

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF SCHUYLKILL



**POLICE CRIMINAL COMPLAINT**  
**COMMONWEALTH OF PENNSYLVANIA**

VS.

(NAME and ADDRESS)

Magisterial District Number: **21-3-07**

DEFENDANT:

MDJ Hon. **JAMES K. REILEY**  
Address: **200 EAST ARCH ST**  
**SUITE 125**  
**POTTSVILLE, PA 17901**  
Telephone: **(570)622-9181**

<b>JOSHUA</b> <small>First Name</small>	<b>MICHAEL</b> <small>Middle Name</small>	<b>LUKACH</b> <small>Last Name</small>	<small>Gen.</small>
668 JOHN OHARA ST POTTSVILLE, PA 17901			

**NCIC Extradition Code Type**

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

**DEFENDANT IDENTIFICATION INFORMATION**

Docket Number <b>CR376-15</b>	Date Filed <b>8/7/15</b>	OTN/LiveScan Number <b>T6726510</b>	Complaint/Incident Number <b>15-07531</b>	SID <b>38609939</b>	Request Lab Service? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
<b>GENDER</b> <input checked="" type="checkbox"/> Male <input type="checkbox"/> Female	DOB <b>01/06/1997</b>	POB <b>POTTSVILLE</b>	Add'l. DOB	Co-Defendants? <input checked="" type="checkbox"/>	
<b>RACE</b> <input checked="" type="checkbox"/> White <input type="checkbox"/> Asian <input type="checkbox"/> Black <input type="checkbox"/> Native American <input type="checkbox"/> Unknown	<b>ETHNICITY</b> <input type="checkbox"/> Hispanic <input checked="" type="checkbox"/> Non-Hispanic <input type="checkbox"/> Unknown				
<b>HAIR COLOR</b> <input type="checkbox"/> Gry (Gray) <input type="checkbox"/> Red (Red/Aubn) <input type="checkbox"/> SDY (Sandy) <input type="checkbox"/> BLU (Blue) <input type="checkbox"/> PLE (Purple) <input checked="" type="checkbox"/> BRO (Brown) <input type="checkbox"/> Blk (Black) <input type="checkbox"/> Ong (Orange) <input type="checkbox"/> WHI (White) <input type="checkbox"/> XXX (Ink./Bald) <input type="checkbox"/> GRN (Green) <input type="checkbox"/> PNK (Pink) <input type="checkbox"/> Bln (Blonde / Strawberry)					
<b>EYE COLOR</b> <input type="checkbox"/> Blk (Black) <input checked="" type="checkbox"/> Blu (Blue) <input type="checkbox"/> BRO (Brown) <input type="checkbox"/> GRN (Green) <input type="checkbox"/> GRY (Gray) <input type="checkbox"/> HAZ (Hazel) <input type="checkbox"/> MAR (Maroon) <input type="checkbox"/> PNK (Pink) <input type="checkbox"/> MUL (Multicolored) <input type="checkbox"/> XXX (Unknowr)					
<b>Driver License</b>	State <b>PA</b>	License Number <b>31651942</b>	Expires	<b>WEIGHT (lbs.)</b> <b>180</b>	
<b>DNA</b>	<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	DNA Location			
<b>FBI Number</b>	<b>MNU Number</b>			<b>Ft. HEIGHT in.</b> <b>5</b> <b>10</b>	
<b>Defendant Fingerprinted</b>	<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO				
<b>Fingerprint Classification</b>					

**DEFENDANT VEHICLE INFORMATION**

Plate #	State	Hazmat <input type="checkbox"/>	Registration Sticker (MM/YY)	Comm'l Veh Ind. <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 the complaint, arrest warrant affidavit, or both, be approved by the attorney for the Commonwealth prior to filing. See PA. R. Crim. P 507.)

**ADA JOHN FEGLEY**

(Name of the attorney for the Commonwealth - Please Print or Type)

(Signature of the attorney for the Commonwealth)

**08/07/2015**

(Date)

I, **DET KIRK BECKER**

(Name of the Affiant)

of **POTTSVILLE BUREAU OF POLICE**

(Identify Department or Agency Represented and Political Subdivision)

**170/**

PSP/MPOETC - Assigned Affiant ID Number & Badge #

**PA0540700**

(Police Agency ORI Number)

do hereby state:

1.  I accuse the above named defendant who lives at the address set forth above  
 I accuse the defendant whose name is unknown to me but who is described as

I accuse the defendant whose name and popular designation 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 [ **301** ] **POTTSVILLE**  
(Subdivision Code) (Place-Political Subdivision)

**14 SOUTH TWELFTH ST POTTSVILLE (3RD WARD)**

in **SCHUYLKILL** County [ **54** ] on or about **6 AUGUST 2015 AT 0354 HRS.**  
(County Code) (Offense Date)



# POLICE CRIMINAL COMPLAINT

Docket Number <b>CR376-15</b>	Date Filed <b>8/7/15</b>	OTN/LiveScan Number <b>T 0726570</b>	Complaint/Incident Number <b>15-07531</b>
Defendant Name	First <b>JOSHUA</b>	Middle <b>MICHAEL</b>	Last <b>LUKACH</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 §§ 213. - 213.7.)

<input checked="" type="checkbox"/> Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input checked="" type="checkbox"/> Conspiracy 18 903						
<input checked="" type="checkbox"/> Lead?	<b>1</b>	<b>2502</b>	<b>A</b>	of the	<b>18</b>	<b>1</b>	<b>F1</b>	<b>0999</b>	
PennDOT Data (if applicable)	Accident Number	<input type="checkbox"/> Safety Zone		<input type="checkbox"/> Work Zone					

Statute Description (Include the name of statute or ordinance):  
**MURDER OF THE FIRST DEGREE**

Acts of the accused associated with this Offense:  
 Criminal Conspiracy to Commit Murder The actor, Joshua Lukach, on or about 6 August 2015 at approximately 0300 hrs., in the County of Schuylkill, did conspire with another person, namely, Shavinskin Thomas, that one or more of them would engage in conduct that would constitute murder of the first degree, and did agree to aid such person in the planning or commission of said crime.

<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						
<input type="checkbox"/> Lead?	<b>2</b>	<b>2502</b>	<b>A</b>	of the	<b>18</b>	<b>1</b>	<b>F1</b>	<b>0999</b>	
PennDOT Data (if applicable)	Accident Number	<input type="checkbox"/> Safety Zone		<input type="checkbox"/> Work Zone					

Statute Description (Include the name of statute or ordinance):  
**MURDER OF THE FIRST DEGREE**

Acts of the accused associated with this Offense:  
 Murder of the First Degree The actor, Joshua Lukach, on or about 6 August 215 at approximately 0300 hrs., in the County of Schuylkill, did commit a criminal homicide by an intentional killing.

<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						
<input type="checkbox"/> Lead?	<b>3</b>	<b>2502</b>	<b>B</b>	of the	<b>18</b>	<b>1</b>	<b>F1</b>	<b>0999</b>	
PennDOT Data (if applicable)	Accident Number	<input type="checkbox"/> Safety Zone		<input type="checkbox"/> Work Zone					

Statute Description (Include the name of statute or ordinance):  
**MURDER OF THE SECOND DEGREE**

Acts of the accused associated with this Offense:  
 Murder of the Second Degree The actor, Joshua Lukach, on or about 6 August 2015 at approximately 0300 hrs., in the County of Schuylkill, did commit a criminal homicide while engaged as a principal or an accomplice of a perpetration of a felony.

<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						
<input type="checkbox"/> Lead?	<b>4</b>	<b>2702</b>	<b>A1</b>	of the	<b>18</b>	<b>1</b>	<b>F1</b>	<b>1315</b>	
PennDOT Data (if applicable)	Accident Number	<input type="checkbox"/> Safety Zone		<input type="checkbox"/> Work Zone					

Statute Description (Include the name of statute or ordinance):  
**AGGRAVATED ASSAULT**

Acts of the accused associated with this Offense:  
 Aggravated Assault The actor, Joshua Lukach, on or about 6 August 2015 at approximately 0300 hrs., in the County of Schuylkill, did cause serious bodily injury intentionally, knowingly, or recklessly under circumstances manifesting extreme indifference to the value of human life.



# POLICE CRIMINAL COMPLAINT

Docket Number <b>CR376-15</b>	Date Filed <b>8/7/15</b>	OTN/LiveScan Number <b>T 672651-0</b>	Complaint/Incident Number <b>15-07531</b>
Defendant Name	First <b>JOSHUA</b>	Middle <b>MICHAEL</b>	Last <b>LUKACH</b>

<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
<input type="checkbox"/> Lead?	<b>5</b> Offense #	<b>2702</b> Section	<b>A4</b> Subsection
	<b>of the</b>	<b>18</b> PA Statute (Title)	<b>1</b> Counts
		<b>F2</b> Grade	<b>1305</b> NCIC Offense Code
			UCR/NIBRS Code
PennDOT Data (if applicable)	Accident Number	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone

Statute Description (Include the name of statute or ordinance):  
**AGGRAVATED ASSAULT**

Acts of the accused associated with this Offense:  
**AGGRAVATED ASSAULT** The actor, Joshua Lukach, on or about 6 August 2015 at approximately 0300 hrs., in the County of Schuylkill, did intentionally or knowingly cause bodily injury to another with a deadly weapon.

<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
<input type="checkbox"/> Lead?	<b>6</b> Offense #	<b>3701</b> Section	<b>A1, i</b> Subsection
	<b>of the</b>	<b>18</b> PA Statute (Title)	<b>1</b> Counts
		<b>F1</b> Grade	<b>1208</b> NCIC Offense Code
			UCR/NIBRS Code
PennDOT Data (if applicable)	Accident Number	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone

Statute Description (Include the name of statute or ordinance):  
**ROBBERY**

Acts of the accused associated with this Offense:  
**Robbery** The actor, Joshua Lukach, on or about 6 August 2015 at approximately 0300 hrs., in the County of Schuylkill, did, in the course of committing a theft, inflict serious bodily injury upon another.

<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
<input type="checkbox"/> Lead?	<b>7</b> Offense #	<b>3502</b> Section	<b>A1</b> Subsection
	<b>of the</b>	<b>18</b> PA Statute (Title)	<b>1</b> Counts
		<b>F1</b> Grade	<b>2204</b> NCIC Offense Code
			UCR/NIBRS Code
PennDOT Data (if applicable)	Accident Number	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone

Statute Description (Include the name of statute or ordinance):  
**BURGLARY**

Acts of the accused associated with this Offense:  
**Burglary** The actor, Joshua Lukach, on or about 6 August 2015 at approximately 0300 hrs., in the County of Schuylkill, did with the intent to commit a crime therein, enter a building or occupied structure that is adapted for overnight accommodations in which at the time of the offense, a person was present.

<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
<input type="checkbox"/> Lead?	<b>8</b> Offense #	<b>3503</b> Section	<b>A1(I)</b> Subsection
	<b>of the</b>	<b>18</b> PA Statute (Title)	<b>1</b> Counts
		<b>F3</b> Grade	<b>5707</b> NCIC Offense Code
			UCR/NIBRS Code
PennDOT Data (if applicable)	Accident Number	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone

Statute Description (Include the name of statute or ordinance):  
**CRIMINAL TRESPASS**

Acts of the accused associated with this Offense:  
**Criminal Trespass** The actor, Joshua Lukach, on or about 6 August 2015 at approximately 0300 hrs., in the County of Schuylkill, did knowing that he was not licensed or privileged to do so, enter into a building or occupied structure.



# POLICE CRIMINAL COMPLAINT

Docket Number <b>CR37615</b>	Date Filed <b>8/7/15</b>	OTN/LiveScan Number <b>F 612057-0</b>	Complaint/Incident Number <b>15-07531</b>
Defendant Name <b>JOSHUA</b>		Middle <b>MICHAEL</b>	Last <b>LUKACH</b>

<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						
<input type="checkbox"/> Lead?	<b>9</b>	<b>3921</b>	<b>A</b>	of the	<b>18</b>	<b>1</b>	<b>M1</b>	<b>2308</b>	
	Offense #	Section	Subsection		PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code
PennDOT Data (if applicable)	Accident Number			<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone				

Statute Description (Include the name of statute or ordinance):  
**THEFT BY UNLAWFUL TAKING OR DISPOSITION**

Acts of the accused associated with this Offense:  
**THEFT** The actor, Joshua Lukach, on or about 6 August 2015 at approximately 0300 hrs., in the County of Schuylkill, did unlawfully take or exercise unlawful control over movable property of another with intent to deprive him thereof.

<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						
<input type="checkbox"/> Lead?	<b>10</b>	<b>3925</b>	<b>A</b>	of the	<b>18</b>	<b>1</b>	<b>M1</b>	<b>2803</b>	
	Offense #	Section	Subsection		PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code
PennDOT Data (if applicable)	Accident Number			<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone				

Statute Description (Include the name of statute or ordinance):  
**RECEIVING STOLEN PROPERTY**

Acts of the accused associated with this Offense:  
**RECEIVING STOLEN PROPERTY** The actor, Joshua Lukach, on or about 6 August 2015 at approximately 0300 hrs., in the County of Schuylkill, did intentionally retain, receive or dispose of movable property of another knowing that it had been stolen.

<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						
<input type="checkbox"/> Lead?	<b>11</b>	<b>4106</b>	<b>A1II</b>	of the	<b>18</b>	<b>1</b>	<b>M1</b>	<b>2605</b>	
	Offense #	Section	Subsection		PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code
PennDOT Data (if applicable)	Accident Number			<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone				

Statute Description (Include the name of statute or ordinance):  
**ACCESS DEVICE FRAUD - UNAUTHORIZED USE**

Acts of the accused associated with this Offense:  
**Access Device Fraud** The actor, Joshua Lukach, on or about 6 August 2015 at approximately 0300 hrs., did use an access device to obtain property with knowledge that the access device was issued to another person who did not authorize its use.

<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						
<input type="checkbox"/> Lead?	<b>12</b>	<b>2705</b>		of the	<b>18</b>	<b>1</b>	<b>M2</b>	<b>1399</b>	
	Offense #	Section	Subsection		PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code
PennDOT Data (if applicable)	Accident Number			<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone				

Statute Description (Include the name of statute or ordinance):  
**RECKLESSLY ENDANGERING ANOTHER PERSON**

Acts of the accused associated with this Offense:  
**Recklessly Endangering Another Person** The actor, Joshua Lukach, on or about 6 August 2015 at approximately 0300 hrs. in the County of Schuylkill, did recklessly engage in conduct which placed another person in danger of death or serious bodily injury.



# POLICE CRIMINAL COMPLAINT

Docket Number <b>CR376-15</b>	Date Filed <b>8/7/15</b>	OTN/LiveScan Number <b>T 072657-0</b>	Complaint/Incident Number <b>15-07531</b>
Defendant Name	First <b>JOSHUA</b>	Middle <b>MICHAEL</b>	Last <b>LUKACH</b>
<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
<input type="checkbox"/> Lead?	<b>13</b> Offense #	<b>0907</b> Section	<b>A</b> Subsection
	<b>of the</b>	<b>18</b> PA Statute (Title)	<b>1</b> Counts
		<b>M1</b> Grade	<b>1399</b> NCIC Offense Code
			UCR/NIBRS Code
PennDOT Data (if applicable)	Accident Number	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
Statute Description (Include the name of statute or ordinance): <b>POSSESSING INSTRUMENTS OF CRIME</b>			
Acts of the accused associated with this Offense: Possessing Instruments of Crime The actor, Joshua Lukach, on or about 6 August 2015 at approximately 0300 hrs., in the County of Schuylkill, did possess any instrument of crime with intent to employ it criminally.			

You have a right to secure an attorney of your choice to represent you at your preliminary hearing. If you are indigent and cannot afford private counsel, free assistance of counsel will be provided by the Public Defender. Please call (570) 628-1515 if you desire a Public Defender. If you obtain private counsel, please notify this office of the name of your counsel.



# POLICE CRIMINAL COMPLAINT

Docket Number <b>CR376-16</b>	Date Filed <b>8/7/15</b>	OTN/LiveScan Number <b>T 672657-0</b>	Complaint/Incident Number <b>15-07531</b>
Defendant Name	First <b>JOSHUA</b>	Middle <b>MICHAEL</b>	Last <b>LUKACH</b>

- 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.C. 4904) relating to unsworn falsification to authorities.
- This complaint is comprised of the preceding page(s) numbered 1 through 5.

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 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.)**

August 7, 2015 (Date) Det. Kurt A. Becker (Signature of Affiant)

AND NOW, on this date 7th August 2015 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.

21-3-07  
(Magisterial District Court Number)

James K. Reilly, J.  
(Issuing Authority)





# POLICE CRIMINAL COMPLAINT

Docket Number <b>CR376-15</b>	Date Filed <b>8/7/15</b>	OTN/LiveScan Number <b>T-672651-0</b>	Complaint/Incident Number <b>15-07531</b>
Defendant Name	First <b>JOSHUA</b>	Middle <b>MICHAEL</b>	Last <b>LUKACH</b>

## AFFIDAVIT of PROBABLE CAUSE

On 6 August 2015 at 0354 hrs Pottsville Bureau of Police units responded to 14 S. 12th St. for a report of a male lying in the street. Emergency units arrived and located victim John Brock, 59, bleeding severely from multiple apparent stab and cut wounds. Life preservation measures were taken on scene and subsequently in an ambulance, but were unsuccessful and Brock died at approximately 0500hrs. A search of Brock's residence revealed that he had been stabbed in his bedroom, with two different knives being located on the second floor of the residence. Additional police units arrived and secured the scene, while a thorough search of the residence was conducted, along with a canvass of the neighborhood.

Evidence at the scene revealed blood smears on the adjacent rear porch at 12 S. 12th St., indicating that was the method of escape of the actor(s). A further search of a wooded area to the east of the victim's residence yielded two gloves discarded several feet apart in the brush, both white with blue palms and having what appeared to be blood stains on them. A search of the victim's bedroom by police showed his wallet with ID present, but empty of any money, pointing to a possible motive.

As Pottsville Bureau of Police Captain Steven Guers and Detective Kirk Becker were processing the crime scene with the assistance of The Pennsylvania State Police Forensic Services Unit, other officers began to contact businesses to locate video surveillance, and look into the contacts and history of the victim. These actions revealed that Brock had been the victim of a burglary the previous year, in which Joshua Michael Lukach and Shavinskin "Chevy" Nadar Thomas were implicated. On August 6, 2015 Pottsville Police Corporal Charles Webber and Patrolman Joseph Murton observed Lukach and Thomas walking together on Laurel Boulevard in Pottsville at approximately 0600hrs. and again in close proximity to the crime scene at about 1100 hrs. At approximately 1700hrs August 6, 2015 Chief Richard F. Wojciechowsky and Capt. John Morrow were at Lukach's residence of 668 John O'Hara Street speaking with his mother when they observed a pair of work gloves nearly identical to the pair recovered at the crime scene.

On August 7 2015 at approximately 1300 hrs Lukach was taken into custody on outstanding summary warrants and transported to City Hall, where he was Mirandized and questioned about this incident by Chief Wojciechowsky. After acknowledging his understanding of his rights as per Miranda and agreeing to continue speaking with Wojciechowsky, Lukach admitted to his role in the crime and implicated Thomas as well. During this interview, Lukach independently corroborated several points known only by the actors and police investigators. In summary, Lukach said the two decided to go to Brock's home and steal money from him in the early morning hours of August 6, 2015. Upon entering the residence through the front door, Lukach made his way to the basement where he retrieved a set of bicycle handlebars, and Thomas obtained a large knife from the kitchen. The two went upstairs to Brock's bedroom where he was awakened and immediately confronted by Thomas, according to Lukach. Thomas got on top of the victim

I, **DET KIRK BECKER (170)**, 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.

*Detective Kirk A. Becker*  
(Signature of Affiant)

Sworn to me and subscribed before me this 7<sup>TH</sup> day of August, 2015  
Date 8/7/15, *James W. [Signature]*, Magisterial District Judge

My commission expires first Monday of January, 2018





**POLICE CRIMINAL COMPLAINT**

Docket Number <b>CR 376-15</b>	Date Filed <b>8/7/15</b>	OTN/LiveScan Number <b>T 672651-0</b>	Complaint/Incident Number <b>15-07531</b>
Defendant Name	First <b>JOSHUA</b>	Middle <b>MICHAEL</b>	Last <b>LUKACH</b>

**AFFIDAVIT of PROBABLE CAUSE CONTINUATION**

and held a pillow over his head and the knife to his throat to stop Brock from seeing them and knowing their identity, while Lukach asked Brock where he kept his money. The two eventually were able to get \$200.00 and a credit card from Brock's wallet that was inside pants in a different room. They then forced Brock to give them his PIN for the credit card and used Brock's phone to call the toll free number on the card and confirm the availability of money on the card. Lukach was then reportedly directed to the first floor couch cushion, where the victim reportedly told him additional money was hidden.

While Lukach was downstairs and searching the couch, he heard activity upstairs and ran back up to find Thomas scuffling with the victim. Lukach said it was at that time that Thomas took the knife and cut the victim's throat, and Brock continued to fight. Lukach said Thomas then repeatedly stabbed the victim and when that particular knife became too weak to penetrate, Lukach got a second black utility knife that was used to "slice" the victim about his torso, arms and legs, according to Lukach.

After waiting a few minutes and hearing Brock groaning, Lukach and Thomas had the belief the victim would die, and they looked around to make sure they had not left anything behind, grabbed Brock's car keys, and fled the residence out the rear basement door. Outside they jumped several fences and fled on foot toward 11th Street at which time Lukach discarded the gloves obtained from his residence that he had been wearing and that were subsequently recovered by Pottsville Police officers. They used a shirt to wipe blood from their arms and then first went to Lukach's residence where Lukach cleaned up, changed his clothes and put the clothing he had worn in a garbage bag. They then went to Thomas' house at 517 Fairview Street where he did the same and the two then walked to an isolated area off of Peach Mountain, Pottsville where they completely burned the clothing worn during the murder. The two then walked to an ATM in the unit block of North Second Street in Pottsville and used the stolen credit card to get an additional \$60.00 before proceeding to a local store to buy food and lottery tickets with the money they had split. After using the credit card they discarded it along with additional clothing items in a sewer nearby, which was later recovered by police after speaking with Lukach. They soon learned of the crime being reported to police through the media, and walked back to the area of 12th St out of curiosity to observe what was happening at Brock's home.

Based on the preceding facts, I respectfully request a warrant of arrest be issued for Joshua Lukach for one count each of Conspiracy to Commit Murder in the 1st degree, Murder in the 1st Degree, Murder in the 2nd degree, Aggravated Assault, Aggravated Assault with a deadly weapon, Robbery, Burglary, Criminal Trespass, Theft, Receiving Stolen Property, Access Device Fraud, Recklessly Endangering Another Person, and Possessing Instruments of Crime.

*Det. Mark A. Beefer*  
 \_\_\_\_\_  
 (Signature of Affiant)

*James M. Reddy, Jr.*  
*8/7/15*

