

# COURT OF COMMON PLEAS OF ALLEGHENY COUNTY

## DOCKET

Docket Number: CP-02-CR-0000303-2021

## CRIMINAL DOCKET

Court Case



Commonwealth of Pennsylvania

v.

Francis Fiore Presto

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### CASE INFORMATION

<u>Judge Assigned:</u> Borkowski, Edward J.	<u>Date Filed:</u> 02/08/2021	<u>Initiation Date:</u> 01/28/2021
<u>OTN:</u> G 881615-0	<u>LOTN:</u>	<u>Originating Docket No:</u> MJ-05216-CR-0000028-2021
<u>Initial Issuing Authority:</u> Michael W. Thatcher	<u>Final Issuing Authority:</u> Michael W. Thatcher	
<u>Arresting Agency:</u> Allegheny County Police Department	<u>Arresting Officer:</u> Perna, Benjamin G.	
<u>Complaint/Citation No.:</u> CR 2395-20	<u>Incident Number:</u>	
<u>Case Local Number Type(s)</u>	<u>Case Local Number(s)</u>	

### STATUS INFORMATION

<u>Case Status:</u> Adjudicated	<u>Status Date:</u>	<u>Processing Status:</u>	<u>Complaint Date:</u> 01/28/2021
	04/23/2021	Awaiting Completion of ARD Program	
	03/22/2021	Awaiting ARD Hearing	
	02/08/2021	Awaiting Formal Arraignment	
	02/08/2021	Awaiting Filing of Information	

### CALENDAR EVENTS

<u>Case Calendar</u>	<u>Schedule</u>	<u>Start</u>	<u>Room</u>	<u>Judge Name</u>	<u>Schedule</u>
<u>Event Type</u>	<u>Start Date</u>	<u>Time</u>			<u>Status</u>
Formal Arraignment	03/23/2021	11:00 am	519 Courthouse		Scheduled
ARD Hearing	04/23/2021	7:00 am	Courtroom 313	Judge Edward J. Borkowski	Scheduled

### DEFENDANT INFORMATION

Date Of Birth: 09/10/1941      City/State/Zip: South Park, PA 15129

### CASE PARTICIPANTS

<u>Participant Type</u>	<u>Name</u>
Defendant	Presto, Francis Fiore

### BAIL INFORMATION

**Presto, Francis Fiore** **Nebbia Status: None**

<u>Bail Action</u>	<u>Date</u>	<u>Bail Type</u>	<u>Percentage</u>	<u>Amount</u>	<u>Bail Posting Status</u>	<u>Posting Date</u>
Set	02/01/2021	ROR		\$0.00		

### CHARGES

<u>Seq.</u>	<u>Orig Seq.</u>	<u>Grade</u>	<u>Statute</u>	<u>Statute Description</u>	<u>Offense Dt.</u>	<u>OTN</u>
1	1	F3	18 § 7611 §§ A1	Unlaw. Use of Computer - Access to Disrupt Funct.	08/21/2020	G 881615-0
2	2	F3	25 § 3527	Interference With Primaries/Elections	08/21/2020	G 881615-0
3	3	M2	25 § 3517	Forging And Destroying Ballots	08/21/2020	G 881615-0

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### DISPOSITION SENTENCING/PENALTIES

Disposition

<u>Case Event</u>	<u>Disposition Date</u>	<u>Final Disposition</u>	
<u>Sequence/Description</u>	<u>Offense Disposition</u>	<u>Grade</u>	<u>Section</u>
<u>Sentencing Judge</u>	<u>Sentence Date</u>	<u>Credit For Time Served</u>	
<u>Sentence/Diversion Program Type</u>	<u>Incarceration/Diversionary Period</u>	<u>Start Date</u>	
<u>Sentence Conditions</u>			
<b>Waived for Court (Lower Court)</b>	Defendant Was Present		
Lower Court Disposition	02/01/2021	Not Final	
1 / Unlaw. Use of Computer - Access to Disrupt Funct.	Waived for Court (Lower Court)	F3	18 § 7611 §§ A1
2 / Interference With Primaries/Elections	Waived for Court (Lower Court)	F3	25 § 3527
3 / Forging And Destroying Ballots	Waived for Court (Lower Court)	M2	25 § 3517
<b>Proceed to Court</b>	Defendant Was Not Present		
Information Filed	03/19/2021	Not Final	
1 / Unlaw. Use of Computer - Access to Disrupt Funct.	Proceed to Court	F3	18 § 7611 §§ A1
2 / Interference With Primaries/Elections	Proceed to Court	F3	25 § 3527
3 / Forging And Destroying Ballots	Proceed to Court	M2	25 § 3517
<b>ARD - County Open</b>			
ARD Hearing	04/23/2021	Not Final	
1 / Unlaw. Use of Computer - Access to Disrupt Funct.	ARD - County	F3	18 § 7611 §§ A1
ARD	24.00 Months		04/23/2021
Non DUI - All court costs payable as determined by and through the Department of Court Records, Criminal Division. Actor to complete 250 hours of Community Service within 18 months of the hearing. All Summary Offense(s) are hereby withdrawn.			
2 / Interference With Primaries/Elections	ARD - County	F3	25 § 3527
ARD	24.00 Months		04/23/2021
Non DUI - All court costs payable as determined by and through the Department of Court Records, Criminal Division. Actor to complete 250 hours of Community Service within 18 months of the hearing. All Summary Offense(s) are hereby withdrawn.			
3 / Forging And Destroying Ballots	ARD - County	M2	25 § 3517
ARD	24.00 Months		04/23/2021
Non DUI - All court costs payable as determined by and through the Department of Court Records, Criminal Division. Actor to complete 250 hours of Community Service within 18 months of the hearing. All Summary Offense(s) are hereby withdrawn.			

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### COMMONWEALTH INFORMATION

Name: Allegheny County District Attorney's  
Office, Criminal Division  
Prosecutor

Supreme Court No:

Phone Number(s):

412-350-4403 (Phone)

Address:

436 Grant Street  
Allegheny County Court House  
Pittsburgh, PA 15219

### ATTORNEY INFORMATION

Name: Paul Joseph Giuffre  
Private

Supreme Court No: 058778

Rep. Status: Active

Phone Number(s):

412-781-7900 (Phone)

412-281-4200 (Office)

412-471-8500 (Office)

Address:

221 Commercial Ave  
Ste 200  
Pittsburgh, PA 15215

Representing: Presto, Francis Fiore

### ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
1	02/01/2021		Thatcher, Michael W.
Bail Set - Presto, Francis Fiore			
1	02/08/2021		Court of Common Pleas - Allegheny County
Original Papers Received from Lower Court			
Allegheny County District Attorney's			
Office, Criminal Division			
02/08/2021	eService		Served
2	02/08/2021		Criminal Division - Allegheny
Formal Arraignment Scheduled 03/23/2021 11:00AM			
Allegheny County District Attorney's			
Office, Criminal Division			
02/08/2021	eService		Served
1	03/19/2021		Giuffre, Paul Joseph
Entry of Appearance			
Allegheny County District Attorney's			
Office, Criminal Division			
03/19/2021	eNotice		Notified
2	03/19/2021		Commonwealth of Pennsylvania
Information Filed			

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### ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
<u>Service To</u>	<u>Service By</u>		
<u>Issue Date</u>	<u>Service Type</u>	<u>Status Date</u>	<u>Service Status</u>
Allegheny County District Attorney's Office, Criminal Division			
03/19/2021	eService		Served
Giuffre, Paul Joseph			
03/19/2021	eService		Served
-----			
1	04/12/2021		Borkowski, Edward J.
Waiver of Pa.R.Crim.P. 600/1013 (Prompt Trial)			
Allegheny County District Attorney's Office, Criminal Division			
04/12/2021	eService		Served
Giuffre, Paul Joseph			
04/12/2021	eService		Served
-----			
1	04/13/2021		Court of Common Pleas - Allegheny County
Penalty Assessed			
-----			
2	04/13/2021		Court of Common Pleas - Allegheny County
Itemized Account of Fines, Costs, Fees, and Restitution			
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1	04/23/2021		Borkowski, Edward J.
Order Granting Motion to Admit Defendant into ARD Program			
Allegheny County District Attorney's Office, Criminal Division			
04/23/2021	eService		Served
Giuffre, Paul Joseph			
04/23/2021	eService		Served
-----			
1	05/12/2021		Court of Common Pleas - Allegheny County
Penalty Satisfied			
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### CASE FINANCIAL INFORMATION

Last Payment Date: 05/12/2021

Total of Last Payment: -\$129.25

Presto, Francis Fiore Defendant	<u>Assessment</u>	<u>Payments</u>	<u>Adjustments</u>	<u>Non Monetary Payments</u>	<u>Total</u>
<b>Costs/Fees</b>					
ATJ	\$6.00	(\$6.00)	\$0.00	\$0.00	\$0.00
Booking Center Fee (Allegheny)	\$200.00	(\$200.00)	\$0.00	\$0.00	\$0.00
CJES	\$2.50	(\$2.50)	\$0.00	\$0.00	\$0.00
Child Care Facility Fee (Allegheny)	\$5.00	(\$5.00)	\$0.00	\$0.00	\$0.00
Commonwealth Cost - HB627 (Act 167 of 1992)	\$22.40	(\$22.40)	\$0.00	\$0.00	\$0.00
Costs of Prosecution - CJEA	\$50.00	(\$50.00)	\$0.00	\$0.00	\$0.00
County Court Cost (Act 204 of 1976)	\$32.70	(\$32.70)	\$0.00	\$0.00	\$0.00
Court Technology Fee (Allegheny)	\$5.50	(\$5.50)	\$0.00	\$0.00	\$0.00
Crime Victims Compensation (Act 96 of 1984)	\$35.00	(\$35.00)	\$0.00	\$0.00	\$0.00
DNA Detection Fund (Act 185-2004)	\$250.00	(\$250.00)	\$0.00	\$0.00	\$0.00
Dept of Records - ARD (Allegheny)	\$17.50	(\$17.50)	\$0.00	\$0.00	\$0.00
Dept of Records - ARD (Allegheny)	\$157.50	(\$157.50)	\$0.00	\$0.00	\$0.00
Domestic Violence Compensation (Act 44 of 1988)	\$10.00	(\$10.00)	\$0.00	\$0.00	\$0.00
Firearm Education and Training Fund	\$5.00	(\$5.00)	\$0.00	\$0.00	\$0.00
JCPS	\$21.25	(\$21.25)	\$0.00	\$0.00	\$0.00
Judicial Computer Project	\$8.00	(\$8.00)	\$0.00	\$0.00	\$0.00
Law Library User Fee (Allegheny)	\$7.00	(\$7.00)	\$0.00	\$0.00	\$0.00
OAG - JCP	\$2.50	(\$2.50)	\$0.00	\$0.00	\$0.00
OSP (Allegheny/State) (Act 35 of 1991)	\$540.00	(\$540.00)	\$0.00	\$0.00	\$0.00
OSP (Allegheny/State) (Act 35 of 1991)	\$540.00	(\$540.00)	\$0.00	\$0.00	\$0.00
Record Management Fee (Allegheny)	\$3.30	(\$3.30)	\$0.00	\$0.00	\$0.00
Record Management Fee (Allegheny)	\$2.20	(\$2.20)	\$0.00	\$0.00	\$0.00
State Court Costs (Act 204 of 1976)	\$14.90	(\$14.90)	\$0.00	\$0.00	\$0.00
Use of County (Non-Conviction) (Allegheny)	\$4.00	(\$4.00)	\$0.00	\$0.00	\$0.00
Victim Witness Service (Act 111 of 1998)	\$25.00	(\$25.00)	\$0.00	\$0.00	\$0.00
ARD Admin Fee - DA (Allegheny)	\$200.00	(\$200.00)	\$0.00	\$0.00	\$0.00
ARD Admin Fee - PTS (Allegheny)	\$250.00	(\$250.00)	\$0.00	\$0.00	\$0.00
ARD Expungement Filing Fee (Act 5 of 2016) - Alleg	\$33.00	(\$33.00)	\$0.00	\$0.00	\$0.00
ARD Expungement Filing Fee (Act 5 of 2016) - Alleg	\$33.00	(\$33.00)	\$0.00	\$0.00	\$0.00

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<b>Presto, Francis Fiore</b> Defendant	<u>Assessment</u>	<u>Payments</u>	<u>Adjustments</u>	<u>Non Monetary</u> <u>Payments</u>	<u>Total</u>
ARD Expungement Filing Fee (Act 5 of 2016) - Alleg	\$33.00	(\$33.00)	\$0.00	\$0.00	\$0.00
ARD Expungement Filing Fee (Act 5 of 2016) - Alleg	\$33.00	(\$33.00)	\$0.00	\$0.00	\$0.00
Expungements (Allegheny)	\$90.00	(\$90.00)	\$0.00	\$0.00	\$0.00
Expungements (Allegheny)	\$10.00	(\$10.00)	\$0.00	\$0.00	\$0.00
Prob/Parole Admin Fee (Allegheny)	\$480.00	(\$480.00)	\$0.00	\$0.00	\$0.00
Costs/Fees Totals:	\$3,129.25	(\$3,129.25)	\$0.00	\$0.00	\$0.00
Grand Totals:	\$3,129.25	(\$3,129.25)	\$0.00	\$0.00	\$0.00

\*\* - Indicates assessment is subrogated