11/2016	Awaiting Pre-Trial Conference	
	02/25/2016	Awaiting Formal Arraignment	
	02/22/2016	Awaiting Filing of Information	

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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	03/11/2016	11:00 am	1104	Vincent G. Petri	Scheduled
Pre-Trial	04/13/2016	9:00 am	1005	Judge Genece E. Brinkley	Scheduled
Conference					
Pretrial Bring Back	05/18/2016	9:00 am	1005	Judge Genece E. Brinkley	Scheduled
Scheduling	06/01/2016	9:00 am	1001	Judge Edward C. Wright	Scheduled
Conference					
Pre-Trial	10/24/2016	9:00 am	1001	Judge Edward C. Wright	Scheduled
Conference					
Trial	10/26/2016	9:00 am	1001	Judge Edward C. Wright	Scheduled
Pre-Trial	03/27/2017	9:00 am	1001	Judge Edward C. Wright	Continued
Conference					
Trial	03/29/2017	9:00 am	1001	Judge Edward C. Wright	Cancelled
Pre-Trial	10/02/2017	9:00 am	1001	Judge Edward C. Wright	Scheduled
Conference					
Trial	10/04/2017	9:00 am	1001	Judge Edward C. Wright	Continued
Trial	10/31/2017	9:00 am	1001	Judge Edward C. Wright	Scheduled
Payment Plan	05/11/2018	1:00 pm	378		Scheduled
Conference					

### DEFENDANT INFORMATION

Date Of Birth: 07/29/1993      City/State/Zip: Philadelphia, PA 19135

### CASE PARTICIPANTS

<u>Participant Type</u>	<u>Name</u>
Defendant	Bayona, Barbara

### BAIL INFORMATION

**Bayona, Barbara**

**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	11/03/2015	Monetary	10.00%	\$5,000.00		
Set	12/29/2015	Unsecured		\$10,000.00		

### 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	F1	<b>18 § 3502 §§ A1</b>	Burglary - Overnight Accommodation, Person Present	11/01/2015	N 985072-4
2	2	F1	<b>18 § 903 §§ C</b>	Conspiracy	11/01/2015	N 985072-4
3	3	F2	<b>18 § 3503 §§ A1II</b>	Crim Tres-Break Into Structure	11/01/2015	N 985072-4

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<u>Seq.</u>	<u>Orig Seq.</u>	<u>Grade</u>	<u>Statute</u>	<u>Statute Description</u>	<u>Offense Dt.</u>	<u>OTN</u>
4	6	S	18 § 3304 §§ A2	Crim'l Misch-Tamper W/Property	11/01/2015	N 985072-4
5	1	M3	18 § 3921 §§ A	Theft By Unlaw Taking-Movable Prop	11/01/2015	N 985072-4
6	2	M3	18 § 3925 §§ A	Receiving Stolen Property	11/01/2015	N 985072-4
7	3	M3	18 § 903 §§ C	Conspiracy	11/01/2015	N 985072-4
99,999	5	M1	18 § 2706 §§ A1	Terroristic Threats W/ Int To Terrorize Another	11/01/2015	N 985072-4
99,999	4	S	18 § 3304 §§ A4	Criminal Mischief	11/01/2015	N 985072-4

### 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)**

Preliminary Hearing	02/19/2016	Not Final	
1 / Burglary - Overnight Accommodation, Person Present	Held for Court	F1	18 § 3502 §§ A1
2 / Conspiracy	Held for Court	F1	18 § 903 §§ C
3 / Crim Tres-Break Into Structure	Held for Court	F2	18 § 3503 §§ A1II
5 / Theft By Unlaw Taking-Movable Prop	Held for Court	M3	18 § 3921 §§ A
6 / Receiving Stolen Property	Held for Court	M3	18 § 3925 §§ A
7 / Conspiracy	Held for Court	M3	18 § 903 §§ C
99,999 / Criminal Mischief	Held for Court	S	18 § 3304 §§ A4
99,999 / Terroristic Threats W/ Int To Terrorize Another	Dismissed - LOE	M1	18 § 2706 §§ A1

#### **Proceed to Court**

Defendant Was Not Present

Information Filed	02/25/2016	Not Final	
1 / Burglary - Overnight Accommodation, Person Present	Held for Court	F1	18 § 3502 §§ A1
2 / Conspiracy	Held for Court	F1	18 § 903 §§ C
3 / Crim Tres-Break Into Structure	Held for Court	F2	18 § 3503 §§ A1II
4 / Crim'l Misch-Tamper W/Property	Replacement by Information	S	18 § 3304 §§ A2
5 / Theft By Unlaw Taking-Movable Prop	Held for Court	M3	18 § 3921 §§ A
6 / Receiving Stolen Property	Held for Court	M3	18 § 3925 §§ A
7 / Conspiracy	Held for Court	M3	18 § 903 §§ C
99,999 / Criminal Mischief	Charge Changed	S	18 § 3304 §§ A4
Replaced by 18 § 3304 §§ A2, Crim'l Misch-Tamper W/Property			
99,999 / Terroristic Threats W/ Int To Terrorize Another	Disposed at Lower Court	M1	18 § 2706 §§ A1

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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

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

Trial	10/31/2017	Final Disposition	
1 / Burglary - Overnight Accommodation, Person Present	Nolle Prossed	F1	18 § 3502 §§ A1
Wright, Edward C.	10/31/2017		
2 / Conspiracy	Nolle Prossed	F1	18 § 903 §§ C
Wright, Edward C.	10/31/2017		
3 / Crim Tres-Break Into Structure	Nolle Prossed	F2	18 § 3503 §§ A1II
Wright, Edward C.	10/31/2017		
4 / Crim'I Misch-Tamper W/Property	Nolle Prossed	S	18 § 3304 §§ A2
Wright, Edward C.	10/31/2017		
5 / Theft By Unlaw Taking-Movable Prop	Guilty Plea - Negotiated	M3	18 § 3921 §§ A
Wright, Edward C.	10/31/2017		
Probation	Min of 1.00 Years Max of 1.00 Years 1 year	10/31/2017	
Defendant is to pay imposed mandatory court costs. To serve non-reporting probation as ordered by the court. PROBATION SUPERVISION FEES ARE WAIVED.			
6 / Receiving Stolen Property	Guilty Plea - Negotiated	M3	18 § 3925 §§ A
Wright, Edward C.	10/31/2017		
Merged			
7 / Conspiracy	Nolle Prossed	M3	18 § 903 §§ C
Wright, Edward C.	10/31/2017		
99,999 / Criminal Mischief	Charge Changed	S	18 § 3304 §§ A4
Replaced by 18 § 3304 §§ A2, Crim'I Misch-Tamper W/Property			
Wright, Edward C.	10/31/2017		
99,999 / Terroristic Threats W/ Int To Terrorize Another	Disposed at Lower Court	M1	18 § 2706 §§ A1
Wright, Edward C.	10/31/2017		

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### LINKED SENTENCES:

#### Link 1

CP-51-CR-0001906-2016 - Seq. No. 5 (18§ 3921 §§ A) - Probation is Consecutive to

CP-51-CR-0001903-2016 - Seq. No. 2 (18§ 3921 §§ A) - Probation

### 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: Defender Association of  
Philadelphia  
Public Defender

Supreme Court No:

Rep. Status: Active

Phone Number(s):

Address:

### ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
1	12/29/2015		Frazier-Lyde, Jacquelyn
Bail Set - Bayona, Barbara			
1	02/22/2016		Court of Common Pleas - Philadelphia County
Held for Court			
1	02/25/2016		Williams, R Seth
Information Filed			
3	03/11/2016		Court of Common Pleas - Philadelphia County
Hearing Notice			
2	04/13/2016		Court of Common Pleas - Philadelphia County
Hearing Notice			

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<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
3	04/13/2016		Brinkley, Genece E.
Order Granting Motion for Continuance			
Pre-Trial Conference			
Defense Request for Further Investigation			
Defendant present at this listing and received service for the next listing			
NCD: 5/18/16 Rm. 1005 for Pretrial Bring Back			
Hon. Genece E. Brinkley			
ADA: Jessica Chung PD: Sonya Gross			
DRT: Rebecca Applegate Clerk: Jaleesa Brown			
3	05/18/2016		Scott, Kai
SmartRoom Offer Sheet Ordered Sealed After Defendant Rejected the Offer			
4	05/18/2016		Scott, Kai
Order Granting Motion for Continuance			
Pre-Trial Conference has been held.			
Offer rejected.			
Defendant present on bail & served for next listing.			
Listed for Scheduling Conference: 06/01/2016, Room 1001.			
The Honorable Kai Scott presiding.			
Commonwealth: Jessica Chung; Defense: Sonya Gross;			
Court Reporter: Alma Isaac; Court Clerk: Aly Williams			
4	06/01/2016		Court of Common Pleas - Philadelphia County
Hearing Notice			
6	06/01/2016		Court of Common Pleas - Philadelphia County
Hearing Notice			

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<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
7	06/01/2016		Wright, Edward C.
Scheduling Conference Held			
Defense request for outstanding discovery; radio tape, crime scene photos, missing bills and property receipt (unredacted).			
Commonwealth requests reciprocal discovery.			
Jury trial is scheduled: 10/26/16, Rm 1001. Pre-trial conference: 10/24/16.			
Earliest possible date was 8/15/16; time is ruled excludable.			
Defense attorney is attached for trial.			
Defendant signed subpoenas.			
Hon. Edward Wright, ADA Melendez, Co-Def. Attys. Palazzo & Wilson, Ct. Rpt. Velazquez, Ct. Clk. McCullough			
1	10/24/2016		Wright, Edward C.
Order Granting Motion for Continuance			
DEFENSE REQUEST - FURTHER INVESTIGATION. TRIAL DATE OF 10/26/16 IN ROOM 1001 TO REMAIN. TIME RULED EXCLUDABLE. PD TO ACCEPT SERVICE AT NEXT LISTING.			
HON. EDWARD C. WRIGHT ADA: LYANNA MELENDEZ/ PD: DAN SIGNS/ STENO: DANIELLE SANDERS/ CTCLERK: ABRESLIN DEFENDANT PRESENT ON BAIL.			
4	10/26/2016		Court of Common Pleas - Philadelphia County
Hearing Notice			
6	10/26/2016		Court of Common Pleas - Philadelphia County
Hearing Notice			
7	10/26/2016		Wright, Edward C.
Order Granting Motion for Continuance			
CASE LISTED FOR NEW TRIAL DATE. LIST ON 3/27/17 IN ROOM 1001 FOR PRE-TRIAL CONFERENCE. LIST ON 3/29/17 IN ROOM 1001 FOR JURY TRIAL. DEFENSE ATTORNEY ATTACHED. EARLIEST POSSIBLE DATE: 3/22/17 IN ROOM 1001, DEFENSE ATTORNEY REQUEST LATER DATE.			
HON. EDWARD C. WRIGHT ADA: LYANNA MELENDEZ/ PD: DAN SIGNS/ STENO: DANIELLE SANDERS/ CTCLERK: ABRESLIN DEFENDANT ON BAIL - DEFENSE ATTORNEY TO ACCEPT SERVICE.			

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3	03/27/2017		Court of Common Pleas - Philadelphia County
Hearing Notice			
7	03/27/2017		Court of Common Pleas - Philadelphia County
Hearing Notice			
8	03/27/2017		Wright, Edward C.
Order Granting Motion for Continuance			
Judge: Hon. Edward C. Wright    ADA: Lauren Stram    Def. Atty: Dan Signs    Steno: Samanda Rios    Court Clerk: Kathryn Morris			
Court continuance. The Court is in chambers next week. Both the defense and Commonwealth are ready. Earliest possible date for trial 8/7/2017 - co-defendant not ready. Pre-trial dated 10/2/2017 room 1001. Trial date 10/4/2017. Counsel is attached for trial.			
1	10/02/2017		Wright, Edward C.
Trial Date to Remain			
TRIAL DATE OF 10/4/17 IN ROOM 1001 TO REMAIN.			
HON. EDWARD C. WRIGHT ADA: JEANINE HOWARD/ PD: DAN SIGNS/ STENO: MAI LAU/ CTCLERK: ABRESLIN DEFENDANT PRESENT ON BAIL.			
4	10/04/2017		Court of Common Pleas - Philadelphia County
Hearing Notice			
5	10/04/2017		Wright, Edward C.
Order Granting Motion for Continuance			
DEFENSE READY. LIST ON 10/31/17 IN ROOM 1001 FOR WAIVER TRIAL.			
HON. EDWARD C. WRIGHT ADA: JEANINE HOWARD/ PD: DAN SIGNS/ STENO: MAI LAU/ CTCLERK: ABRESLIN DEFENDANT PRESENT ON BAIL.			
1	10/31/2017		Wright, Edward C.
Guilty Plea - Negotiated			



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<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
2	10/31/2017		Wright, Edward C.
Order - Sentence/Penalty Imposed			
HON. E. Wright ADA: J. Howard ATTY: D. Signs (PD) STENO: M. Lau CLK: L. Camp--defendant sentenced to 1 year non-reporting probation. Remaining charge/s nolle prossed. Defendant is present on bail.			
3	10/31/2017		Court of Common Pleas - Philadelphia County
Penalty Assessed			
1	11/02/2017		Philadelphia County Office of Court Compliance
Payment Plan/Financial Information Submitted			

### PAYMENT PLAN SUMMARY

<u>Payment Plan No</u>	<u>Payment Plan Freq.</u>	<u>Next Due Date</u>	<u>Active</u>	<u>Overdue Amt</u>
<u>Responsible Participant</u>			<u>Suspended</u>	<u>Next Due Amt</u>
51-2017-P000009493	Monthly	12/01/2017	Yes	\$190.00
Bayona, Barbara			No	\$10.00
Payment Plan History:				
<u>Receipt Date</u>	<u>Payor Name</u>	<u>Participant Role</u>	<u>Amount</u>	

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### CASE FINANCIAL INFORMATION

Last Payment Date:

Total of Last Payment:

Bayona, Barbara Defendant	<u>Assessment</u>	<u>Payments</u>	<u>Adjustments</u>	<u>Non Monetary Payments</u>	<u>Total</u>
<b>Costs/Fees</b>					
ATJ	\$4.00	\$0.00	\$0.00	\$0.00	\$4.00
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 Misdemeanor (Philadelphia)	\$50.00	\$0.00	\$0.00	\$0.00	\$50.00
Commonwealth Cost - HB627 (Act 167 of 1992)	\$10.25	\$0.00	\$0.00	\$0.00	\$10.25
County Court Cost (Act 204 of 1976)	\$33.30	\$0.00	\$0.00	\$0.00	\$33.30
Crime Victims Compensation (Act 96 of 1984)	\$35.00	\$0.00	\$0.00	\$0.00	\$35.00
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)	\$11.95	\$0.00	\$0.00	\$0.00	\$11.95
Victim Witness Service (Act 111 of 1998)	\$25.00	\$0.00	\$0.00	\$0.00	\$25.00
Costs/Fees Totals:	\$391.00	\$0.00	\$0.00	\$0.00	\$391.00
Grand Totals:	\$391.00	\$0.00	\$0.00	\$0.00	\$391.00

\*\* - Indicates assessment is subrogated