

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF: BERKS

Magisterial District Number: 23-3-03
MDJ: Hon. Steven M. Chieffo
Address: 26 Scholl Drive
Oley, PA 19547

Telephone: (610)987-3344



POLICE CRIMINAL COMPLAINT
COMMONWEALTH OF PENNSYLVANIA

VS.

(NAME and ADDRESS):

DEFENDANT:

MATTHEW

S.

BARRASSO

First Name

Middle Name

Last Name

37 Ford Lane, Mohnton, PA 19540

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 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 | |

DEFENDANT IDENTIFICATION INFORMATION

Docket Number CR-119-19	Date Filed 6/7/19	OTN/LiveScan Number U715695-1	Complaint/Incident Number 49-1211	Request Lab Services? <input type="checkbox"/> YES <input type="checkbox"/> NO
GENDER <input checked="" type="checkbox"/> Male <input type="checkbox"/> Female	DOB 10/21/1975	POB	Add'l DOB / /	Co-Defendant(s) <input type="checkbox"/>
First Name	Middle Name	Last Name		Gen.
AKA				

RACE <input checked="" type="checkbox"/> White <input type="checkbox"/> Asian <input type="checkbox"/> Black <input type="checkbox"/> Native American <input type="checkbox"/> Unknown	ETHNICITY <input type="checkbox"/> Hispanic <input type="checkbox"/> Non-Hispanic	Hair Color <input type="checkbox"/> GRY (Gray) <input type="checkbox"/> RED (Red/Aubn.) <input type="checkbox"/> SDY (Sandy) <input type="checkbox"/> BLK (Black) <input type="checkbox"/> ONG (Orange) <input type="checkbox"/> WHI (White) <input type="checkbox"/> XXX (Unk./Bald) <input type="checkbox"/> GRN (Green) <input type="checkbox"/> BRO (Brown) <input type="checkbox"/> PLE (Purple) <input type="checkbox"/> GRN (Green) <input type="checkbox"/> GRY (Gray) <input type="checkbox"/> XXX (Unknown)
Eye Color <input type="checkbox"/> BLK (Black) <input type="checkbox"/> HAZ (Hazel) <input type="checkbox"/> BLU (Blue) <input type="checkbox"/> MAR (Maroon) <input type="checkbox"/> BRO (Brown) <input type="checkbox"/> PNK (Pink) <input checked="" type="checkbox"/> GRN (Green) <input type="checkbox"/> MUL (Multicolored)		

DNA <input type="checkbox"/> YES <input type="checkbox"/> NO	DNA Location	WEIGHT (lbs.)
FBI Number	MNU Number	
Defendant Fingerprinted <input type="checkbox"/> YES <input type="checkbox"/> NO	Fingerprint Classification:	Ft. HEIGHT In. 5 7

DEFENDANT VEHICLE INFORMATION						
Plate #	State	Haz mat <input type="checkbox"/>	Registration Sticker (MM/YY) /	Comm'l Veh. Ind. <input type="checkbox"/>	School Veh. <input type="checkbox"/>	Oth. NCIC Veh. Code
VIN	Year	Make	Model	Style	Color	Reg. same as Def. <input type="checkbox"/>

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).

CDAG REBECCA S. FRANZ
(Name of the attorney for the Commonwealth)

Rebecca S. Franz
(Signature of the Attorney for the Commonwealth)

6/7/19
(Date)

I, **H. JUSTUS BRAMBLEY, IV**
(Name of the Affiant)

528

(PSP/MPOETC -Assigned Affiant ID Number & Badge #

of **Pennsylvania Office of Attorney General**
(Identify Department or Agency Represented and Political Subdivision)
do hereby state: (check appropriate box)

PA0222400

(Police Agency ORI Number)

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 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 **[227]** **Oley Township**
(Subdivision Code) (Place-Political Subdivision)

in BERKS County

[6]
(County Code)

on or about **AND BETWEEN JULY 7, 2016 AND JUNE 12, 2017**



POLICE CRIMINAL COMPLAINT

Docket Number:	Date Filed: / /	OTN/LiveScan Number	Complaint/Incident Number 49-1211
Defendant Name:	First: MATTHEW	Middle: S.	Last: BARRASSO

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.)

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 _____					
<input checked="" type="checkbox"/>	1	4911	(a)(1)	of the	TITLE 18	3	F3		
Lead?	Offense #	Section	Subsection		PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code
PennDOT Data (if applicable)		Accident Number _____		<input type="checkbox"/> Interstate		<input type="checkbox"/> Safety Zone		<input type="checkbox"/> Work Zone	
Statute Description (include the name of statute or ordinance): TAMPERING WITH PUBLIC RECORDS OR INFORMATION, 18 PA C.S.A. § 4911 (A)(1) A FELONY OF THE THIRD DEGREE									
Acts of the accused associated with this Offense: See continuation page									

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 _____					
<input type="checkbox"/>	2	4101	(a)(1)	of the	TITLE 18	3	M1		
Lead?	Offense #	Section	Subsection		PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code
PennDOT Data (if applicable)		Accident Number _____		<input type="checkbox"/> Interstate		<input type="checkbox"/> Safety Zone		<input type="checkbox"/> Work Zone	
Statute Description (include the name of statute or ordinance): FORGERY, 18 PA C.S.A. § 4101 (A)(1) A MISDEMEANOR OF THE FIRST DEGREE									
Acts of the accused associated with this Offense: See continuation page									

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 _____					
<input type="checkbox"/>	3	4904	(a)(2)	of the	TITLE 18	3	M2		
Lead?	Offense #	Section	Subsection		PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code
PennDOT Data (if applicable)		Accident Number _____		<input type="checkbox"/> Interstate		<input type="checkbox"/> Safety Zone		<input type="checkbox"/> Work Zone	
Statute Description (include the name of statute or ordinance): UNSWORN FALSIFICATION TO AUTHORITIES, 18 PA.C.S.A. § 4904 (A)(2), A MISDEMEANOR OF THE SECOND DEGREE									
Acts of the accused associated with this Offense: See continuation page									



POLICE CRIMINAL COMPLAINT

Docket Number:	Date Filed: / /	OTN/LiveScan Number	Complaint/Incident Number 49-1211
Defendant Name:	First: MATTHEW	Middle: S.	Last: BARRASSO

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 _____					
<input type="checkbox"/>	4	721.13	(j)(1)	of the	TITLE 35	1	M		
Lead?	Offense#	Section	Subsection	PA Statute (Title)		Counts	Grade	NCIC Offense Code	UCR/NIBRS Code
PennDOT Data (if applicable)		Accident Number			<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone		<input type="checkbox"/> Work Zone	
Statute Description (include the name of statute or ordinance): TAMPERING WITH PUBLIC WATER SYSTEMS, 35 P.S. § 721.13 (J)(1), AN UNGRADED MISDEMEANOR									
Acts of the accused associated with this Offense: See continuation page									

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 _____					
<input type="checkbox"/>				of the					
Lead?	Offense#	Section	Subsection	PA Statute (Title)		Counts	Grade	NCIC Offense Code	UCR/NIBRS Code
PennDOT Data (if applicable)		Accident Number			<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone		<input type="checkbox"/> Work Zone	
Statute Description (include the name of statute or ordinance):									
Acts of the accused associated with this Offense:									

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 _____					
<input type="checkbox"/>				of the					
Lead?	Offense#	Section	Subsection	PA Statute (Title)		Counts	Grade	NCIC Offense Code	UCR/NIBRS Code
PennDOT Data (if applicable)		Accident Number			<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone		<input type="checkbox"/> Work Zone	
Statute Description (include the name of statute or ordinance):									
Acts of the accused associated with this Offense:									



POLICE CRIMINAL COMPLAINT
OFFENSE CONTINUATION PAGE

Docket Number:	Date Filed: / /	OTN/LiveScan Number	Complaint/Incident Number 49-1211
Defendant Name:	First: MATTHEW	Middle: S	Last: BARRASSO

OFFENSE DESCRIPTION CONTINUATION

Offense #1: Tampering with public records or information, 18 Pa.C.S.A. § 4911 (a)(1), a felony of the third degree. The defendant, Matthew S. Barrasso, by his own conduct or the conduct of another pursuant to 18 Pa. C.S.A. § 306, did knowingly make a false entry in, or false alteration of, any record, document or thing belonging to, or received or kept by, the government for information or record, or required by law to be kept by others for information of the government. To wit: on or about and between July 7, 2016 and June 12, 2017 in Oley Township, Berks County, Pennsylvania, the defendant, Matthew S. Barrasso, did with intent to defraud or injure Quarryville Borough and or Wyomissing Borough, and or the Pennsylvania Department of Environmental Protection, make a false alteration of three Suburban Testing Labs results reports, required to be kept by Quarryville Borough and or Wyomissing Borough for information of the DEP.

Offense #2: Forgery, 18 Pa.C.S.A. § 4101 (a)(I), a misdemeanor of the first degree. The defendant, Matthew S. Barrasso, by his own conduct or the conduct of another pursuant to 18 Pa. C.S.A. § 306, did with intent to defraud or injure anyone, or with knowledge that he is facilitating a fraud or injury to be perpetrated by anyone, alter any writing of another without his authority. To wit: on or about and between July 7, 2016 and June 12, 2017, in Oley Township, Berks County, Pennsylvania, the defendant, Matthew S. Barrasso, did with intent to defraud or injure Quarryville Borough and or Wyomissing Borough and or the Department of Environmental Protection alter three Suburban Testing Labs results reports changing "present" to "absent" for Total Coliform and or E. coli.

Offense #3: Unsworn falsification to authorities, 18 Pa.C.S.A. § 4904 (a)(2), a misdemeanor of the second degree. The defendant, Matthew S. Barrasso, by his own conduct or the conduct of another pursuant to 18 Pa. C.S.A. § 306, did with intent to mislead a public servant in performing his official function, submit or invite reliance on any writing which he knew to be forged, altered or otherwise lacking in authenticity. To wit: on or about and between July 7, 2016 and June 12, 2017 in Oley Township, Berks County, Pennsylvania, the defendant, Matthew S. Barrasso, did with intent to mislead public servants at Quarryville Borough and or Wyomissing Borough in performing their official function, submit or invite reliance on three forged Suburban Testing Labs results reports.

Offense #4: Tampering with public water systems, 35 P.S. § 721.13 (J)(1), an ungraded misdemeanor. The defendant, Matthew S. Barrasso, by his own conduct or the conduct of another pursuant to 18 Pa. C.S.A. § 306, did endanger the health of persons by knowingly introducing any contaminant into a public water system or tampering with a public water system shall be fined not more than \$50,000 or imprisoned for not more than five years, or both. To wit: on or about and between June 9, 2017 and June 12, 2017 in Oley Township, Berks County, Pennsylvania, the defendant, Matthew S. Barrasso, did endanger the health of residents of Wyomissing Borough by knowingly introducing Total Coliform and E. coli into the Wyomissing Borough public water system.



POLICE CRIMINAL COMPLAINT

Docket Number:	Date Filed: / /	OTN/LiveScan Number	Complaint/Incident Number 49-1211
Defendant Name:	First: MATTHEW	Middle: S.	Last: BARRASSO

2. 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.
3. 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.
4. This complaint consists of the preceding page(s) numbered 1 through .
5. I certify that this filing complies with the provisions of the *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania* that require filing confidential information and documents differently that non-confidential information and documents.

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.)

June 7, 2019

(Date)

(Year)

[Signature]
(Signature of Affiant)

AND NOW, on this date June 07-2019 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.

23-3-03

(Magisterial District Court Number)

[Signature]
(Issuing Authority)



**POLICE CRIMINAL COMPLAINT**

Docket Number:	Date Filed: / /	OTN/LiveScan Number	Complaint/Incident Number 49-1211
Defendant Name:	First: MATTHEW	Middle: S.	Last: BARRASSO

AFFIDAVIT of PROBABLE CAUSE

Being duly sworn according to law, your affiant, H. Justus Brambley, IV, of the Pennsylvania Office of Attorney General, Bureau of Criminal Investigations, Environmental Crimes Section, deposes and states that there is probable cause to believe that Matthew Barrasso committed the crimes described below and that an arrest warrant should be issued.

I. INTRODUCTION

1. Your affiant is a Supervisory Special Agent (SSA) assigned to the Environmental Crimes Section (ECS) and employed as a criminal investigator by the Pennsylvania Office of Attorney General (PA OAG), at 16th Floor Strawberry Square, Harrisburg, PA. Your affiant has been employed as a Special Agent in the Environmental Crimes Section from August 2015 through the present. In my position I am authorized to conduct investigations of suspected criminal violations of the PA Crimes Code and various environmental statutes.

2. On November 29, 2017, the PA OAG ECS began an investigation based on a referral from the Pennsylvania Department of Environmental Protection (DEP). The referral provided that Barrasso Excavation, Inc. (Barrasso Excavation) falsified a laboratory report for a water sample taken following the installation of a water main that was to be connected to Wyomissing Borough's water supply system. Barrasso Excavation collected the water sample for analysis as required but misreported the results to Wyomissing Borough and to the DEP. Lab results received by Barrasso Excavation indicated that the sample tested positive for total coliform and E. coli. Prior to reporting to Wyomissing Borough and the DEP, the lab results were modified by Barrasso Excavation to indicate that sample results were negative for total coliform and E. coli. Approximately forty residential connections received drinking water from the contaminated water main as a result of the falsified laboratory results.

II. INVESTIGATION

3. Your affiant determined that Barrasso Excavation is located at 1523 Memorial Highway, Oley Township, Berks County and is a Pennsylvania corporation registered with the Pennsylvania Department of State.

4. On or about February 6, 2018, your affiant interviewed Public Works and Property Manager Jim Babb and Borough Engineer Jim McCarthy of Wyomissing Borough. According to Babb and McCarthy, Barrasso Excavation, owned by Matthew Barrasso (M Barrasso), has held a total of two contracts with Wyomissing to replace water mains. One of the two contracts held by Barrasso Excavation was in 2017 for the replacement of a water main on Farr Road. The replacement of the Farr Road water main was completed on June 9, 2017 and Barrasso Excavation collected a water sample for analysis on that date. On June 12, 2017, Babb received an email from matt@barrassoexcavation.com with an attached copy of laboratory results for the sample from Suburban Testing Labs (Suburban). Results listed on the report were "absent" (negative) for both E.coli and Total Coliform.

5. On or about January 16, 2018, your affiant interviewed DEP Safe Drinking Water Supervisor Susan Werner. Werner stated that on June 26, 2017 she was informed by Babb, that results for the Farr Road sample collected by Barrasso Excavation on June 9, 2017 indicated that E.coli and Total Coliform were negative. Babb informed Werner that he received the results from Barrasso Excavation via email.

6. Werner further stated that on June 26, 2017, after she spoke with Babb, Werner then contacted Lisa Care of Suburban. Care informed Werner that results for E.coli and Total Coliform for the June 9, 2017, Farr Road sample were actually positive. Care sent Werner a copy of the results via email confirming the positive results.



POLICE CRIMINAL COMPLAINT

Docket Number:	Date Filed: / /	OTN/LiveScan Number	Complaint/Incident Number 49-1211
Defendant Name:	First: MATTHEW	Middle: S.	Last: BARRASSO

Werner stated that everything on the copy received from Babb was identical to the copy received from Care except the analytical results for E.coli and Total Coliform.

7. Werner stated that on June 27, 2017, at 9:15 AM Werner and fellow DEP employee Kris Gilham met with M Barrasso at the Reading DEP office. Werner stated that during that meeting M Barrasso informed her that an unidentified Barrasso Excavation employee altered the June 9, 2017, Farr Road analytical results for E.coli and Total Coliform changing the results from positive to negative. After the analytical results were altered, M Barrasso stated that they were then provided to Wyomissing Borough.

8. On or about March 30, 2018, your affiant interviewed Project Manager Lisa Care and President Richard Stump of Suburban. Care and Stump stated that on Friday June 9, 2017, Suburban received a water sample from Barrasso Excavation. The sample was collected by Barrasso Excavation at Farr Road on the Wyomissing Water Main for analysis of E.coli and Total Coliform. Suburban completed the analysis of Barrasso's sample on Saturday June 10, 2017. The sample results were "present" for E.coli and Total Coliform. Suburban emailed Barrasso Excavation on June 10, 2017, to notify them that the sample had been positive for E.coli and Total Coliform. Suburban's email made it clear that the results of the analysis were positive.

9. On or about August 29, 2018, your affiant interviewed William Yeastadt, Jr. Yeastadt stated that he worked for Barrasso Excavation beginning in April or May of 2016 through January 27, 2018. Yeastadt confirmed that the Barrasso Excavation shop is located at 1523 Memorial Highway, Oley, PA 19547. Yeastadt served as Barrasso Excavation's foreman for the water main replacement on Farr Road in Wyomissing in 2017. After completing the installation of the new water main of Farr Road, Yeastadt collected two water samples from the new main using plastic vials to be analyzed for Total Coliform and E.coli. Yeastadt then took the samples directly to Suburban for analysis. Results from the samples went to M Barrasso by email and or telephone. After receiving the results from Suburban, M Barrasso provided them to Babb of Wyomissing Borough. After receiving the go ahead from Babb, Yeastadt placed the new water main into service. Yeastadt was unaware that the sample had tested positive for Total Coliform and E.coli and stated, "I never would let my kid drink water with E.coli let alone someone else's."

10. On or about May 9, 2019, your affiant conducted an interview of M Barrasso. M Barrasso stated that he is the owner and President of Barrasso Excavation and that he started the business in 2005. Barrasso Excavation began to perform work on public and private water systems in 2016.

11. M Barrasso stated that after Barrasso Excavation performed a water main replacement on Farr Road in Wyomissing Borough in June of 2017, Suburban emailed him the results at email address matt@barrassoexcavation.com. M Barrasso received the email on his cell phone. When received from Suburban, the sample results report indicated that the sample was positive for Total Coliform and E.coli. M Barrasso stated that he physically cut the word "absent" from a previously received results report and taped it to the Farr Road results report overtop the word "present" for both E.coli and Total Coliform. M Barrasso stated that he scanned the altered report and emailed it to Babb of Wyomissing. M Barrasso stated that no one else at Barrasso Excavation was aware that he had altered the report. M Barrasso stated that this was the first and only time that he altered a sample results report.

12. On or about May 9, 2019, your affiant received, via email from Quarryville Borough Manager Kenneth Work, copies of Suburban sample results reports including those for sample numbers 6071933-01 collected on July 7,



POLICE CRIMINAL COMPLAINT

Docket Number:	Date Filed: / /	OTN/LiveScan Number	Complaint/Incident Number 49-1211
Defendant Name:	First: MATTHEW	Middle: S.	Last: BARRASSO

2016, and 6071734-01 collected on July 8, 2016. Both reports provided by Work listed Barrasso Excavation as the customer and were sent to the attention of Matt Barrasso. Both reports also listed S. Hess Street, Quarryville, PA as the project location. Both reports displayed a result of "absent" for both E.coli and Total Coliform.

13. On May 13, 2019, after sending the reports received from Work for verification to Suburban, your affiant received an email from Suburban President Rich Stump containing the original sample results report for sample number 6071933-01. The original report showed that the actual result for Total Coliform was "Present" rather than "absent" like the version provided to Quarryville. Stump confirmed that there appeared to be a "discrepancy on the 6071933 report." The contact person listed on the original report was M Barrasso with email address matt@barrassoexcavation.com. In addition, the sample submission paperwork submitted by M Barrasso included the comment "email ASAP need for Monday morning".

14. On May 23, 2019, your affiant received an email from Stump containing the original sample results report for sample number 6071734-01. The original report showed that the actual result for Total Coliform was "Present" rather than "absent." The contact person listed on the original report was M Barrasso with email address matt@barrassoexcavation.com. The sample submission paperwork included the comment "Please email ASAP".

III. APPLICABLE LAW

15. As a Supervisory Special Agent with the OAG, ECS, your affiant is familiar with Section 721.3 of the Safe Drinking Water Act. 35 P.S. § 721.3 provides the following definitions:

"Person." Any individual, partnership, association, company, corporation, municipality, municipal authority, political subdivision or any agency of Federal or State government. The term shall include the officers, employees and agents of any partnership, association, company, corporation, municipality, municipal authority, political subdivision or any agency of Federal or State government.

"Public water system." A system for the provision to the public of water for human consumption which has at least 15 service connections or regularly serves an average of at least 25 individuals daily at least 60 days out of the year. The term includes:

(1) Any collection, treatment, storage and distribution facilities under control of the operator of such system and used in connection with such system.

"Contaminant." Any physical, chemical, biological or radiological substance or matter in water.

16. 35 p.s. 721.13(J)(1) of the Safe Drinking Water Act provides that any person who endangers the health of persons by knowingly introducing any contaminant into a public water system or tampering with a public water system shall be fined not more than \$50,000 or imprisoned for not more than five years, or both.

17. Your affiant is familiar with 25 Pa. Code § 109.701 (d) which provides that a public water supplier shall retain on the premises of the public water system or at a convenient location near the premises the following:



POLICE CRIMINAL COMPLAINT

Docket Number:	Date Filed: / /	OTN/LiveScan Number	Complaint/Incident Number 49-1211
Defendant Name:	First: MATTHEW	Middle: S.	Last: BARRASSO

(1) Records of bacteriological and turbidity analyses which shall be kept for at least 5 years, and records of chemical analyses which shall be kept for at least 12 years.

IV. CONCLUSION

18. Based upon the above mentioned facts, your affiant has probable cause to believe that Matthew Barrasso committed criminal violations of the Pennsylvania Crimes Code and Safe Drinking Water Act as set forth in the criminal complaint, which is incorporated herein by reference.

19. As may be required by Rule 507(a) of the Pennsylvania Rules of Criminal Procedure, Rebecca Franz, Chief Deputy Attorney General, has reviewed and approved the affidavit of probable cause and the criminal complaint for the issuance of an arrest warrant.

20. Your affiant asserts and verifies that the facts contained in this affidavit are true, correct and accurate to the best of my knowledge, information and belief.

21. This information is made subject to the penalties of the Pennsylvania Crimes Code relating to unsworn falsification to authorities (18 Pa. C.S. § 4904).

I, H. JUSTUS BRAMBLEY, IV, 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.

I CERTIFY THAT THIS FILING COMPLIES WITH THE PROVISIONS OF THE CASE RECORDS PUBLIC ACCESS POLICY OF THE UNIFIED JUDICIAL SYSTEM OF PENNSYLVANIA THAT REQUIRE FILING CONFIDENTIAL INFORMATION AND DOCUMENTS DIFFERENTLY THAN NON-CONFIDENTIAL INFORMATION AND DOCUMENTS.

Matthew Barrasso 6/7/19
(Signature of Affiant)

Sworn to me and subscribed before me this 07 day of June 2019

Date

, Magisterial District Judge

My commission expires first Monday of January, 2024

