

IN THE COURT OF COMMON PLEAS OF CENTRE COUNTY, PENNSYLVANIA
CRIMINAL DIVISION

COMMONWEALTH OF PENNSYLVANIA,	:	
	:	
v.	:	
	:	
BRENDAN YOUNG	:	MJ-49303-CR-0000217-2017
	:	
DANIEL CASEY	:	MJ-49303-CR-0000220-2017
	:	
JOSEPH SALA	:	MJ-49303-CR-0000219-2017
	:	
MICHAEL BONATUCCI	:	MJ-49303-CR-0000218-2017,
	:	MJ-49305-CR-0000334-2017
	:	
NICHOLAS KUBERA	:	MJ-49303-CR-0000222-2017
	:	
JONAH NEUMAN	:	MJ-49303-CR-0000221-2017
	:	
GARY DIBILEO	:	MJ-49303-CR-0000215-2017,
	:	MJ-49305-CR-000335-2017
	:	
LUKE VISSER	:	MJ-49303-CR-0000216-2017,
	:	MJ-49305-CR-0000342-2017

NOTICE OF APPEAL

Notice is hereby given that the Commonwealth of Pennsylvania hereby appeals to the Court of Common Pleas of Centre County from the orders entered on March 28, 2018 by the Honorable Allen W. Sinclair, Magisterial District Judge. These orders have not yet been entered on the dockets, however, the orders are attached to this Notice of Appeal.

The Court of Common Pleas of Centre County has jurisdiction over this appeal pursuant to 42 Pa.C.S.A. § 932 ("Except as otherwise prescribed by any general rule adopted pursuant to section 503 (relating to reassignment of matters), each court of common pleas shall have exclusive

jurisdiction of appeals from final orders of the minor judiciary established within the judicial district.”)

Respectfully submitted,

JOSH SHAPIRO
Attorney General

JENNIFER SELBER
Executive Deputy Attorney General

KIRSTEN HEINE
Chief Deputy Attorney General

BRIAN ZARALLO
Chief Deputy Attorney General



KELLY M. SEKULA
Senior Deputy Attorney General


DATE: April 26, 2018

IN THE COURT OF COMMON PLEAS OF CENTRE COUNTY, PENNSYLVANIA
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CERTIFICATION PURSUANT TO Pa.R.A.P. 904(e)

I, Kelly M. Sekula, hereby certify that the order appealed from will terminate or substantially handicap the prosecution.



KELLY M. SEKULA
Senior Deputy Attorney General
Attorney I.D. No. 84890

DATE: April 26, 2018


IN THE COURT OF COMMON PLEAS OF CENTRE COUNTY, PENNSYLVANIA

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	:	MJ-49305-CR-0000342-2017

VERIFICATION

I, Kelly M. Sekula, hereby verify that the facts set forth in the foregoing **Notice of Appeal** are true and correct to the best of my knowledge or information and belief. This verification is given subject to the penalties of 18 Pa.C.S.A. § 4904 relating to unsworn falsification to authorities.



KELLY M. SEKULA
Senior Deputy Attorney General
Attorney I.D. No. 84899

DATE: April 26, 2018


IN THE COURT OF COMMON PLEAS OF CENTRE COUNTY, PENNSYLVANIA

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STATEMENT REGARDING TRANSCRIPT

The complete transcript has been ordered but not yet lodged of record.



KELLY M. SEKULA
Senior Deputy Attorney General
Attorney I.D. No. 84899

DATE: April 26, 2018

ATTACHMENT A

**IN THE MAGISTERIAL DISTRICT COURT 49-3-03
CENTRE COUNTY, PENNSYLVANIA**

COMMONWEALTH OF PENNSYLVANIA

Vs.

BRENDAN YOUNG

CR-217-2017

**AND NOW this 28th day of March, 2018, This
Court enters the following as it pertains to refiled
charges and or new charges from the Preliminary
Hearings on 3-23-18 through 3-27-2018:**

Title 18, 2504, Involuntary Manslaughter (M1) DISMISSED

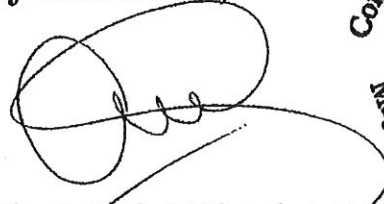
Title 18, 2705, REAP (M2), 29 counts, DISMISSED

Title 18, 903 (Conspiracy to Commit Hazing) 1ct (M3) 17' BOUND OVER

Title 18, 903 (Conspiracy to Commit Hazing) 1 ct (M3) 16' DISMISSED

Title 24, 5353 Hazing (M3) 29 counts, DISMISSED

By The Court,



**Magisterial District Judge
Allen W. Sinclair**



**IN THE MAGISTERIAL DISTRICT COURT 49-3-03
CENTRE COUNTY, PENNSYLVANIA**

COMMONWEALTH OF PENNSYLVANIA

Vs.

CR-220-2017

DANIEL CASEY

**AND NOW this 28th day of March, 2018, This
Court enters the following as it pertains to refiled
charges and or new charges from the Preliminary
Hearings on 3-23-18 through 3-27-2018:**

Title 18, 2504, Involuntary Manslaughter (M1) DISMISSED

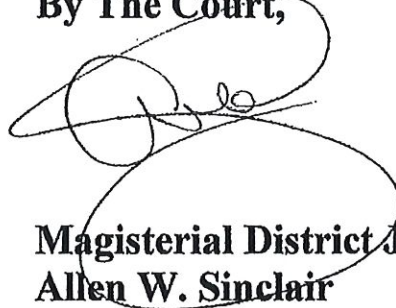
Title 18, 2705, REAP (M2), 29 counts, DISMISSED

Title 18, 903 (Conspiracy to Commit Hazing) 1ct (M3) 17' BOUND OVER

Title 18, 903 (Conspiracy to Commit Hazing) 1 ct (M3) 16' DISMISSED

Title 24, 5353 Hazing (M3) 29 counts, DISMISSED

By The Court,



**Magisterial District Judge
Allen W. Sinclair**



IN THE MAGISTERIAL DISTRICT COURT 49-3-03
CENTRE COUNTY, PENNSYLVANIA

COMMONWEALTH OF PENNSYLVANIA

Vs.

CR-219-2017

JOSEPH SALA

AND NOW this 28th day of March, 2018, This
Court enters the following as it pertains to refiled
charges and or new charges from the Preliminary
Hearings on 3-23-18 through 3-27-2018:

Title 18, 2705, REAP (M2), 14 counts, DISMISSED

Title 18, 903 (Conspiracy to Commit Hazing) 1ct (M3) 17' DISMISSED

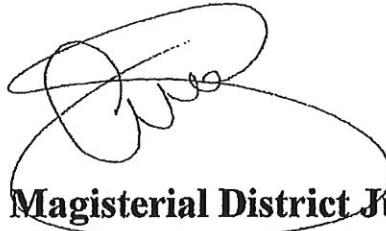
Title 18, 6310.1 a, Furnishing Minors (M3), 10 cts, DISMISSED

Title 18, 6310.1 a, Furnishing Minors (M3), 2 cts, DISMISSED

Title 47, 4-493, 1, Unlawful Acts relative to Minors, (M) 2cts DISMISSED

Title 47, 4-493, 1, Unlawful Acts relative to Minors, (M) 10 cts, DISMISSED

By The Court,



Magisterial District Judge
Allen W. Sinclair



IN THE MAGISTERIAL DISTRICT COURT 49-3-03
CENTRE COUNTY, PENNSYLVANIA

COMMONWEALTH OF PENNSYLVANIA

Vs.

MICHAEL BONATUCCI : CR-218-2017
: CR-334-2017

AND NOW this 28th day of March, 2018, This
Court enters the following as it pertains to refiled
charges and or new charges from the Preliminary
Hearings on 3-23-18 through 3-27-2018:

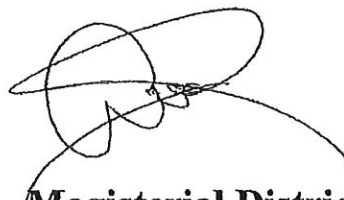
Title 18, 2705, REAP (M2), 9 counts, DISMISSED

Title 18, 903 (Conspiracy to Commit Hazing) 1ct (M3) 17' DISMISSED

Title 18, 6310.1 a, Furnishing Minors (M3), 2 cts, BOUND OVER*

Title 47, 4-493, 1, Unlawful Acts relative to Minors, (M) 2cts BOUND OVER *

By The Court,


Magisterial District Judge
Allen W. Sinclair



**IN THE MAGISTERIAL DISTRICT COURT 49-3-03
CENTRE COUNTY, PENNSYLVANIA**

COMMONWEALTH OF PENNSYLVANIA

Vs.

CR-222-2017

NICHOLAS KUBERA

**AND NOW this 28th day of March, 2018, This
Court enters the following as it pertains to refiled
charges and or new charges from the Preliminary
Hearings on 3-23-18 through 3-27-2018:**

Title 18, 2705, REAP (M2), 8 counts, DISMISSED

Title 18, 903 (Conspiracy to Commit Hazing) 1ct (M3) DISMISSED

Title 18, 6310.1 a, Furnishing Minors, (M3) DISMISSED

Title 47, 4-493,1, Unlawful acts Relative to Minors, (M) DISMISSED

By The Court,



**Magisterial District Judge
Allen W. Sinclair**



**IN THE MAGISTERIAL DISTRICT COURT 49-3-03
CENTRE COUNTY, PENNSYLVANIA**

COMMONWEALTH OF PENNSYLVANIA

Vs.

CR-221-2017

JONAH NEUMAN

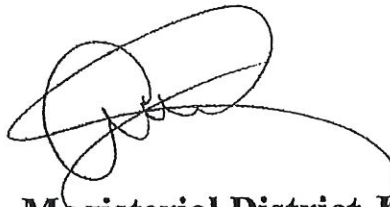
**AND NOW this 28th day of March, 2018, This
Court enters the following as it pertains to refiled
charges and or new charges from the Preliminary
Hearings on 3-23-18 through 3-27-2018:**

Title 18, 2504, Involuntary Manslaughter (M1) DISMISSED

Title 18, 2705, REAP (M2), 11 counts, DISMISSED

Title 18, 903 (Conspiracy to Commit Hazing) 1ct (M3) 17' DISMISSED

By The Court,



**Magisterial District Judge
Allen W. Sinclair**



**IN THE MAGISTERIAL DISTRICT COURT 49-3-03
CENTRE COUNTY, PENNSYLVANIA**

COMMONWEALTH OF PENNSYLVANIA

Vs.

GARY DIBILEO

:

:

CR-215-2017

:

CR-335-2017*

:

**AND NOW this 28th day of March, 2018, This
Court enters the following as it pertains to refiled
charges and or new charges from the Preliminary
Hearings on 3-23-18 through 3-27-2018:**

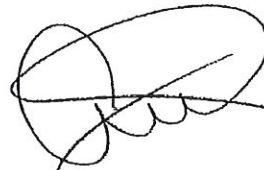
Title 18, 2504, Involuntary Manslaughter (M1), DISMISSED

Title 18, 903 (Conspiracy to Commit Hazing) 1ct (M3) 17' DISMISSED

Title 18, 6310.1 a, Furnishing Minors (M3), 5 counts, BOUND OVER*

Title 47, 4-493, Unlawful acts relative to Minors, (M) 5 counts, BOUND OVER*

By The Court,



**Magisterial District Judge
Allen W. Sinclair**



**IN THE MAGISTERIAL DISTRICT COURT 49-3-03
CENTRE COUNTY, PENNSYLVANIA**

COMMONWEALTH OF PENNSYLVANIA

Vs.

LUKE VISSER

CR-216-2017

CR-342-2017*

**AND NOW this 28th day of March, 2018, This
Court enters the following as it pertains to refiled
charges and or new charges from the Preliminary
Hearings on 3-23-18 through 3-27-2018:**

Title 18, 2504, Involuntary Manslaughter (M1), DISMISSED

Title 18, 903 (Conspiracy to Commit Hazing) 1ct (M3) 17' DISMISSED

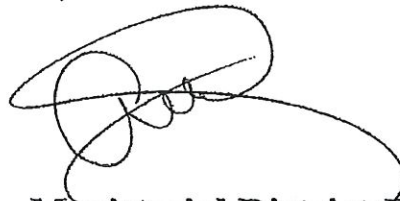
Title 18, 6310.1 a, Furnishing Minors (M3), 7 counts, BOUND OVER*

4 Dismissed

Title 47, 4-493, Unlawful acts relative to Minors, (M) 7 counts, BOUND OVER*

4 Dismissed

By The Court,



**Magisterial District Judge
Allen W. Sinclair**



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	:	
LUKE VISSER	:	MJ-49303-CR-0000216-2017,
	:	MJ-49305-CR-0000342-2017

CERTIFICATE OF SERVICE

I hereby certify that I am this day serving one copy of the foregoing NOTICE OF APPEAL
upon the persons and in the manner indicated below:

Service via email as follows:

Rocco Cipparone, Esq.	rcipparone@cipparonelaw.com
Steve Trialonis, Esq.	trialonis@mazzlaw.com
Michael Engle, Esq.	mengle@stradley.com
Andy Shubin, Esq.	shubin@statecollegelaw.com
Daniel McGee, Esq.	dmcgee@dmjklaw.com
Leonard Ambrose, Esq.	lambrose@ambroselawfirm.net
Lance T. Marshall, Esq.	ltm@statecollegecriminallawyer.com
Frank Fina, Esq.	fgflegal@outlook.com

Service by hand-delivery as follows:

Court Administrator
102 S. Allegheny St.
Bellefonte, PA 16823

Clerk of Courts
102 S. Allegheny St.
Bellefonte, PA 16823-1488

Office of the Court Reporters
102 S. Allegheny St.
Bellefonte, PA 16823

Service by first-class mail as follows:

The Honorable Allen W. Sinclair
District Court 49-3-03
118 Enterprise Drive
Philipsburg, PA 16866



KELLY M. SEKULA
Senior Deputy Attorney General

PA OFFICE OF ATTORNEY GENERAL
Criminal Law Division
Criminal Prosecutions Section
1000 Madison Avenue, Suite 310
Norristown, PA 19403
Phone: 610-631-6208
Email: ksekula@attorneygeneral.gov
DATE: April 26, 2018

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CERTIFICATE OF SERVICE

I hereby certify that I am this day serving one copy of the foregoing NOTICE OF APPEAL upon the persons and in the manner indicated below:

Service via email as follows:

Rocco Cipparone, Esq.	rcipparone@cipparonelaw.com
Steve Trialonis, Esq.	trialonis@mazzlaw.com
Michael Engle, Esq.	mengle@stradley.com
Andy Shubin, Esq.	shubin@statecollegelaw.com
Daniel McGee, Esq.	dmcgee@dmjklaw.com
Leonard Ambrose, Esq.	lambrose@ambroselawfirm.net
Lance T. Marshall, Esq.	ltm@statecollegecriminallawyer.com
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District Court 49-3-03
118 Enterprise Drive
Philipsburg, PA 16866



KELLY M. SEKULA
Senior Deputy Attorney General

PA OFFICE OF ATTORNEY GENERAL
Criminal Law Division
Criminal Prosecutions Section
1000 Madison Avenue, Suite 310
Norristown, PA 19403

Phone: 610-631-6208

Email: ksekula@attorneygeneral.gov

DATE: April 26, 2018