

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF: LUZERNE

Magisterial District Number: 11-1-02
MDJ: Hon. MDJ MALLOY SR
Address: 100 N Hazle Street
2nd Floor
Wilkes-Barre, PA 18702
Telephone: (570)825-8488



POLICE CRIMINAL COMPLAINT
COMMONWEALTH OF PENNSYLVANIA

DEFENDANT:
SYDNEY
First Name

VS.
(NAME and ADDRESS):
SNELLING
Middle Name Last Name

140 New Mallery Pl, Wilkes-Barre, PA 18702

NCIC Extradition Code Type

<input checked="" 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 <i>CR 288-2022</i>	Date Filed 04/28/2022	OTN/LiveScan Number <i>B 282471-0</i>	Complaint/Incident Number GVS-220028	Request Lab Services? <input type="checkbox"/> YES <input type="checkbox"/> NO
GENDER <input type="checkbox"/> Male <input checked="" type="checkbox"/> Female	DOB 01/22/1974	POB NY	Add'l DOB / /	Co-Defendant(s) <input type="checkbox"/>
First Name		Middle Name		Last Name
AKA				
RACE <input type="checkbox"/> White <input type="checkbox"/> Asian <input checked="" type="checkbox"/> Black <input type="checkbox"/> Native American <input type="checkbox"/> Unknown	ETHNICITY <input checked="" type="checkbox"/> Hispanic <input type="checkbox"/> Non-Hispanic <input type="checkbox"/> Unknown			
Hair Color <input type="checkbox"/> GRY (Gray) <input checked="" type="checkbox"/> BLK (Black) <input type="checkbox"/> BLN (Blonde / Strawberry)	<input type="checkbox"/> RED (Red/Aubn.)	<input type="checkbox"/> SDY (Sandy)	<input type="checkbox"/> WHI (White)	<input type="checkbox"/> XXX (Unk./Bald)
Eye Color <input type="checkbox"/> BLK (Black) <input type="checkbox"/> HAZ (Hazel)	<input type="checkbox"/> BLU (Blue)	<input checked="" type="checkbox"/> BRO (Brown)	<input type="checkbox"/> GRN (Green)	<input type="checkbox"/> MUL (Multicolored)
DNA <input type="checkbox"/> YES <input type="checkbox"/> NO	DNA Location			WEIGHT (lbs.) 190
FBI Number	MNU Number			Ft. HEIGHT In. 5 7
Defendant Fingerprinted <input type="checkbox"/> YES <input type="checkbox"/> NO	Fingerprint Classification:			

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	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).

Deputy DA
(Name of the attorney for the Commonwealth)

Daniel Zala
(Signature of the attorney for the Commonwealth)

04/28/2022
(Date)

I, <u>NA BLOCK AND DET. W PATTON</u> (Name of the Affiant)	<u>740/303660</u> (PSP/MPOETC -Assigned Affiant ID Number & Badge #)
of <u>Pennsylvania Office of Attorney General</u> (Identify Department or Agency Represented and Political Subdivision)	<u>PA0222400</u> (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 [_____] <u>38 Irving Street, Wilkes-Barre Pa</u> (Subdivision Code) (Place-Political Subdivision)	
in <u>LUZERNE</u> County (County Code)	on or about <u>6/16/2014 THROUGH 9/21/2015</u>



POLICE CRIMINAL COMPLAINT

Docket Number:	Date Filed: 4/28/22	OTN/LiveScan Number	Complaint/Incident Number GVS-220028
Defendant Name:	First: SYDNEY	Middle:	Last: SNELLING

<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"/>	4	6111	(G)(4)ii	of the	18	21	F2		
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): **SALE OR TRANSFER OF FIREARMS**

Acts of the accused associated with this Offense: Any person, licensed dealer, licensed manufacturer or licensed importer who knowingly or intentionally sells, delivers or transfers a firearm under circumstances intended to provide a firearm to any person who is unqualified or ineligible to control, possess or use a firearm commits a felony. TO WIT: During 6/16/2014 THROUGH 9/21/2015 SNELLING did knowingly and intentionally purchase and transferred 21 additional handguns to other persons not to possess firearms.

<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 _____
---	--	---	---	---

<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:

<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"/>				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
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Statute Description (include the name of statute or ordinance):

Acts of the accused associated with this Offense:



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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 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"/>	1	6111	(G)(1)	of the	18	1	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): **SALE OR TRANSFER OF FIREARMS**

Acts of the accused associated with this Offense: Any person, licensed dealer, licensed manufacturer or licensed importer who knowingly or intentionally sells, delivers or transfers a firearm under circumstances intended to provide a firearm to any person who is unqualified or ineligible to control, possess or use a firearm commits a felony. TO WIT: During 6/16/2014 THROUGH 9/21/2015 SNELLING did knowingly and intentionally purchase and transferred 1 handgun to other people not to possess firearms.

<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 _____
---	--	---	---	---

<input type="checkbox"/>	2	6111	(G)(1)	of the	18	21	F2		
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			

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<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"/>	3	6111	(G)(4)	of the	18	1	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): **SALE OR TRANSFER OF FIREARMS**

Acts of the accused associated with this Offense: Any person, licensed dealer, licensed manufacturer or licensed importer who knowingly or intentionally sells, delivers or transfers a firearm under circumstances intended to provide a firearm to any person who is unqualified or ineligible to control, possess or use a firearm commits a felony. TO WIT: During 6/16/2014 THROUGH 9/21/2015 SNELLING did knowingly and intentionally purchase and transferred 1 handgun to other persons not to possess firearms.



POLICE CRIMINAL COMPLAINT

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Defendant Name:	First: SYDNEY	Middle:	Last: SNELLING

- 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 .
- 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.

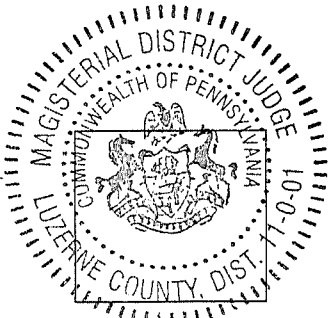
The acts committed by the accused, as listed and hereafter, were against the peace and dignity of the Commonwealth of Pennsylvania and were contrary to the Act(s) of the Assembly, or in violation of the statutes cited.
(Before a warrant of arrest can be issued, an affidavit of probable cause must be completed, sworn to before the issuing authority, and attached.)

NA Block
 (Signature of Affiant)

(Date) _____ (Year) _____
 AND NOW, on this date 4/20/22 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.

11-1-02
 (Magisterial District Court Number)

[Signature]
 (Issuing Authority)





Docket Number:	Date Filed: 4/25/22	OTN/LiveScan Number	Complaint/Incident Number GVS-220028
Defendant Name:	First: SYDNEY	Middle:	Last: SNELLING

AFFIDAVIT of PROBABLE CAUSE

Your Affiant, Agent Daniel Block (NA Block), being duly sworn, deposes and says, I am Narcotics Agent employed by the Office of Attorney General, Bureau of Narcotics Investigation and Drug Control (OAG-BNI) assigned to the Gun Violence Section since 2020. As such, I am tasked with investigating violations of the Pennsylvania Crimes Code including Violations of the Uniform Firearms Act (18 Pa.C.S.A. § 6105, 6106), illegal firearm transfers and straw purchases (18 Pa.C.S.A. § 6111) and violations of the Controlled Substance, Drug, Device and Cosmetic Act of April 1972, P.L. 233, No. 64, 35 P.S. §780-101 et. seq., Corrupt Organizations (18 Pa. C.S.A. §911) and charges recommended by a statewide investigating grand jury. Your Affiant has participated in numerous illegal firearm trafficking, straw purchase investigations, narcotic investigations and related search and arrest warrants throughout the Commonwealth. I am currently detailed to the Bureau of Alcohol, Tobacco and Firearms Task Force as a federal task force officer and am tasked with investigating both state and federal violations relative to firearms trafficking, straw purchasing and felons in possession of firearms.

Prior to my current assignment in gun trafficking, your Affiant investigated internet crimes for the OAG against children since December of 2012. I actively participated in numerous investigations throughout the Commonwealth of Pennsylvania dealing with online solicitations for sexual offenses and/or attempted sexual offenses with minors in addition to unlawful contact with minors, sexual abuse of children and criminal use of communications facilities. Your Affiant has conducted international criminal investigations, including kidnappings, and other crimes of violence. I was also a Task Force Officer with Homeland Security Investigations Child Exploitation/Trafficking Group. Prior to joining the OAG as an agent, your Affiant worked uniform patrol, starting in 1999, for the St. Louis County Police Department, St. Louis Missouri. Your Affiant completed the Class "A" Pennsylvania State Police Wiretapping and Electronic Surveillance Training School as mandated in Section 5742 of Act 18, Pa.C.S.A., 5701 et seq. I have authored hundreds of search and arrest warrants in my capacity as a police officer, narcotics officer, task force officer and plainclothes agent.

Your Co-Affiant Detective William Patton is employed by the Luzerne County District Attorney's office. Detective Patton is certified municipal police officer. As such, he has been a certified police for over 25 years, has conducted numerous felony investigations involving firearms, narcotic and related felony investigations.

The information contained in this affidavit is based upon my personal observations and investigation, information relayed to me by other special agents, detectives, police officers and/or other law enforcement agents, as well as official reports of law enforcement. Because this affidavit is being submitted for the limited purpose of establishing probable cause to arrest and/or securing authorization for a search warrant, I have not included every fact known to me concerning this investigation.

Your Affiants, being duly sworn according to law, depose and say:

HSI Philadelphia National Security Investigations Group (NSIG) received information in the summer of 2020 indicating that Sydney SNELLING DOB: 1/22/1974 may be committing known but unnamed offenses. Initial investigation determined that SNELLING was residing in Luzerne County, Pennsylvania. During the investigation HSI became aware of SNELLING's multiple firearms purchases and contacted your Affiants in January of 2022.

In my training, knowledge and experience, I know that the purchase of multiple firearms, sometimes on the same day, some of the same exact type, purchased in a short amount of time, is a strong indicator of straw purchasing, illegal transfer of firearms and criminal activity.

Whenever handguns are sold or transferred as per Federal and Pennsylvania State laws a background check is required and this transaction must be conducted through a Federal Firearms Licensee ("FFL"). Whenever handgun purchases or transfers are completed through an FFL and the firearm is then transferred to someone else, (not utilizing a FFL or a background check) this is commonly referred to as a "Straw Purchase" meaning an

MS 4/28/22



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Defendant Name:	First: SYDNEY	Middle:	Last: SNELLING

intentional act to avoid a lawful purchase or transfer and a violation of Pennsylvania Crimes Code Section 6111 Sale or Transfer of Firearms.

Your Affiants are aware, through investigation that SNELLING had purchased the below listed handguns from 2014 to 2015:

Make, Caliber, Serial, Date of Sale, Dealer

1. SKY, 9mm, 270357, 9/21/2015, Nimrod Haven Firearms
2. KHR, 9mm, I53503, 4/2/2015, Gun Hippo
3. KHR, .380, RJ3965, 3/3/2015, Shawnee Guns
4. CAC, 44, 1442859, 2/5/2015, Nimrod Haven Firearms
5. ZAS, 357, 54805, 9/30/2014, Gun Hippo
6. TAS, 38, XE86414, 9/30/2014, Nimrod Haven Firearms
7. AEI, .380, C60184, 9/19/2014, Shawnee Guns
8. AEI, .380, C81747, 9/10/2014, Gun Hippo
9. JTC, .380, L7401, 8/21/2014, Nimrod Haven Firearms
10. SR, 9mm, 30777960, 8/14/2014, Shawnee Guns
11. SR, 9mm, 30155664, 8/12/2014, Shawnee Guns
12. GLC, 9mm, PYS819, 8/12/2014, Gun Hippo
13. SKY, 9mm, 131709 7/25/2014, Shawnee Guns
14. HIH, 45, X4243948, 7/24/2014, Nimrod Haven Firearms
15. KJC, 9mm, AA4804, 7/18/2014, Shawnee Guns
16. KTC, 9mm, 114166, 7/12/2014, Nimrod Haven Firearms
17. SKY, 9mm, 116779, 7/12/2014, Nimrod Haven Firearms
18. SKY, 9mm, 131748, 7/12/2014, Shawnee Guns
19. JMZ, .380, 288396, 7/1/2014, Gun Hippo
20. KTC, 9mm, AW487, 7/1/2014, Nimrod Haven Firearms
21. SKY, 9mm, 116896, 6/26/2014, Nimrod Haven Firearms
22. JMZ, .380, 298198, 6/16/2014, Gun Hippo

On March 11, 2022, your Affiants met with SNELLING at the Wilkes-Barre BNI office.

At approximately 3:08PM, SNELLING was informed of his Rights per Miranda, by SA Block, then was given the opportunity to read the PA OAG Miranda form himself. SNELLING stated he understood his Miranda Rights, signed the PA OAG Miranda form, then stated he wished to be cooperative with investigators. The PA OAG Miranda form was saved to file. This interview took place in the Wilkes-Barre BNI conference room with SNELLING seated, no restraints or handcuffs were used.

SNELLING was asked about the above listed firearms that he had purchased. He admitted he was not in possession of those firearms and identified a person he knew as "Facts" as "JAY MARTINEZ" (SNELLING described "FACTS" to be a Hispanic male now in his late 20s. Investigators know "FACTS" to be BRANDON MARTINEZ, dob 04/24/2996.) According to SNELLING he took MARTINEZ in, letting him live with him (at 38 Irving Street, Wilkes-Barre PA), for approximately one year between 2014 and 2015 as MARTINEZ had nowhere to go and they had both previously lived in the Bushwick section of Brooklyn, New York.

[Handwritten Signature] 4/28/22

[Handwritten Signature]
WAP



POLICE CRIMINAL COMPLAINT

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SNELLING stated that MARTINEZ informed SNELLING that had been arrested for felony charges for possession with intent to sell narcotics and MARTINEZ needed a place to live. MARTINEZ moved in with SNELLING in late 2014. MARTINEZ lived with SNELLING from late 2014 through late 2015. During that time MARTINEZ saw that SNELLING's guns and asked if he could have some. SNELLING stated that eventually he purchased twenty to twenty-five (20-25) handguns for MARTINEZ. SNELLING stated he would typically purchase a handgun for roughly \$375 from the FFL and then MARTINEZ would pay him roughly \$400 per handgun.

SNELLING stated he primarily purchased 9mm and .380 handguns for MARTINEZ. SNELLING stated he would purchase the handguns from the FFLs then take them back to his residence at the time (38 Irving Street, Wilkes-Barre PA), where MARTINEZ would take possession of the handguns.

SNELLING was reminded of question 21a of the Federal 4473 form. Question 21a articulates the following, "You are the actual transferee/buyer of the firearm". SNELLING was asked if he checked "Yes", indicating he was the actual buyer of the firearm. SNELLING stated that he did check "yes" and that he was lying, he knew the firearms were not for him and were for another person, specifically MARTINEZ.

SNELLING was reminded of question 33 of the State Police Record of Sale form. Question 33 articulates the following, "You are the actual transferee/buyer of the firearm". SNELLING was asked if he checked "Yes", indicating he was the actual buyer of the firearm. SNELLING stated that he did check "yes" and that he was lying, he knew the firearms were not for him and were for another person, specifically MARTINEZ.

SNELLING stated that he knew at the time he was buying handguns for MARTINEZ, he (SNELLING) knew MARTINEZ could not purchase firearms legally due to his criminal charges.

A criminal history check of MARTINEZ revealed the following:
 NAME: MARTINEZ, BRANDON MARIO OTN: L949528-6
 ASSOCIATED OTN(S): T667465-1
 ARRESTED: 2015/06/19 PA0400800 KINGSTON PD
 DISPO DATE: 2017/09/18
 DISTRICT JUSTICE: 11105
 CS13A30 MANUFACTURE ETC. OF CONTROLLED SUBSTANCE BY PERSON NOT REGISTERED, OR A PRACTITIONER NOT REGISTERED CREATING, ETC. A COUNTERFEIT CONTROLLED SUBSTANCE
 PLEAD GUILTY 002 YRS - 004

The above conversation was recorded with SNELLING'S consent and saved to file.

It should be noted, this illegal activity occurred in Luzerne County.

[Handwritten Signature] 4/28/22

[Handwritten Signature] Page 1 of 1



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Based on the totality of the foregoing information, circumstances and reasonable inferences to be drawn therefrom, your Affiant submits that there is probable cause for the filing of this criminal complaint charging Sydney SNELLING DOB: 1/22/1974 an adult male, with the aforementioned felonies described above among other offenses.

I, NA BLOCK AND DET. W PATTON, 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 THAT NON-CONFIDENTIAL INFORMATION AND DOCUMENTS.

NA Block *William Patton*
(Signature of Affiant)

Sworn to me and subscribed before me this 28 day of April 2022
Date *NA*, Magisterial District Judge

My commission expires first Monday of January, 2024

