

COMMONWEALTH OF PENNSYLVANIA
COURT OF JUDICIAL DISCIPLINE

RECEIVED AND FILED
COURT OF
JUDICIAL DISCIPLINE

2017 OCT 13 P 3:43

IN RE:

Robert Jennings, III
Magisterial District Judge
Magisterial District Court 12-2-04
Dauphin County

.....
4 JD 2014
.....

MOTION TO AMEND BOARD COMPLAINT

AND NOW, this 13th day of October, 2017, comes the Judicial Conduct Board of the Commonwealth of Pennsylvania (Board), by and through undersigned counsel, and files this Motion to Amend Board Complaint, and avers the following:

1. On November 14, 2014, at 4 JD 2014, the Board filed a Complaint in this Court against former Judge Jennings alleging seven counts of judicial misconduct.
2. Contemporaneously with the filing of the Board Complaint at 4 JD 2014, the Board filed a petition to suspend former Judge Jennings with or without pay on the basis of the filing of the Board Complaint.
3. By order entered November 17, 2014, this Court suspended former Judge Jennings with pay.
4. By criminal complaint filed July 23, 2015, at **Commonwealth v. Robert Jennings, III**, CP-22-CR-5229-2015, the Office of Attorney General (OAG) filed criminal charges against former Judge Jennings stemming from some of the conduct alleged by the Board in its Complaint at 4 JD 2014.
5. The OAG charged former Judge Jennings with the following offenses: (1) Theft by extortion (F3); (2) Official oppression (M2) (4 counts); (3) Criminal coercion (M2) (4 counts); and Demanding property to secure employment (M2) (4

counts).

6. After former Judge Jennings was charged, the Board sought to convert former Judge Jennings' suspension with pay to a suspension without pay due to the filing of a felony charge against him.
7. This Court granted the Board's motion and suspended former Judge Jennings without pay.
8. Thereafter, former Judge Jennings resigned his judicial commission.
10. On September 11, 2017, former Judge Jennings pleaded *nolo contendere* to one count each of criminal coercion, in violation of 18 Pa.C.S.A. § 2906(a)(4), a misdemeanor of the second degree, and demanding property to secure employment, in violation of 18 Pa.C.S.A. § 7322, a misdemeanor of the third degree.
11. As a result of former Judge Jennings' *nolo contendere* plea, Senior Judge Harold F. Woelfel sentenced former Judge Jennings to one year of probation and required him to pay applicable restitution.
12. Former Judge Jennings has not appealed his judgment of sentence to the Superior Court within 30 days; therefore, the judgment of sentence is final.
13. Based on former Judge Jennings' criminal conviction and sentence, the Board hereby moves to amend the Board Complaint that it filed previously against former Judge Jennings.
14. The proposed Amended Board Complaint and its corresponding exhibits are attached hereto as Attachment A, made a part hereof, and incorporated by reference as though set forth in full. **See** Pa.C.J.D.R.P. 303(A).

15. Because former Judge Jennings' previously-retained counsel had passed away in the midst of this matter, undersigned counsel made reasonable attempts prior to the filing of this motion to determine the status of his representation before this Court; undersigned counsel has not received word that any attorney presently represents former Judge Jennings before this Court.
16. Former Judge Jennings will not suffer undue prejudice by the filing of this amended Board Complaint, as he was on notice that some of the conduct charged against him in the Board Complaint formed the basis for his criminal charges, to which he entered a counseled plea of *nolo contendere*.

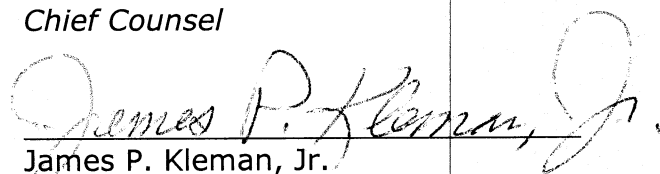
WHEREFORE, it is respectfully requested that this Honorable Court grant the Board's motion to amend the Board Complaint previously filed against former Judge Jennings and to grant such other relief as may be deemed appropriate.

Respectfully submitted,

ROBERT A. GRACI
Chief Counsel

DATE: October 13, 2017

BY:



James P. Kleman, Jr.
Deputy Counsel
Pa. Supreme Court ID No. 87637
Judicial Conduct Board
Pennsylvania Judicial Center
601 Commonwealth Avenue, Suite 3500
P.O. Box 62525
Harrisburg, PA 17106
(717) 234-7911

**COMMONWEALTH OF PENNSYLVANIA
COURT OF JUDICIAL DISCIPLINE**

IN RE:

Robert Jennings, III
Magisterial District Judge
Magisterial District Court 12-2-04
Dauphin County

:
:
: 4 JD 2014
:
:
:

IMPORTANT NOTICE

TO: ROBERT JENNINGS, III

You are hereby notified that the Pennsylvania Judicial Conduct Board determined that there is probable cause to file formal charges against you for conduct proscribed by Article V, §§17(b) and 18(d)(1) of the Constitution of the Commonwealth of Pennsylvania and Rules 2, and 13 of the Old Rules Governing Standards of Conduct of Magisterial District Judges. The Board's counsel will present the case in support of the charges before the Pennsylvania Court of Judicial Discipline.

You have an absolute right to be represented by a lawyer in all proceedings before the Court of Judicial Discipline. Your attorney should file an entry of appearance with the Court of Judicial Discipline in accordance with C.J.D.R.P. No. 110.

You are hereby notified, pursuant to C.J.D.R.P. No. 302(B), that should you elect to file an omnibus motion, that motion should be filed no later than 30 days after the service of this Complaint, in accordance with C.J.D.R.P. No. 411.

Attachment A

You are further hereby notified that within 30 days after the service of this Complaint, if no omnibus motion is filed, or within 20 days after the dismissal of all or part of the omnibus motion, you may file an Answer admitting or denying the allegations contained in this Complaint in accordance with C.J.D.R.P. No. 413. Failure to file an Answer shall be deemed a denial of all factual allegations in the Complaint.

AMENDED COMPLAINT

AND NOW, this 13th day of October, 2017, comes the Judicial Conduct Board of the Commonwealth of Pennsylvania (Board) and files this Board Complaint against Robert Jennings, III, former Magisterial District Judge, Magisterial District Court 12-2-04, Dauphin County (former Judge Jennings). The Board alleges that Judge Jennings violated the Constitution of the Commonwealth of Pennsylvania, Article V, §§ 17(b) and 18(d)(1), and the Old Rules Governing Standards of Conduct of Magisterial District Judges by virtue of his conduct, delineated specifically as follows:

PART I.

1. Article V, § 18 of the Constitution of the Commonwealth of Pennsylvania grants to the Board the authority to determine whether there is probable cause to file formal charges against a judicial officer in this Court and, thereafter, to prosecute the case in support of such charges before this Court.
2. From approximately January 5, 2004, until his resignation from office on July 31, 2015, Judge Jennings served as the duly elected Magisterial District Judge of Magisterial District Court 12-2-04, located at 1805 North Cameron Street, Harrisburg, Pennsylvania.
3. While a Magisterial District Judge, Judge Jennings was at all times relevant hereto, subject to all the duties and responsibilities imposed on him by the Constitution of the Commonwealth of Pennsylvania and the Old Rules Governing Standards of Conduct of Magisterial District Judges.
4. By criminal complaint filed July 23, 2015, the Pennsylvania Office of Attorney General (OAG) charged Judge Jennings with the following offenses: (1) Theft by extortion (F3); (2) Official oppression (M2) (4 counts); (3) Criminal coercion (M2) (4 counts); and Demanding property to secure employment (M2) (4

counts). A true and correct copy of the criminal complaint filed at **Commonwealth v. Robert Jennings, III**, CP-22-CR-5229-2015 is attached hereto, incorporated by reference, and marked as Board's Exhibit 1.

5. The offenses charged by the OAG took place on or about February 1, 2009, during former Judge Jennings' commissioned judicial service.
6. Following a preliminary hearing held on September 11, 2015, Senior Magisterial District Judge Paula P. Correal held all charges filed against former Judge Jennings over for trial in the Court of Common Pleas of Dauphin County.
7. On September 11, 2017, former Judge Jennings pleaded *nolo contendere* to one count each of criminal coercion, in violation of 18 Pa.C.S.A. § 2906(a)(4), a misdemeanor of the second degree, and demanding property to secure employment, in violation of 18 Pa.C.S.A. § 7322, a misdemeanor of the third degree. A copy of former Judge Jennings written *nolo contendere* plea colloquy is attached hereto, incorporated by reference, and marked as Board's Exhibit 2; a copy of former Judge Jennings *nolo contendere* plea colloquy and sentencing transcript is attached hereto, incorporated by reference, and marked as Board's Exhibit 3.
8. As a result of former Judge Jennings' *nolo contendere* plea, Senior Judge Harold F. Woelfel sentenced former Judge Jennings to one year of probation and required him to pay applicable restitution. A copy of the sentencing order entered by Senior Judge Woelfel on September 11, 2017, is attached hereto, incorporated by reference, and marked as Board's Exhibit 4; a copy of the docket of **Commonwealth v. Robert Jennings, III**, CP-22-CR-5229-2015, reflecting his *nolo contendere* plea and sentence, is attached hereto, incorporated by reference, and marked as Board's Exhibit 5.

9. By virtue of his *nolo contendere* plea, former Judge Jennings stands convicted of criminal activity related to the exercise of his judicial duties, *i.e.*, his decision to retain the services of certain constables predicated on their monetary contributions to his judicial re-election campaign fund from a portion of the income they received from his judicial office.
10. Former Judge Jennings did not appeal his conviction and sentence to the Superior Court of Pennsylvania within 30 days of the date of the imposition of sentence.

PART II. CHARGES

COUNT 1

11. By virtue of some or all of the facts set forth at Part I, former Judge Jennings violated Old Rule 2 of the Rules Governing Standards of Conduct of Magisterial District Judges while engaged in commissioned judicial service and is therefore subject to discipline pursuant to Article V, § 18(d)(1) of the Pennsylvania Constitution.

12. Old Rule 2 stated, in pertinent part, the following:

Rule 2: Impropriety and Appearance of Impropriety to be Avoided []

- A. Magisterial district judges shall respect and comply with the law and shall conduct themselves at all times in a manner that promotes public confidence in the integrity and impartiality of the judiciary[.]

13. By virtue of old Rule 2(A), former Judge Jennings had the responsibility to comply with the law when engaging in the exercise of his judicial duties and to conduct himself in a manner that promotes public confidence in the judiciary's integrity and impartiality.
14. By conditioning the assignment of work to constables in 2009 on them making a contribution of a portion of their income from his court office to his re-election

campaign fund, former Judge Jennings failed to comply with the dictates of the Pennsylvania Crimes Code, Title 18 Pa.C.S.A., resulting in his conviction for one count each of criminal coercion, in violation of 18 Pa.C.S.A. § 2906(a)(4), a misdemeanor of the second degree, and demanding property to secure employment, in violation of 18 Pa.C.S.A. § 7322, a misdemeanor of the third degree.

15. Judge Jennings' criminal conviction and sentence, which is *res judicata* for purposes of proceedings before this Court, establish that former Judge Jennings, during the exercise of his judicial duties, failed to respect and comply with the law and, as such, violated Old Rule 2(A).

WHEREFORE, Robert Jennings, III, former Magisterial District Judge, is subject to disciplinary action pursuant to the Constitution of the Commonwealth of Pennsylvania, Article V, § 18(d)(1).

COUNT 2

16. By virtue of some or all of the facts set forth at Part I, Judge Jennings violated Old Rule 13 of the Rules Governing Standards of Conduct of Magisterial District Judges.

17. Old Rule 13 stated, in pertinent part, the following:

Rule 13: Incompatible practices

Magisterial district judges and all employees assigned to or appointed by magisterial district judges shall not engage, directly or indirectly, in any activity or act incompatible with the expeditious, proper and impartial discharge of their duties, including, but not limited to, (1) in any activity prohibited by law[.]

18. By virtue of Old Rule 13, Judge Jennings had the responsibility to ensure that he refrained from any act that was incompatible with the expeditious, proper, and

impartial discharge of his duties, including not engaging in any activity prohibited by law when in the course of performing his duties.

19. By conditioning the assignment of work to constables in 2009 on them making a contribution of a portion of their income from his court office to his re-election campaign fund, former Judge Jennings failed to comply with the dictates of the Pennsylvania Crimes Code, Title 18 Pa.C.S.A., resulting in his conviction for one count each of criminal coercion, in violation of 18 Pa.C.S.A. § 2906(a)(4), a misdemeanor of the second degree, and demanding property to secure employment, in violation of 18 Pa.C.S.A. § 7322, a misdemeanor of the third degree.

20. Judge Jennings' criminal conviction and sentence, which is *res judicata* for purposes of proceedings before this Court, establish that former Judge Jennings, during the exercise of his judicial duties, engaged in an activity prohibited by law which was incompatible with the expeditious, proper, and impartial discharge of his duties; as such, former Judge Jennings violated Old Rule 13.

WHEREFORE, Robert Jennings, III, former Magisterial District Judge, is subject to disciplinary action pursuant to the Constitution of the Commonwealth of Pennsylvania, Article V, § 18(d)(1).

COUNT 3

21. By virtue of some or all of the facts alleged above at Part I, Judge Jennings violated Article V, § 18(d)(1) of the Pennsylvania Constitution in that his conduct prejudiced the proper administration of justice.

WHEREFORE, Robert Jennings, III, former Magisterial District Judge, is subject to disciplinary action pursuant to the Constitution of the Commonwealth of Pennsylvania, Article V, § 18(d)(1).

COUNT 4

22. By virtue of some or all of the facts alleged above at Part I, Judge Jennings violated Article V, § 18(d)(1) of the Pennsylvania Constitution in that his criminal conviction and sentence has brought the judiciary into disrepute.

WHEREFORE, Robert Jennings, III, former Magisterial District Judge, is subject to disciplinary action pursuant to the Constitution of the Commonwealth of Pennsylvania, Article V, § 18(d)(1).

COUNT 5 (A) and (B)

23. By virtue of some or all of the facts alleged above at Count 1 (**Count 5(A)**) and Count 2 (**Count 5(B)**), former Judge Jennings has violated Article V, § 17(b) of the Pennsylvania Constitution.

24. Article V, § 17(b) states, in pertinent part, the following:

[...]. Justices of the Peace shall be governed by rules or canons which shall be prescribed by the Supreme Court.

25. As set forth above at Counts 1 and 2, Judge Jennings has violated Old Rule 2 and Old Rule 13 of the Old Rules Governing Standards of Conduct of Magisterial District Judges.

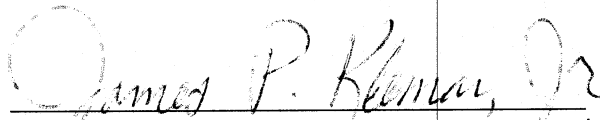
26. Judge Jennings' violations of the Old Rules Governing Standards of Conduct of Magisterial District Judges constitute automatic, derivative violations of Article V, § 17(b) of the Pennsylvania Constitution.

WHEREFORE, Robert Jennings, III, former Magisterial District Judge, is subject to disciplinary action pursuant to the Constitution of the Commonwealth of Pennsylvania, Article V, § 18(d)(1).

Respectfully submitted,

ROBERT A. GRACI, Chief Counsel

DATE: October 13, 2017



BY: JAMES P. KLEMAN, JR. Deputy Counsel
Pa. Supreme Court ID No. 87637

Judicial Conduct Board
601 Commonwealth Avenue, Ste. 3500
P.O. Box 62525
Harrisburg, PA 17106
(717) 234-7911

**COMMONWEALTH OF PENNSYLVANIA
COURT OF JUDICIAL DISCIPLINE**

IN RE:

Robert Jennings, III
Magisterial District Judge
Magisterial District Court 12-2-04
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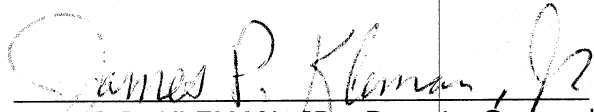
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VERIFICATION

I, James P. Kleman, Jr., Deputy Counsel to the Judicial Conduct Board, verify that the Judicial Conduct Board found probable cause to file the formal charges contained in this Amended Board Complaint. I understand that the statements made in this Amended Board Complaint are subject to the penalties of 18 Pa.C.S.A. § 4904, relating to unsworn falsification to authorities.

Respectfully submitted,

DATE: October 13, 2017


JAMES P. KLEMAN, JR. Deputy Counsel
Pa. Supreme Court ID No. 87637

Judicial Conduct Board
601 Commonwealth Avenue, Ste. 3500
P.O. Box 62525
Harrisburg, PA 17106
(717) 234-7911

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF DAUPHIN



**POLICE CRIMINAL COMPLAINT
COMMONWEALTH OF PENNSYLVANIA
VS.**

Magisterial District Number: 12-2-05
MDJ: Hon. SENIOR JUDGE
Address: 1300 ROLLESTON STREET
HARRISBURG, PA 17104
Telephone: (717)234-0949

DEFENDANT: (NAME and ADDRESS):
ROBERT JENNINGS III M
First Name Middle Name Last Name Gen.
639 SENECA STREET HARRISBURG, PA 17110

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 checked="" 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 <u>OR-477-15</u> | Date Filed <u>7/23/15</u> | OTN/LiveScan Number <u>T680745-2</u> | Complaint/Incident Number 36-668 | SID | Request Lab Services? <input type="checkbox"/> YES <input type="checkbox"/> NO |
| GENDER <input checked="" type="checkbox"/> Male <input type="checkbox"/> Female | DOB <u>07/21/1950</u> | POB | Add'l DOB / / | Co-Defendant(s) <input type="checkbox"/> | |
| First Name | | Middle Name | | Last Name Gen. | |
| 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 type="checkbox"/> Hispanic <input checked="" type="checkbox"/> Non-Hispanic <input type="checkbox"/> Unknown | | | | | |
| HAIR COLOR <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 type="checkbox"/> BRO (Brown) <input type="checkbox"/> BLK (Black) <input type="checkbox"/> ONG (Orange) <input type="checkbox"/> WHI (White) <input checked="" type="checkbox"/> XXX (Unk./Bald) <input type="checkbox"/> GRN (Green) <input type="checkbox"/> PNK (Pink) <input type="checkbox"/> BLN (Blonde / Strawberry) | | | | | |
| EYE COLOR <input type="checkbox"/> BLK (Black) <input type="checkbox"/> BLU (Blue) <input checked="" 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 (Unknown) | | | | | |
| Driver License | State <u>PA</u> | License Number <u>PA</u> | Expires: <u>07/22/2016</u> | WEIGHT (lbs.) | |
| DNA | <input type="checkbox"/> YES <input type="checkbox"/> NO | DNA Location | | 250 | |
| FBI Number | | MNU Number | | Ft. | HEIGHT In. |
| Defendant Fingerprinted | <input type="checkbox"/> YES <input type="checkbox"/> NO | | | 6 | 1 |
| Fingerprint Classification: | | | | | |

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 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).

DEP. ATT. GEN. CLARKE H. MADDEN
(Name of the attorney for the Commonwealth)

Clarke H. Madden
(Signature of the attorney for the Commonwealth)

7/23/15
(Date)

| | |
|---|--|
| I, <u>SPECIAL AGENT TIMOTHY D. SHAFFER</u> (Name of the Affiant) | <u>BADGE #109</u> (PSP/MP/OTEC -Assigned Affiant ID Number & Badge #) |
| of <u>PA 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 [301] <u>HARRISBURG CITY</u> (Subdivision Code) (Place-Political Subdivision) | |
| in <u>DAUPHIN</u> County <u>[22]</u> on or about <u>FEBRUARY TO MAY 2009</u> (County Code) (Offense Date) | |



POLICE CRIMINAL COMPLAINT

| | | | |
|----------------|--------------------|---------------------|-------------------------------------|
| Docket Number: | Date Filed: / / | OTN/LiveScan Number | Complaint/Incident Number 36-668 |
| Defendant Name | First: ROBERT | Middle: | Last: JENNINGS III |

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 |
|---|--|---|---|

| | | | | | | | | | |
|--------------------------|----------|---------|------------|--------|--------------------|--------|-------|-------------------|----------------|
| <input type="checkbox"/> | 4 | 7322 | | of the | TITLE 18 | 4 | M-3 | | |
| 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): DEMANDING PROPERTY TO SECURE EMPLOYMENT

Acts of the accused associated with this Offense: Defendant being an officer or employee of any employer of labor solicits, demands or receives, directly or indirectly, from any person any money or other valuable thing, for the purpose, actual or alleged, of either obtaining for such person employment in the service of said employer or of the continuing of such person in employment. Defendant did , in the capacity of Magisterial District Judge, tell his constables if they wanted to continue to receive work from Magisterial District Court 12-2-04, they were expected to donate ten percent of their earnings from that office towards the Defendant's re-election campaign.

| | | | |
|---|--|---|---|
| <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"/> | | | | 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 |
|---|--|---|---|

| | | | | | | | | | |
|--------------------------|----------|---------|------------|--------|--------------------|--------|-------|-------------------|----------------|
| <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

| | | | |
|------------------------------------|---------------------------|---------------------|--|
| Docket Number: CA-471-15 | Date Filed: 1/1 | OTN/LiveScan Number | Complaint/Incident Number 36-668 |
| Defendant Name | First: ROBERT | Middle: | Last: JENNINGS III |

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 |
|---|--|---|---|

| | | | | | | | | | |
|--------------------------|----------|-------------|------------|---------------|---------------------|----------|------------|-------------------|----------------|
| <input type="checkbox"/> | 1 | 3923 | A,4 | of the | 18 PA. C.S.A | 1 | F-3 | | |
| 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): **THEFT BY EXTORTION**

Acts of the accused associated with this Offense: Defendant did intentionally obtain or withhold property of another by threatening to take or withhold action as an official, in that the Defendant expected his constables to donate ten percent of the money they make working at Magisterial District Court 12-2-04 to the Defendant's re-election campaign, if they expected to continue to receive work from the Defendant's office.. Money was donated to the re-election campaign in excess of \$2,000.00.

| | | | |
|---|--|---|---|
| <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"/> | 2 | 2906 | A,4 | of the | TITLE 18 | 4 | M-2 | | |
| 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): **CRIMINAL COERCION**

Acts of the accused associated with this Offense: Defendant did with intent unlawfully to restrict freedom of action of another to the detriment of the other, he threatens to take or withhold action as an official by limiting the amount of work the constables receive from Magisterial District Court 12-2-04 if they did not donate ten percent of their earnings from that office towards the Defendant's re-election campaign.

| | | | |
|---|--|---|---|
| <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"/> | 3 | 5301 | 2 | of the | TITLE 18 | 4 | M-2 | | |
| 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): **OFFICIAL OPPRESSION**

Acts of the accused associated with this Offense: Defendant did acting in an official capacity as a Magisterial District Judge, subject his constables to an infringement of their personal property rights, in that the Defendant told his constables he expected ten percent of their earnings from working at Magisterial District Court 12-2-04 to be donated towards the Defendant's re-election campaign, if they expected to continue to receive work from that office.



POLICE CRIMINAL COMPLAINT

| | | | |
|------------------------------------|-------------------------------|--|--|
| Docket Number: CR-471-15 | Date Filed: 7/23/15 | OTN/LiveScan Number +680 745-2 | Complaint/Incident Number 36-668 |
| Defendant Name | First: ROBERT | Middle: | Last: JENNINGS III |

- 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 3.

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.)

SA TIMOTHY D. SHAFFER

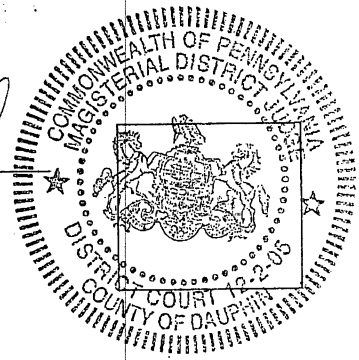
07-23-15
(Date)

Timothy D. Shaffer
(Signature of Affiant)

AND NOW, on this date July 23, 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.

12-2-05
(Magisterial District Court Number)

[Signature]
(Issuing Authority)





POLICE CRIMINAL COMPLAINT

| | | | |
|-----------------|--------------------|---------------------|-------------------------------------|
| Docket Number: | Date Filed: / / | OTN/LiveScan Number | Complaint/Incident Number 36-668 |
| Defendant Name: | First: ROBERT | Middle: | Last: JENNINGS III |

AFFIDAVIT of PROBABLE CAUSE

Your Affiant is a Special Agent with the PA Office of Attorney General and has been so employed for the past eleven years. Prior to that your Affiant was a police officer in York County, PA for twenty-nine years.

In November 2014, The PA Office of Attorney General received a referral from the the Commonwealth of Pennsylvania Judicial Conduct Board alleging criminal misconduct by Magisterial District Justice Robert Jennings III, Magisterial District Court 12-2-04. The office is located in Harrisburg City, Dauphin County, PA.

It is alleged that in early 2009, MDJ Jennings III told the constables that worked in his office to provide ten percent of their earnings from from providing services in his Magisterial District to him as a contribution to his Re-Election Campaign Fund. Otherwise, they would not receive further work assignments out of his office.

It is also alleged that MDJ Jennings III had outstanding parking tickets and when the officers that issued the tickets were in his office, he would have the officers withdraw them.

On November 18, 2014, OVENBER 18, 2014, pursuant to the Commonwealth Attorneys Act, The PA Office of Attorney General assumed jurisdiction of this matter.

On 12-17-14, SA Shaffer interviewed Noime LeGrand, Office Manager, Magisterial District Court 12-2-04. LeGrand stated in early 2009, her husband Luis LeGrand, Wilbur Snow, Mike Stewart and Silvester Wilson were the Constables for MDJ Jennings III. N. LeGrand was present in late 2008 or early 2009 when MDJ Jennings III told Constables LeGrand and Snow that he was running for re-election next year and they needed to start putting some money back. MDJ Jennings III told them he expected ten percent of their earnings from his office to be donated by them to his Re-Election Campaign Fund. MDJ Jennings III told N. LeGrand to collect the money from them. N. LeGrand told him she could not do that. MDJ Jennings III then told Constable LeGrand to collect the money. N. LeGrand was not present when MDJ Jennings III spoke to Constables Wilson and Stewart. However, MDJ Jennings III did tell N. LeGrand he did not want anyone giving work to Sylvester Wilson because he told MDJ Jennings III he was not giving ten percent towards his re-

I, TIMOTHY D. SHAFFER, 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.

Timothy D. Shaffer
 (Signature of Affiant)

Sworn to me and subscribed before me this

23

day of

July

2015

7-23-15

Date

[Signature]

Magisterial District Judge

My commission expires first Monday of January,





**POLICE CRIMINAL COMPLAINT
AFFIDAVIT CONTINUATION PAGE**

| | | | |
|-----------------|--------------------|---------------------|-------------------------------------|
| Docket Number: | Date Filed: / / | OTN/LiveScan Number | Complaint/Incident Number 36-668 |
| Defendant Name: | First: ROBERT | Middle: | Last: JENNINGS III |

AFFIDAVIT of PROBABLE CAUSE CONTINUATION

election, he would give what he felt was good.

N. LeGrand told SA Shaffer that her husband received a sealed white envelope from Constable Snow and L. LeGrand took that envelope and his donation to M&T Bank in Linglestown, giving the envelopes containing the money to Karen Thompson. N. LeGrand told SA Shaffer that Karen Thompson lives with MDJ Jennings III. Thompson works at M & T Bank and was also MDJ Jennings III 2009 Re-Election Campaign Manager.

On 12-17-14, Luis LeGrand told SA Shaffer in early 2009 he was a constable and served papers out of MDC 12-2-04. He still serves papers out of MDC 12-2-04. Luis stated in early 2009 he was at MDC 12-2-04 and there was a meeting with MDJ Jennings III, Constable Wilburt Snow, and Luis' wife, Noime. MDJ Jennings III told the three of them he was running for re-election and he expected the constables to take ten percent of their earnings they make in his office and donate it to his re-election campaign. If they didn't, there wouldn't be any work for them.

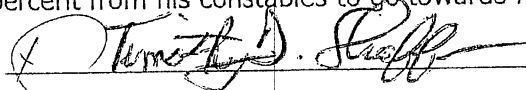
MDJ Jennings III requested Noime LeGrand collect the money. When she told MDJ Jennings III that she couldn't do that in her position, he then instructed Constable LeGrand to collect the money. MDJ JENNINGS III told Luis to collect the money and take it to Karen at M&T Bank, stating, " I wear the black robe here". Constable LeGrand was shocked when MDJ Jennings III requested the money. At first he couldn't tell if he was serious or if it was a joke. Concerned for his job, Constable LeGrand donated \$2,000.00 towards the campaign. He also collected a sealed white envelope from Constable Snow.

Constable LeGrand took the two envelopes to the M&T Bank in Linglestown and asked for Karen. He gave the two envelopes to Karen. Karen acted like she was expecting the envelopes.

On 02-05-15, SA Shaffer obtained the Campaign Finance Reports of MDJ Jennings III for the 2009 - 2010 cycle, from Jerry Feaser, Director of the Dauphin County Office of Elections and Voter Registration. Those records reflect that from the reporting period of 02-19-09 to 05-04-09, Luis LeGrand is listed as donating \$2,000.00 and Wilbert Snow is listed as donating \$1,135.00 to the Friends of Bob Jennings.

On 02-05-15, Marshall Napper told SA Shaffer she was an employee at MDC 12-2-04 in 2009. Napper heard MDJ Jennings III tell Constables LeGrand and Snow if you want to work here, you have to give me ten percent towards re-election if you want work from this office. MDJ Jennings III suggested they start putting back money now. Napper stated she knows Constable Stewart didn't give any money towards the re-election. Constable Stewart helped out in other ways by handing out flyers prior to the election.

On 02-06-15, Constable Wilbert Snow told SA Shaffer in 2009 he worked as a Constable out of MDC 12-2-04. MDJ Jennings III told Snow and Constable Luis LeGrand he needed money to help get signs and flyers for his re-election campaign. MDJ Jennings III stated he expected ten percent from his constables to go towards his


(Signature of Affiant)



**POLICE CRIMINAL COMPLAINT
AFFIDAVIT CONTINUATION PAGE**

| | | | |
|-----------------|--------------------|---------------------|-------------------------------------|
| Docket Number: | Date Filed: / / | OTN/LiveScan Number | Complaint/Incident Number 36-668 |
| Defendant Name: | First: ROBERT | Middle: | Last: JENNINGS III |

AFFIDAVIT of PROBABLE CAUSE CONTINUATION

re-election campaign.

Snow placed money in a white envelope, sealed it and gave the envelope to Constable LeGrand to take to the bank. Snow also helped put out signs and flyers. Snow could not recall the exact amount of money he put in the envelope.

On 02-17-15, Constable Michael Stewart told SA Shaffer in 2009 he worked as a constable out of MDC 12-2-04. MDJ Jennings III did not tell Stewart directly about giving money towards his re-election campaign. Stewart heard about it in the office. Stewart did not give any money towards the re-election. Stewart stated he normally made \$20,000.00 to \$30,000.00 a year serving papers out of MDC 12-2-04. The following year, after the donation request, he made one-third less the amount of money he made the year before.

On 04-30-15, Sylvester Wilson told SA Shaffer in 2008 - 2009, he worked as a constable out of MDC 12-2-04. Prior to MDJ Jennings III running for re-election in 2009, MDJ Jennings III told Wilson he expected Wilson to give ten percent of what he made in a year working out of MDC 12-2-04 and donate it towards his re-election campaign. Wilson did not say anything at that time.

Wilson stated he always got paid by MDC 12-2-04 by stopping in the office and picking up his check. The next time Wilson stopped in to pick up his check after MDJ Jennings III told him he wanted ten percent of Wilson's earnings, a white envelope was attached to his check. Wilson asked what the white envelope was for and Jennings told Wilson that is for your ten percent. Wilson told MDJ Jennings III he was not paying the ten percent. MDJ Jennings III started to walk away and Wilson asked MDJ Jennings III if he was going to continue getting work from MDC 12-2-04. MDJ Jennings III answered, "You will see." Wilson did not get anymore work out of MDC 12-2-04 after that conversation.

Based on the information presented in this affidavit your Affiant asks that a summons be issued for Robert Jennings III.

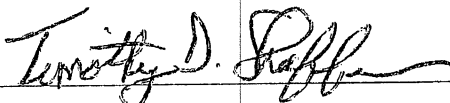
X 
(Signature of Affiant)

Exhibit 2

Certified: A True Copy

SEP 11 2017 SEP 19 2017

IN THE COURT OF COMMON PLEAS OF DAUPHIN COUNTY
PENNSYLVANIA

Dale E. Klein
Clerk of the Court

CRIMINAL DIVISION

COMMONWEALTH OF PENNSYLVANIA

No./Nos.

CP-22-CR-5229-2015

vs.

Robert Jennings III

CP-22 CR 5229-2015

Charge/Charges and Grade/Grades: ct. 3 Criminal Coercion
10 Pa. C.S.A. § 2906(a)(4) M-2, ct. 11 Demanding
Property to Secure Employment 18 Pa.C.S.A. § 7322 (M3)

Max. Punishment: ct. 3 \$5,000.00 - 2 years, ct. 11
\$2,500 and 1 year

Total Maximum Penalties:

Years: 3 years

Fines: \$7,500.00

Restitution: \$3135.00

GUILTY PLEA COLLOQUY

You are present before this Court because you or your lawyer have stated that you wish to plead guilty to some or all of the criminal offenses with which you have been charged. Please answer fully all of the questions on this document. If you do not understand any explanation given to you on this document, say so by putting the word "no" in the blank space provided after the question. If you do understand the question, you should write in the word "yes." None of the lines should be left blank.

Initial *[Signature]*

After you have finished reading this form and filling it out, you should sign it on the last page, on the line that says "Defendant." You should also initial each page at the bottom, but only if you have read and have understood that page. If there is anything that you do not understand, you should say so in writing on this form. You should also tell your lawyer and the judge who hears your case, so that they can explain it to you fully, to make sure that you understand all your rights.

Most of these questions are designed be answered "yes" or "no." Where general information is asked for, however, pleas answer fully.

1. Print your full name. Robert Jennings, III
2. Age. 67
3. How far did you go in school. Master's
4. Can you read, write and understand the English language? yes
5. By pleading guilty you are giving up certain constitutional rights:

(a) The right to a jury trial. Twelve citizens of Dauphin County-whom you help select-listen to the facts, and based on the evidence, decide whether you are guilty or not guilty. Before you could be convicted, twelve jurors must agree that you are guilty beyond a reasonable doubt as to each and every element of the crimes charged.

Initial 

COMMONWEALTH OF PENNSYLVANIA : IN THE COURT OF COMMON PLEAS
 VS. : DAUPHIN COUNTY, PENNSYLVANIA
 :
 :
 :
 ROBERT M. JENNINGS, III : NO. 5229 CR 2015

TRANSCRIPT OF PROCEEDINGS
 GUILTY PLEA/SENTENCING
 [Pages 1 - 11]

BEFORE: HONORABLE HAROLD F. WOELFEL, JR.
 DATE: MONDAY, SEPTEMBER 11, 2017
 PLACE: COURTROOM NO. 7
 DAUPHIN COUNTY COURTHOUSE
 HARRISBURG, PENNSYLVANIA

APPEARANCES:

DANIEL J. DYE, ESQUIRE
 SENIOR DEPUTY ATTORNEY GENERAL
 For - Commonwealth
 ROY LEE GALLOWAY, III, ESQUIRE
 For - Defendant

P R O C E E D I N G

10:31 a.m.

1
2
3 ATTORNEY DYE: Good morning, Your Honor.

4 THE COURT: Good morning.

5 ATTORNEY DYE: Your Honor, the matter before
6 the Court is the Commonwealth of Pennsylvania versus Robert
7 M. Jennings, III, docketed at 5229 of 2015.

8 This was the time and place for a trial by
9 jury; however, the defendant is prepared to enter no contest
10 pleas to Counts 3 and 11. Count 3 being criminal coercion, a
11 misdemeanor of the second degree, and Count 11 being
12 demanding property to secure employment, that is a
13 misdemeanor of the third degree. Those pleas would be in
14 full satisfaction to all charges on this docket.

15 And I would note, Your Honor, that there is
16 restitution owed in the amount of \$3,135. \$2,000 is to Luis
17 LeGrand and \$1,135 is to Wilbert Snow.

18 ATTORNEY GALLOWAY: Your Honor, that is
19 consistent with our agreement.

20 THE COURT: It's my understanding the
21 Commonwealth here in Dauphin County usually gives a
22 recitation of the facts.

23 ATTORNEY DYE: Your Honor, the facts to which
24 the defendant is admitting the Commonwealth possesses
25 sufficient evidence to prove this case are the Magisterial

1 District Judge in Magisterial District Court 12-2-04 on North
2 Cameron Street in Dauphin County, Pennsylvania, between
3 February 1st, 2009, and the end of May 2009, the defendant
4 did make a request for constables, Luis LeGrand, Wilbert
5 Snow, Sylvester Wilson, and Michael Stewart, that they
6 provide ten percent of their income to his campaign.

7 I will note for the record, however, that as it
8 pertains to victims and restitution, only Constable Luis
9 LeGrand and Wilbur Snow did give money in the sums which I
10 have already enumerated for the Court.

11 And that he did do that while they were working
12 for him in his employ or in the employ -- in their employ as
13 constables working out of his district court doing the
14 businesses of the court.

15 THE COURT: All right. Mr. Galloway?

16 ATTORNEY GALLOWAY: Your Honor, I guess as to
17 those facts I think he would like to enter a no contest plea.

18 Mr. Jennings is 67 years old, he's retired from
19 the steel mill. He has been a magisterial district judge for
20 11 years and 11 months. In that time he gave a lot back to
21 the community. There is many places, some former law
22 enforcement, county employees that are here to testify on
23 behalf of the Judge as to his integrity, things that he did
24 to give back to his community.

25 THE COURT: Well, let's get the pleas on the

1 record first. It sounds like we're talking more about
2 sentencing information right now.

3 ATTORNEY GALLOWAY: Yes.

4 THE COURT: All right. Does the Commonwealth
5 do the colloquy or do you want me to do it?

6 ATTORNEY DYE: If Your Honor wants to do it I'm
7 fine with that.

8 THE COURT: No, if you normally do it be my
9 guest.

10 ATTORNEY GALLOWAY: I'm sorry, Judge.

11 ATTORNEY DYE: Please state your name for the
12 record.

13 THE COURT: Let's get him sworn in.

14 (The Defendant was duly sworn or affirmed.)

15 ATTORNEY DYE: Please state your name for the
16 record.

17 THE DEFENDANT: Robert Jennings, III.

18 ATTORNEY DYE: And how old are you?

19 THE DEFENDANT: I'm 67 years old.

20 ATTORNEY DYE: And what level of education do
21 you possess?

22 THE DEFENDANT: I have a Master's degree in
23 Human Resource Management.

24 ATTORNEY DYE: And you can read and write the
25 English language?

1 THE DEFENDANT: Yes, sir.

2 ATTORNEY DYE: And you also served as a
3 district judge?

4 THE DEFENDANT: I did, sir.

5 ATTORNEY DYE: Where and for how long?

6 THE DEFENDANT: 11 years, 11 months. 12-2-04,
7 1805 North Cameron Street, Harrisburg, Pennsylvania.

8 ATTORNEY DYE: And you're familiar with legal
9 proceedings such as guilty pleas?

10 THE DEFENDANT: I am, sir.

11 ATTORNEY DYE: And you understand that you're
12 here today entering a no contest plea to Count 3, criminal
13 coercion, a misdemeanor of the second degree, punishable by
14 up to two years in jail and a fine of \$25,000; as well as a
15 no contest plea to Count 3, a misdemeanor of the first
16 degree, punishable by -- or excuse me, punishable by -- I
17 apologize, Your Honor.

18 You're aware that you're pleading no contest to
19 Count 3, a misdemeanor of the second degree, punishable by up
20 to two years in jail and a fine up to \$5,000; and to Count
21 11, a misdemeanor of the first degree punishable by up to one
22 year in jail and a fine -- I'm sorry, Count 11 is an M2. I
23 think I said that was an M-3.

24 THE DEFENDANT: I am, sir.

25 ATTORNEY DYE: Okay. You understand that the

1 total maximum penalty is three years in jail and a fine of up
2 to \$7,500?

3 THE DEFENDANT: I do, sir.

4 ATTORNEY DYE: Okay. You understand that you
5 had a right to a jury trial, that that jury trial was to
6 commence today where your counsel, Mr. Galloway, would have
7 had the right to question witnesses on your behalf and the
8 burden would have been entirely on the Commonwealth to prove
9 the elements of these charges beyond a reasonable doubt?

10 THE DEFENDANT: I do, sir.

11 ATTORNEY DYE: And you are waiving that right
12 to enter this no contest plea to the crimes that I have
13 described and to the facts that I have read onto the record?

14 THE DEFENDANT: I am, sir.

15 ATTORNEY DYE: Have any threats or promises,
16 other than the plea agreement, been made to you to enter this
17 no contest plea?

18 THE DEFENDANT: No, sir.

19 ATTORNEY DYE: And are you satisfied that your
20 plea is voluntary and in your best interests?

21 THE DEFENDANT: I am, sir.

22 ATTORNEY DYE: And are you satisfied with your
23 counsel?

24 THE DEFENDANT: I am very satisfied with my
25 counsel, sir.

1 ATTORNEY DYE: And so having covered that, sir,
2 do you admit the Commonwealth does possess sufficient
3 evidence to prove Count 3, criminal coercion, and Count 11,
4 demanding property to secure employment?

5 THE DEFENDANT: No contest.

6 THE COURT: Okay. Thank you.

7 And, Mr. Galloway, you believe your client is
8 making a knowing, intelligent, and voluntary plea in this
9 matter?

10 ATTORNEY GALLOWAY: Absolutely, Your Honor. We
11 went over all the elements of the offenses that he's pleading
12 no contest to, including the punishments, maximum fines,
13 incarceration. He understands.

14 THE COURT: Do you have any questions about
15 anything that's been done so far, sir?

16 THE DEFENDANT: No, Your Honor.

17 THE COURT: All right. We're going to do
18 sentencing immediately.

19 ATTORNEY DYE: The Commonwealth has no
20 objection to going to sentencing immediately. I will note
21 for the record that the victims who would have testified at
22 trial are present in court, all four constables, in
23 particular Mr. LeGrand and Mr. Snow. I have asked them if
24 they would like to address the Court, they have no interest
25 in addressing the Court and they leave this to the Court's

1 discretion.

2 THE COURT: Okay. And based upon our
3 discussion in chambers, it's my understanding that in Count
4 11, the misdemeanor of the third degree, that has a standard
5 range of sentences of RS; and the Count Number 3, the
6 misdemeanor of the second degree, is that RS? Or RS to --

7 ATTORNEY GALLOWAY: It's RS. No number.

8 THE COURT: Just straight RS.

9 ATTORNEY DYE: Your Honor, both parties agree
10 that the defendant possesses a prior record score of zero and
11 that a guideline sentence in this case would be restorative
12 sanctions.

13 The Commonwealth's primary request, as it
14 pertains to sentencing, is the restitution be ordered to
15 Mr. Snow and Mr. LeGrand, as I have already placed on the
16 record, and the defendant does agree, pursuant to this plea,
17 to pay that restitution to those gentlemen.

18 THE COURT: Okay. Mr. Galloway, do you wish to
19 speak prior to sentencing?

20 ATTORNEY GALLOWAY: We'd ask the Court to
21 accept the negotiated plea agreement and to sentence
22 Mr. Jennings according to the standard guidelines which are
23 RS. I think I elaborated a little bit in terms of giving
24 background on Mr. Jennings so I won't go any further with
25 that, Your Honor.

1 THE COURT: All right.

2 Mr. Jennings, anything you would like to say?

3 THE DEFENDANT: No, Your Honor.

4 THE COURT: All right. Based upon the plea
5 agreement in this matter, the representation of the
6 Commonwealth, the statements made by both the Commonwealth
7 and counsel for the defendant, the Court will accept the
8 pleas of no contest on Counts 3 and 11.

9 On Count 3, the defendant is sentenced to a
10 period of one year of probation.

11 On Count 11, the defendant is sentenced to a
12 period of one year of probation consecutive to the sentence
13 imposed in Count Number 3.

14 He is ordered to pay restitution in the amount
15 of \$2,000 to Luis LeGrand, and restitution in the amount of
16 \$1,135 to Wilbur Snow.

17 While on probation he will be subject to the
18 conditions of probation supervision normally followed by the
19 Dauphin County Probation department.

20 Anything else?

21 ATTORNEY DYE: Your Honor, I believe I omitted
22 during my colloquy of the defendant to note that the
23 defendant did execute his guilty plea colloquy form.

24 And I ask the defendant: Sir, you did sign and
25 initial this form. You did fill this form out and agree to

1 this form?

2 THE DEFENDANT: I did, sir.

3 ATTORNEY DYE: I'll just make that part of the
4 record, Your Honor.

5 THE COURT: Do you have any questions about
6 that document, Mr. Jennings?

7 THE DEFENDANT: I do not, Your Honor.

8 THE COURT: All right. Do you understand your
9 sentences, Mr. Jennings?

10 THE DEFENDANT: I do, sir.

11 THE COURT: Mr. Galloway, post-sentence rights?

12 ATTORNEY GALLOWAY: We respectfully waive
13 reading of post-sentence rights, Your Honor.

14 THE COURT: Thank you.

15 ATTORNEY DYE: Thank you, Your Honor.

16 THE COURT: Thank you, folks.

17 THE DEFENDANT: Thank you, sir.

18 ATTORNEY GALLOWAY: Thank you, Your Honor.

19 (The proceedings concluded at 10:41 a.m.)
20
21
22
23
24
25

C E R T I F I C A T I O N

1
2
3
4 I hereby certify that the proceedings and
5 evidence are contained fully and accurately in the notes
6 taken by me on the hearing of the above cause, and that this
7 transcript of proceedings meets the format specifications
8 established by the Supreme Court of Pennsylvania in Rule
9 4010.

10
11
12 Kassandra L. McPherson, RPR
13 Official Court Reporter

14 09/21/2017
15 Date Filed
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RECEIVED
SEP 25 2017
JUDICIAL CONDUCT
BOARD

COMMONWEALTH OF PENNSYLVANIA : IN THE COURT OF COMMON PLEAS
: DAUPHIN COUNTY, PENNSYLVANIA
VS. :
ROBERT M. JENNINGS, III : NO. 5229 CR 2015

SENTENCING ORDER

AND NOW, this 11th day of September, 2017,
pursuant to a plea agreement, the Court accepts the
Defendant's pleas of no contest to Counts 3 and 11.

Count 3, the Defendant is sentenced to a period
of one year of probation.

Count 11, sentenced to a period of one year of
probation, to run consecutive to the sentence imposed in
Count 3.

Defendant is ordered to pay restitution in the
amount of \$2,000 to Luis LeGrand and \$1,135 to Wilbur Snow.

Defendant is subject to the conditions of
probation supervision normally followed by Dauphin County
Probation.

Certified: A True Copy

SEP 22 2017

Dale C. Kenna
Clerk of the Court

BY THE COURT:

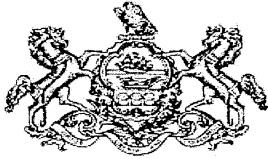
Harold F. Woelfel, Jr.

HAROLD F. WOELFEL, JR., Judge

DAUPHIN COUNTY
PENNA
2017 SEP 22 PM 12:21
CLERK OF COURT

COURT OF COMMON PLEAS OF DAUPHIN COUNTY

DOCKET



Docket Number: CP-22-CR-0005229-2015

CRIMINAL DOCKET

Court Case

Commonwealth of Pennsylvania

v.

Robert M. Jennings III

Page 1 of 9

CASE INFORMATION

Cross Court Docket Nos: 464 MAL 2016, 586 MDA 2016

Judge Assigned: Out of County Judge

Date Filed: 09/18/2015

Initiation Date: 07/23/2015

OTN: T 680745-2

LOTN:

Originating Docket No: MJ-12205-CR-0000471-2015

Initial Issuing Authority: Paula P. Correal

Final Issuing Authority: Paula P. Correal

Arresting Agency: Pennsylvania Office of Attorney General

Arresting Officer: Shaffer, Timothy D.

Complaint/Incident #: 36668

Case Local Number Type(s)

Case Local Number(s)

STATUS INFORMATION

| Case Status: | Closed | Status Date | Processing Status | Complaint Date: | 07/23/2015 |
|--------------|--------|-------------|-----------------------------------|-----------------|------------|
| | | 09/12/2017 | Completed | | |
| | | 09/11/2017 | Sentenced/Penalty Imposed | | |
| | | 09/11/2017 | Awaiting Sentencing | | |
| | | 06/06/2017 | Awaiting Trial | | |
| | | 04/05/2016 | Awaiting Appellate Court Decision | | |
| | | 03/08/2016 | Awaiting Trial | | |
| | | 09/22/2015 | Awaiting Formal Arraignment | | |
| | | 09/18/2015 | Awaiting Filing of Information | | |
| | | 09/18/2015 | Awaiting Pre-Trial Conference | | |

CALENDAR EVENTS

| Case Calendar | Schedule | Start | Room | Judge Name | Schedule |
|--------------------|------------|----------|----------------|----------------------------------|-----------|
| Event Type | Start Date | Time | | | Status |
| Formal Arraignment | 11/18/2015 | 8:30 am | Courtroom 1 | President Judge Richard A. Lewis | Cancelled |
| Pre-Trial Hearing | 01/05/2016 | 8:30 am | Courtroom 8 | Judge Out of County Judge | Continued |
| Pre-Trial Hearing | 03/08/2016 | 10:00 am | Courtroom 2 | Judge Out of County Judge | Scheduled |
| Trial | 05/16/2016 | 9:00 am | Courtroom 8 | Judge Out of County Judge | Cancelled |
| Pre-Trial Hearing | 03/09/2017 | 9:30 am | Courtroom 1 | Judge Out of County Judge | Continued |
| Pre-Trial Hearing | 04/03/2017 | 9:30 am | Courtroom 8 | Judge Out of County Judge | Cancelled |
| Pre-Trial Hearing | 04/20/2017 | 9:30 am | Courtroom 8 | Judge Out of County Judge | Moved |
| Pre-Trial Hearing | 04/25/2017 | 1:30 pm | Hearing Room A | Judge Out of County Judge | Scheduled |
| Trial | 09/11/2017 | 9:00 am | Courtroom 8 | Judge Out of County Judge | Scheduled |

DEFENDANT INFORMATION

Date Of Birth:

07/21/1950

City/State/Zip: Harrisburg, PA 17110

CASE PARTICIPANTS

Participant Type

Name

Defendant

Jennings, Robert M. III

COURT OF COMMON PLEAS OF DAUPHIN COUNTY

DOCKET

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BAIL INFORMATION

Jennings, Robert M. III

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 | 07/23/2015 | Unsecured | | \$10,000.00 | | |

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 § 3923 §§A4 | Theft Extort-Take/W/Hold Act As Offic | 02/01/2009 | T 680745-2 |
| 2 | 14 | F3 | 18 § 901 §§A | Criminal Attempt - Theft Extort-Take/W/Hold Act As Offic | 02/01/2009 | T 680745-2 |
| 3 | 3 | M2 | 18 § 2906 §§A4 | Coerce/Threat Of Official Act | 02/01/2009 | T 680745-2 |
| 4 | 4 | M2 | 18 § 2906 §§A4 | Coerce/Threat Of Official Act | 02/01/2009 | T 680745-2 |
| 5 | 5 | M2 | 18 § 2906 §§A4 | Coerce/Threat Of Official Act | 02/01/2009 | T 680745-2 |
| 6 | 2 | M2 | 18 § 2906 §§A4 | Coerce/Threat Of Official Act | 02/01/2009 | T 680745-2 |
| 7 | 7 | M2 | 18 § 5301 §§2 | Offl Oppression-Deny Rights/Prv | 02/01/2009 | T 680745-2 |
| 8 | 8 | M2 | 18 § 5301 §§2 | Offl Oppression-Deny Rights/Prv | 02/01/2009 | T 680745-2 |
| 9 | 9 | M2 | 18 § 5301 §§2 | Offl Oppression-Deny Rights/Prv | 02/01/2009 | T 680745-2 |
| 10 | 6 | M2 | 18 § 5301 §§2 | Offl Oppression-Deny Rights/Prv | 02/01/2009 | T 680745-2 |
| 11 | 11 | M3 | 18 § 7322 | Demand Property To Secure Employment | 02/01/2009 | T 680745-2 |
| 12 | 12 | M3 | 18 § 7322 | Demand Property To Secure Employment | 02/01/2009 | T 680745-2 |
| 13 | 13 | M3 | 18 § 7322 | Demand Property To Secure Employment | 02/01/2009 | T 680745-2 |
| 14 | 10 | M3 | 18 § 7322 | Demand Property To Secure Employment | 02/01/2009 | T 680745-2 |

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> | | | |

Held for Court (Lower Court) Defendant Was Present

| <u>Lower Court Disposition</u> | <u>09/11/2015</u> | <u>Not Final</u> |
|---|------------------------------|-------------------------|
| 1 / Theft Extort-Take/W/Hold Act As Offic | Held for Court (Lower Court) | F3 18 § 3923 §§ A4 |
| 3 / Coerce/Threat Of Official Act | Held for Court (Lower Court) | M2 18 § 2906 §§ A4 |
| 4 / Coerce/Threat Of Official Act | Held for Court (Lower Court) | M2 18 § 2906 §§ A4 |
| 5 / Coerce/Threat Of Official Act | Held for Court (Lower Court) | M2 18 § 2906 §§ A4 |
| 6 / Coerce/Threat Of Official Act | Held for Court (Lower Court) | M2 18 § 2906 §§ A4 |
| 7 / Offl Oppression-Deny Rights/Prv | Held for Court (Lower Court) | M2 18 § 5301 §§ 2 |
| 8 / Offl Oppression-Deny Rights/Prv | Held for Court (Lower Court) | M2 18 § 5301 §§ 2 |

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COURT OF COMMON PLEAS OF DAUPHIN COUNTY

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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> | | | |
| 9 / Off'l Oppression-Deny Rights/Prv | Held for Court (Lower Court) | M2 | 18 § 5301 §§ 2 |
| 10 / Off'l Oppression-Deny Rights/Prv | Held for Court (Lower Court) | M2 | 18 § 5301 §§ 2 |
| 11 / Demand Property To Secure Employment | Held for Court (Lower Court) | M3 | 18 § 7322 |
| 12 / Demand Property To Secure Employment | Held for Court (Lower Court) | M3 | 18 § 7322 |
| 13 / Demand Property To Secure Employment | Held for Court (Lower Court) | M3 | 18 § 7322 |
| 14 / Demand Property To Secure Employment | Held for Court (Lower Court) | M3 | 18 § 7322 |

Proceed to Court

| <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> |
| Information Filed | 10/07/2015 | Not Final | |
| 1 / Theft Extort-Take/W/Hold Act As Offic | Proceed to Court | F3 | 18 § 3923 §§ A4 |
| 2 / Criminal Attempt - Theft Extort-Take/W/Hold Act As Offic | Proceed to Court | F3 | 18 § 901 §§ A |
| 3 / Coerce/Threat Of Official Act | Proceed to Court | M2 | 18 § 2906 §§ A4 |
| 4 / Coerce/Threat Of Official Act | Proceed to Court | M2 | 18 § 2906 §§ A4 |
| 5 / Coerce/Threat Of Official Act | Proceed to Court | M2 | 18 § 2906 §§ A4 |
| 6 / Coerce/Threat Of Official Act | Proceed to Court | M2 | 18 § 2906 §§ A4 |
| 7 / Off'l Oppression-Deny Rights/Prv | Proceed to Court | M2 | 18 § 5301 §§ 2 |
| 8 / Off'l Oppression-Deny Rights/Prv | Proceed to Court | M2 | 18 § 5301 §§ 2 |
| 9 / Off'l Oppression-Deny Rights/Prv | Proceed to Court | M2 | 18 § 5301 §§ 2 |
| 10 / Off'l Oppression-Deny Rights/Prv | Proceed to Court | M2 | 18 § 5301 §§ 2 |
| 11 / Demand Property To Secure Employment | Proceed to Court | M3 | 18 § 7322 |
| 12 / Demand Property To Secure Employment | Proceed to Court | M3 | 18 § 7322 |
| 13 / Demand Property To Secure Employment | Proceed to Court | M3 | 18 § 7322 |
| 14 / Demand Property To Secure Employment | Proceed to Court | M3 | 18 § 7322 |

Nolo Contendere

| <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> |
| Trial | 09/11/2017 | | |
| 1 / Theft Extort-Take/W/Hold Act As Offic | Withdrawn | F3 | 18 § 3923 §§ A4 |
| Lewis, Richard A. | 09/11/2017 | | |
| 2 / Criminal Attempt - Theft Extort-Take/W/Hold Act As Offic | Withdrawn | F3 | 18 § 901 §§ A |
| Lewis, Richard A. | 09/11/2017 | | |
| 3 / Coerce/Threat Of Official Act | Nolo Contendere | M2 | 18 § 2906 §§ A4 |
| Lewis, Richard A. | 09/11/2017 | | |

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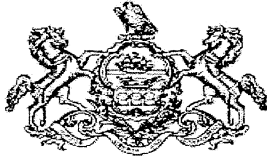
COURT OF COMMON PLEAS OF DAUPHIN COUNTY

DOCKET

Docket Number: CP-22-CR-0005229-2015

CRIMINAL DOCKET

Court Case



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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> | | | |
| Probation | Min of 1.00 Years Max of 1.00 Years Other | 09/11/2017 | |
| 4 / Coerce/Threat Of Official Act Lewis, Richard A. | Withdrawn 09/11/2017 | M2 | 18 § 2906 §§ A4 |
| 5 / Coerce/Threat Of Official Act Lewis, Richard A. | Withdrawn 09/11/2017 | M2 | 18 § 2906 §§ A4 |
| 6 / Coerce/Threat Of Official Act Lewis, Richard A. | Withdrawn 09/11/2017 | M2 | 18 § 2906 §§ A4 |
| 7 / Offl Oppression-Deny Rights/Prv Lewis, Richard A. | Withdrawn 09/11/2017 | M2 | 18 § 5301 §§ 2 |
| 8 / Offl Oppression-Deny Rights/Prv Lewis, Richard A. | Withdrawn 09/11/2017 | M2 | 18 § 5301 §§ 2 |
| 9 / Offl Oppression-Deny Rights/Prv Lewis, Richard A. | Withdrawn 09/11/2017 | M2 | 18 § 5301 §§ 2 |
| 10 / Offl Oppression-Deny Rights/Prv Lewis, Richard A. | Withdrawn 09/11/2017 | M2 | 18 § 5301 §§ 2 |
| 11 / Demand Property To Secure Employment Lewis, Richard A. | Nolo Contendere 09/11/2017 | M3 | 18 § 7322 |
| Probation | Min of 1.00 Years Max of 1.00 Years Other | 09/11/2017 | |
| 12 / Demand Property To Secure Employment Lewis, Richard A. | Withdrawn 09/11/2017 | M3 | 18 § 7322 |
| 13 / Demand Property To Secure Employment Lewis, Richard A. | Withdrawn 09/11/2017 | M3 | 18 § 7322 |
| 14 / Demand Property To Secure Employment Lewis, Richard A. | Withdrawn 09/11/2017 | M3 | 18 § 7322 |

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COURT OF COMMON PLEAS OF DAUPHIN COUNTY

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LINKED SENTENCES:

Link 1

CP-22-CR-0005229-2015 - Seq. No. 11 (18§ 7322 §§) - Probation is Concurrent with

CP-22-CR-0005229-2015 - Seq. No. 3 (18§ 2906 §§ A4) - Probation

COMMONWEALTH INFORMATION

Name: Daniel Jacob Dye
Attorney General

Supreme Court No: 205638

Phone Number(s):
717-787-6346 (Phone)

Address:
PA Ofc of Attorney General
16TH Fl Strawberry Sq
Harrisburg, PA 17120

Name: Clarke Hansen Madden
Attorney General

Supreme Court No: 208525

Phone Number(s):
717-783-9995 (Phone)

Address:
PA Ofc of Attorney General
Strawberry Sq 16th Fl
Harrisburg, PA 17120-0001

ATTORNEY INFORMATION

Name: Roy Lee Galloway III
Private

Supreme Court No: 206841

Rep. Status: Active

Phone Number(s):
717-737-3300 (Phone)

Address:
Law Ofc of Roy Galloway
4309 Linglestown Rd Ste 107
Harrisburg, PA 17112

Representing: Jennings, Robert M. III

ENTRIES

| <u>Sequence Number</u> | <u>CP Filed Date</u> | <u>Document Date</u> | <u>Filed By</u> |
|---|----------------------|----------------------|---|
| 1 | 07/23/2015 | | Correal, Paula P. |
| Bail Set - Jennings, Robert M. III | | | |
| 1 | 09/18/2015 | | Smith, Lenora M. |
| Entry of Appearance/Lenora Smith, Esq. | | | |
| 2 | 09/18/2015 | | Smith, Lenora M. |
| Waiver of Appearance at Arraignment | | | |
| 3 | 09/18/2015 | | Court of Common Pleas - Dauphin County |
| Original Papers Received from Lower Court | | | |
| 1 | 10/07/2015 | | Attorney General of Pennsylvania |
| AG Information Filed | | | |

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ENTRIES

| <u>Sequence Number</u> | <u>CP Filed Date</u> | <u>Document Date</u> | <u>Filed By</u> |
|---|----------------------|----------------------|---|
| 1 | 12/31/2015 | | Smith, Lenora M. |
| Petition for Continuance | | | |
| 1 | 01/07/2016 | | Dauphin County Court Administration |
| Pre-Trial Hearing Continued | | | |
| 3 | 01/07/2016 | | Lewis, Richard A. |
| Order Granting Motion for Continuance Dist. 1/8/16; Rescheduled for 3/8/16 at 10 am | | | |
| 1 | 03/02/2016 | | Smith, Lenora M. |
| Petition for Writ of Habeas Corpus and Stay of Proceedings | | | |
| 1 | 03/08/2016 | | Out of County Judge |
| Continuance Continuance until 5-16-16. | | | |
| 2 | 03/08/2016 | | Out of County Judge |
| Order Denying Petition for Writ of Habeas Corpus and Stay of Proceedings Dist. 3/9/16; (David E. Grine - Out of County Judge) Jury trial scheduled for 5/16/16 | | | |
| 1 | 04/05/2016 | | Smith, Lenora M. |
| Notice of Appeal to the Superior Court | | | |
| 1 | 04/15/2016 | | Superior Court of Pennsylvania - Middle District |
| (586 MDA 2016) Superior Court Docketing Statement - Record Due: 06-06-16 | | | |
| 2 | 04/15/2016 | | Out of County Judge |
| Concise Statement Order JUdge David E. Grine, Senior Judge | | | |
| 1 | 05/02/2016 | | Smith, Lenora M. |
| Statement of Matters Complained on Appeal | | | |
| 1 | 05/31/2016 | | Out of County Judge |
| Opinion in Response to Matters Complained of on Appeal (Judge David E. Grine) | | | |

COURT OF COMMON PLEAS OF DAUPHIN COUNTY

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ENTRIES

| <u>Sequence Number</u> | <u>CP Filed Date</u> | <u>Document Date</u> | <u>Filed By</u> |
|---|----------------------|----------------------|--|
| 1 | 06/06/2016 | | Court of Common Pleas - Dauphin County |
| Certificate and Transmittal of Record to Superior Court (586 MDA 2016) | | | |
| 1 | 07/08/2016 | | Supreme Court of Pennsylvania - Middle District |
| Courtesy Copy of Petition for Allowance of Appeal (464 MAL 2016) See Also: 586 MDA 2016 | | | |
| 1 | 12/19/2016 | | Supreme Court of Pennsylvania - Middle District |
| Petition for Allowance of Appeal is Denied (464 MAL 2016) | | | |
| 1 | 12/20/2016 | | Superior Court of Pennsylvania - Middle District |
| Certificate of Remittal/Remand of Record from Superior Court (586 MDA 2016) | | | |
| 2 | 12/20/2016 | | Superior Court of Pennsylvania - Middle District |
| Superior Court Order (586 MDA 2016) The Appeal is hereby Quashed. Appellant filed a response but did not present legal argment to justify Court jurisdiction. | | | |
| 1 | 01/09/2017 | | Dye, Daniel Jacob |
| Entry of Appearance - Daniel Dye, Esq. Withdraw appearace for Clarke Madden, Esq. | | | |
| 1 | 03/09/2017 | | Dauphin County Court Administration |
| Pre-Trial Hearing Continued - Defendant Not Ready - Defendant | | | |
| 3 | 03/09/2017 | | Out of County Judge |
| hearing continued to 04/03/2017 courtroom 8 | | | |
| 4 | 03/09/2017 | | Out of County Judge |
| Order Scheduling Hearing (Out of County Judge Grine) ..matter is continued to 4/3/17 at 9:30am. Failure to attend a bench warrant will be issued. Dist: 3/9/17 | | | |

COURT OF COMMON PLEAS OF DAUPHIN COUNTY

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ENTRIES

| <u>Sequence Number</u> | <u>CP Filed Date</u> | <u>Document Date</u> | <u>Filed By</u> |
|--|----------------------|----------------------|-----------------------|
| 1 | 03/17/2017 | | Attorney |
| Entry of Appearance Roy L. Galloway, Esq. | | | |
| 1 | 03/20/2017 | | Galloway, Roy Lee III |
| Uncontested Motion Requesting Continuance of Trial | | | |
| 1 | 04/04/2017 | | Out of County Judge |
| Order Granting Uncontested Motion Requesting Continuance of Pre-Trial Hearing (Out of County Judge Grine) Pre-Trial Hearing shall commence on 4/20/17 at 9:30am. Dist: 4/4/17 | | | |
| 1 | 04/18/2017 | | Out of County Judge |
| Order Scheduling Hearing (Out of County Judge Grine) ..hereby rescheduled for 4/25/17 at 1:30pm. Dist: 4/18/17 | | | |
| 1 | 05/02/2017 | | Out of County Judge |
| Pre-Trial Memorandum Pre-Trial Memorandum filed by David E. Grine, Senior Judge. Dist. 5/3/2017 | | | |
| 1 | 09/11/2017 | | Dye, Daniel Jacob |
| Restitution Information Filed | | | |
| 2 | 09/11/2017 | | Dye, Daniel Jacob |
| Restitution Information Filed | | | |
| 3 | 09/11/2017 | | Galloway, Roy Lee III |
| Written Nolo Contendere Plea Colloquy | | | |
| 4 | 09/11/2017 | | Lewis, Richard A. |
| Nolo Contendere | | | |

COURT OF COMMON PLEAS OF DAUPHIN COUNTY

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ENTRIES

| Sequence Number | CP Filed Date | Document Date | Filed By |
|---|---------------|---------------|--|
| 5 | 09/11/2017 | | Lewis, Richard A. |
| Order - Sentence/Penalty Imposed | | | |
| (Dye/Galloway) Nolo Contendere before Judge Woelful (for Judge Lewis) on 9/11/17 Ct 1: Theft by Extortion (F3) - W/D Ct 2: Attempt Theft by Extortion (F3) - W/D Ct 3: Coercion (M2) - Probation 1 YR; Pay Costs; No Fine; Restitution Ordered Cts 4-6: Crimianl Coercion (M2) - W/D Cts 7-10: Official Oppression (M2) - W/D Ct 11: Demand Property (M3) - Probation 1 YR; Pay Costs; No Fine; CC w/Ct 3 Cts 12-14: Demand Property (M3) - W/D | | | |
| 1 | 09/12/2017 | | Court of Common Pleas - Dauphin County |
| Transferred to CP-09-21-Crim | | | |
| 2 | 09/12/2017 | | Court of Common Pleas - Dauphin County |
| Penalty Assessed | | | |

CASE FINANCIAL INFORMATION

Last Payment Date: 09/08/2017

Total of Last Payment: -\$3.30

| Jennings, Robert M. III Defendant | <u>Assessment</u> | <u>Payments</u> | <u>Adjustments</u> | <u>Non Monetary Payments</u> | <u>Total</u> |
|--|-------------------|-----------------|--------------------|----------------------------------|--------------|
| Costs/Fees | | | | | |
| Superior Court Appeal (Dauphin) | \$78.00 | -\$78.00 | \$0.00 | \$0.00 | \$0.00 |
| Clerk of Court Automation Filing Fee (Dauphin) | \$5.00 | -\$5.00 | \$0.00 | \$0.00 | \$0.00 |
| COC Postage (Dauphin) | \$11.00 | -\$11.00 | \$0.00 | \$0.00 | \$0.00 |
| Subpoena Filing Fee (Dauphin) | \$23.10 | -\$23.10 | \$0.00 | \$0.00 | \$0.00 |
| Subpoena Filing Fee (Dauphin) | \$3.30 | -\$3.30 | \$0.00 | \$0.00 | \$0.00 |
| Costs/Fees Totals: | \$120.40 | -\$120.40 | \$0.00 | \$0.00 | \$0.00 |
| Restitution | | | | | |
| Restitution | \$2,000.00 | \$0.00 | \$0.00 | \$0.00 | \$2,000.00 |
| Restitution | \$1,135.00 | \$0.00 | \$0.00 | \$0.00 | \$1,135.00 |
| Restitution Totals: | \$3,135.00 | \$0.00 | \$0.00 | \$0.00 | \$3,135.00 |
| Grand Totals: | \$3,255.40 | -\$120.40 | \$0.00 | \$0.00 | \$3,135.00 |

** - Indicates assessment is subrogated

**COMMONWEALTH OF PENNSYLVANIA
COURT OF JUDICIAL DISCIPLINE**

IN RE:

Robert Jennings, III
Magisterial District Judge
Magisterial District Court 12-2-04
Dauphin County

⋮
⋮
4 JD 2014
⋮
⋮

PROOF OF SERVICE

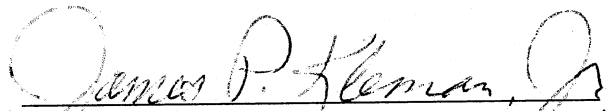
In compliance with Rule 122(d) of the Court of Judicial Discipline Rules of Procedure, on October 13, 2017, a copy of this Motion to Amend Board Complaint and Amended Board Complaint were sent by certified mail to former Judge Jennings, who is currently without counsel, at the following address:

Robert Jennings, III
639 Seneca Street
Harrisburg, PA 17110

Certified Mail No. 9214 7617 1455 3730 1503 59
Return Receipt Requested

Respectfully submitted,

DATE: October 13, 2017


JAMES P. KLEMAN, JR. Deputy Counsel
Pa. Supreme Court ID No. 87637

Judicial Conduct Board
601 Commonwealth Avenue, Ste. 3500
P.O. Box 62525
Harrisburg, PA 17106
(717) 234-7911