

1 IN THE COURT OF COMMON PLEAS OF DELAWARE COUNTY
2 PENNSYLVANIA

3
4 CRIMINAL DIVISION

5
6 * * * * * No. CR-03-40891

7 *

8 COMMONWEALTH OF PENNSYLVANIA *

9
10 VS. *

11
12 MICHAEL MARCAVAGE *

13 *

14 * * * * *

15
16
17 Media, PA, November 12, 2003

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19 ***

20
21 Courtroom Number 9

22
23 ***

24 TRANSCRIPT OF PROCEEDINGS

25
26 BEFORE: THE HONORABLE JUDGE TOAL

27
28 MARY MANN, ESQUIRE
29 For the Commonwealth

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31 LEN BROWN, ESQUIRE
32 For the Defendant

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ON BEHALF OF THE COMMONWEALTH:

ON BEHALF OF THE DEFENDANT:

EXHIBITS

MARKED ADMITTED

ON BEHALF OF THE COMMONWEALTH:

ON BEHALF OF THE DEFENDANT:

P R O C E E D I N G S

November 12, 2003

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3 MS. MANN:4 Your Honor, if I can next direct your
5 attention to number 15 on today's summary
6 appeal list. This is the matter of the
7 Commonwealth v. Michael Marcavage. Your
8 Honor, the Defendant is present and
9 represented by counsel at this time. I
10 believe that Defense counsel has a motion.

11 THE COURT:

12 All right, Mr. Brown.

13 MR. BROWN:

14 Good morning, Your Honor. Yes sir, my name is
15 Len Brown, Pennsylvania Bar number 83207.
16 Your Honor, being that the officer is not
17 present, we move that the appeal be sustained
18 and the charges be dismissed.

19 THE COURT:

20 All right. Mr. Marcavage, would you state
21 your name, please.

22 MR. MARCAVAGE:

23 Michael Marcavage.

24 THE COURT:

25 All right. All right, I won't make any

York Stenographic Services, Inc.

34 North George St., York, PA 17401 - (717) 854-0077

1 comment. I will sustain the appeal and the
2 charges will be dismissed.

3 MR. BROWN:

4 Thank you, Your Honor.

5 ***

6 bml

7 [End of Proceeding]

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C E R T I F I C A T E

I, Francis J. Dujmic, hereby certify that the proceedings and evidence are contained fully and accurately on multitrack reel-to-reel tape; that the tape was reduced to typewriting by my direction; and that this is a correct transcript of the same.

Francis J. Dujmic, Administrator
Court Reporters

YORK STENOGRAPHIC SERVICES, INC., hereby certifies that the attached pages represent an accurate transcript of the electronic sound recording of the proceedings in the Court of Common Pleas of Delaware County, Pennsylvania, in the matter of:

COMMONWEALTH OF PENNSYLVANIA

vs.

MICHAEL MARCAVAGE

CR-03-40891

BY: 

Brenda M. Laughlin
Transcriber for
York Stenographic Services, Inc.

The foregoing record of the proceedings upon the hearing of the above cause is hereby approved and directed to be filed.

Judge