

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF: LACKAWANNA



POLICE CRIMINAL COMPLAINT  
COMMONWEALTH OF PENNSYLVANIA  
VS.

Magisterial District Number: 45-3-02  
MDJ: Hon. John J. Mercuri  
Address: 119 North Main Street  
Moscow, Pa. 18444

DEFENDANT:

(NAME and ADDRESS):

ALLYSON  
First Name

DELFINO  
Last Name

F  
Gen.

1545 RT 507 GREENTOWN PA 18426

OTN-  
T992167-1

Telephone: (570)842-9117

NCIC Extradition Code Type

- |   |   |  |  |
|---|---|--|--|
| <input type="checkbox"/> 1-Felony Full                          | <input type="checkbox"/> 5-Felony Pending Extradition         | <input type="checkbox"/> C-Misdemeanor Surrounding States          | <input type="checkbox"/> Distance: _____ |
| <input type="checkbox"/> 2-Felony Limited                       | <input type="checkbox"/> 6-Felony Pending Extradition Determ. | <input type="checkbox"/> D-Misdemeanor No Extradition              |  |
| <input checked="" type="checkbox"/> 3-Felony Surrounding States | <input type="checkbox"/> A-Misdemeanor Full                   | <input type="checkbox"/> E-Misdemeanor Pending Extradition         |  |
| <input type="checkbox"/> 4-Felony No Extradition                | <input type="checkbox"/> B-Misdemeanor Limited                | <input type="checkbox"/> F-Misdemeanor Pending Extradition Determ. |  |

DEFENDANT IDENTIFICATION INFORMATION

Docket Number <b>CR 146-17</b>	Date Filed <b>11/14/17</b>	OTN/LiveScan Number <b>T 992167-1</b>	Complaint/Incident Number <b>BN8003017C</b>	SID <b>26028540</b>	Request Lab Services? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
GENDER <input type="checkbox"/> Male <input checked="" type="checkbox"/> Female	DOB <b>03/30/1973</b>	Place of Birth <b>Pa</b>	Add'l DOB <b>/ /</b>	Co-Defendant(s) <input type="checkbox"/>	Gen. <input type="checkbox"/>
RACE <input checked="" type="checkbox"/> White <input type="checkbox"/> Asian <input type="checkbox"/> Black <input type="checkbox"/> Native American <input type="checkbox"/> Unknown	First Name <b>AKA</b>				
ETHNICITY <input type="checkbox"/> Hispanic <input checked="" type="checkbox"/> Non-Hispanic <input type="checkbox"/> Unknown	Middle Name				
Hair Color <input checked="" type="checkbox"/> BLK (Black) <input type="checkbox"/> BLN (Blonde / Strawberry) <input type="checkbox"/> BLU (Blue) <input type="checkbox"/> BRO (Brown) <input type="checkbox"/> GRY (Gray) <input type="checkbox"/> GRN (Green) <input type="checkbox"/> XXX (Unk./Bald)	Last Name				
Eye Color <input type="checkbox"/> BLK (Black) <input type="checkbox"/> HAZ (Hazel) <input checked="" type="checkbox"/> BLU (Blue) <input type="checkbox"/> MAR (Maroon) <input type="checkbox"/> BRO (Brown) <input type="checkbox"/> PNK (Pink) <input type="checkbox"/> MUL (Multicolored) <input type="checkbox"/> GRY (Gray) <input type="checkbox"/> XXX (Unknown)	Gen.				
Driver License State <b>PA</b>	License Number <b>25564304</b>	Expires <b>03/31/2020</b>	Weight lbs.		
Defendant Fingerprinted <input type="checkbox"/> YES <input type="checkbox"/> NO	FBI Number <b>488857VB6</b>	Height <b>5 Ft. 1 In.</b>			
Fingerprint Classification	MNU Number				
DNA <input type="checkbox"/> YES <input type="checkbox"/> NO	DNA Location	Defendant a Veteran? <input type="checkbox"/> YES <input type="checkbox"/> NO			

DEFENDANT VEHICLE INFORMATION

Plate Number	State	Hazmat <input type="checkbox"/>	Registration Sticker (MM/YY)	Commercial Veh. <input type="checkbox"/>	School Veh. <input type="checkbox"/>	Oth. NCIC Veh. Code	Reg. same as Def. <input type="checkbox"/>
VIN	Year	Make	Model	Style	Color		

Office of the attorney for the Commonwealth  Approved  Disapproved because: \_\_\_\_\_

(The attorney for the Commonwealth may require that the complaint, arrest warrant affidavit, or both be approved by the attorney for the Commonwealth prior to filing. See Pa.R.Crim.P. 507).

DAG WILLIAM ABRAHAM  
(Name of the attorney for the Commonwealth)

*William Abraham* D.A.G.  
(Signature of the attorney for the Commonwealth)

11/13/2017  
(Date)

I, <b>AGENT RENEE MAGNOTTA</b> (Name of the Affiant)	<b>#460</b> (PSP/MPOETC -Assigned Affiant ID Number & Badge #)
of <b>Pennsylvania Office of Attorney General</b> (Identify Department or Agency Represented and Political Subdivision)	<b>PA0222400</b> (Police Agency ORI Number)
do hereby state: (check appropriate box)	
1. <input checked="" type="checkbox"/> I accuse the above named defendant who lives at the address set forth above	
<input type="checkbox"/> I accuse the defendant whose name is unknown to me but who is described as _____	
<input type="checkbox"/> I accuse the defendant whose name and popular designation or nickname are unknown to me and whom I have therefore designated as John Doe or Jane Doe with violating the penal laws of the Commonwealth of Pennsylvania at [411] <b>Bill's Shursave Pharmacy</b> Covington Tw, Rite Aid Moscow, Pa. (Subdivision Code) (Place-Political Subdivision)	
in <b>LACKAWANNA</b> County	<b>[35]</b> on or about <b>4/19/17 THRU 9/23/17</b> (County Code)



# POLICE CRIMINAL COMPLAINT

Docket Number: <b>CR-146-17</b>	Date Filed: <b>11/14/17</b>	OTN/LiveScan Number <b>799 2167-1</b>	Complaint/Incident Number <b>BN8003017C</b>
Defendant Name:	First: <b>ALLYSON</b>	Middle:	Last: <b>DELFINO F</b>

The acts committed by the accused are described below with each Act of Assembly or statute allegedly violated, if appropriate. When there is more than one offense, each offense should be numbered chronologically. (Set forth a *brief* summary of the facts sufficient to advise the defendant of the nature of the offense(s) charged. A citation to the statute(s) allegedly violated, without more, is not sufficient. In a summary case, you must cite the specific section(s) and subsection(s) of the statute(s) or ordinance(s) allegedly violated. The age of the victim at the time of the offense may be included if known. In addition, social security numbers and financial information (e.g. PINs) should not be listed. If the identity of an account must be established, list only the last four digits. 204 PA.Code §§ 213.1 – 213.7.)

<input checked="" type="checkbox"/> Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input checked="" type="checkbox"/> Lead?	<b>1</b> Offense#	<b>780-113</b> Section	<b>(a) 12</b> Subsection	<b>of the</b>	<b>35</b> PA Statute (Title)	<b>6</b> Counts	<b>F</b> Grade	NCIC Offense Code	UCR/NIBRS Code
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<b>PennDOT Data (if applicable)</b>	Accident Number	<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description (include the name of statute or ordinance): **OBTAINING A CONTROLLED SUBSTANCE BY MISREPRESENTATION, FRAUD, FORGERY, DECEIT AND/OR SUBTERFUGE OF SCHEDULE II, SCHEDULE III, AND SCHEDULE IV CONTROLLED SUBSTANCES**

Acts of the accused associated with this Offense: THE ABOVE NAMED DEFENDANT, ALLYSON DELFINO, DID ON VARIOUS DATES BETWEEN APRIL 1, 2017 THROUGH OCTOBER 2, 2017, OBTAIN PERCOCET, OXYCONTIN SCHEDULE II; NORCO SCHEDULE III; XANAX, KLOPINOL, AMBIEN, SCHEDULE IV CONTROLLED SUBSTANCE; TO WIT; ALLYSON DELFINO DID GENERATE CONTROLLED SUBSTANCE PRESCRIPTIONS ON HER WORK COMPUTER WHILE EMPLOYED BY DR. YITZCHOK (BARRY) KURTZER. ALLYSON DELFINO DID SO, WITHOUT THE EXPRESS CONSENT, PERMISSION, KNOWLEDGE, OR AUTHORIZATION FROM DR. YITZCHOK (BARRY) KURTZER. ALLYSON DELFINO GENERATED NUMEROUS CONTROLLED PRESCRIPTIONS IN HER OWN NAME, AND IN THE NAMES OF MIA DELFINO, DEREK DELFINO SR. DEREK DELFINO JR. WILLIAM WYCKOFF, AND PAUL BATZEL.

<input type="checkbox"/> Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input type="checkbox"/> Lead?	<b>2</b> Offense#	<b>4120</b> Section	<b>(a)</b> Subsection	<b>of the</b>	<b>TITLE 18</b> PA Statute (Title)	<b>4</b> Counts	<b>M1</b> Grade	NCIC Offense Code	UCR/NIBRS Code
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<b>PennDOT Data (if applicable)</b>	Accident Number	<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description (include the name of statute or ordinance): **IDENTITY THEFT 18 PA.C.S.A. SECTION 4120**

Acts of the accused associated with this Offense: IN THAT THE DEFENDANT, ALLYSON DELFINO, DID COMMIT IDENTITY THEFT OF DEREK DELFINO SR., DEREK DELFINO JR., MIA DELFINO, AND PAUL BATZEL THE DEFENDANT DID USE EACH PERSONS NAME, AGE, DATE OF BIRTH AND ADDRESS TO OBTAIN CONTROLLED SUBSTANCE MEDICATION FRAUDULENTLY, BY GENERATING PRESCRIPTIONS FROM THE OFFICE OF DR. BARRY KURTZER, WITHOUT DR. BARRY KURTZER'S AUTHORIZATION AND OBTAINING THEM FROM FROM BILLS SHURSAVE SHOPRITE PHARMACY AND RITE AID PHARMACY, MOSCOW. THE DEFENDANT, ALLYSON DELFINO DID USE THE PERSONS IDENTIFYING INFORMATION WITHOUT THEIR CONSENT OR KNOWLEDGE TO FURTHER AN ULAWFUL PURPOSE.

<input type="checkbox"/> Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older <b>ONE</b>
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<input type="checkbox"/> Lead?	<b>3</b> Offense#	<b>4120</b> Section	<b>(a)</b> Subsection	<b>of the</b>	<b>TITLE 18</b> PA Statute (Title)	<b>1</b> Counts	<b>F3</b> Grade	NCIC Offense Code	UCR/NIBRS Code
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<b>PennDOT Data (if applicable)</b>	Accident Number	<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description (include the name of statute or ordinance): **IDENTITY THEFT 18 PA. C.S.A. SECTION 4120**

Acts of the accused associated with this Offense: IN THAT THE DEFENDANT, ALLYSON DELFINO, DID COMMIT IDENTITY THEFT OF WILLIAM WYCKOFF, A PERSON OVER THE AGE OF 60. THE DEFENDANT, ALLYSON DELFINO, DID USE WILLIAM WYCKOFF'S NAME, AGE, DATE OF BIRTH AND ADDRESS TO OBTAIN A CONTROLLED SUBSTANCE MEDICATION FRAUDULENTLY, BY GENERATING A PRESCRIPTION FROM THE OFFICE OF DR. BARRY KURTZER, WITHOUT DR. BARRY KURTZER'S AUTHORIZATION AND OBTAINING THE MEDICATION FROM FROM BILL'S SHURSAVE SHOPRITE PHARMACY AND RITE AID PHARMACY, MOSCOW. THE DEFENDANT, ALLYSON DELFINO DID USE WILLIAM WYCKOFF'S PERSONAL INFORMATION WITHOUT HIS CONSENT OR KNOWLEDGE TO FURTHER AN ULAWFUL PURPOSE.



# POLICE CRIMINAL COMPLAINT

Docket Number: <u>CR-146-17</u>	Date Filed: <u>11/14/17</u>	OTN/LiveScan Number <u>T 99 2167 -1</u>	Complaint/Incident Number BN8003017C
Defendant Name:	First: ALLYSON	Middle:	Last: DELFINO F

- I ask that a warrant of arrest or a summons be issued and that the defendant be required to answer the charges I have made.
- I verify that the facts set forth in this complaint are true and correct to the best of my knowledge or information and belief. This verification is made subject to the penalties of Section 4904 of the Crimes Code (18 Pa.C.S. § 4904) relating to unsworn falsification to authorities.
- This complaint consists of the preceding page(s) numbered 1 through    .

The acts committed by the accused, as listed and hereafter, were against the peace and dignity of the Commonwealth of Pennsylvania and were contrary to the Act(s) of the Assembly, or in violation of the statutes cited.

**(Before a warrant of arrest can be issued, an affidavit of probable cause must be completed, sworn to before the issuing authority, and attached.)**

\_\_\_\_\_ 11-14-17  
(Date)

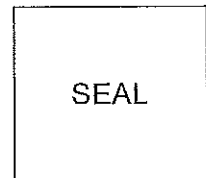
*Renee M. H.*  
(Signature of Affiant)

AND NOW, on this date 11-14-17 I certify that the complaint has been properly completed and verified.

An affidavit of probable cause must be completed before a warrant can be issued.

45-3-02  
(Magisterial District Court Number)

*M. M.*  
(Issuing Authority)





**POLICE CRIMINAL COMPLAINT**

Docket Number: <i>CR 146-17</i>	Date Filed: <i>11/14/17</i>	OTN/LiveScan Number <i>T 992167-1</i>	Complaint/Incident Number BN8003017C
Defendant Name:	First: ALLYSON	Middle:	Last: DELFINO F

**AFFIDAVIT of PROBABLE CAUSE**

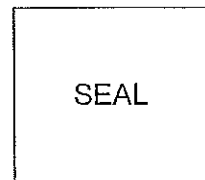
**SEE ATTACHED ADDENDUM A**

I, AGENT RENEE MAGNOTTA, BEING DULY SWORN ACCORDING TO THE LAW, DEPOSE AND SAY THAT THE FACTS SET FORTH IN THE FOREGOING AFFIDAVIT ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE, INFORMATION AND BELIEF.

*Renee Magotta*  
 \_\_\_\_\_  
 (Signature of Affiant)

Sworn to me and subscribed before me this \_\_\_\_\_ day of \_\_\_\_\_  
 \_\_\_\_\_ Date *11/14/17* \_\_\_\_\_, Magisterial District Judge

My commission expires first Monday of January,



## AFFIDAVIT of PROBABLE CAUSE

### ADDENDUM A

1. October 4, 2017, this agent received a call from Mary Jack, L.P.N., for Dr. Barry Kurtzer's medical office, located in the Mount Cobb Medical Center, 1434 Mount Cobb Road, Jefferson Township, Pa. (570) 202-6645. Dr. Barry Kurtzer has additional offices located at Greentown Medical Center, at 1623 Route 507, Greentown, Pa. 18510 (570)676-5660 and Mulberry Medical Center at 1405 Mulberry Street, Scranton, P.A. (570) 342-8199.
2. Mary Jack L.P.N. stated to this agent that a former Medical Technician of the office, identified as Allyson Delfino, generated unauthorized prescriptions via the Greentown Medical Center computer and the Mount Cobb Medical Center. The prescriptions were issued in Allyson Delfino's name, Paul Batzel (boyfriend of Allyson Delfino), Derek Delfino (adult son of Allyson Delfino), Mia Delfino (adult daughter of Allyson Delfino), and Derek Delfino (ex-husband of Allyson Delfino). Mary Jack L.P.N. advised the prescriptions were discovered after Dr. Barry Kurtzer had restricted Allyson Delfino's access to her office computer. Allyson Delfino was previously authorized to generate prescriptions, at both medical offices only with permission and direction from Dr. Barry Kurtzer.
3. Mary Jack L.P.N. advised this agent, Allyson Delfino was hired on April 3, 2017, as a Medical Technician for the Greentown Medical Center and the Mount Cobb Medical Center. Allyson Delfino was assigned to the Greentown Medical Office on Tuesdays, Thursdays, and Fridays. Allyson Delfino was scheduled at the Mount Cobb Medical Center on Mondays and Wednesdays. Allyson Delfino's duty consisted of taking a patients vital signs, patient chief complaints, updating patient medical history, summation of the patients visit, and generate prescriptions upon receiving authorization from Dr. Barry Kurtzer.
4. Mary Jack L.P.N. advised this agent an internal office investigation began when the Greentown Medical Center nurse, Amy Hammen L.P.N., heard the ambulance personnel from Commonwealth Health talking amongst themselves while doing a patient response/transport from the Greentown office. Amy Hammen L.P.N. heard ambulance personnel say to each other, "she is the one that got fired for taking meds from the ambulance". Mary Jack L.P.N. stated Amy Hammen L.P.N. didn't put a lot of thought into what she had overheard. Amy Hammen L.P.N. thought the ambulance personnel didn't personally care Allyson Delfino, or for some other reason.
5. Mary Jack L.P.N. advised this agent a few days after the ambulance personnel comments were overheard, Amy Hammen L.P.N. happened to drive past the Greentown Medical Office, on September 24, 2017, (at approximately 6:45 P.M. on a Sunday evening) and saw Allyson Delfino's vehicle parked in the office lot. Mary Jack L.P.N. stated Amy Hammen L.P.N. returned to the office a few minutes later, anticipating to stop at the office and ask why Allyson Delfino was there. Mary Jack L.P.N. stated when Amy Hammen L.P.N. returned, Allyson Delfino's vehicle was gone.

*Rm*

6. On September 25, 2017, Mary Jack L.P.N. and Amy Hammen L.P.N. collectively spoke to Dr. Barry Kurtzer with what had been heard by ambulance personnel and that Allyson Delfino's vehicle was parked at the office on a Sunday evening. Mary Jack L.P.N. and Amy Hammen L.P.N. reviewed Allyson Delfino's computerized medical chart and that of her boyfriend Paul Batzel. It was discovered Allyson Delfino had been generating controlled substance prescriptions in Allyson's Delfino's name, Paul Batzel (D.O.B. 12-1-68), Mia Delfino (D.O.B. 8-8-96), Derek Delfino Sr. (D.O.B. 4-4-73), Derek Delfino (D.O.B. 4-25-91), William Wycoff (D.O.B. 11-30-44) and Gerald Moore (D.O.B. 12-12-56). The prescriptions were generated for Oxycodone HCL (Schedule II Controlled Substance) Norco (Schedule II Controlled Substance), Zolpidem Tartrate (Ambien; Schedule IV Controlled Substance), Clonazepam (Klonopin; Schedule IV Controlled Substance), and Alprazolam (Xanax; Schedule IV Controlled Substance).
7. Mary Jack L.P.N. and Amy Hammen L.P.N. reviewed the Prescription Monitoring Program and identified the following pharmacies that were used by Allison Delfino to fill the unauthorized prescriptions. The pharmacies were; Shoprite of Daleville, located at 921 Drinker Turnpike ST. 24 Covington Township, P.A. (570) 842-7461, Rite Aid Pharmacy, located at 6 Bocchichio Boulevard, Moscow P.A., Walgreens Pharmacy, located at 1009 North 9<sup>th</sup> Street, Stroudsburg, P.A. (570) 421-5025, CVS Pharmacy located at 3016 Pa Route 940 Mt Pocono P.A. (570) 839-6670, CVS Pharmacy, located at 958 Pa Rt 390 Cresco, P.A. (570) 595-7131, Rite Aid Pharmacy, located at 3382 Rt 940, Mt Pocono P.A. (570) 839-3797, and Bills Shursave Supermarket, located in the Pocono Village Mall, Rt 611, Mt Pocono, P.A. (570) 839-7681.
8. On October 2, 2017, Mary Jack L.P.N. and Amy Hammen L.P.N. reported Allyson Delfino's unauthorized prescription activity to Dr. Barry Kurtzer. On October 2, 2017, Dr. Barry Kurtzer advised both nurses he restricted Allyson Delfino's access to the MEDENT computer program. This action prohibited Allyson Delfino from generating any prescription from her computer. The MEDENT is a computerized advanced information technology service that provides the physician's office with patient chart protection of their electronic health record. The MEDENT essentially replaces patient paper files and generates patient prescriptions.
9. On October 2, 2017, Mary Jack L.P.N. advised Allyson Delfino came to work at Dr. Barry Kurtzer's Greentown Medical office as scheduled. Allyson Delfino discovered her prescription access on her computer was restricted. Allyson Delfino became furious over the restriction. At approximately 2:00 P.M., Amy Hammen L.P.N. inadvertently left her own computer screen up and walked away for a moment. When Amy Hammen L.P.N. returned to her computer her screen was not on the computer site where she had left it. Catrina Wachtel, the office receptionist had informed Amy Hammen L.P.N. she had heard the computer printer printing. Amy Hammen L.P.N. advised Mary Jack L.P.N. that Allyson Delfino was the only person in the area. Amy Hammen L.P.N. checked the MEDENT system for recent printed prescriptions. Amy Hammen L.P.N. located a prescription in the system for Allyson Delfino's son, Derek Delfino Jr.



10. On October 2, 2017, Mary Jack L.P.N. stated Amy Hammen L.P.N. reported the Derek Delfino Jr. prescription to Dr. Barry Kurtzer. When Dr. Barry Kurtzer finished with a patient, he confronted Allyson Delfino about her unauthorized prescription activity. Allyson Delfino initially denied to Dr. Barry Kurtzer any wrongdoing, but eventually cried and said she was sorry. Dr. Barry Kurtzer terminated Allyson Delfino's employment and instructed both nurses to report the incident to authorities.

11. On October 6, 2017, Dr. Barry Kurtzer faxed a written request to all pharmacies identified via the Prescription Monitoring Program. Dr. Barry Kurtzer requested copies from every pharmacy for prescriptions that were issued to Allyson Delfino, Paul Batzel, Derek Delfino Jr., Derek Delfino Sr., Mia Delfino, William Wycoff, and Gerald Moore. Amy Hammen L.P.N. provided this agent with Dr. Barry Kurtzers written original request to the pharmacies.

12. On October 11, 2017, SNA Jerome Smith went to Shoprite of Daleville, Lackawanna County, and removed the following original prescriptions for evidentiary purposes. SNA Jerome Smith provided the pharmacist with an OAG Pharmacy Receipt for the recovered prescription.

PATIENT NAME	DATE FILLED	RX #	DRUG NAME/SCH	DOSAGE UNITS	QUANTITY	PHYSICIAN
Allyson Delfino	04/19/17	2320351	Norco (III)	5-325	90	Kurtzer
Allyson Delfino	04/19/17	4336587	Klonopin (IV)	1mg	30	Kurtzer
Allyson Delfino	04/21/17	4336587	Klonopin (IV)	1mg	30	Kurtzer
Allyson Delfino	05/03/17	4336681	Xanax (IV)	2mg	90	Kurtzer
Allyson Delfino	05/07/17	2320500	Percocet (II)	10-325	120	Kurtzer
Allyson Delfino	06/05/17	2320759	Percocet (II)	10-325	120	Kurtzer
Allyson Delfino	06/05/17	4336919	Xanax (IV)	2mg	90	Kurtzer
Allyson Delfino	06/05/17	4336918	Ambien (IV)	5mg	30	Kurtzer
Allyson Delfino	06/23/17	2320899	OxyContin (II)	10mg	90	Kurtzer
Allyson Delfino	07/07/17	2321019	OxyContin (II)	10mg	90	Kurtzer
Derek Delfino Sr.	07/28/17	2321187	OxyContin (II)	10mg	120	Kurtzer
Allyson Delfino	08/01/17	4337289	Xanax (IV)	2mg	90	Kurtzer
Allyson Delfino	08/02/17	2321224	Percocet (II)	10-325	90	Kurtzer

*RW*

Allyson Delfino	08/18/17	2321382	Percocet (II)	10-325	120	Kurtzer
Allyson Delfino	08/18/17	2321381	OxyContin (II)	15mg	120	Kurtzer
William Wyckoff	09/08/17	2321554	Norco (III)	10-325	120	Kurtzer
Derek Delfino Jr.	09/08/17	2321555	OxyContin (II)	10mg	120	Kurtzer
Allyson Delfino	09/15/17	2321609	Percocet (II)	10-325	120	Kurtzer
Derek Delfino Sr.	09/15/17	2321610	OxyContin (II)	10mg	120	Kurtzer
Mia Delfino	09/23/17	2321670	Norco (III)	10-325	120	Kurtzer

13. On October 13, 2017, SNA Jerome Smith went to Rite Aid Pharmacy, Lackawanna County, and removed the following original prescriptions for evidentiary purposes. SNA Jerome Smith provided the pharmacist with an OAG Pharmacy Receipt for the recovered prescriptions.

PATIENT NAME	DATE FILLED	RX#	DRUG NAME/SCH	DOSAGE UNITS	QUANTITY	PHYSICIAN
Paul Batzel	05/27/17	0974921	Xanax (IV)	0.5	180	Kurtzer
Paul Batzel	05/27/17	0974920	Norco (III)	10-325	90	Kurtzer
Paul Batzel	06/20/17	0978750	Norco(III)	10-325	120	Kurtzer
Paul Batzel	07/13/17	0982485	OxyContin (II)	10MG	120	Kurtzer
Mia Delfino	07/26/17	0984469	Norco (III)	10-325	120	Kurtzer
Paul Batzel	08/02/17	0985606	OxyContin (II)	15mg	120	Kurtzer
Mia Delfino	08/25/17	0989449	Norco (III)	10-325	120	Kurtzer
Allyson Delfino	09/01/17	0990675	Xanax (IV)	1MG	120	Kurtzer
Paul Batzel	09/01/17	0990677	OxyContin	10mg	120	Kurtzer
Paul Batzel	09/23/17	0994588	OxyContin	10mg	120	Kurtzer

*Re*



14. On October 12, 2017 this agent met with Amy Hammen L.P.N. at the Greentown Medical Office of Dr. Barry Kurtzer located at 1623 Route 507, Greentown, P.A. Amy Hammen L.P.N. affirmed the preceding information provided by Mary Jack L.P.N.
15. Amy Hammen L.P.N. stated Dr. Barry Kurtzer left a typed and signed statement for this agent outlining the unauthorized prescriptions that were generated by Allyson Delfino. Also, Dr. Barry Kurtzer summoned Hurst Security Company for a detailed printout of times his office was entered via security key pad and the exit time, when the alarm was reset. Amy Hammen L.P.N. provided this agent with Hurst Security Company's activity print out starting from the time Allyson Delfino was hired until the time of her termination. The Hurst Security report denotes at least ten (10) occasions on Wednesdays, Fridays, Saturdays and Sundays when the alarm was deactivated and activated. Amy Hammen L.P.N. advised some of the dates coincide with the prescription information that was retrieved from the MEDENT program. Allyson Delfino also printed out unauthorized prescriptions during her regular shift.
16. Amy Hammen L.P.N. stated on October 5, 2017, when she was cleaning out Allison Delfino's work desk at the Greentown office, Amy Hammen L.P.N. located an original printed prescription. The prescription was issued in the name of Allyson Delfino for Oxycodone-Acetaminophen (Percocet) 10-325 mg #120 count. The prescription was not authorized by Dr. Barry Kurtzer. Amy Hammen L.P.N. stated she could only assume Allyson Delfino had forgotten she had the prescription in her desk.
17. Amy Hammen L.P.N. provided this agent with a correspondence from the Pennsylvania Department of Health (which Allyson Delfino provided to the office to keep in her employee file) dated August 9, 2017. The correspondence stated Allyson Delfino had met the re-certifications requirements for a Paramedic. Amy Hammen L.P.N. advised this agent that Allyson Delfino had applied (dated August 28, 2017) for a position of Paramedic for Northampton Regional Emergency Medical Services. Amy Hammen L.P.N. stressed her concern that Allyson Delfino will take employment elsewhere and continue the same pattern of behavior.
18. On October 17, 2017, this agent spoke with Dr. Barry Kurtzer at his Greentown Medical Office. Dr. Barry Kurtzer stated to this agent his statement was composed by Amy Hammen L.P.N. and approved and signed personally by him.

*PM*

19. On October 25, 2017, this agent went to Bill's Shoprite Super Market, located at 921 Drinker Turnpike ST 24 Covington Township, P.A. (570) 842-746. This agent met with Crystal McCracken, Administrative Assistant at Bill's Shoprite Super Market, Daleville P.A. Ms. McCracken provided this agent with a pharmacy surveillance disc. The disc provided, showed Allyson Delfino at the pharmacy counter making purchases on the dates of August 18, 2017, September 15, 2017, and September 23, 2017. The three (3) dates coincide with the pharmacy signature log of "Allyson Delfino" on August 18, 2017; a prescription issued in the name of Allyson Delfino for Percocet 10-325 #120 count and Oxycontin 15mg #120 count; September 15, 2017 a prescription issued to Allyson Delfino for Percocet 10-25 mg #120 count and a prescription issued in the name of Derek Delfino Sr. OxyContin #120 count and September 23, 2107, a prescription issued in the name of Mia Delfino, for Norco 10-325 #120 count.
  
20. On October 26, 2017, this agent entered into evidence, the pharmacy surveillance disc into at the Wilkes Barre Regional Evidence Program the Inventory Number Assigned was #BN8-01436.
  
21. On October 26, 2017, this agent along with Agent Michael Maguire met with Derek Delfino Sr. at his residence located at 1015 Ehler Street Stroudsburg, P.A. Mr. Delfino agreed to meet with these agents relative to prescriptions issued in his name from Dr. Barry Kurtzer. Mr. Delfino advised when he was with his estranged wife (Allyson Delfino) a few years ago, the family were patients of Dr. Barry Kurtzer. Mr. Delfino advised he hasn't been a patient of Dr. Barry Kurtzer in over 2 or 3 years. Mr. Delfino's stated his primary care physician (Dr. Bruce Davis) is located in Stroudsburg.
  
22. Mr. Delfino stated he and Allyson Delfino have lived apart for approximately four (4) years. Mr. Delfino eluded that any communication between him and Allyson Delfino is done via each respective divorce attorney. Mr. Delfino informed these agents he doesn't know Allyson's Delfino's address or where Allyson Delfino is employed. Mr. Delfino stated he and Allyson Delfino have two adult children together; Derek Delfino Jr. (who has resided in Florida for the past 4 ½ years) and Mia Delfino who resides in Stroudsburg, and neither have had any contact with Allyson Delfino in about 4 or 5 years.

*Pm*

23. This agent reviewed the copies of prescriptions that were issued in Mr. Delfino's name. Mr. Delfino emphatically stated they were not his prescriptions, nor did he ever receive any prescription medication from Allyson Delfino. This agent showed copies of prescriptions that were issued in Derek Delfino Jr. name with an address of 871 Scott Street, Stroudsburg, P.A. Mr. Delfino informed these agents that the address was at least five (5) years ago, when Derek Delfino Jr lived in P.A. Derek Delfino Jr. has since resided in Ocala, Fla. This agent showed Mr. Delfino the copies of prescriptions that were issued in Mia Delfino's name showing an address of 1015 Elher Street, Stroudsburg. Mr. Delfino informed these agents his daughter, Mia Delfino, hasn't lived there in a long time. Mia Delfino's current address is 114 Keller Drive East Stroudsburg, P.A.
24. On October 27, 2017, this agent along with SNA Jerome Smith went to the last known residence of William Wycoff located at 5 Wycoff Way, Covington Twp., P.A. 18424. Upon arrival these agents located the residence and found it to be unoccupied. After a canvas search of the neighboring residences, these agents were able to locate a Daniel Teada (570) 842-3724. Mr. Teada informed these agents that William Wycoff was currently in the Greenridge Nursing Home. Mr. Teada elaborated by stating he had taken care of William Wycoff's day to day personal needs and had picked up prescriptions for him. Mr. Teada informed these agent that Marge Bruta, has the Power of Attorney for William Wycoff. Mr. Teada thought it would be best to contact Ms. Bruta prior to visiting Mr. Wycoff, in case Mr. Wycoff was confused.
25. SNA Jerome Smith placed a call to Ms. Bruta and informed her of these agents' intentions of speaking with Mr. Wycoff in regards to a prescription that was issued in his name on September 8, 2017. Ms. Bruta informed SNA Jerome Smith that she would meet these agents in about 30 minutes at the Greenridge Nursing Center.
26. On October 27, 2017, this agent along with SNA Jerome Smith met with Ms. Bruta at the Greenridge Nursing Center, located at 2741 Boulevard Avenue, Scranton, Pa. Ms. Bruta led these agents to Room 403, where agents were introduced to William Wycoff. This agent asked Mr. Wycoff limited questions about the last time he was at Dr. Barry Kurtzer's office in Pike County or if he recalled receiving a controlled substance prescription on September 8, 2017. Mr. Wycoff's memory of that time was faded, due to serious illness at that time.
27. Ms. Bruta interjected by stating she recalled Mr. Wycoff being in Mercy Hospital, Scranton, in the beginning part of September 2017. Ms. Bruta was sure Mr. Wycoff was discharged from the hospital to the Greenridge Nursing Center. Ms. Bruta advised when she returned home she would review Mr. Wycoff's hospital discharge papers.
28. On October 27, 2017, this agent later received a call from Ms. Bruta. Ms. Bruta stated after she reviewed Mr. Wycoff's paperwork and confirmed Mr. Wycoff was a patient in Mercy Hospital on September 8, 2017. Mr. Wycoff was transported via ambulance from the hospital directly to Greenridge Nursing Center.

Rm

29. On October 30, 2017, this agent received a call from Mia Delfino, 114 Keller Drive East Stroudsburg, P.A. Mia Delfino stated she had received this agents phone number through her father, Derek Delfino Sr. Ms. Delfino stated her father had informed her of the reason this agent was wanting to speak with her. Ms. Delfino informed this agent she hasn't spoken to her mother in approximately 3 years or more. Ms. Delfino stated a few years ago she (Mia) went to a bank in the Stroudsburg area to open a personal banking account. Ms. Delfino was informed she was unable to open an account because she already had an account in another bank that had a serious amount of overdrafts and bounced checks. Ms. Delfino stated the account was opened without her knowledge or permission by her mother, Allyson Delfino. Ms. Delfino eventually was able to clear her name but, wants nothing to do with Allyson Delfino. Mia Delfino stated she was a patient a few years ago of Dr. Barry Kurtzer's but couldn't recall the year. This agent asked Ms. Delfino if she had received any prescription medication from Dr. Barry Kurtzer or Allyson Delfino. Ms. Delfino responded that she has not received any prescription medication from Dr. Kurtzer's office or Allyson Delfino.

30. On November 1, 2017, this agent received a call from Derek Delfino Jr., 5148 North West 61 Street, Ocala, Florida, 34482; (352) 300-0423. Derek Delfino stated he has had no contact with his mother, Allyson Delfino for close to 5 years. Mr. Delfino Jr. stated his mother, "Is not of good character. She is the type of person you don't want to be around. She's a nightmare. Wherever she (Allyson) is, bad things happen". Mr. Delfino confirmed he has not received any prescription medication from Dr. Barry Kurtzer or Allyson Delfino.

NAME	TOTAL PILLS OBTAINED BY NAME
ALLYSON DELFINO	1,440
DEREK DELFINO SR	240
DEREK DELFINO JR	120
MIA DELFINO	360
WILLIAM WYCOFF	120
PAUL BATZEL	890

Grand Total for all pills from Bill's Shoprite Danville and Rite Aid Moscow 3,150

31. On November 2, 2017, this agent entered into the Wilkes Barre Regional Evidence Program the signature pharmacy logs obtained from Bills Shursave Shoprite, Davleville and Rite Aid, Moscow. Inventory number assigned was BN8-01437.