

**IN THE SUPERIOR COURT OF PENNSYLVANIA  
EASTERN DISTRICT**

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No. 26 EDM 2018

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**COMMONWEALTH OF PENNSYLVANIA,**  
*Respondent.*

**v.**  
**WILLIAM H. COSBY, JR.,**  
*Petitioner.*

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**PETITION FOR REVIEW FROM THE ORDER OF THE COURT OF COMMON PLEAS OF  
MONTGOMERY COUNTY DENYING MOTION TO AMEND ITS MARCH 15, 2018  
ORDER PURSUANT TO PA. R.A.P. 1311(b)**

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On Petition for Review of the March 19, 2018 Order of the Court of Common Pleas of Montgomery County, No. CP-46-CR-0003932-2016, Denying Petitioner's Motion to Amend to Certify for Interlocutory Appeal Its March 15, 2018 Order

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**PETITION FOR REVIEW OF DENIAL OF MOTION TO AMEND ORDER  
TO PERMIT INTERLOCUTORY APPEAL**

Pursuant to Pennsylvania Rule of Appellate Procedure 1311, *et seq.*, William H. Cosby, Jr. petitions for review of the Court of Common Pleas' March 19, 2018 order denying Mr. Cosby's Motion to Amend the trial court's March 15, 2018 Order allowing the Commonwealth to introduce evidence of five "prior bad acts" – of its choosing – pursuant to Pennsylvania Rule of Evidence 404(b). On March 16, 2018, Mr. Cosby moved to amend the March 15, 2018 Order to include the language required by 42 Pa. C.S. § 702(b). On March 19, 2018, the trial court denied Mr. Cosby's motion to amend. The trial court's denial was error. This Court should permit interlocutory appellate review under 42 Pa. C.S. § 702(a) because these issues involve controlling questions of law about which there is substantial ground for difference of opinion, and appellate resolution of these questions will materially advance the ultimate termination of this action.

A copy of the trial court's docket sheet and March 19, 2018 Order are attached (as Exhibits A and C) to the Declaration of Lane L. Vines in support of this Petition for Review (the "Vines Decl."), which is appended hereto as Exhibit 1.

### **BASIS FOR JURISDICTION**

This Court has jurisdiction under 42 Pa. C.S. § 702(a); the Note to Pa. R.A.P. 1311 (Petition for Permission to Appeal); and Pa. R.A.P. 1311, 1501(a)(4) & b(3)(a).

### **PERSON SEEKING REVIEW**

The party seeking review is William H. Cosby, Jr., the defendant in the underlying action captioned *Commonwealth of Pennsylvania v. William H. Cosby, Jr.*, No. CP-46-CR-0003932-2016, Court of Common Pleas of Montgomery County.

### **GOVERNMENTAL UNIT THAT MADE THE DETERMINATION SOUGHT TO BE REVIEWED**

The determination at issue was made by the Court of Common Pleas of Montgomery County, a disinterested government unit under Pennsylvania Rule of Appellate Procedure 1513(a).

### **CONCISE STATEMENT OF THE CASE**

On December 30, 2015, the District Attorney of Montgomery County charged Mr. Cosby with three counts of aggravated indecent assault of Andrea Constand. The charges allege that the conduct occurred sometime between mid-January and mid-February 2004. In the lead-up to the first trial of this matter in June 2017, the Commonwealth sought to introduce the testimony of 13 alleged “prior bad act” witnesses pursuant to Pennsylvania Rule of Evidence 404(b).

Some of these accusers' allegations dated back over 50 years, the latest of which occurred in 1990 or 1996, at least 19 years before charges were ever brought. The trial court allowed only the most recent accusation, still decades old, to be admitted and denied the admission of any other accuser. The first trial ended in a mistrial, and the Commonwealth immediately announced that it would retry the case.

The Commonwealth thereafter again filed a motion to include alleged "prior bad act" evidence, this time, however, introducing 19 accusers. The only new argument advanced by the Commonwealth was the argument that the "doctrine of chances" should be applied to this case – a doctrine discussed in a concurring opinion in *Commonwealth v. Hicks*, 156 A.3d 1114 (Pa. 2017) ("*Hicks II*"), but not adopted by the majority and vigorously rejected by a dissenting justice. After extensive briefing and argument by both parties, the trial court by Order dated March 15, 2018, reversed itself and allowed five "prior bad acts" of the Commonwealth's choosing from the eight most recent accusers, dating back to 1982. The trial court provided no explanation for this change in its order.

On March 19, 2018, the Commonwealth submitted a letter to the trial court notifying the trial court and Mr. Cosby of the specific five accusers the Commonwealth intended to call as well as an additional 14 "supporting witnesses" the Commonwealth may call. (*See Ex. D.*)

## DETERMINATION SOUGHT TO BE REVIEWED

### **I. Date and Identity of Determination**

On March 15, 2018, the trial court entered an order allowing the Commonwealth to introduce evidence of five “prior bad acts” – of its choosing – pursuant to Rule 404(b). (Vines Decl., Ex. B.) On March 16, 2018, Mr. Cosby moved to amend the March 15, 2018 Order to include the language required by 42 Pa. C.S. § 702(b). On the next business day, March 19, 2018, the trial court issued a denial of that motion. (Vines Decl., Ex. C.) Mr. Cosby now petitions for review of this March 19, 2018 Order.

### **II. Nature of Determination**

On January 18, 2018, the Commonwealth filed a motion to introduce 19 “prior bad act” witnesses pursuant to Pa. R. Evid. 404(b). On February 5, 2018, Mr. Cosby filed his opposition to the introduction of any of the 19 “prior bad act” witnesses. Mr. Cosby opposed on a number of grounds, arguing that introduction of these ancient and uncorroborated accusations, the most recent of which was 22 years old, and the oldest of which dated back over 50 years, violated Pa. R. Evid. 404(b) and 403, as well as Mr. Cosby’s Fifth and Sixth Amendment rights to due process, confrontation and compulsory process, and effective assistance of counsel.

The trial court heard argument on this motion on March 5 and 6, 2018, and subsequently asked for supplemental briefing, which both parties filed on March



12, 2018. In his post-hearing brief, Mr. Cosby reiterated the serious constitutional implications of admitting these ancient accusations.

*First*, Mr. Cosby argued that introduction of the uncorroborated allegations of any of these Accusers would violate the constitutional right to due process of law and rights guaranteed to him by the Fourteenth Amendment because they are unprecedented in their remoteness and are impermissibly vague: One Accuser has not even provided a timeframe for her alleged assault (Accuser 18), another Accuser cannot provide a more specific timeframe than a two-year window of time (Accuser 14), four Accusers can only provide the year or a portion of the year in which they believe the alleged assaults occurred (Accusers 12, 13, 16, 19). The most precise Accusers (Accuser 15 and 17) can still only vaguely provide a month in a particular year when they claim that the alleged incidents occurred. Taken together, these unprecedented circumstances have prejudiced Mr. Cosby's constitutional rights as he has insufficient information and irretrievably lost the ability to defend himself by marshaling documentary evidence and calling percipient witnesses. *See Commonwealth v. Fortune*, 346 A.2d 783, 787 (Pa. 1975).

*Second*, Mr. Cosby argued that each accusation was not sufficiently similar to Ms. Constand's allegations to fall within the limited exceptions of Rule 404(b)

and that the minimal probative value of each one was outweighed by its potential for unfair prejudice.

*Finally*, Mr. Cosby argued that, to the extent the trial court found an alternative basis for allowing the testimony, the Pennsylvania Supreme Court cautions against this. In *Commonwealth v. Spruill*, 391 A.2d 1048, 1051 (Pa. 1978), the Supreme Court stated, “[w]here a novel exception provides the basis for the entry of [404(b)] testimony, the appellant cannot reasonably be expected to be prepared to meet it. In the latter case, serious due process concerns are raised.”

Despite these concerns, the trial court issued its March 15, 2018 order allowing the Commonwealth to introduce the testimony of five of these witnesses. The trial court expressly excluded the proffered “prior bad act” witnesses 1 through 11, but allowed the Commonwealth to choose any five of the remaining eight most recent “prior bad act” witnesses.

**OBJECTIONS TO THE TRIAL COURT’S FAILURE  
TO AMEND ITS ORDER**

The trial court abused its discretion in failing to amend its March 15, 2018 Order to certify it for interlocutory appellate review. A trial court may certify an interlocutory order for immediate appeal by amending it to state that (1) the order involves a controlling question of law; (2) there is a substantial ground for difference of opinion on the questions of law; and (3) immediate appeal would

materially advance the ultimate termination of the matter. *See Commonwealth v. Dennis*, 859 A.2d 1270, 1275 (Pa. 2004); 42 Pa. C.S. § 702(b).

A. This Order Involves a Controlling Question of Law

The trial court's March 15, 2018 order clearly involves a controlling question of law. Allowing the testimony of any, let alone five, uncharged and uncorroborated accusations of prior bad acts, where none of the alleged prior bad acts occurred anytime within the last quarter-century, is unprecedented. Before this case, the most remote allegations permitted to be introduced under Rule 404(b) by the Pennsylvania Supreme Court were 17 years old. *See Commonwealth v. Patskin*, 93 A.2d 704, 710 (1953); *see also Commonwealth v. Odom*, 584 A.2d 953, 955 (Pa. Super. 1990). Here, the accusations are all between 29 and 36 years old.<sup>1</sup>

Moreover, forcing Mr. Cosby to defend against such dated accusations raises important due process and Sixth Amendment questions. The Pennsylvania Supreme Court has previously recognized a due process violation in forcing a defendant to defend against a charge when it was 11 years old. *Commonwealth v. Snyder*, 713 A.2d 596, 601 (Pa. 1998). Here, the combination of the age of the

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<sup>1</sup> Even measuring from the date of the alleged incident, only the most recent accusation falls within 17 years of the alleged incident involving Ms. Constand. Thus, the five accusations include four that unquestionably exceed the outer bounds of remoteness previously recognized by Pennsylvania courts.

prior act accusations, coupled with the over 10 years of pre-charge delay, result in Mr. Cosby effectively having to defend against five separate cases (besides the charged case), all of which are more than twice as old as the case in *Snyder*. Further the impossibility of effectively investigating and defending these multiple, extraordinarily old cases, with witnesses no longer available and documents long since destroyed, implicates Sixth Amendment concerns including the right to confront witnesses, the right to compulsory process, and the right to counsel. See *Strickland v. Washington*, 466 U.S. 668, 688 (1984); *Davis v. Alaska*, 415 U.S. 308, 315 (1974); *Washington v. Texas*, 388 U.S. 14, 19 (1967).<sup>2</sup>

The vagueness of the timeframe of virtually all of the prior accusations also implicates Sixth Amendment concerns. In *Commonwealth v. Fortune*, 346 A.2d 783, 787 (Pa. 1975), the Commonwealth provided the defendant with a 2-month period of time and a vague description of the location of the alleged prior bad acts. *Id.* The Supreme Court held that the Commonwealth's failure to provide the defendant with a more specific time and place of the prior bad acts – which, significantly, had occurred less than a year prior to trial – was remote and

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<sup>2</sup> Since the trial court issued its March 15, 2018 Order, the Commonwealth has indicated that it intends to call 14 witnesses – in addition to the 5 accusers – to bolster these otherwise uncorroborated accusations. (Vines Decl., Ex. D.) As such, rebutting each of these prior bad acts will turn into five mini-trials. The defense cannot meaningfully prepare and “ready a rebuttal” against all 19 of these new witnesses in all 5 of these new mini-trials. See *Commonwealth v. Lynch*, 57 A.3d 120, 125-26 (Pa. Super. 2012).

fundamentally unfair because it stripped the defendant of the right and ability to defend himself. *Id.*

In successfully advocating for the trial court to reverse its own prior ruling, the Commonwealth relied heavily on a concurrence in *Hicks II* for the proposition that the Court should adopt the “doctrine of chances.” However, neither the majority opinion in *Hicks II* nor any other Pennsylvania court has ever adopted the controversial doctrine of chances. This Court should take this opportunity to determine in the first instance the important legal question of whether this novel exception to the rule against propensity evidence is to be adopted for the first time in Pennsylvania.

Finally, the admission of accusations that reflect neither a “signature” nor are even “remarkably similar” to the instant alleged conduct raises an important question of law. The only supposed “similarity” of the prior acts to the alleged offense is that they involved alleged sexual assaults by intoxication (and that is not even true as to two of the accusations, as discussed below). Yet, such “similarity” says nothing more than that the defendant has purportedly committed the same “general class of crime” before. To allow evidence to be introduced under such a low threshold would swallow the rule against propensity evidence. *See Commonwealth v. Semenza*, 127 A.3d 1, 11 (Pa. Super. 2015).

B. There is a Substantial Ground for Difference of Opinion

It is clear that there is a substantial ground for difference of opinion here regarding the admissibility of these ancient accusations. The extensive argument by the parties, and the trial court's own comments noting the weightiness of the issue uniqueness of this case, reflect the substantial room for difference of opinion.

Most tellingly, prior to the last trial, the trial court determined that testimony from five out of Accusers 12 through 19 was inadmissible. It found that testimony of only one, Accuser 19, was admissible. Yet with no intervening change in controlling law, the trial court has reversed itself and come to a different conclusion in its March 15, 2018 order, allowing the Commonwealth the option to introduce testimony from these five accusers that the trial court precluded in the previous trial. Any new legal basis the trial court has discerned, therefore, demonstrates the trial court's own difference in opinion regarding the admissibility of the evidence.

To the extent that the trial court relied on the concurrence in *Hicks II* and applied "the doctrine of chances," there is a substantial ground for difference of opinion. As discussed, the "doctrine of chances" is a novel doctrine that has not been adopted by the Pennsylvania Supreme Court and is impliedly rejected by the majority in *Hicks II*. The majority in *Hicks* did not incorporate or even reference Justice Saylor's concurrence in applying traditional 404(b) analysis. And Justice

Donohue wrote a vigorous dissent decrying the doctrine of chances as nothing more than a work-around to permit propensity evidence.

Further, the substantial ground for difference of opinion is underscored by the dearth of Pennsylvania case law allowing Rule 404(b) evidence under circumstances remotely similar to the circumstances here. As discussed above, the most remote prior bad act allegations allowed by the Pennsylvania Supreme Court to date has been 17 years. *See Patskin*, 93 A.2d at 710. And even there, the victim was the same in both instances and the bad acts were introduced to show ill will or malice of the defendant toward the murdered victim. Here the remoteness of these allegations is significantly more egregious as the most recent allegation is at least 22 years old, others date back 36 years, and each allegation is from a different accuser involving unrelated events. There are no cases where a court has found, with analogous facts, that allegations of misconduct made by different individuals occurring decades ago survived remoteness and due process inquiries.

Moreover, the Pennsylvania Supreme Court has recognized that the constitutional right to due process encompasses the protection against defending stale claims. *See, e.g. Commonwealth v. Devlin*, 333 A.2d 888, 891 (Pa. 1975); *Snyder*, 713 A.2d at 699-600. Similarly, in *Fortune*, 346 A.2d at 787, the Pennsylvania Supreme Court reversed a conviction based on the trial court's erroneous admission of remote allegations on the grounds that it was

fundamentally unfair to strip a defendant of the right and ability to defend himself. Here, the trial court's expectation that Mr. Cosby can defend himself against such vague and far more remote claims, the latest of which allegedly occurred, 29 years ago and the earliest of which occurred over three decades ago is unprecedented and at odds with these Supreme Court precedents.

C. An Immediate Appeal Would Materially Advance the Ultimate Termination of the Matter

Pennsylvania appellate courts frequently permit interlocutory appeals on issues relating to the constitutional or statutory rights of criminal defendants. *See, e.g., Commonwealth ex rel. Buchanan v. Verbonitz*, 581 A.2d 172, 173 (Pa. 1990); *Commonwealth v. Boyle*, 532 A.2d 306 (Pa. 1987), *rev'd on other grounds*, 625 A.2d 616 (Pa. 1993); *Commonwealth v. Clark*, 472 A.2d 617, 618 (Pa. Super. 1984).

The extraordinary circumstances of this case make immediate appeal of this issue material to advancing the ultimate termination of this matter. Should the Court wait on this issue, and upon conclusion of the trial and appeal be reversed because this Court finds error, the remedy for the trial court's error is a retrial. Yet with this case, each trial becomes more tainted and more infected with bias. As the Pennsylvania Supreme Court has already recognized, a "media frenzy" and "circus-like atmosphere" plagued the civil proceedings brought by Ms. Constand against Mr. Cosby. *Dougherty v. Heller*, 138 A.3d 611, 630 (Pa. 2016). Indeed,



the media firestorm has only grown since the Commonwealth instituted criminal charges and will continue to grow as the media reports on the trial court's decision to admit five prior bad acts accusers.

Indeed, the media was and continues to be an ever-present force in both the previous trial and in the lead up to this new trial. With media reporting on the day-to-day coverage of the trial, the details and testimony of each accusation admitted will be disseminated to the public. As such, with each trial, the jury pool becomes more tainted by information regarding accusations other than by Ms. Constand, and it will become impossible to protect Mr. Cosby's constitutional right to fair trial. In *Irvin v. Dowd*, 366 U.S. 717, 724-28 (1961), the United States Supreme Court found that when continued adverse pretrial publicity shows a "pattern of deep and bitter prejudice" throughout the community, opinions of guilt may permeate the mind such that "it would be difficult to say that each [juror] could exclude this preconception of guilt from his deliberations." Such prejudice fails to meet the constitutional standards for impartiality. *Id.* at 728. When a defendant's prior criminal record is revealed, the constitutional sense of fair trial is jeopardized. See *Commonwealth v. Pierce*, 303 A.2d 209, 213 (Pa. 1973). Here, constitutional standards of impartiality could not be met on a retrial if Mr. Cosby was improperly convicted based on the introduction of this Rule 404(b) evidence. Ultimate resolution of this case by this Court avoids these constitutional violations that

would inevitably arise out of yet another retrial should the trial court be reversed on this issue.

Mr. Cosby and the public also have a significant interest in resolution of this case without the need for yet a third trial. The charges in this case were brought 12 years (or more) after the alleged incident, a delay that was already beyond the pale. Mr. Cosby has already been through one trial, and now, blind and 80 years old, faces a retrial. It would be fundamentally unfair to put Mr. Cosby through this ordeal yet a third time.

### **III. Mr. Cosby Requests a Temporary Stay to Pursue the Appeal**

Should this Court grant this Petition for Review, Mr. Cosby requests that all trial proceedings be stayed during the pendency of the appeal. Without a stay, the interlocutory appeal would lose all effectiveness, as the trial would likely be concluded and the prejudicial evidence admitted and reported upon in the media before the appeal is resolved.

### **CONCLUSION AND STATEMENT OF RELIEF SOUGHT**

For the foregoing reasons, the trial court's failure to certify its March 15, 2018 Order is "so egregious as to justify prerogative appellate correction of the exercise of discretion by the lower tribunal." Note to Pa. R.A.P. 1311. This Court should grant this petition for review and accept this interlocutory appeal of the unprecedented and irreparably prejudicial decision to allow up to 19 additional

prior bad acts witnesses, on accusations dating back 29 to 36 years, in violation of Mr. Cosby's constitutional rights.

Dated: March 22, 2018

Respectfully submitted,

By: /s/ Lane L. Vines

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*Attorneys for Defendant William H.  
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**PUBLIC ACCESS POLICY CERTIFICATION**

I, Lane L. Vines, certify that this filing complies with the provisions of the *Public Access Policy of the Uniform Judicial Systems of Pennsylvania: Case Records of the Appellate and Trial Courts* that require filing confidential information and documents differently than non-confidential information and documents.

Dated: March 22, 2018

/s/ Lane L. Vines  
Lane L. Vines

# **EXHIBIT 1**

## DECLARATION OF LANE L. VINES

I, Lane L. Vines, hereby declare as follows:

1. I am an attorney, duly licensed to practice law in the Commonwealth of Pennsylvania. I am counsel of record for defendant William H. Cosby, Jr. in the action captioned *Commonwealth v. William H. Cosby, Jr.*, No. CP-46-CR-0003932-2016 (Pa. Common Pleas Ct., Montgomery Cty.) (hereafter, "*Commonwealth v. William H. Cosby, Jr.*"). The facts stated herein are within my personal knowledge and if called upon to testify, I can truthfully and competently do so as to all matters herein.

2. Attached hereto as Exhibit A is a true and correct copy of the docket sheet for *Commonwealth v. William H. Cosby, Jr.*, as of March 21, 2018.

3. Attached hereto as Exhibit B is a true and correct copy of the Trial Court's Order entered in *Commonwealth v. William H. Cosby, Jr.* on March 15, 2018 ("March 15, 2018 Order"), granting in part the Commonwealth's Motion to Introduce Evidence of 19 Prior Bad Acts of Defendant.

4. Attached hereto as Exhibit C is a true and correct copy of the Trial Court's Order denying Mr. Cosby's Motion to Amend the March 15, 2018 Order entered in *Commonwealth v. William H. Cosby, Jr.* on March 19, 2018.

5. Attached hereto as Exhibit D is a true and correct copy of the letter submitted by the Commonwealth to the Trial Court on March 19, 2018, indicating

the Commonwealth's intent to call five specific "Prior Bad Act" witnesses and 14 "supporting" witnesses in the upcoming second trial in *Commonwealth v. William H. Cosby, Jr.*

I declare under penalty of perjury under the laws of the Commonwealth of Pennsylvania that the foregoing is true and correct.

Executed March 22, 2018, at Philadelphia, Pennsylvania.

*/s/ Lane L. Vines*  
Lane L. Vines

# EXHIBIT A



# COURT OF COMMON PLEAS OF MONTGOMERY COUNTY

## DOCKET



Docket Number: CP-46-CR-0003932-2016

## CRIMINAL DOCKET

Court Case

Commonwealth of Pennsylvania

v.

William Henry Cosby Jr.

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## CASE INFORMATION

Cross Court Docket Nos: 2330 EDA 2016, 765 MAL 2016, 37 MM 2017

Judge Assigned: O'Neill, Steven T.

Date Filed: 05/26/2016

Initiation Date: 12/30/2015

OTN: T 741910-1

LOTN:

Originating Docket No: MJ-38102-CR-0000131-2015

Initial Issuing Authority: Elizabeth A. McHugh Casey

Final Issuing Authority: Elizabeth A. McHugh Casey

Arresting Agency: Cheltenham Twp Police Dept

Arresting Officer: Schaffer, Richard

Complaint/Incident #: 20152583

Case Local Number Type(s)

Case Local Number(s)

## RELATED CASES

<u>Related Docket No</u>	<u>Related Case Caption</u>	<u>Related Court</u>	<u>Association Reason</u>
<b>Related Misc. Bail Cases</b> CP-46-MD-0003156-2015	Comm. v. Cosby, William Henry	CP-38-46-Crim	Same MDJ Case

## STATUS INFORMATION

<u>Case Status:</u>	<u>Status Date</u>	<u>Processing Status</u>	<u>Complaint Date:</u>
Active	08/22/2017	Awaiting Trial	12/30/2015
	08/01/2017	Awaiting Pre-Trial Conference	
	07/06/2017	Awaiting Trial	
	06/17/2017	Completed (Mistrial)	
	05/22/2017	Awaiting Trial	
	02/27/2017	Awaiting Transfer Disposition	
	01/03/2017	Awaiting Trial	
	07/20/2016	Awaiting Appellate Court Decision	
	06/03/2016	Awaiting Pre-Trial Conference	
	05/26/2016	Awaiting Formal Arraignment	
	05/26/2016	Awaiting Filing of Information	
	05/19/2016	Awaiting Appellate Court Decision	

# COURT OF COMMON PLEAS OF MONTGOMERY COUNTY

## DOCKET



Docket Number: CP-46-CR-0003932-2016

## CRIMINAL DOCKET

Court Case

Commonwealth of Pennsylvania

v.

William Henry Cosby Jr.

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### CALENDAR EVENTS

<u>Case Calendar</u> <u>Event Type</u>	<u>Schedule</u> <u>Start Date</u>	<u>Start</u> <u>Time</u>	<u>Room</u>	<u>Judge Name</u>	<u>Schedule</u> <u>Status</u>
Motion/Petition for Habeas Corpus	07/07/2016	1:00 pm	Courtroom A	Judge Steven T. O'Neill	Scheduled
Formal Arraignment	07/20/2016	9:30 am	Video Room #1		Scheduled
Pre-Trial Conference	09/06/2016	1:00 pm	Courtroom A	Judge Steven T. O'Neill	Scheduled
Miscellaneous Motions	11/01/2016	9:00 am	Courtroom A	Judge Steven T. O'Neill	Scheduled
Miscellaneous Motions	11/02/2016	9:00 am	Courtroom A	Judge Steven T. O'Neill	Scheduled
Miscellaneous Motions	12/13/2016	9:00 am	Courtroom A	Judge Steven T. O'Neill	Scheduled
Miscellaneous Motions	12/14/2016	9:00 am	Courtroom A	Judge Steven T. O'Neill	Scheduled
Motion/Petitions Hearing	02/27/2017	10:00 am	Courtroom A	Judge Steven T. O'Neill	Scheduled
Motion/Petitions Hearing	04/03/2017	9:30 am	Courtroom A	Judge Steven T. O'Neill	Scheduled
Jury Selection	05/22/2017	8:00 am		Judge Steven T. O'Neill	Scheduled
Jury Trial	06/05/2017	9:30 am	Courtroom A	Judge Steven T. O'Neill	Scheduled
Pre-Trial Conference	08/22/2017	9:00 am	Courtroom A	Judge Steven T. O'Neill	Scheduled
Retrial	11/06/2017	9:00 am	Courtroom A	Judge Steven T. O'Neill	Cancelled
Miscellaneous Motions	03/05/2018	8:30 am	Courtroom A	Judge Steven T. O'Neill	Scheduled
Jury Selection	03/29/2018	8:30 am	Courtroom A	Judge Steven T. O'Neill	Scheduled
Retrial	04/02/2018	8:30 am	Courtroom A	Judge Steven T. O'Neill	Scheduled

### DEFENDANT INFORMATION

Date Of Birth: 07/12/1937      City/State/Zip: Elkins Park, PA 19027

Alias Name  
Cosby, William Henry

### CASE PARTICIPANTS

<u>Participant Type</u>	<u>Name</u>
Defendant	Cosby, William Henry Jr.

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## BAIL INFORMATION

**Cosby, William Henry**

**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	12/30/2015	Monetary - Cash Percentage	10.00%	\$1,000,000.00	Posted	12/30/2015

## 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	F2	18 § 3125 §§A1	Agg. Ind. Assault W/O Consent	01/01/2004	T 741910-1
2	2	F2	18 § 3125 §§A4	Agg. Ind. Assault - Complainant is Unconscious or Unaware that Penetration is Occurring	01/01/2004	T 741910-1
3	3	F2	18 § 3125 §§A5	Agg. Ind. Assault - Person Impairs Complainant	01/01/2004	T 741910-1

## 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>Held for Court (Lower Court)</b>	Defendant Was Present		
Lower Court Disposition	05/24/2016	Not Final	
1 / Agg. Ind. Assault W/O Consent	Held for Court (Lower Court)	F2	18 § 3125 §§ A1
2 / Agg. Ind. Assault - Complainant is Unconscious or Unaware that Penetration is Occurring	Held for Court (Lower Court)	F2	18 § 3125 §§ A4
3 / Agg. Ind. Assault - Person Impairs Complainant	Held for Court (Lower Court)	F2	18 § 3125 §§ A5
<b>Proceed to Court (Arraignment Waived)</b>	Defendant Was Not Present		
Information Filed	07/13/2016	Not Final	
1 / Agg. Ind. Assault W/O Consent	Held for Court	F2	18 § 3125 §§ A1
2 / Agg. Ind. Assault - Complainant is Unconscious or Unaware that Penetration is Occurring	Held for Court	F2	18 § 3125 §§ A4
3 / Agg. Ind. Assault - Person Impairs Complainant	Held for Court	F2	18 § 3125 §§ A5
<b>Mistrial</b>			
Jury Trial	06/17/2017	Final Disposition	
1 / Agg. Ind. Assault W/O Consent	Mistrial	F2	18 § 3125 §§ A1
2 / Agg. Ind. Assault - Complainant is Unconscious or Unaware that Penetration is Occurring	Mistrial	F2	18 § 3125 §§ A4
3 / Agg. Ind. Assault - Person Impairs Complainant	Mistrial	F2	18 § 3125 §§ A5

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### COMMONWEALTH INFORMATION

Name: Kevin R. Steele  
District Attorney

Supreme Court No: 066335

Phone Number(s):  
610-278-3098 (Phone)

Address:  
Montgomery CO Da's Office  
PO Box 311  
Norristown, PA 19404-0311

### ATTORNEY INFORMATION

Name: Lane Lanier Vines  
Private

Supreme Court No: 080854

Rep. Status: Active

Phone Number(s):  
215-875-3000 (Phone)

Address:  
Berger & Montague PC  
1622 Locust St  
Philadelphia, PA 19103-6365

Representing: Cosby, William Henry Jr.

### ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
1	02/11/2016		Commonwealth of Pennsylvania
Exhibits Location Filed			
1/1	03/01/2016		Superior Court of Pennsylvania - Eastern District
Superior Court Order			
The Trial court proceedings shall be temporarily stayed pending disposition of the Commonwealth's motion to quash appeal.			
2/1	03/03/2016		Superior Court of Pennsylvania - Eastern District
Superior Court Order			
Trial Court proceedings shall be temporarily stayed pending disposition of the Commonwealth's Motion to quash appeal.			
3/1	05/03/2016		Furber, William J. Jr.
Decorum Order Governing Preliminary Hearing			
4/1	05/19/2016	05/12/2016	Supreme Court of Pennsylvania - Middle District
Petition for Allowance of Appeal Filed - Supreme Court			
5/1	05/25/2016	05/23/2016	Supreme Court of Pennsylvania - Middle District
Supreme Court Order			
Application for Stay is Denied.			

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Sequence Number	CP Filed Date	Document Date	Filed By
6/1	05/26/2016		Court of Common Pleas - Montgomery County
Original Papers Received from Lower Court			
2	05/26/2016		MDJ-38-1-02
Formal Arraignment Scheduled 07/20/2016 9:30AM July 20, 2016, service on 5/24/16			
Cosby, William Henry Jr.	05/24/2016	Hand Delivered	
7/1	06/01/2016		MDJ-38-1-02
Notes of Testimony			
8/1	06/02/2016	06/02/2016	O'Neill, Steven T.
Order Scheduling Conference June 14, 2016 at 3:00 p.m. in the Judicial Conference Room			
McMonagle, Brian J.	06/02/2016	First Class	
Steele, Kevin R.	06/02/2016	Interoffice	
9/1	06/03/2016		McMonagle, Brian J.
Entry of Appearance			
9a/2	06/03/2016		McMonagle, Brian J.
Waiver of Appearance at Arraignment			
10/1	06/08/2016		McMonagle, Brian J.
Petition for Writ of Habeas Corpus			
11/2	06/08/2016		McMonagle, Brian J.
Memorandum of Law in Support of Petition for Writ of Habeas Corpus			
12/1	06/14/2016	06/14/2016	O'Neill, Steven T.
Answer By Commonwealth Response - Habeas Corpus Petition - no later than 06/20/16			

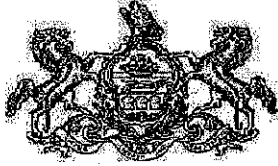
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<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
<u>Service To</u>		<u>Service By</u>	
<u>Issue Date</u>	<u>Service Type</u>	<u>Status Date</u>	<u>Service Status</u>
13/2	06/14/2016	06/14/2016	O'Neill, Steven T.
Order Scheduling Hearing Habeas Corpus Petition July 7, 2016 at 1:00 p.m. Courtroom "A"			
McMonagle, Brian J.			
06/14/2016	First Class		
Steele, Kevin R.			
06/14/2016	Interoffice		
-----			
14/3	06/14/2016	06/14/2016	O'Neill, Steven T.
Order Scheduling Pre-Trial Conference September 6, 2016 at 1:00 p.m. Courtroom "A"			
McMonagle, Brian J.			
06/14/2016	First Class		
Steele, Kevin R.			
06/14/2016	Interoffice		
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2	06/17/2016		Montgomery County Court Administration
Pre-Trial Conference Scheduled 09/06/2016 1:00PM			
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15/3	06/17/2016	06/17/2016	Furber, William J. Jr.
Decorum Order Governing Habeas Corpus Hearing			
McMonagle, Brian J.			
06/23/2016	First Class		
Steele, Kevin R.			
06/23/2016	Interoffice		
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16/1	06/20/2016		Steele, Kevin R.
Commonwealth Response to Petition for Writ of Habeas Corpus			
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17/1	07/06/2016		Steele, Kevin R.
Reply in Response of Defendant's Petition for Writ of Habeas Corpus			
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18/1	07/08/2016	07/07/2016	O'Neill, Steven T.
Order Denying Petition for Writ of Habeas Corpus			
McMonagle, Brian J.			
07/08/2016	First Class		

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<u>Service To</u>	<u>Service By</u>		
<u>Issue Date</u>	<u>Service Type</u>	<u>Status Date</u>	<u>Service Status</u>
Steele, Kevin R. 07/08/2016	Interoffice		
19/1 Petition of Withdraw of Appearance of Counsel Filed by Christopher Tayback Esq. (pro hac vice) and Joseph Sarles Esq. (pro hac vice)	07/12/2016		Cosby, William Henry Jr.
O'Neill, Steven T. 07/12/2016	Hand Delivered		
20/1 Information Filed (Arraignment Waived)	07/13/2016		Commonwealth of Pennsylvania
21/1 Notes of Testimony Defendant's Petition for Writ of Habeas Corpus, Ctrm A Thursday July 7, 2016. 1:00 pm Judge O'Neill	07/18/2016		Court of Common Pleas - Montgomery County
22/1 Order Granting Motion to Withdraw as Counsel McMonagle, Brian J. 07/19/2016	07/19/2016	07/19/2016	O'Neill, Steven T.
Steele, Kevin R. 07/19/2016	First Class		
Steele, Kevin R. 07/19/2016	Interoffice		
23/1 Motion to Amend the July 7, 2016 Order Denying His Petition for Writ of Habeas Corpus to Certify the Order for Appeal	07/20/2016		McMonagle, Brian J.
24/2 Notice of Appeal to the Superior Court	07/20/2016		McMonagle, Brian J.
24a/3 Certificate of Service	07/20/2016	07/20/2016	McMonagle, Brian J.

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Sequence Number	CP Filed Date	Document Date	Filed By
25/4	07/20/2016	06/20/2016	Superior Court of Pennsylvania - Middle District
Supreme Court Order Petition for Review is denied.			
26/5	07/20/2016	06/20/2016	Supreme Court of Pennsylvania - Middle District
Petition for Allowance of Appeal Denied - Supreme Court			
27/1	07/21/2016	07/21/2016	O'Neill, Steven T.
Order Denying Motion to Amend July 7, 2016 Order Denying Habeas Corpus Petition McMonagle, Brian J. 07/21/2016 First Class			
Steele, Kevin R. 07/21/2016 Interoffice			
28/1	07/22/2016	06/20/2016	Supreme Court of Pennsylvania - Middle District
Petition for Allowance of Appeal Denied - Supreme Court			
29/1	08/03/2016		McMonagle, Brian J.
Defendant's Motion to Suppress the Recording of a Telephone Call Defendant's Motion to Suppress the Recording of a Telephone Call Obtained in Violation of Pennsylvania's Wiretapping and Electronic Surveillance Control Act			
30/1	08/05/2016		Superior Court of Pennsylvania - Eastern District
Superior Court Order The Commonwealth's Motion to Quash Appellant's Pretrial Interlocutory Appeal is Granted. The temporary stay entered on March 1, 2016 is lifted. The Appellant's motion for corrected notice of Appeal is dismissed as moot.			
31/1	08/12/2016	08/12/2016	O'Neill, Steven T.
Opinion			
32/2	08/12/2016		McMonagle, Brian J.
Defendant's Supplemental Motion to Suppress The Recording of a Telephone Call Defendant's Supplemental Motion to Suppress The Recording of a Telephone Call Obtained in Violation of Pennsylvania's Wiretapping and Electronic Surveillance Control Act			



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Sequence Number	CP Filed Date	Document Date	Filed By
33/3	08/12/2016		McMonagle, Brian J.
Defendant's Motion to Suppress the Contents of His Deposition Testimony Defendant's Motion to Suppress the Contents of His Deposition Testimony and Any Evidence Derived Therefrom on the Basis That the District Attorney's Promise Not to Prosecute Him Induced Him to Waive His Fifth Amendment Right Against Self-Incrimination			
1	08/15/2016		Weiss, Ann Thornburg
List of Documents sent to Superior Court, DA and Attorney			
2	08/15/2016		Weiss, Ann Thornburg
Certificate of Remittal/Remand of Record			
1	08/18/2016		Cosby, William Henry Jr.
Petition to Withdraw Appearance of Counsel Filed by Monique D. Pressley, Esq.			
1	08/26/2016	08/26/2016	O'Neill, Steven T.
Decorum Order Governing Pre-Trial Conference McMonagle, Brian J. 08/26/2016 E-Mail Steele, Kevin R. 08/26/2016 E-Mail			
1	09/01/2016		Steele, Kevin R.
Commonwealth's Response to Defendant's Motion and Supplemental Motion to Suppress the Recording Commonwealth's Response to Defendant's Motion and Supplemental Motion to Suppress the Recording of a Telephone Call Obtained in Violation of Pennsylvania's Wiretapping and Electronic Surveillance Control Act			
1	09/02/2016		Steele, Kevin R.
Commonwealth's Response to Defendant's Motion to Suppress the Contents of His Deposition Testimony Commonwealth's Response to Defendant's Motion to Suppress the Contents of His Deposition Testimony and Any Evidence Derived Therefrom			
1	09/06/2016		Steele, Kevin R.
Commonwealth's Motion to Introduce Evidence of Other Bad Acts of Defendant			
2	09/06/2016		Steele, Kevin R.
Commonwealth's Motion for Pretrial Discovery and Inspection			

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1	09/09/2016		McMonagle, Brian J.
Defendant's Memorandum of Law in Response to the Commonwealth's Response to Defendant's Motion Defendant's Memorandum of Law in Response to the Commonwealth's Response to Defendant's Motion to Suppress the Recording of a Telephone Call Obtained in Violation of Pennsylvania's Wiretapping and Electronic Surveillance Control Act			
2	09/09/2016	09/09/2016	O'Neill, Steven T.
Scheduling Order Deft shall file any Motion relating to the Prearrest Delay - within 30 Days Commonwealth Response - within 10 Days after  Deft shall file any Motion relating to Change of Venue - within 60 Days Commonwealth Response - within 21 Days after  McMonagle, Brian J. 09/09/2016                      First Class Steele, Kevin R. 09/09/2016                      Interoffice			
3	09/09/2016	09/09/2016	O'Neill, Steven T.
Pre-Trial Conference Order Counsel to Submit to Chambers: Vacation and Attachment Schedules within 7 Days for purpose of Scheduling Pre-Trial Hearings and an earlier Trial date  McMonagle, Brian J. 09/09/2016                      First Class Steele, Kevin R. 09/09/2016                      Interoffice			
4	09/09/2016	09/09/2016	O'Neill, Steven T.
Order for Notice of Defense to be Filed within 21 Days  McMonagle, Brian J. 09/09/2016                      First Class Steele, Kevin R. 09/09/2016                      Interoffice			
1	09/16/2016	09/16/2016	O'Neill, Steven T.
Order Denying Motion to Suppress McMonagle, Brian J. 09/16/2016                      First Class Steele, Kevin R.			

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Sequence Number	CP Filed Date	Document Date	Filed By
Service To	Service By		
Issue Date	Service Type	Status Date	Service Status
1	10/04/2016		Cosby, William Henry Jr.
Motion to Admit Pro Hac Vice Angela C. Agrusa Esq. O'Neill, Steven T.			
	10/04/2016		Hand Delivered
1	10/05/2016	10/05/2016	O'Neill, Steven T.
Order Granting Motion to Admit Pro Hac Vice Angela C. Agrusa Esq. Angela C. Agrusa Esq. served this order via first class mail on 10/05/2016 McMonagle, Brian J. 10/05/2016 First Class Steele, Kevin R. 10/05/2016 First Class			
2	10/05/2016	10/05/2016	O'Neill, Steven T.
Pre-Trial Conference Order - Attorney Vacation Schedule Angela Agrusa shall submit to Chambers Vacation and Attachment Schedules within 7 Days Angela C. Agrusa Esq. was served this order via first class mail on 10/05/2016 McMonagle, Brian J. 10/05/2016 First Class Steele, Kevin R. 10/05/2016 First Class			
1	10/06/2016		McMonagle, Brian J.
Motion to Dismiss Charges Based on Deprivation of Defendant's Due Process Rights			
2	10/06/2016		McMonagle, Brian J.
Memorandum of Law in Support of Motion to Dismiss the Charges Based on Deprivation of Defendant's Due Process Rights			

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<u>Service To</u>			
		<u>Service By</u>	
<u>Issue Date</u>	<u>Service Type</u>	<u>Status Date</u>	<u>Service Status</u>
1	10/14/2016	10/13/2016	O'Neill, Steven T.
Order Scheduling Outstanding Pre-Trial Motions Hearings			
11/01/16 & 11/02/16 at 9:00 a.m. Courtroom "A"			
12/13/16 & 12/14/16 at 9:00 a.m. Courtroom "A"			
ANGELA AGRUSA ESQ SERVED VIA FIRST CLASS MAIL 10/13/2016			
McMonagle, Brian J.			
10/13/2016	First Class		
Steele, Kevin R.			
10/13/2016	Interoffice		
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2	10/14/2016	10/14/2016	O'Neill, Steven T.
Amended Scheduling Order			
Order of 10/13/16 is Amended to Reflect the Correct Day names as Tuesday and Wednesday - not as listed			
Wednesday and Thursday			
ANGELA AGRUSA SERVED VIA FIRST CLASS MAIL 10/14/2016			
Commonwealth of Pennsylvania			
10/14/2016	Interoffice		
McMonagle, Brian J.			
10/14/2016	First Class		
Steele, Kevin R.			
10/14/2016	Interoffice		
-----			
1	10/18/2016		Steele, Kevin R.
Response to Defendant's Motion to Dismiss the Charges on (SIC) Based on the Deprivation of			
Defendant's Due Process Rights			
O'Neill, Steven T.			
10/20/2016	Hand Delivered		
-----			
1	10/21/2016	10/21/2016	O'Neill, Steven T.
Decorum Order Governing Pre-Trial Motions Hearing			
McMonagle, Brian J.			
11/09/2016	First Class		
Steele, Kevin R.			
11/09/2016	Interoffice		
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<u>Service To</u>	<u>Service By</u>		
<u>Issue Date</u>	<u>Service Type</u>	<u>Status Date</u>	<u>Service Status</u>
1	10/26/2016		McMonagle, Brian J.
Reply to Commonwealth's Opposition to Motion to Dismiss the Charges Based on Deprivation of Defendant's Due Process Rights			
Filed by Angela C. Agrusa Esq. (pro hac vice) as well O'Neill, Steven T.			
10/26/2016	Hand Delivered		
-----			
1	10/31/2016		McMonagle, Brian J.
Opposition to Commonwealth's Motion to Introduce Evidence of Prior Bad Acts of Defendant: Remote, Vague, Unreported Allegations of Other Accusers			
Filed by Angela C. Agrusa, Esq. (pro hac vice)			
-----			
2	10/31/2016		McMonagle, Brian J.
Motion for a Hearing on the Competency of any Prior Accuser that the Court is Inclined to Let Testify at Trial			
Filed by Angela O. Agrusa, Esq. (pro hac vice)			
-----			
3	10/31/2016		McMonagle, Brian J.
Memorandum of Law In Support of Defendant's Motion for a Hearing on the Competency of any Prior Accuser that the Court is Inclined to Allow Testify at Trial			
Filed by Angela C. Agrusa Esq. (pro hac vice)			
-----			
1	11/03/2016	10/31/2016	Supreme Court of Pennsylvania - Middle District
Petition for Allowance of Appeal Filed - Supreme Court			
-----			
1	11/08/2016		Court of Common Pleas - Montgomery County
Notes of Testimony			
Pretrial Conference/ Motion to Suppress Telephone Recording, Ctrm A			
Tuesday September 6, 2016. 1:00 pm			
Judge O'Neill			

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Sequence Number	CP Filed Date	Document Date	Filed By
1	11/14/2016		Steele, Kevin R.
Reply to Defendant's Proposed Questions of Commonwealth's 404(B) Witnesses			
1	11/16/2016		McMonagle, Brian J.
Supplemental Brief in Support of Motion to Dismiss the Charges Based on Deprivation of Defendant's Due Process Rights			
Filed by Angela C. Agrusa, Esq. (admitted pro hac vice)			
2	11/16/2016	11/16/2016	O'Neill, Steven T.
Order Denying Motion for Competency Hearing			
ALSO SENT BY FIRST CLASS MAIL ON 11/16/16 TP AMGE; A AGRUSA, ESQUIRE AND M. STEWART RYAN, ESQUIRE AND BY INTEROFFICE MAIL ON 11/16/16 TO KRISTEN GIBBONS FEDEN, ESQUIRE			
McMonagle, Brian J.			
11/16/2016	First Class		
Steele, Kevin R.			
11/16/2016	Interoffice		
3	11/16/2016	11/16/2016	O'Neill, Steven T.
Order Denying Request for In Camera Voir Dire			
ALSO SENT BY FIRST CLASS MAIL ON 11/16/16 TP AMGE; A AGRUSA, ESQUIRE AND M. STEWART RYAN, ESQUIRE AND BY INTEROFFICE MAIL ON 11/16/16 TO KRISTEN GIBBONS FEDEN, ESQUIRE			
McMonagle, Brian J.			
11/16/2016	First Class		
Steele, Kevin R.			
11/16/2016	Interoffice		
4	11/16/2016	11/16/2016	O'Neill, Steven T.
Order Denying Motion to Dismiss Charges Based on Deprivation of Defendant's Due Process Rights Without Prejudice			
ALSO SENT BY FIRST CLASS MAIL ON 11/16/16 TP AMGE; A AGRUSA, ESQUIRE AND M. STEWART RYAN, ESQUIRE AND BY INTEROFFICE MAIL ON 11/16/16 TO KRISTEN GIBBONS FEDEN, ESQUIRE			
McMonagle, Brian J.			
11/16/2016	First Class		
Steele, Kevin R.			
11/16/2016	Interoffice		

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<u>Service To</u>		<u>Service By</u>	
<u>Issue Date</u>	<u>Service Type</u>	<u>Status Date</u>	<u>Service Status</u>
5	11/16/2016	11/16/2016	O'Neill, Steven T.
Motion to Suppress Order			
Motion to Suppress the Contents of Deposition Testimony and Any Evidence Derived Therefrom on the Basis of DA's Promise Not to Prosecute - Induced Waiver of 5th Amendment Right Against Self-Incrimination			
Court Notes that Findings of Fact and Conclusions of Law to be Issued in Advance of 12/13/16 and 12/14/16 Hearing			
COPY BY FIRST CLASS MAIL ON 11/16/16 TO ANGELA AGRUSA AND M. STEWART RYAN AND BY INTEROFFICE MAIL ON 11/16/16 TO KRISTEN GIBBONS FEDEN, ESQUIRE			
McMonagle, Brian J.			
11/16/2016	First Class		
Steele, Kevin R.			
11/16/2016	Interoffice		
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6	11/16/2016		McMonagle, Brian J.
Proposed Questions of Commonwealth's 404(B) Witnesses			
-----			
1	11/17/2016	11/17/2016	O'Neill, Steven T.
Motions Filing Order			
Defense - Any Motion Relating to Change of Venue no later than 12/31/16			
Commonwealth Response shall be Filed within 21 Days of said Motion			
COPY SENT FIRST CLASS MAIL TO ANGELA AGRUSA, ESQUIRE ON 11/17/16 AND COPY TO ADA KRISTEN GIBBONS FEDEN BY INTEROFFICE MAIL ON 11/17/16			
Commonwealth of Pennsylvania			
11/17/2016	Interoffice		
McMonagle, Brian J.			
11/17/2016	First Class		
Steele, Kevin R.			
11/17/2016	Interoffice		
-----			
1	11/22/2016		Montgomery County Court Administration
Miscellaneous Motions Scheduled 11/01/2016 9:00AM			
-----			
2	11/22/2016		Montgomery County Court Administration
Miscellaneous Motions Scheduled 11/02/2016 9:00AM			
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# COURT OF COMMON PLEAS OF MONTGOMERY COUNTY

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Docket Number: CP-46-CR-0003932-2016

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### ENTRIES

Sequence Number	CP Filed Date	Document Date	Filed By
3	11/22/2016		Montgomery County Court Administration
Miscellaneous Motions Scheduled 12/13/2016 9:00AM			
4	11/22/2016		Montgomery County Court Administration
Miscellaneous Motions Scheduled 12/14/2016 9:00AM			
1	11/28/2016	11/28/2016	O'Neill, Steven T.
Decorum Order Governing Pre-Trial Motions Hearing			
McMonagle, Brian J.			
	12/01/2016	First Class	
Steele, Kevin R.			
	12/01/2016	Interoffice	
1	12/05/2016	12/05/2016	O'Neill, Steven T.
Order Denying Motion to Suppress			
ANGELA C AGRUSA ESQ SERVED VIA FIRST CLASS MAIL 12/05/2016			
Commonwealth of Pennsylvania			
	12/05/2016	First Class	
McMonagle, Brian J.			
	12/05/2016	First Class	
Steele, Kevin R.			
	12/05/2016	First Class	
1	12/23/2016		Court of Common Pleas - Montgomery County
Notes of Testimony			
Motions/Arguments, Ctrm A			
Wednesday November 2, 2016. 9:30 am			
Judge O'Neill			
2	12/23/2016		Court of Common Pleas - Montgomery County
Notes of Testimony			
Motions, Ctrm A			
Tuesday November 1, 2016. 9:45 am			
Judge O'Neill			
1	12/30/2016		McMonagle, Brian J.
Motion for Change of Venue/Venire			



# COURT OF COMMON PLEAS OF MONTGOMERY COUNTY

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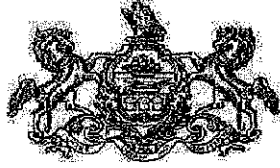
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## ENTRIES

<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>
O'Neill, Steven T. 12/30/2016	Hand Delivered		
<hr/>			
1	01/03/2017		McMonagle, Brian J.
Post-Hearing Brief RE: The Commonwealth's Motion to Introduce Evidence of Prior Bad Acts of Defendant: Remote, Vauge, Unreported Allegations of Thirteen Other Accusers			
Filed by Angela C. Agrusa, Esq.			
O'Neill, Steven T. 01/04/2017	Hand Delivered		
<hr/>			
1	01/04/2017		Steele, Kevin R.
Commonwealth's Post Hearing Brief in Support of Its Motion to Introduce Evidence of Prior Bad Acts			
Filed by Adrienne D. Jappe, ADA			
<hr/>			
1	01/05/2017		Steele, Kevin R.
Commonwealth's Response to Defendant's Motion for Change of Venue and/or Venire			
O'Neill, Steven T. 01/06/2017	Hand Delivered		
<hr/>			
1	01/27/2017	01/27/2017	O'Neill, Steven T.
Order Entering an Exhibit			
1. Exhibits offered by Defense on 12/13/16 and 12/14/16 Regarding Commonwealth Motion to Introduce Evidence of Prior Bad Acts - Identified as "Exhibit 1"			
2. Document Attached to Commonwealth's Post-Hearing Brief in Support of Motion to Introduce Evidence of Prior Bad Acts filed on 01/04/17 - Identified as "Exhibit A" - "CPBA-17"			
ANGELA AGRUSA ESQ/ M STEWART RYAN ESQ SERVED FIRST CLASS 1/27/17			
McMonagle, Brian J. 01/27/2017	First Class		
Steele, Kevin R. 01/27/2017	First Class		
<hr/>			
1	02/01/2017	01/31/2017	O'Neill, Steven T.
Order Scheduling Hearing			
Motion for Change of Venue February 27, 2017 at 10:00 a.m. Courtroom "A"			
ANGELA AGRUSA ESQ SERVED VIA EMAIL AND FIRST CLASS MAIL 2/1/17			

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<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>
Commonwealth of Pennsylvania			
02/01/2017	E-Mail		
Commonwealth of Pennsylvania			
02/01/2017	Interoffice		
McMonagle, Brian J.			
02/01/2017	First Class		
McMonagle, Brian J.			
02/01/2017	First Class		
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1	02/07/2017	02/07/2017	O'Neill, Steven T.
Decorum Order Governing Motion for Change of Venue and/or Venire Hearing			
McMonagle, Brian J.			
02/07/2017	E-Mail		
McMonagle, Brian J.			
02/07/2017	First Class		
Steele, Kevin R.			
02/07/2017	E-Mail		
Steele, Kevin R.			
02/07/2017	First Class		
-----			
1	02/24/2017	02/24/2017	O'Neill, Steven T.
Order Granting in Part Motion to Introduce Evidence of Prior Bad Acts			
Granted as to Prior Alleged Victim Six (6)			
COPIES ALSO MAILED FIRST CLASS ON 2/24/17 TO ANGELA ARGUSA, ESQUIRE AND M. STEWART RYAN, ESQUIRE AND KRISTEN GIBBONS FEDEN, ESQUIRE			
McMonagle, Brian J.			
02/24/2017	First Class		
Steele, Kevin R.			
02/24/2017	Interoffice		
-----			
2	02/24/2017	02/24/2017	O'Neill, Steven T.
Order Denying in Part Motion to Introduce Evidence of Prior Bad Acts			
Denied as to Prior Alleged Victims ne (1) through Five (5) and Seven(7) through Thirteen (13)			
COPIES ALSO MAILED FIRST CLASS ON 2/24/17 TO ANGELA ARGUSA, ESQUIRE AND M. STEWART RYAN, ESQUIRE AND KRISTEN GIBBONS FEDEN, ESQUIRE			
McMonagle, Brian J.			
02/24/2017	Interoffice		

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<u>Service To</u>	<u>Service By</u>		
<u>Issue Date</u>	<u>Service Type</u>	<u>Status Date</u>	<u>Service Status</u>
Steele, Kevin R. 02/24/2017	Interoffice		
3	02/24/2017		Court of Common Pleas - Montgomery County
Notes of Testimony Motion to Introduce Evidence of Prior Bad Acts of Defendant, Ctrm A Tuesday December 13, 2016. 9:00 am Judge O'Neill			
4	02/24/2017		Court of Common Pleas - Montgomery County
Notes of Testimony Motion to Introduce Evidence of Prior Bad Acts of Defendant, Ctrm A Wednesday December 14, 2016. 9:00 am Judge O'Neill			
5	02/24/2017		Court of Common Pleas - Montgomery County
Notes of Testimony Motion to Introduce Evidence of Prior Bad Acts of Defendant, Ctrm A Wednesday December 14, 20216. 9:00 am Judge O'Neill			
6	02/24/2017		McMonagle, Brian J.
Exhibits Location Filed Admitted Defense Exhibits Dec. 13-14, 2016 Hearing Vol. 1			
7	02/24/2017		McMonagle, Brian J.
Exhibits Location Filed Admitted Defense Exhibits Dec. 13-14, 2016 Hearing Vol. 2			
1	02/27/2017		O'Neill, Steven T.
Order Denying Motion for Change of Venue McMonagle, Brian J. 02/27/2017 First Class			

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<u>Service To</u>	<u>Service By</u>		
<u>Issue Date</u>	<u>Service Type</u>	<u>Status Date</u>	<u>Service Status</u>
Steele, Kevin R. 02/27/2017	Interoffice		
2	02/27/2017		O'Neill, Steven T.
Order Granting Motion for Change of Venire			
McMonagle, Brian J. 02/27/2017	First Class		
Steele, Kevin R. 02/27/2017	Interoffice		
1	03/08/2017		Court of Common Pleas - Montgomery County
Notes of Testimony			
Motion for Change of Venue/Venire, Ctrm A			
Monday February 27, 2017. 9:45 am			
Judge O'Neill			
2	03/08/2017		Court of Common Pleas - Montgomery County
Notes of Testimony			
Motion for Change of Venue/Venire, Ctrm A			
Monday February 27, 2017. 9:45 am			
Judge O'Neill			
3	03/08/2017		Court of Common Pleas - Montgomery County
Notes of Testimony			
Motion for Change of Venue/Venire, Ctrm A			
Monday February 27, 2017. 9:45 am			
Judge O'Neill			
4	03/08/2017		Court of Common Pleas - Montgomery County
Notes of Testimony			
Motion for Change of Venue/Venire, Ctrm A			
Monday February 27, 2017. 9:45 am			
Judge O'Neill			

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<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
5	03/08/2017		Court of Common Pleas - Montgomery County
Notes of Testimony Motion for Change of Venue/Venire, Ctrm A Monday February 27, 2017. 9:45 am Judge O'Neill			
6	03/08/2017		Court of Common Pleas - Montgomery County
Notes of Testimony Motion for Change of Venue/Venire, Ctrm A Monday February 27, 2017. 9:45 am Judge O'Neill			
7	03/08/2017		Court of Common Pleas - Montgomery County
Notes of Testimony Motion for Change of Venue/Venire, Ctrm A Monday February 27, 2017. 9:45 am Judge O'Neill			
8	03/08/2017		Court of Common Pleas - Montgomery County
Notes of Testimony Motion for Change of Venue/Venire, Ctrm A Monday February 27, 2017. 9:45 am Judge O'Neill			
9	03/08/2017		Court of Common Pleas - Montgomery County
Notes of Testimony Motion for Change of Venue/Venire, Ctrm A Monday February 27, 2017. 9:45 am Judge O'Neill			
10	03/08/2017		Court of Common Pleas - Montgomery County
Notes of Testimony Motion for Change of Venue/Venire, Ctrm A Monday February 27, 2017. 9:45 am Judge O'Neill			

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<u>Service To</u>	<u>Service By</u>		
<u>Issue Date</u>	<u>Service Type</u>	<u>Status Date</u>	<u>Service Status</u>
1	03/20/2017		McMonagle, Brian J.
Motion for Jury Selection Protocol			
O'Neill, Steven T.			
03/21/2017	Hand Delivered		
-----			
2	03/20/2017		McMonagle, Brian J.
Memorandum of Law in Support of Defendant's Motion for Jury Selection Protocol			
Filed by Angela C. Agrusa, Esq. (pro hac vice)			
O'Neill, Steven T.			
03/21/2017	Hand Delivered		
-----			
3	03/20/2017	03/13/2017	Supreme Court of Pennsylvania - Middle District
Supreme Court Order			
Ordered that a jury to try the above-named defendant shall be impaneled from Allegheny County in compliance with Pa.R.Crim.P. 584.			
-----			
1	03/22/2017	03/22/2017	O'Neill, Steven T.
Case Management Scheduling Order			
1. All Pre-Trial Motions due no later than 03/31/17			
2. Pre-Trial Motions Hearing April 3, 2017 at 9:30 a.m. Courtroom "A"			
ANGELA AGRUSA ESQ SERVED VIA FIRST CLASS MAIL 3/22/17			
Commonwealth of Pennsylvania			
03/22/2017	First Class		
McMonagle, Brian J.			
03/22/2017	First Class		
Steele, Kevin R.			
03/22/2017	First Class		
-----			
2	03/22/2017		Montgomery County Court Administration
Motion/Petitions Hearing Scheduled 04/03/2017 9:30AM			
-----			
1	03/23/2017	03/23/2017	O'Neill, Steven T.
Decorum Order Governing Pre-Trial Motions Hearing			
McMonagle, Brian J.			
03/23/2017	First Class		
Steele, Kevin R.			

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<u>Service To</u>	<u>Service By</u>		
<u>Issue Date</u>	<u>Service Type</u>	<u>Status Date</u>	<u>Service Status</u>
1	03/27/2017		Steele, Kevin R.
Response to Defendant's Motion to Jury Selection Protocol			
1	03/28/2017		McMonagle, Brian J.
Motion to Exclude Any Evidence Regarding Defendant's Conduct With Women Other Than Andrea Constand and Accuser Number Six			
Filed by Angela C. Agrusa, Esq. (pro hac vice) O'Neill, Steven T.			
	03/28/2017	Hand Delivered	
2	03/28/2017		McMonagle, Brian J.
Memorandum of Law in Support of Defendant's Motion to Exclude Any Evidence Regarding Defendant's Conduct With Women Other Than Andrea Constand and Accuser Number Six			
Filed by Angela C. Agrusa, Esq. (pro hac vice)			
1	03/30/2017		McMonagle, Brian J.
Motion to Exclude Any Evidence Regarding the Settlement of the Civil Suit Between Andrea Constand and Defendant			
Filed by Angela C. Agrusa, Esq. (pro hac vice) O'Neill, Steven T.			
	03/30/2017	Hand Delivered	
2	03/30/2017		McMonagle, Brian J.
Memorandum of Law in Support of Defendant's Motion to Exclude Any Evidence Regarding the Settlement of the Civil Suit Between Andrea Constand and Defendant			
Filed by Angela C. Agrusa, esq. (pro hac vice)			
3	03/30/2017		Steele, Kevin R.
Motion to Introduce Admissions by Defendant			
O'Neill, Steven T.			
	03/31/2017	Hand Delivered	

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<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
1	03/31/2017		Commonwealth of Pennsylvania
Motion in Limine Regarding Rape Shield Testimony Filed by Kristen G. Feden, ADA and M. Stewart Ryan, ADA			
2	03/31/2017		McMonagle, Brian J.
Motion in Limine to Exclude All References to "Spanish Fly" Filed by Angela C. Agrusa (pro hac vice)			
3	03/31/2017		McMonagle, Brian J.
Memorandum of Law in Support of Defendant's Motion in Limine to Exclude All References to Spanish Fl Memorandum of Law in Support of Defendant's Motion in Limine to Exclude All References to Spanish Fly			
1	04/03/2017		Court of Common Pleas - Montgomery County
Notes of Testimony Motions, Ctrm A Monday April 3, 2017. 9:45 am Judge O'Neill			
2	04/03/2017		McMonagle, Brian J.
Opposition to the Commonwealth's Motion to Introduce Admissions by Defendant Filed by Angela C. Agrusa, Esq. (pro hac vice)			
3	04/03/2017		McMonagle, Brian J.
Reply Brief in Support of Defendant's Motion for Jury Selection Protocol Filed by Angela C. Agrusa, Esq. (pro hac vice)			
1	04/05/2017	04/05/2016	O'Neill, Steven T.
Motions Hearing Order 1. Any Supplemental Post-Argument Written Submissions shall be filed within 15 days 2. Any Additional Pre-Trial Motions shall be filed within 15 days McMonagle, Brian J. 04/05/2017 First Class Steele, Kevin R. 04/05/2017 First Class			



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<b>Service To</b>			
<b>Service By</b>			
<u>Issue Date</u>	<u>Service Type</u>	<u>Status Date</u>	<u>Service Status</u>
2	04/05/2017	04/05/2017	O'Neill, Steven T.
Motion for Jury Selection Protocol Order			
1. Defense Request for Special Questionnaire is Denied 2. Parties shall submit to Chambers a list of additional proposed Voir Dire questions no later than 05/05/17 3. Parties shall each be entitled to 7 Peremptory Challenges 4. Six Alternate Jurors shall be selected. Parties shall be entitled to 3 Peremptory Challenges 5. Jury Selection shall commence prior to the 06/05/17 Trial date - to be set by separate Court Order subject to Allegheny County's ability to accommodate the selection process			
McMonagle, Brian J.			
04/05/2017	First Class		
Steele, Kevin R.			
04/05/2017	First Class		
-----			
1	04/11/2017	04/11/2017	O'Neill, Steven T.
Order Scheduling Jury Selection			
May 22, 2017 in the Allegheny County Court of Common Pleas			
ANGELA C ARGUSA ESQ SERVED VIA EMAIL AND FIRST CLASS MAIL 4/11/17			
Commonwealth of Pennsylvania			
04/11/2017	E-Mail		
Commonwealth of Pennsylvania			
04/11/2017	Interoffice		
McMonagle, Brian J.			
04/11/2017	E-Mail		
McMonagle, Brian J.			
04/11/2017	First Class		
-----			
2	04/11/2017		Montgomery County Court Administration
Jury Trial Scheduled 06/05/2017 9:30AM			
-----			
1	04/20/2017		Commonwealth of Pennsylvania
Reply to Defendant's Motion to Exclude Any Evidence Regarding the Settlement of the Civil Suit			
Between Andrea Constand and Defendant and Commonwealth's Motion to Exclude Any Mention of the Constand v. Cosby Civil Suit			
Filed by Robert M. Falin Deputy District Attorney and Kristen M. Gibbons Feden ADA			

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### ENTRIES

Sequence Number	CP Filed Date	Document Date	Filed By
2	04/20/2017		McMonagle, Brian J.
Supplemental Brief in Opposition to the Commonwealth's Motion to Introduce Evidence Regarding Quaaludes			
Filed by Angela C. Agrusa, Esq. (pro hac vice)			
3	04/20/2017		McMonagle, Brian J.
Supplemental Brief in Support of Defendant's Motion to Exclude Any Evidence Regarding the Settlement of the Civil Suit Between Andrea Constand and Defendant			
Filed by Angela C. Agrusa (pro hac vice)			
1	04/21/2017		Superior Court of Pennsylvania - Eastern District
Superior Court Order Commonwealth's Motion to Quash is Granted			
1	04/28/2017	04/28/2017	O'Neill, Steven T.
Order Granting Motion to Exclude Any Evidence Regarding the Settlement of the Civil Suit Between Andrea Constand and Defendant			
McMonagle, Brian J. 04/28/2017 First Class			
Steele, Kevin R. 04/28/2017 First Class			
2	04/28/2017	04/28/2017	O'Neill, Steven T.
Order Granting Motion to Exclude Any Mention of the Constand v Cosby Civil Suit			
McMonagle, Brian J. 04/28/2017 First Class			
Steele, Kevin R. 04/28/2017 First Class			
3	04/28/2017	04/28/2017	O'Neill, Steven T.
Order Granting In Part Motion to Introduce Admissions by the Defendant as to the deposition testimony regarding Quaaludes			
McMonagle, Brian J. 04/28/2017 First Class			
Steele, Kevin R. 04/28/2017 First Class			

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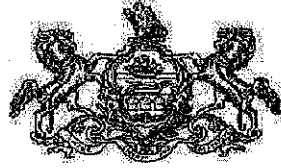
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<b>Service To</b>			
		<b>Service By</b>	
<u>Issue Date</u>	<u>Service Type</u>	<u>Status Date</u>	<u>Service Status</u>
4	04/28/2017	04/28/2017	O'Neill, Steven T.
Order Denying In Part Motion to Introduce Admissions by the Defendant			
as to the book excerpt and the interview excerpt as such, the defendant's Motion in Limine to Exclude all			
References to "Spanish Fly" is Granted			
McMonagle, Brian J.			
04/28/2017	First Class		
Steele, Kevin R.			
04/28/2017	First Class		
-----			
1	05/03/2017	05/03/2017	O'Neill, Steven T.
Order Denying Motion to Exclude any Evidence Regarding Defendant's Conduct With Women			
Other Than Andrea Constand and Accuser Number Six			
Motion Denied as to Paragraphs (a), (c), (d) and (e) of the prayer for relief Without Prejudice			
McMonagle, Brian J.			
05/03/2017	First Class		
Steele, Kevin R.			
05/03/2017	First Class		
-----			
2	05/03/2017	05/03/2017	O'Neill, Steven T.
Decorum Order Governing Jury Selection			
McMonagle, Brian J.			
05/03/2017	E-Mail		
McMonagle, Brian J.			
05/03/2017	First Class		
Steele, Kevin R.			
05/03/2017	E-Mail		
Steele, Kevin R.			
05/03/2017	Interoffice		
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1	05/09/2017	04/12/2017	Supreme Court of Pennsylvania - Middle District
Petition for Allowance of Appeal Denied - Supreme Court			

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Sequence Number	CP Filed Date	Document Date	Filed By
1	05/18/2017		Cosby, William Henry Jr.
Application by Affidavit for Certificate Under Uniform Act to Secure the Attendance of Witnesses From Within or Without a State in Criminal Proceedings for Out of State Witness and Documents			
Filed by Angela C. Agrusa			
2	05/18/2017	05/18/2017	O'Neill, Steven T.
Order Granting Application by Affidavit for Certificate Under Uniform Act to Secure the Attendance Witness - Custodian of Certain Records form William Morris Endeavor Entertainment LLC on June 12, 2017			
3	05/18/2017	05/18/2017	O'Neill, Steven T.
Decorum Order Governing Jury Trial			
McMonagle, Brian J.			
05/30/2017	First Class		
Steele, Kevin R.			
05/30/2017	Interoffice		
1	05/19/2017		McMonagle, Brian J.
Motion in Limine to Exclude the Testimony and Report of Veronique Valliere, or Alternatively for a Frye Hearing and/or Voir Dire			
Filed by Angela C. Agrusa Esq. (pro hac vice)			
2	05/19/2017	05/19/2017	O'Neill, Steven T.
Addendum to Decorum Order Governing Jury Trial - Sua Sponte			
McMonagle, Brian J.			
05/30/2017	First Class		
Steele, Kevin R.			
05/30/2017	Interoffice		
1	05/31/2017	05/31/2017	O'Neill, Steven T.
Order Scheduling Pre-Trial Conference/Arguments			
All Outstanding Motions - June 1, 2017 at 9:30 a.m. Courtroom "5"			
ANGELA C ARGUSA ESQ SERVED VIA EMAIL 5/31/17			
Commonwealth of Pennsylvania			
05/31/2017	E-Mail		
McMonagle, Brian J.			
05/31/2017	E-Mail		

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1	06/01/2017		Steele, Kevin R.
Response to Defendant's Motion in Limine to Exclude the Testimony and Report of Veronique Nicole Valliere or Alternatively for a Frye Hearing and/or Voir Dire			
1	06/02/2017		Cosby, William Henry Jr.
Waiver of Appearance			
2	06/02/2017	06/02/2017	O'Neill, Steven T.
Order Granting Motion to Admit Pro Hac Vice Ryan D. Austin Esq. ANGELA AGRUSA ESQ/ RYAN D AUSTIN ESQ SERVED VIA FIRST CLASS MAIL 6/2/17 Commonwealth of Pennsylvania 06/02/2017 First Class McMonagle, Brian J. 06/02/2017 First Class			
3	06/02/2017		McMonagle, Brian J.
Motion for Admission of Pro Hac Vice			
4	06/02/2017		McMonagle, Brian J.
Verification of Brian J. McMonagle Esq. In Support of Motion for Admission Pro Hac Vice Delilah G. Vinzon Esq.			
5	06/02/2017		McMonagle, Brian J.
Verification of Brian J. McMonagle Esq. In Support of Motion for Admission Pro Hac Vice Ryan Austin Esq.			
6	06/02/2017	06/02/2017	O'Neill, Steven T.
Order Granting Motion to Admit Pro Hac Vice Delilah G. Vinzon Esq. McMonagle, Brian J. 06/09/2017 Interoffice Steele, Kevin R. 06/09/2017 First Class			

# COURT OF COMMON PLEAS OF MONTGOMERY COUNTY

## DOCKET



Docket Number: CP-46-CR-0003932-2016

## CRIMINAL DOCKET

Court Case

Commonwealth of Pennsylvania

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William Henry Cosby Jr.

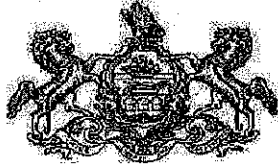
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## ENTRIES

Sequence Number	CP Filed Date	Document Date	Filed By
7	06/02/2017		Cosby, William Henry Jr.
Philidelphia Media Network, PBC's Motion to Intervene to Seek Access to Hearing Transcripts, Pre-Trial Motions, and Juror Names  Filed by Eli Segal Esq. Filed by Michael A. Schwartz Esq.			
1	06/05/2017		LLP, Pepper Hamilton
Notice of Joinder Filed by Eli Segal Esq. and Michael A. Schwartz Esq.			
1	06/06/2017	06/06/2017	O'Neill, Steven T.
Order Denying Motion to Dismiss Due to Insufficient Evidence to Prove Alleged Incident Occured Within the Statute of Limitations Period  McMonagle, Brian J. 06/06/2017 First Class Steele, Kevin R. 06/06/2017 First Class			
2	06/06/2017	06/06/2017	O'Neill, Steven T.
Order Denying Motion for Reconsideration of the Court's 02/24/17 Order Granting the Commonwealth's Motion to Introduce Evidence of Prior Bad Acts of the Defendant as to Accuser Number Six and. In the Alternative Exclude Testimony and Evidence Relating to Accuser Number Six and Due to Prearrest Delay  McMonagle, Brian J. 06/06/2017 First Class Steele, Kevin R. 06/06/2017 First Class			
3	06/06/2017	06/06/2017	O'Neill, Steven T.
Order Denying Motion in Limine to Exclude All Referances to Ms. Constand and the 404 (b) Witness as "Victims"  McMonagle, Brian J. 06/06/2017 First Class Steele, Kevin R. 06/06/2017 First Class			
4	06/06/2017	06/06/2017	O'Neill, Steven T.
Order Denying Motion in Limine to Admit Evidence Pursuant to Section 3104 of Defendant's Memorandum of Law in Support thereof, the Commonwealth's Response and the following argument in-camera on 06/01/17			

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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>
McMonagle, Brian J. 06/06/2017	First Class		
Steele, Kevin R. 06/06/2017	First Class		
<hr/>			
5	06/06/2017	06/06/2017	O'Neill, Steven T.
Order Denying Motion in Limine to Exclude Testimony and Report of Dr. Timothy Rohrig Relating to the Methaqualone (A.K.A. Quaaludes) and Memorandum of Law in Support thereof, the Commonwealth's Response thereto and following argument in-camera on 06/01/17			
McMonagle, Brian J. 06/06/2017	First Class		
Steele, Kevin R. 06/06/2017	First Class		
<hr/>			
6	06/06/2017	06/06/2017	O'Neill, Steven T.
Addendum to Decorum Order Governing Jury Trial			
McMonagle, Brian J. 06/19/2017	First Class		
Steele, Kevin R. 06/19/2017	Interoffice		
<hr/>			
1	06/07/2017	06/06/2017	O'Neill, Steven T.
Order Denying Oral Motion for Mistrial made at 1:30 p.m. on 06/06/17 - after argument thereon			
angela agrusa esq served orally in open court on the record 6/6/17			
Commonwealth of Pennsylvania			
06/06/2017	Orally in Open Crt Record		
McMonagle, Brian J. 06/06/2017	Orally in Open Crt Record		
<hr/>			
2	06/07/2017		Steele, Kevin R.
Reply to Defendant's Motion for Reconsideration of the Court's February 24, 2017 Order Granting the Commonwealth's Motion to Introduce Evidence of Prior Bad Acts of Defendant as to Accuser Number Six and in the Alternative to Exclude Testimony and Evidence Relating to Accuser Number Six Due to Pre-Arrest Delay			

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## ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
3	06/07/2017		Steele, Kevin R.
Response to Defendant's Motion in limine to Bar Any Reference to the Woman He is Charged with Sexually Assaulting as a Victim			
4	06/07/2017		Steele, Kevin R.
Response to Defendant's Motion to Dismiss Charges Due to Insufficient Evidence to Prove Alleged Incident Occurred Within the Statute of Limitations Period			
5	06/07/2017		Steele, Kevin R.
Reply to Defendant's Motion to Admit Evidence Filed by Kristen G. Feden ADA and M. Stewart Ryan ADA			
6	06/07/2017		Steele, Kevin R.
Response to Defendant's Motion in Limine to Exclude Testimony and Report of Timothy Rohrig Relating to Methaqualone (A.K.A. Quaaludes)			
7	06/07/2017	06/07/2017	O'Neill, Steven T.
Order Denying Motion in Limine to Exclude Testimony and Report of Veronique Nicole Valliere or Alternatively for a Frye Hearing and/or Voir Dire McMonagle, Brian J. 06/07/2017 First Class Steele, Kevin R. 06/07/2017 First Class			
1	06/09/2017		McMonagle, Brian J.
Motion to Dismiss Charges Due to Insufficient Evidence to Prove Alleged Incident Occurred Within the Statute of Limitations Period Filed by Angela C. Agrus (pro hac vice)			
2	06/09/2017		McMonagle, Brian J.
Memorandum of Law in Support of Defendant's Motion to Dismiss Charges Due to Insufficient Evidence to Prove Alleged Incident Occurred Within the Statute of Limitations Period Filed by Angela C. Agrusa (pro hac vice)			
3	06/09/2017		McMonagle, Brian J.
Motion in Limine to Exclude All References to Ms. Constand and the 404(b) Witness as "Victims" Filed by Angela C. Agrusa (pro hac vice)			



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## ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
4	06/09/2017		McMonagle, Brian J.
Memorandum of Law in Support of Defendant's Motion in Limine to Exclude All References to Ms. Constand and the 404(b) Witness as "Victims"			
Filed by Angela C. Agrusa (pro hac vice)			
5	06/09/2017		McMonagle, Brian J.
Motion to Admit Evidence			
Filed by Angela C. Agrusa (pro hac vice)			
6	06/09/2017		McMonagle, Brian J.
Memorandum of Law in Support of Defendant's Motion to Admit Evidence and in Opposition to the Commonwealth's Motion in Limine Regarding Rape Shield Testimony			
Filed by Angela C. Agrusa (pro hac vice)			
7	06/09/2017		McMonagle, Brian J.
Motion for Reconsideration of the Court's February 24, 2017 Order Granting the Commonwealth's Motion to Introduce Evidence of Prior Bad Acts of Defendant as to Accuser Number Six and, in the Alternative to Exclude Testimony and Evidence Relating to Accuser Number Six Due to Pre-Arrest Delay			
Filed by Angela C. Agrusa Esq. (pro hac vice)			
8	06/09/2017		McMonagle, Brian J.
Memorandum of Law in Support of Defendant's Motion for Reconsideration of the Court's February 24, 2017 Order Granting the Commonwealth's Motion to Introduce Evidence of Prior Bad Acts of Defendant as to Accuser Number Six and, in the Alternative to Exclude Testimony and Evidence Relating to Accuser Number Six Due to Pre-Arrest Delay			
Filed by Angela C. Agrusa Esq. (pro hac vice)			
9	06/09/2017		McMonagle, Brian J.
Motion in Limine to Exclude Testimony and Report of Timothy Rohrig Relating to Methaqualone (A.K.A Quaaludes) and Memorandum of Law in Support Thereof			
Filed by Angela C. Agrusa (pro hac vice)			
10	06/09/2017	06/07/2017	DelRicci, Thomas M.
Violation of Decorum Order			
Brian McCrone is found to be in Contempt of the 05/18/17 Decorum Order			

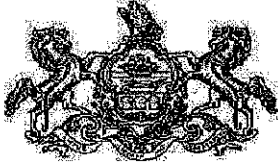
# COURT OF COMMON PLEAS OF MONTGOMERY COUNTY

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<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>
McMonagle, Brian J. 06/15/2017	First Class		
Steele, Kevin R. 06/15/2017	Interoffice		
-----			
11	06/09/2017		McMonagle, Brian J.
Objections and Counter-Designations Pursuant to PA Rule of Evidence 106 Regarding the Prior Testimony of William H. Cosby Jr			
Filed by Angela C. Agrusa (pro hac vice)			
-----			
12	06/09/2017	06/09/2017	O'Neill, Steven T.
Order Denying Oral Motion for Mistrial			
ANGELA AGRUSA ESQ SERVED ORALLY IN OPEN COURT ON THE RECORD 6/9/17			
Commonwealth of Pennsylvania			
06/09/2017	Orally in Open Cr Record		
McMonagle, Brian J.	Orally in Open Cr Record		
-----			
1	06/12/2017	06/12/2017	DelRicci, Thomas M.
Violation of Decorum Order			
Walter Perez is found in Contempt of Decorum Order of 05/18/17			
McMonagle, Brian J.			
06/26/2017	First Class		
Steele, Kevin R.	Interoffice		
-----			
2	06/12/2017		McMonagle, Brian J.
Bench Memorandum Re: Jury Instruction on Statute of Limitations			
Filed by Angela C. Agrusa (pro hac vice)			
-----			
1	06/13/2017		Steele, Kevin R.
Memorandum of Law in Opposition to Defendant's Request for a Statute of Limitations Instruction and Special Interrogatory Question on the Verdict Sheet			
-----			

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## ENTRIES

Sequence Number	CP Filed Date	Document Date	Filed By
2	06/13/2017		Steele, Kevin R.
Memorandum of Law Regarding Exclusion of Irrelevant Evidence of Autumn Jackson and Her Attempts to Extort Defendant Should Defendant Seek Introduction in an Effort to Distract the Jury From Their Duty			
3	06/13/2017		Steele, Kevin R.
Memorandum of Law Regarding Defendant's Proposed Use of an Argumentive Powerpoint During His Opening Statement			
4	06/13/2017		Steele, Kevin R.
Memorandum of Law Regarding Irrelevant Evidence of the 2015 Campaign for District Attorney Should the Defense Seek Introduction in an Effort to Distract the Jury From Their Duty			
5	06/13/2017		Steele, Kevin R.
Memorandum of Law Regarding Inadmissible Hearsay			
6	06/13/2017	06/13/2017	O'Neill, Steven T.
Order Granting Motion in Limine to Exclude the Testimony of Marguerite Jackson Ms Jackson's Proffered Testimony Constitutes Inadmissible Hearsay and Shall be Excluded			
McMonagle, Brian J. 06/13/2017 First Class			
Steele, Kevin R. 06/13/2017 First Class			
1	06/15/2017	06/15/2017	O'Neill, Steven T.
Order Denying Oral Motion for Mistrial Made on 06/15/17 at 11:27 a.m.  orally in open Court on the record to M. Stewart Ryan and Kristen Feden and Defense attorney Angela Agrusa on 6/15/17			
McMonagle, Brian J. 06/15/2017			
Steele, Kevin R. 06/15/2017			
1	06/17/2017		O'Neill, Steven T.
Mistrial  Jury was deadlocked on all three counts. Mistrial Granted. Defendant released on same bail, pending further Order of the Court. Manifest Necessity Found.			

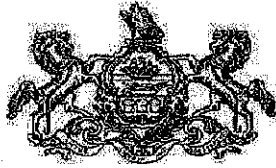
# COURT OF COMMON PLEAS OF MONTGOMERY COUNTY

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### ENTRIES

Sequence Number	CP Filed Date	Document Date	Filed By
1	06/19/2017		LLP, Pepper Hamilton
Motion to Intervene and for Access to Discharged Jurors' Names Filed Michael Berry Esq. and Paul J. Safier Esq.			
2	06/19/2017		Steele, Kevin R.
Memorandum of Law to Respect the Privacy of Those That Have Served on a Jury by Not Releasing the Jurors Names			
3	06/19/2017		LLP, Pepper Hamilton
Notice of Joinder Filed by Michael Berry Esq. and Paul J. Safier Esq.			
4	06/19/2017	06/19/2017	O'Neill, Steven T.
Order Scheduling Hearing Motion to Intervene and for Access to Juror's Names June 20, 2017 at 3:00 p.m. Courtroom "5" sent by email and first class mail on 6/19/17 to Eli Segal, Esquire and Michael Berry, Esquire and Paul Safier, Esquire McMonagle, Brian J. 06/19/2017 E-Mail McMonagle, Brian J. 06/19/2017 First Class Steele, Kevin R. 06/19/2017 E-Mail Steele, Kevin R. 06/19/2017 Interoffice			
5	06/19/2017	06/16/2017	O'Neill, Steven T.
Order Denying Oral Motion for Mistrial made at 12:41 p.m. on 6/16/17 after argument thereon ANGELA AGRUSA ESQ SERVED ORALLY IN OPEN COURT ON 6/16/17 Commonwealth of Pennsylvania 06/19/2017 Orally in Open Crt Record McMonagle, Brian J. 06/19/2017 Orally in Open Crt Record Steele, Kevin R. 06/19/2017 Orally in Open Crt Record			

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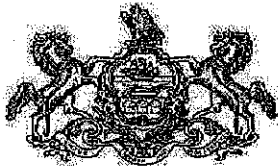
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<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
<u>Service To</u>	<u>Service By</u>		
<u>Issue Date</u>	<u>Service Type</u>	<u>Status Date</u>	<u>Service Status</u>
6	06/19/2017	06/16/2017	O'Neill, Steven T.
Order Denying Oral Motion for Mistrial made at 8:40 a.m. on 6/16/17 - after argument there on ANGELA AGRUSA ESQ SERVED ORALLY IN OPEN COURT ON 6/16/17			
Commonwealth of Pennsylvania			
06/19/2017	Orally in Open Crt Record		
McMonagle, Brian J.			
06/19/2017	Orally in Open Crt Record		
Steele, Kevin R.			
06/19/2017	Orally in Open Crt Record		
-----			
7	06/19/2017	06/17/2017	O'Neill, Steven T.
Order Granting Oral Motion for Mistrial made at 10:30 a.m. on 06/17/17 - Granted by Reasons of Manifest Necessity ANGELA AGRUSA ESQ SERVED ORALLY IN OPEN COURT ON 6/16/17			
Commonwealth of Pennsylvania			
06/19/2017	Orally in Open Crt Record		
McMonagle, Brian J.			
06/19/2017	Orally in Open Crt Record		
Steele, Kevin R.			
06/19/2017	Orally in Open Crt Record		
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8	06/19/2017		LLP, Pepper Hamilton
Reply Brief in Support of Intervenor's Motion for Access to Juror Names Filed by Eli Segal Esq. and Michael A. Schwartz Esq.			
-----			
1	06/21/2017		Gibbons, Margaret
Third Party Filing Calkins Media would like to join with other media outlets in requesting to unseal the names of the jurors in the CW v. H. Cosby (3932-16) trial.			
-----			
2	06/21/2017	06/21/2017	O'Neill, Steven T.
Order Dismissing Motion for Access to Hearing Transcripts and, Pre-Trial Motions Dismissed as Moot ELI SEGAL ESQ/ PAUL J SAFIER ESQ SERVED SERVED VIA FIRST CLASS MAIL 6/21/17			
McMonagle, Brian J.			

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<u>Service To</u>		<u>Service By</u>	
<u>Issue Date</u>	<u>Service Type</u>	<u>Status Date</u>	<u>Service Status</u>
06/21/2017	First Class		
Steele, Kevin R.			
06/21/2017	First Class		
-----			
3	06/21/2017	06/21/2017	O'Neill, Steven T.
Order Granting Motion for Names of Jurors			
ELI SEGAL ESQ/ PAUL J SAFIER ESQ SERVED SERVED VIA FIRST CLASS MAIL 6/21/17			
McMonagle, Brian J.			
06/21/2017	First Class		
Steele, Kevin R.			
06/21/2017	First Class		
-----			
1	07/06/2017	07/06/2017	O'Neill, Steven T.
Order Scheduling Re-Trial			
November 6, 2017 at 9:00 a.m. Courtroom "A"			
ANGELA AGRUSA ESQ SERVED VIA FIRST CLASS MAIL 7/6/17			
McMonagle, Brian J.			
07/06/2017	First Class		
Steele, Kevin R.			
07/06/2017	First Class		
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1	07/07/2017	07/06/2017	DeIRicci, Thomas M.
Order Scheduling Hearing			
Anitra Burrows - Alleged Violation of Decorum Order - July 13, 2017 at 9:30 a.m. Courtroom "D"			
ANGELA AGRUSA ESQ SERVED VIA FIRST CLASS MAIL 7/6/17			
McMonagle, Brian J.			
07/06/2017	First Class		
Steele, Kevin R.			
07/06/2017	First Class		
-----			
1	07/13/2017	07/13/2017	Demchick-Alloy, Wendy
Violation of Decorum Order - Finding of Contempt			
Anitra Burrows - 50 Hours of Community Service			
Court of Common Pleas - Montgomery			
County			
07/13/2017	Orally in Open Crt Record		

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<u>Service To</u>	<u>Service By</u>		
<u>Issue Date</u>	<u>Service Type</u>	<u>Status Date</u>	<u>Service Status</u>
Montgomery County District Attorney's Office			
07/13/2017	Orally in Open Crt Record		
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1	08/01/2017		McMonagle, Brian J.
Motion to Withdraw as Counsel			
O'Neill, Steven T.			
08/02/2017	Hand Delivered		
-----			
2	08/01/2017	08/01/2017	O'Neill, Steven T.
Order Scheduling Pre-Trial Conference			
Motion to Withdraw as Counsel August 22, 2017 at 9:00 a.m. Courtroom "A"			
COPY SENT FIRST CLASS MAIL ON 8/1/17 TO ANGELA AGRUSA, ESQUIRE			
McMonagle, Brian J.			
08/01/2017	First Class		
Steele, Kevin R.			
08/01/2017	Interoffice		
-----			
3	08/01/2017		Montgomery County Court Administration
Pre-Trial Conference Scheduled 08/22/2017 9:00AM			
-----			
1	08/11/2017	08/11/2017	O'Neill, Steven T.
Decorum Order Governing Pre-Trial Conference			
McMonagle, Brian J.			
08/11/2017	E-Mail		
McMonagle, Brian J.			
08/11/2017	First Class		
Steele, Kevin R.			
08/11/2017	E-Mail		
Steele, Kevin R.			
08/11/2017	Interoffice		
-----			
1	08/15/2017		Cosby, William Henry Jr.
Motion to Withdraw Admission as Counsel Pro Hac Vice			
Filed by Angela C. Agrusa (pro hac vice) and Delilah G. Vinzon (pro hac vice)			
-----			

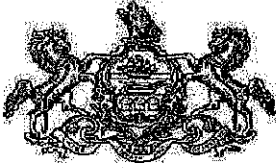
# COURT OF COMMON PLEAS OF MONTGOMERY COUNTY

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### ENTRIES

Sequence Number	CP Filed Date	Document Date	Filed By
2	08/15/2017		Commonwealth of Pennsylvania
Response to Defendant's Motion to Continue Pre-Trial Confernece Filed by M. Stewart Ryan ADA			
1	08/22/2017	08/22/2017	O'Neill, Steven T.
Retrial Continued Silver, Samuel William 08/22/2017 First Class Steele, Kevin R. 08/22/2017 Interoffice			
1	08/23/2017		Silver, Samuel William
Entry of Appearance			
1	08/24/2017		Silver, Samuel William
Unopposed Motion for Admission Pro Hac Vice of Thomas Mesereau O'Neill, Steven T. 08/28/2017 Hand Delivered			
2	08/24/2017		Silver, Samuel William
Unopposed Motion for Admission Pro Hac Vice of Kathleen Bliss O'Neill, Steven T. 08/28/2017 Hand Delivered			
1	08/31/2017	08/31/2017	O'Neill, Steven T.
Order Granting Unopposed Motion to Admit Pro Hac Vice Kathleen Bliss Esq. COPY SENT FIRST CLASS MAIL ON 8/31/17 TO KATHLEEN BLISS, ESQUIRE Silver, Samuel William 08/31/2017 First Class Steele, Kevin R. 08/31/2017 Interoffice			
2	08/31/2017	08/31/2017	O'Neill, Steven T.
Order Granting Unopposed Motion to Admit Pro Hac Vice Thomas Mesereau Esq. COPY SENT FIRST CLASS MAIL ON 8/31/17 TO THOMAS MESEREAU, ESQUIRE Silver, Samuel William 08/31/2017 First Class			



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<u>Service To</u>	<u>Service By</u>		
<u>Issue Date</u>	<u>Service Type</u>	<u>Status Date</u>	<u>Service Status</u>
Steele, Kevin R. 08/31/2017	Interoffice		
1	09/15/2017	09/15/2017	O'Neill, Steven T.
Order Scheduling Jury Re-Trial April 2, 2017 at 9:00 a.m. Courtroom "A" SENT FIRST CLASS MAIL ON 9/15/17 TO THOMAS MESEREAU, ESQUIRE AND KAREN BLISS, ESQUIRE			
Silver, Samuel William 09/15/2017	First Class		
Steele, Kevin R. 09/15/2017	Interoffice		
2	09/21/2017		Court of Common Pleas - Montgomery County
Hearing Notice			
1	10/06/2017		Silver, Samuel William
Motion for Admission Pro Hac Vice of Jason Hicks			
1	10/10/2017	10/10/2017	O'Neill, Steven T.
Order Granting Motion to Admit Pro Hac Vice Jason Hicks Served via First-Class Mail on 10/10/2017 to M. Stewart Ryan, Esq., Thomas A. Mesereau, Jr., Esq., Kathleen Bliss, Esq., and Jason Hicks, Esq.			
Silver, Samuel William 10/10/2017	First Class		
Steele, Kevin R. 10/10/2017	First Class		
1	12/15/2017	12/15/2017	O'Neill, Steven T.
Amended Scheduling Order All Pre-Trial Motions due no later than 01/25/18 Any Responses due within 10 Days			
Silver, Samuel William 12/15/2017	First Class		
Steele, Kevin R. 12/15/2017	Interoffice		

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<u>Service To</u>	<u>Service By</u>		
<u>Issue Date</u>	<u>Service Type</u>	<u>Status Date</u>	<u>Service Status</u>
1	01/18/2018		Steele, Kevin R.
Motion to Introduce Evidence of 19 Prior Bad Acts of Defendant			
2	01/18/2018		Steele, Kevin R.
Memorandum of Law in Support of its Motion to Introduce Evidence of 19 Prior Bad Acts of Defendant			
1	01/19/2018		Court of Common Pleas - Montgomery County
Notes of Testimony			
Notes of Testimony			
Trial by Jury			
June 7, 2017			
McMonagle, Brian J.			
02/05/2018	eService		Served
Vines, Lane Lanier			
02/05/2018	eService		Served
2	01/19/2018		Court of Common Pleas - Montgomery County
Notes of Testimony			
Trial by Jury Philadelphia Media Network, PBC's Motion to Intervene, Ctrm A			
Monday June 5, 2017 9:30 am			
Judge O'Neill and a jury			
3	01/19/2018		Court of Common Pleas - Montgomery County
Notes of Testimony			
Trial by Jury, Ctrm A			
Tuesday June 6, 2017 9:30 am			
Judge O'Neill and jury			
4	01/19/2018		Court of Common Pleas - Montgomery County
Notes of Testimony			
In-camera Motions in Limine, Ctrm A			
Thursday June 1, 2017 1:30 pm			
Judge O'Neill			

# COURT OF COMMON PLEAS OF MONTGOMERY COUNTY

## DOCKET



Docket Number: CP-46-CR-0003932-2016

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## ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
5	01/19/2018		Court of Common Pleas - Montgomery County
Notes of Testimony Trial by Jury, Ctrm A Thursday June 8, 2017 10:04 am Judge O'Neill and a jury			
6	01/19/2018		Court of Common Pleas - Montgomery County
Notes of Testimony Trial by Jury, Ctrm A Monday June 12, 2017 9:35 am Judge O'Neill and a jury			
7	01/19/2018		Court of Common Pleas - Montgomery County
Notes of Testimony Trial by Jury Motion to Exclude Testimony of Marguerite Jackson, Ctrm A Friday June 9, 2017 9:35 am Judge O'Neill and a jury			
8	01/19/2018		Court of Common Pleas - Montgomery County
Notes of Testimony Jury Selection, Allegheny County Courthouse Wednesday May 24, 2017 8:54 am Judge O'Neill			
9	01/19/2018		Court of Common Pleas - Montgomery County
Notes of Testimony Trial by Jury, Ctrm A Tuesday June 13, 2017 9:10 am Judge O'Neill and a jury			
10	01/19/2018		Court of Common Pleas - Montgomery County
Notes of Testimony Jury Selection (Conference in Chambers), Allegheny County Courthouse Tuesday May 23, 2017 9:04 am Judge O'Neill			

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### ENTRIES

Sequence Number	CP Filed Date	Document Date	Filed By
11	01/19/2018		Court of Common Pleas - Montgomery County
Notes of Testimony Jury Selection, Allegheny County Courthouse Monday May 22, 2017 9:25 am Judge O'Neill			
12	01/19/2018		Court of Common Pleas - Montgomery County
Notes of Testimony Trial by Jury, Ctrm A Thursday June 15, 2017 11:20 am Judge O'Neill and a jury			
13	01/19/2018		Court of Common Pleas - Montgomery County
Notes of Testimony Trial by Jury, Ctrm A Wednesday June 14, 2017 2:30 pm Judge O'Neill and a jury			
14	01/19/2018		Court of Common Pleas - Montgomery County
Notes of Testimony Trial by Jury, Ctrm A Saturday June 17, 2017 10:10 am Judge O'Neill and a jury			
15	01/19/2018		Court of Common Pleas - Montgomery County
Notes of Testimony Trial by Jury, Ctrm A Friday June 16, 2017 9:49 am Judge O'Neill and a jury			
16	01/19/2018		Commonwealth of Pennsylvania
Exhibits Location Filed			
17	01/19/2018		Silver, Samuel William
Exhibits Location Filed			

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<u>Service To</u>	<u>Service By</u>		
<u>Issue Date</u>	<u>Service Type</u>	<u>Status Date</u>	<u>Service Status</u>
18	01/19/2018	01/19/2018	O'Neill, Steven T.
Order Scheduling Jury Selection March 29, 2018 - Proposed Voir Dire Questions due no later than 03/02/18			
McMonagle, Brian J.	01/30/2018	eService	Served
-----			
1	01/23/2018		Silver, Samuel William
Motion for Admission Pro Hac Vice of Becky S. James			
McMonagle, Brian J.	01/25/2018	eService	Served
-----			
1	01/24/2018	01/24/2018	O'Neill, Steven T.
Order Granting Motion to Admit Pro Hac Vice Becky S. James			
McMonagle, Brian J.	01/30/2018	eService	Served
Steele, Kevin R.	02/09/2018	Interoffice	
Vines, Lane Lanier	02/09/2018	First Class	
-----			
1	01/25/2018		Silver, Samuel William
Motion in Limine to Admit Testimony Regarding Andrea Constand's Prior Statement Admitting She Intended to Fabricate a Claim of Sexual Assault			
Filed by Samuel W. Silver, Thomas Mesereau Jr. (pro hac vice), Kathleen Bliss (pro hac vice), Jason Hicks (pro hac vice), and Becky S. James (pro hac vice)			
McMonagle, Brian J.	01/26/2018	eService	Served
-----			
2	01/25/2018		Silver, Samuel William
Memorandum in Support of Motion in Limine to Admit Testimony Regarding Andrea Conctand's Prior Statement Admitting She Intended to Fabricate a Claim of Sexual Assault			
Filed by Samuel W. Silver, Thomas Mesereau Jr. (pro hac vice), Kathleen Bliss (pro hac vice), and Becky S. James (pro hac vice)			
McMonagle, Brian J.			

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**DOCKET**



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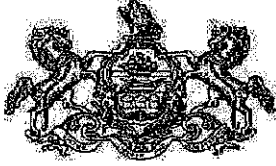
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**ENTRIES**

<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>
3	01/25/2018		Silver, Samuel William
Motion to Exclude Testimony of Dr. Patrice Sewell			
Filed by Samuel W. Silver, Thomas Mesereau Jr. (pro hac vice), Kathleen Bliss (pro hac vice), and Becky S. James (pro hac vice)			
McMonagle, Brian J.			
01/26/2018	eService		Served
4	01/25/2018		Silver, Samuel William
Memorandum of Law in Support of Defendant's Motion to Dismiss Charges Due to Insufficient Evidence to Prove Alleged Encounter Occurred Within the Statute of Limitations Period			
Filed by Samuel W. Silver, Thomas Mesereau Jr. (pro hac vice), Kathleen Bliss (pro hac vice), and Becky S. James (pro hac vice)			
McMonagle, Brian J.			
01/26/2018	eService		Served
5	01/25/2018		Silver, Samuel William
Motion to Incorporate All Prior Pretrial Motions and Oppositions to Commonwealth Motions			
Filed by Samuel W. Silver, Thomas Mesereau Jr. (pro hac vice), Kathleen Bliss (pro hac vice), and Becky S. James (pro hac vice)			
McMonagle, Brian J.			
01/26/2018	eService		Served
6	01/25/2018		Silver, Samuel William
Motion to Dismiss Charges Due to Insufficient Evidence to Prove Alleged Encounter Occurred Within the Statute of Limitations Period			
Filed by Samuel W. Silver, Thomas Mesereau Jr. (pro hac vice), Kathleen Bliss (pro hac vice), and Becky S. James (pro hac vice)			
McMonagle, Brian J.			
01/26/2018	eService		Served
1	01/26/2018		Silver, Samuel William
Motion to Dismiss for Prosecutorial Misconduct			
Filed by Samuel W. Silver, Thomas Mesereau Jr. (pro hac vice), Kathleen Bliss (pro hac vice), and Becky S. James (pro hac vice)			

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<u>Service To</u>		<u>Service By</u>	
<u>Issue Date</u>	<u>Service Type</u>	<u>Status Date</u>	<u>Service Status</u>
McMonagle, Brian J. 01/26/2018	eService		Served
<hr/>			
2	01/26/2018		Silver, Samuel William
Motion for Leave to Withdraw as Counsel for the Defendant			
McMonagle, Brian J. 01/26/2018	eService		Served
<hr/>			
3	01/26/2018		O'Neill, Steven T.
Order Scheduling Pre-Trial Motions Hearing 3/5/18 and 3/6/18 at 9am Ctrm A			
Cosby, William Henry Jr. 01/26/2018	First Class		
Cosby, William Henry Jr. 01/26/2018	First Class		
Gibbons, Margaret 01/26/2018	First Class		
Montgomery County District Attorney's Office - Criminal Division 01/26/2018	Interoffice		
Silver, Samuel William 01/26/2018	First Class		
Steele, Kevin R. 01/26/2018	Interoffice		
Cosby, William Henry Jr. 01/29/2018	First Class		
McMonagle, Brian J. 01/30/2018	eService		Served
<hr/>			
4	01/26/2018		Montgomery County Court Administration
Miscellaneous Motions Scheduled 03/05/2018 8:30AM			
McMonagle, Brian J. 01/26/2018	eService		Served
<hr/>			
1	02/01/2018		Vines, Lane Lanier
Entry of Appearance			

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<u>Issue Date</u>	<u>Service Type</u>	<u>Status Date</u>	<u>Service Status</u>
McMonagle, Brian J.	02/01/2018		Served
<hr/>			
2	02/01/2018	02/01/2018	O'Neill, Steven T.
Order Granting Motion to Withdraw as Counsel Cosby, William Henry Jr.	02/01/2018	First Class	
Montgomery County District Attorney's Office - Criminal Division	02/01/2018	Interoffice	
Silver, Samuel William	02/01/2018	First Class	
Steele, Kevin R.	02/01/2018	Interoffice	
Vines, Lane Lanier	02/01/2018	First Class	
Vines, Lane Lanier	02/07/2018	eService	Served
<hr/>			
1	02/02/2018		Steele, Kevin R.
Response to Defendant's Motion to Incorporate All Pretrial Motions and Oppositions to Commonwealth Motions			
McMonagle, Brian J.	02/05/2018	eService	Served
Vines, Lane Lanier	02/05/2018	eService	Served
<hr/>			
1	02/05/2018		Vines, Lane Lanier
Supplement to Defendant's Motion to Dismiss for Prosecutorial Misconduct			
McMonagle, Brian J.	02/05/2018	eService	Served
<hr/>			
2	02/05/2018		Steele, Kevin R.
Response to Defendant's Motion to Exclude Testimony of Dr. Patrice(sic) Sewell			
Vines, Lane Lanier	02/06/2018	eService	Served



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<u>Service To</u>	<u>Service By</u>		
<u>Issue Date</u>	<u>Service Type</u>	<u>Status Date</u>	<u>Service Status</u>
3	02/05/2018		Steele, Kevin R.
Commonwealth's Response to Defendant's Motion in Limine to Admit Testimony Regarding Andrea Constand's Prior Alleged Statement			
Vines, Lane Lanier			
02/06/2018	eService		Served
-----			
4	02/05/2018		Steele, Kevin R.
Commonwealth's Response to Defendant's Motion to Dismiss for Prosecutorial Misconduct			
Vines, Lane Lanier			
02/06/2018	eService		Served
-----			
5	02/05/2018		Steele, Kevin R.
Commonwealth's Response to Defendant's Motion to Dismiss Due to Insufficient Evidence to Prove Alleged Encounter Occurred Within the Statute of Limitations Period			
Vines, Lane Lanier			
02/06/2018	eService		Served
-----			
6	02/05/2018		Vines, Lane Lanier
Opposition to Commonwealth's Motion to Introduce Evidence of Alleged Prior Bad Acts of Defendant			
-----			
1	02/06/2018		Silver, Samuel William
Praecipe to Withdraw as Counsel			
Vines, Lane Lanier			
02/06/2018	eService		Served
-----			
2	02/06/2018		O'Neill, Steven T.
Court Order			
Steele, Kevin R.			
02/06/2018	Interoffice		
Vines, Lane Lanier			
02/15/2018	eService		Served
-----			
3	02/06/2018		Vines, Lane Lanier
Motion for Continued Admission Pro Hac Vice			
-----			
1	02/07/2018		Vines, Lane Lanier
Notice Withdrawing Defendant's Motion to Exclude Evidence			

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1	02/08/2018		DelRicci, Thomas M.
Decorum Order Governing Pretrial Motions Hearing			
Steele, Kevin R.			
	02/07/2018	Interoffice	
Vines, Lane Lanier			
	02/15/2018	eService	Served
1	02/12/2018		Vines, Lane Lanier
Reply in Support of Motion to Dismiss The Charges Due to Insufficient Evidence			
2	02/12/2018		Vines, Lane Lanier
Reply to Commonwealth's Opposition to Defendant's Motion to Dismiss for Prosecutorial Misconduct			
1	03/01/2018		Vines, Lane Lanier
Application by Affidavit to Secure the Attendance for Out of Witnesses			
2	03/01/2018		Vines, Lane Lanier
Application by Affidavit to Secure the Attendance for Out of Witnesses			
3	03/01/2018		Vines, Lane Lanier
Motion for Leave to File Reply Briefs in Support of Pretrial Motions			
Filed by Lane L. Vines Esq.			
Thomas Mesereau Jr. (pro hac vice)			
Kathleen Bliss (pro hac vice)			
Becky S. James (pro hac vice)			
4	03/01/2018		Steele, Kevin R.
Motion to Quash Subpoenas			
Vines, Lane Lanier			
	03/02/2018	eService	Served
5	03/01/2018	03/01/2018	O'Neill, Steven T.
Order Granting Leave to File Motion to Quash Subpoena			
Vines, Lane Lanier			
	03/08/2018	eService	Served
6	03/01/2018	03/01/2018	O'Neill, Steven T.
Order Granting Motion for Leave to File Reply Briefs in Support of Pre-Trial Motions			
Vines, Lane Lanier			

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Issue Date	Service Type	Status Date	Service Status
7	03/01/2018		Vines, Lane Lanier
Reply in Support of Motion in Limine to Exclude Testimony			
8	03/01/2018		Vines, Lane Lanier
Reply in Support of Motion in Limine to Admit Testimony			
1	03/02/2018		Vines, Lane Lanier
Opposition to Commonwealth's Motion to Quash Subpoenas			
1	03/06/2018	03/06/2018	O'Neill, Steven T.
Order Directing Post Hearing Briefs to be Filed			
Motion to Introduce Evidence of 19 Prior Bad Acts			
Briefs due no later than 03/12/18			
Vines, Lane Lanier			
03/09/2018	eService		Served
2	03/06/2018	03/06/2018	O'Neill, Steven T.
Order Denying Motion to Dismiss for Prosecutorial Misconduct			
Vines, Lane Lanier			
03/09/2018	eService		Served
3	03/06/2018	03/06/2018	O'Neill, Steven T.
Order Denying Motion to Dismiss Charges Due to Insufficient Evidence to Prove Alleged Encounter			
Occurred Within the Statute of Limitations Period			
Vines, Lane Lanier			
03/09/2018	eService		Served
4	03/06/2018	03/06/2018	O'Neill, Steven T.
Order Granting Motion for Material Witness Certification (1)			
Witness Sheri Lynn Williams			
Vines, Lane Lanier			
03/12/2018	eService		Served

Recent entries made in the court filing offices may not be immediately reflected on these docket sheets. Neither the courts of the Unified Judicial System of the Commonwealth of Pennsylvania nor the Administrative Office of Pennsylvania Courts assume any liability for inaccurate or delayed data, errors or omissions on these reports. Docket Sheet information should not be used in place of a criminal history background check which can only be provided by the Pennsylvania State Police. Moreover an employer who does not comply with the provisions of the Criminal History Record Information Act may be subject to civil liability as set forth in 18 Pa.C.S. Section 9183.

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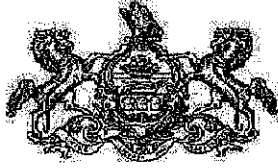
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### ENTRIES

Sequence Number	CP Filed Date	Document Date	Filed By
Service To	Service By		
Issue Date	Service Type	Status Date	Service Status
5	03/06/2018	03/06/2018	O'Neill, Steven T.
Order Granting Motion for Material Witness Certification (2) Witness Thomas Louis Cantone			
Vines, Lane Lanier			
03/12/2018	eService		Served
-----			
1	03/12/2018	03/12/2018	O'Neill, Steven T.
Order Denying Motion to File an RAINN's Amicus Curiae Brief			
Vines, Lane Lanier			
03/13/2018	eService		Served
-----			
2	03/12/2018	03/12/2018	O'Neill, Steven T.
Order to Strike from Record Supplemental Brief in Support of Motion to Admit Evidence of 19 Prior Bad Acts			
Vines, Lane Lanier			
03/13/2018	eService		Served
-----			
3	03/12/2018		Vines, Lane Lanier
Post-Hearing Brief in Support of Opposition to Commonwealth's Motion to Introduce Evidence			
-----			
1	03/13/2018		Steele, Kevin R.
Supplemental Memorandum of Law in Support of the Commonwealth of PA's Motion to Introduce Evidence of 19 Prior Bad Acts of Defendant			
Vines, Lane Lanier			
03/13/2018	eService		Served
-----			
1	03/14/2018		DelRicci, Thomas M.
Decorum Order Governing Jury Selection			
Vines, Lane Lanier			
03/15/2018	eService		Served
-----			
1	03/15/2018	03/15/2018	O'Neill, Steven T.
Order Granting in Part Motion to Introduce Evidence of 19 Prior Bad Acts Commonwealth Permitted to Present Evidence of 5 Prior Bad Acts:			
Hicks, Frank, Gordon, Smith and Donahue			
Vines, Lane Lanier			

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<u>Issue Date</u>	<u>Service Type</u>	<u>Status Date</u>	<u>Service Status</u>
	03/20/2018		Served
2	03/15/2018	03/15/2018	O'Neill, Steven T.
Order Denying in Part Motion to Introduce Evidence of 19 Prior Bad Acts The Balance of the Commonwealth's Motion is Denied			
Vines, Lane Lanier			
03/20/2018	eService		Served
1	03/16/2018		Vines, Lane Lanier
Emergency Motion for Certification for Immediate Appeal of March 15, 2018 Order and Motion for			
2	03/16/2018		Vines, Lane Lanier
Emergency Motion for Continuance of Trial			
1	03/17/2018		Vines, Lane Lanier
Corrected Emergency Motion for Continuance of Trial			
1	03/19/2018	03/19/2018	O'Neill, Steven T.
Order Scheduling Jury Selection April 2, 2018 at 9:30 a.m. Courtroom "A"			
Vines, Lane Lanier			
03/20/2018	eService		Served
2	03/19/2018	03/19/2018	O'Neill, Steven T.
Order Denying Emergency Motion for Certification for Immediate Appeal of the 03/15/18 Order			
Vines, Lane Lanier			
03/20/2018	eService		Served
3	03/19/2018	03/19/2018	O'Neill, Steven T.
Order Denying Motion for Modification of Order			
Vines, Lane Lanier			
03/20/2018	eService		Served
4	03/19/2018	03/19/2018	O'Neill, Steven T.
Order Denying Emergency Motion for A Continuance of Trial			
Vines, Lane Lanier			

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<u>Issue Date</u>	<u>Service Type</u>	<u>Status Date</u>	<u>Service Status</u>
5	03/19/2018	03/19/2018	O'Neill, Steven T.
Order Denying Corrected Emergency Motion for Continuance of Trial			
Vines, Lane Lanier			
03/20/2018	eService		Served
1	03/20/2018		Vines, Lane Lanier
Motion to Amend the Court's Decorum Order			
2	03/20/2018		Vines, Lane Lanier
Memorandum of Law in Support of Defendant's Motion to Amend the Court's Decorum Order			
3	03/20/2018		Steele, Kevin R.
Motion in Limine to Admit Evidence of Settlement Negotiations From Constan V. Cosby			
Vines, Lane Lanier			
03/20/2018	eService		Served
4	03/20/2018		Steele, Kevin R.
Motion in Limine to Preclude Reference to the 2005 Press Release of Bruce L. Castor Jr. or His or Other Law Enforcement Officers Alleged Opinions About the Credibility of the Evidence			
Vines, Lane Lanier			
03/20/2018	eService		Served
5	03/20/2018		Steele, Kevin R.
Motion in Limine to Preclude Evidence From the Constand v. Castor and Castor v. Constand Matters			
Vines, Lane Lanier			
03/20/2018	eService		Served
6	03/20/2018		Steele, Kevin R.
Motion in Limine to Exclude as Irrelevant Information of the 2015 Campaign for District Attorney of Montgomery County			
Vines, Lane Lanier			
03/20/2018	eService		Served

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## CASE FINANCIAL INFORMATION

Last Payment Date: 07/20/2016

Total of Last Payment: -\$76.25

Cosby, William Henry Jr. Defendant	<u>Assessment</u>	<u>Payments</u>	<u>Adjustments</u>	<u>Non Monetary Payments</u>	<u>Total</u>
<b>Costs/Fees</b>					
Miscellaneous Issuances	\$17.00	\$0.00	\$0.00	\$0.00	\$17.00
Automation Filing Fee (Montgomery)	\$5.00	-\$5.00	\$0.00	\$0.00	\$0.00
Appeal to Superior Court (Montgomery)	\$71.25	-\$71.25	\$0.00	\$0.00	\$0.00
Witness Fees (Montgomery)	\$1,669.21	\$0.00	\$0.00	\$0.00	\$1,669.21
Witness Fees (Montgomery)	\$2,900.00	\$0.00	\$0.00	\$0.00	\$2,900.00
Witness Fees (Montgomery)	\$2,000.00	\$0.00	\$0.00	\$0.00	\$2,000.00
Costs/Fees Totals:	\$6,662.46	-\$76.25	\$0.00	\$0.00	\$6,586.21
Grand Totals:	\$6,662.46	-\$76.25	\$0.00	\$0.00	\$6,586.21

\*\* - Indicates assessment is subrogated

# EXHIBIT B



IN THE COURT OF COMMON PLEAS OF MONTGOMERY COUNTY,  
PENNSYLVANIA  
CRIMINAL DIVISION

COMMONWEALTH OF PENNSYLVANIA : No. 3932-16  
v. :  
WILLIAM H. COSBY, JR. :

2018 MAR 15 PM 2:51

CLERK OF COURT  
MONTGOMERY COUNTY  
PENNSYLVANIA

**ORDER**

**AND NOW**, this 15<sup>th</sup> day of March, 2018, upon consideration of the Commonwealth's "Motion to Introduce Evidence of 19 Prior Bad Acts of the Defendant," the Defendant's response thereto, the Commonwealth's offers of proof, argument of Counsel on March 5 and 6, 2018, the post hearing briefs submitted by Counsel, and this Court's comprehensive review of Pa. R. E. 404 (b), reported appellate authority, an analysis of the proposed evidence under the "common plan, scheme and design" and "absence of mistake" exceptions, and a balancing of the probative value of the other acts evidence versus the risk of unfair prejudice to the Defendant, it is hereby **ORDERED** and **DECREED** that the Commonwealth's Motion is **GRANTED** in part and **DENIED**, in part, subject to further examination and evidentiary rulings in the context of trial.

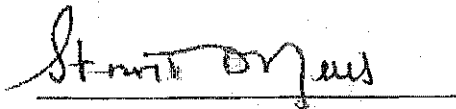
The Commonwealth shall be permitted to present evidence, pursuant to Pa. R. E. 404 (b), regarding **five** prior bad acts of its choosing from CPBA 2-12 through CPBA 2-19. See, Commonwealth v. Hicks, 91 A.3d 47, 55 (Pa. 2014) ("Hicks I") (stating that "[trial court] would have the authority to dictate how many cumulative witnesses may testify, but it cannot dictate which of those

witnesses the Commonwealth may call to prove its case”); Commonwealth v. Hicks, 156 A.3d 1114 (Pa. 2017) (plurality) (“Hicks II”); Commonwealth v. Gordon, 652 A.2d 317, 324 (Pa. Super. 1994); Commonwealth v. Frank, 577 A.2d 609 (Pa. Super. 1990) (enumerating balancing test factors); Commonwealth v. Smith, 825 A.2d 1086 (Pa. Super. 1993); Commonwealth v. Donahue, 549 A.2d 121 (Pa. 1988).

The balance of the Commonwealth’s Motion is **DENIED**.


The Commonwealth shall identify to the undersigned and to Defense counsel which witnesses it intends to call by March 19, 2018.

**BY THE COURT:**



**STEVEN T. O'NEILL J.**

Copies of this Order mailed on 3/15/18 to the following:  
Lane Vines, Esq.  
Thomas A. Mesereau, Jr., Esq.  
Kathleen Bliss, Esq.  
Jason Hicks, Esq.  
Becky S. James, Esq.  
Kevin R. Steele, Esq.  
M. Stewart Ryan, Esq.  
Kristen Gibbons Feden, Esq.  
Michael R. Kehs, Esq. (Court Administrator)

  
Secretary

# EXHIBIT C

IN THE COURT OF COMMON PLEAS OF MONTGOMERY COUNTY, PENNSYLVANIA  
CRIMINAL DIVISION

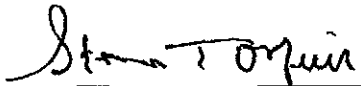
COMMONWEALTH OF PENNSYLVANIA : No. 3932-16  
: :  
v. : :  
: :  
WILLIAM H. COSBY, JR. :


**ORDER**

AND NOW, this 19<sup>th</sup> day of March, 2018, upon consideration of the Defendant's "Emergency Motion For Certification For Immediate Appeal of the March 15, 2018 Order [42 Pa. C.S.A. § 702(b)], and Motion for Modification of Order [42 Pa. C.S.A. § 5505]," filed March 16, 2018, the Court finds that: (1) the Order of March 15, 2018 does not involve a controlling question of law as to which there is substantial ground for difference of opinion, and (2) an immediate appeal from this order would not materially advance the ultimate termination of the matter, therefore, it is hereby **ORDERED** and **DECREED** that the motion for certification is **DENIED**.

The Motion for Modification is likewise, **DENIED**.

**BY THE COURT:**

  
\_\_\_\_\_  
**STEVEN T. O'NEILL J.**

Copies of this Order mailed on 3/19/18 to the following:  
The Honorable Thomas M. DelRicci, President Judge  
Lane Vines, Esq.  
Thomas A. Mesereau, Jr., Esq.  
Kathleen Bliss, Esq.  
Kevin R. Steele, Esq.  
M. Stewart Ryan, Esq.  
Kristen Gibbons Feden, Esq.  
Michael R. Kells, Esq. (Court Administrator)  
  
Secretary

2018 MAR 19 AM 11:04

# EXHIBIT D



## OFFICE OF THE DISTRICT ATTORNEY

**KEVIN R. STEELE**

DISTRICT ATTORNEY

**EDWARD F. McCANN, JR.**

FIRST ASSISTANT DISTRICT ATTORNEY

**COUNTY OF MONTGOMERY**

COURTHOUSE

P.O. BOX 311

NORRISTOWN, PENNSYLVANIA

19404-0311

**SAMUEL J. GALLEN**

CHIEF COUNTY DETECTIVE

**JESSE S. KING**

CHIEF OF STAFF

**DISTRICT ATTORNEY'S OFFICE**

**DISTRICT ATTORNEY'S FAX**

**COUNTY DETECTIVE BUREAU**

**(610) 278-3090**

**(610) 278-3095**

**(610) 278-3368**

March 19, 2018

Honorable Steven T. O'Neill  
Chambers  
Montgomery County Courthouse  
Norristown, PA 19404

**Re: *Commonwealth v. William Cosby*, 3932-16**

Judge O'Neill:

I am writing today with respect to your March 15, 2018, order granting in part the *Commonwealth's Motion to Introduce Evidence of 19 Prior Bad Acts of the Defendant*. As Your Honor is aware, you are permitting the Commonwealth to present evidence regarding five prior bad acts of our choosing from witnesses identified as CPBA 2-12 through CPBA 2-19. Your order further directed the Commonwealth to identify by today's date which witnesses we intend to call.

Below, please find a list of the five prior victims by their number that the Commonwealth intends to call. Listed below each number are supporting witnesses the Commonwealth may call, pursuant to the request made by the defense and granted by the Court during our phone conference on Friday, March 16, 2018. In this regard please note that we would anticipate any such supporting witness to be brief and that we do not necessarily intend to call any or all supporting witnesses identified; rather we wish to make the decision regarding supporting witnesses based on the evidence and cross examination that develops during trial with respect to each prior victim. Finally, please note that the names of supporting witnesses, along with other information related to supporting witnesses, has been previously disclosed to the defense through the ongoing discovery process.

- Prior Victim Number 12

- [REDACTED]
  - [REDACTED]

- Prior Victim Number 13

- [REDACTED]
  - [REDACTED]
  - [REDACTED]
  - [REDACTED]

- Prior Victim Number 15

- [REDACTED]
  - [REDACTED]

- Prior Victim Number 17

- [REDACTED]
  - [REDACTED]

- Prior Victim Number 18

- [REDACTED]
  - [REDACTED]
  - [REDACTED]

Respectfully,



Kevin Steele

cc: Lane Vines, Esq. *(via email)*  
Kathleen Bliss, Esq. *(via email)*  
Thomas Mesereau, Esq. *(via email)*  
Becky James, Esq. *(via email)*