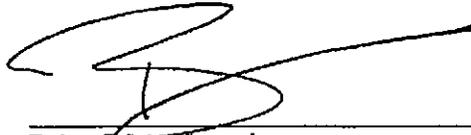




February 19, 2016

Respectfully Submitted,



Brian J. McMonagle  
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*Attorneys for Defendant*

# EXHIBIT A

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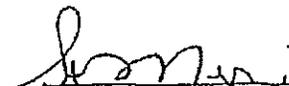
IN THE COURT OF COMMON PLEAS OF MONTGOMERY COUNTY, PENNSYLVANIA  
CRIMINAL DIVISION

COMMONWEALTH OF PENNSYLVANIA : No. MD-3156-15  
 :  
 v. :  
 :  
 WILLIAM H. COSBY, JR. :

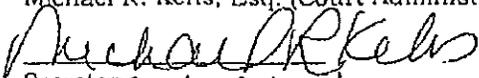
ORDER

AND NOW, this 4 day of February, 2016, it is hereby ORDERED as follows:  
based upon review of all the pleadings and filings, the exhibits admitted at this  
hearing, and all testimony of witnesses, with a credibility determination being an  
inherent part of this Court's ruling, the Court finds that there is no basis to grant the  
relief requested in paragraph 3b of the Defendant's Petition for a Writ Habeas Corpus  
and, therefore, the Habeas Corpus Petition seeking dismissal of the charges is hereby  
DENIED.

BY THE COURT:

  
STEVEN T. O'NEILL J.

Copies of this Order  
mailed on 2/4/16  
to the following:  
Brian J. McMonagle, Esq.  
Kevin R. Steele, Esq.  
Honorable Elizabeth A. McHugh  
Honorable William J. Furber, Jr., President Judge  
Michael R. Kehs, Esq. (Court Administrator)

  
Secretary  
Ct. Admin.

2016 FEB -4 PM 4:00

MONTGOMERY COUNTY



# COURT OF COMMON PLEAS OF MONTGOMERY COUNTY



## DOCKET

Docket Number: CP-46-MD-0003156-2015  
**MISCELLANEOUS DOCKET**  
 Magisterial District Judge Matters

Commonwealth of Pennsylvania  
 v.  
 William Henry Cosby

Page 1 of 4

### CASE INFORMATION

<u>Judge Assigned:</u>	<u>Date Filed:</u> 12/30/2015	<u>Initiation Date:</u> 12/30/2015
<u>OTN:</u> T 741910-1	<u>LOTN:</u>	<u>Originating Docket No:</u> MJ-38102-CR-0000131-2015
<u>Initial Issuing Authority:</u> Elizabeth A. McHugh	<u>Final Issuing Authority:</u> E-Filing Judge	
<u>Arresting Agency:</u> Cheltenham Twp Police Dept	<u>Arresting Officer:</u> Schaffer, Richard	
<u>Complaint/Incident #:</u> 20152583		
<u>Case Local Number Type(s)</u>	<u>Case Local Number(s)</u>	

### STATUS INFORMATION

<u>Case Status:</u> Closed	<u>Status Date:</u>	<u>Processing Status:</u>	<u>Complaint Date:</u> 12/30/2015
	12/30/2015	Completed	
	12/30/2015	Awaiting Ball Hearing	

### PETITIONER INFORMATION

Date Of Birth: 07/12/1937      City/State/Zip: Cheltenham, PA 19012

Alias Name  
 Cosby, William Henry Jr.

### CASE PARTICIPANTS

<u>Participant Type</u>	<u>Name</u>
Petitioner	Cosby, William Henry

### 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	01/15/2004	T 741910-1
2	2	F2	18 § 3125 §§A4	Agg. Ind. Assault - Complainant is Unconscious or Unaware that Penetration is Occurring	01/15/2004	T 741910-1
3	3	F2	18 § 3125 §§A5	Agg. Ind. Assault - Person Impairs Complainant	01/15/2004	T 741910-1

# COURT OF COMMON PLEAS OF MONTGOMERY COUNTY

DOCKET



Docket Number: CP-46-MD-0003156-2015

## MISCELLANEOUS DOCKET

Magisterial District Judge Matters

Commonwealth of Pennsylvania

v.

William Henry Cosby

Page 2 of 4

**COMMONWEALTH INFORMATION**

Name: Kevin R. Steele  
 District Attorney

Supreme Court No: 066335

Phone Number(s):  
 610-278-3098 (Phone)  
 610-278-3095 (Other)  
 610-278-3126 (Other)

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

**ATTORNEY INFORMATION**

Name: Brian J. McMonagle  
 Court Appointed - Private

Supreme Court No: 042394

Rep. Status: Active

Phone Number(s):  
 215-981-0999 (Phone)

Address:  
 McMonagle Perri ET AL  
 1845 Walnut St Fl 19  
 Philadelphia, PA 19103

Representing: Cosby, William Henry

**ENTRIES**

Sequence Number	CP Filed Date	Document Date	Filed By
1	12/30/2015		Steele, Kevin R.
Motion for Modification of Bail			
2	12/30/2015		McHugh, Elizabeth A.
Bail Set - Cosby, William Henry			
3	12/30/2015		Cosby, William Henry
Bail Posted - Cosby, William Henry			
1	01/11/2016		Cosby, William Henry
Petition for Writ of Habeas Corpus and Motion to Disqualify the Montgomery County District Attorney's Office Filed by Brian J. McMonagle, Esq.			
1	01/13/2016	01/13/2016	O'Neill, Steven T.
Answer By Commonwealth Response - Habeas Corpus Petition and Motion to Disqualify DA's Office - within 14 Days			
1	01/20/2016		Steele, Kevin R.
Response and Motion to Dismiss Defendant's Petition for Writ of Habeas Corpus and Motion to Disqualify the Montgomery County District Attorney's Office			
1	01/21/2016		McMonagle, Brian J.
Motion for Admission Pro Hac Vice Filed by Brian J. McMonagle, Esq.			

# COURT OF COMMON PLEAS OF MONTGOMERY COUNTY

DOCKET



Docket Number: CP-46-MD-0003156-2015

## MISCELLANEOUS DOCKET

Magisterial District Judge Matters

Commonwealth of Pennsylvania

Page 3 of 4

v.

William Henry Cosby

Sequence Number	CP Filed Date	Document Date	Filed By
1	01/22/2016	01/22/2016	O'Neill, Steven T.
Order Scheduling Hearing			
Habeas Corpus Petition/Motion to Disqualify Montgomery County DA's Office February 2, 2016 at 9:30 a.m. Courtroom "A"			
2	01/22/2016	01/22/2016	Furber, William J. Jr.
Decorum Order Governing Hearing			
1	01/27/2016		McMonagle, Brian J.
Entry of Appearance			
2	01/27/2016		McMonagle, Brian J.
Motion for Admission Pro Hac Vice			
1	01/28/2016		McMonagle, Brian J.
Opposition to the Commonwealth's Motion to Dismiss Petition for Writ of Habeas Corpus and Motion to Disqualify the Montgomery County District Attorney's Office			
2	01/28/2016		Pressley, Monique D.
Entry of Appearance			
3	01/28/2016		Sarles, Joseph
Entry of Appearance			
4	01/28/2016		Tayback, Christopher
Entry of Appearance			
5	01/28/2016		O'Neill, Steven T.
Order Granting Motion for Pro Hac Vice			
McMonagle, Brian J.			
02/03/2016	First Class		
Steele, Kevin R.			
02/03/2016	Interoffice		
1	02/03/2016		Steele, Kevin R.
Commonwealth's Reply to Defendant's Opposition to the Commonwealth's Motion to Dismiss			
1	02/04/2016	02/04/2016	O'Neill, Steven T.
Order Denying Motion to Disqualify the Montgomery County District Attorney's Office			
McMonagle, Brian J.			

# COURT OF COMMON PLEAS OF MONTGOMERY COUNTY

DOCKET



Docket Number: CP-46-MD-0003156-2015

## MISCELLANEOUS DOCKET

Magisterial District Judge Matters

Commonwealth of Pennsylvania

v.

William Henry Cosby

Page 4 of 4

ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
<hr/>			
<u>Service To</u>	<u>Service By</u>		
<u>Issue Date</u>	<u>Service Type</u>	<u>Status Date</u>	<u>Service Status</u>
02/04/2016	First Class		
Steele, Kevin R.			
02/04/2016	Interoffice		
<hr/>			
2	02/04/2016	02/04/2016	O'Neill, Steven T.
Order Denying Petition for Writ of Habeas Corpus for Dismissal of Charges			
McMonagle, Brian J.			
02/04/2016	First Class		
Steele, Kevin R.			
02/04/2016	Interoffice		
<hr/>			
3	02/04/2016	02/04/2016	O'Neill, Steven T.
Order Scheduling Preliminary Hearing			
March 8, 2016 at 9:30 a.m. Courtroom "A"			
Decorum Order of 01/22/16 Remains in Effect			
McMonagle, Brian J.			
02/04/2016	First Class		
Steele, Kevin R.			
02/04/2016	Interoffice		
<hr/>			
1	02/10/2016		Court of Common Pleas - Montgomery County
Notes of Testimony			
Petition for Writ of Habeas Corpus/Motion to Disqualify Montgomery County District Attorney's Office, Ctrm A			
Tuesday February 2, 2016. 9:45 am			
Judge O'Neill			
<hr/>			
2	02/10/2016		Court of Common Pleas - Montgomery County
Notes of Testimony			
Petition for Writ of Habeas Corpus/Motion to Disqualify Montgomery County District Attorney's Office, Ctrm A			
Wednesday February 3, 2016. 9:33 am			
Judge O'Neill			
<hr/>			

CERTIFICATE OF SERVICE

BRIAN J. McMONAGLE, Esquire, hereby certifies that a copy of the Notice of Appeal has been served via Hand Delivery upon The Honorable Steven O'Neil, Court of Common Pleas of Montgomery County, and District Attorney Kevin Steele, on February 19, 2016.



\_\_\_\_\_  
BRIAN J. McMONAGLE, Esquire  
Attorney for appellant

2016 FEB 19 PM 2:15



CLERK OF COURTS  
OFFICE  
MONTGOMERY COUNTY  
PENNA.

DATED: February 19, 2016