

CRIMINAL DOCKET		DOCKET NO. 0362CR003819	ATTORNEY NAME <i>M. Cataldo</i>		
COURT DIVISION Worcester	<input type="checkbox"/> INTERPRETER REQUIRED	DATE and JUDGE <i>5-8-03 Gardner J.</i>		DOCKET ENTRY	
NAME, ADDRESS AND ZIP CODE OF DEFENDANT ZAMBRANO, JORGE A 3 EUCLID AVE #3 WORCESTER, MA 01610		Terms of release set: <input type="checkbox"/> PR <input checked="" type="checkbox"/> Bail: <i>5,000 cash</i> <input type="checkbox"/> Held (276 §58A) <i>50,000 surety</i> <input type="checkbox"/> See back for special conditions		<input checked="" type="checkbox"/> Attorney appointed (SJC R. 3:10) <input type="checkbox"/> Atty denied and Deft Advised per 211D §2A <input type="checkbox"/> Waiver of counsel found after colloquy	
DEFT. DOB AND SEX 03/14/1981 M	PLACE OF OFFENSE(S) WORCESTER	Arraigned and advised: <input checked="" type="checkbox"/> Potential of bail revocation (276 §58) <input checked="" type="checkbox"/> Right to bail review (276 §58) <input checked="" type="checkbox"/> Right to drug exam (111E §10)			
DATE OF OFFENSE(S) 05/07/2003	POLICE DEPARTMENT (if applicable) SP HOLDEN	Advised of right to jury trial: <input type="checkbox"/> Does not waive, <i>5000.00</i> <input type="checkbox"/> Waiver of jury trial found after colloquy			
COMPLAINANT FRIGON, RICHARD	RETURN DATE AND TIME	Advised of trial rights as pro se (Supp. R. 4)			
DATE OF COMPLAINT 05/08/2003		Advised of right of appeal to Appeals Ct (R. 28)			
COUNT/OFFENSE 1. 94C/32A/G DRUG, POSSESS TO DISTRIB CLASS B c94C §	FINE	SURFINE	COSTS	RESTITUTION	VW ASSESSMENT <input type="checkbox"/> WAIVED
DISPOSITION DATE and JUDGE <i>10-31-03 Teshorian</i>	SENTENCE OR OTHER DISPOSITION <input type="checkbox"/> Sufficient facts found but continued without guilty finding until: <input type="checkbox"/> Probation <input type="checkbox"/> Pretrial Probation (276 §87) - until: <input type="checkbox"/> To be dismissed upon payment of court costs/restitution <input checked="" type="checkbox"/> Dismissed upon: <input type="checkbox"/> Request of Comm. <input type="checkbox"/> Request of Victim <input type="checkbox"/> Request of Deft <input type="checkbox"/> Failure to prosecute <input type="checkbox"/> Other: <input type="checkbox"/> Filed with Deft's consent <input type="checkbox"/> Nolle Prosequi <input type="checkbox"/> Decriminalized (277 §70C)		<i>Indicted</i> <i>Arraigned</i> <i>Superior Court</i> <i>bill to transfer</i>		
DISPOSITION METHOD <input type="checkbox"/> Guilty Plea or Admission to Sufficient Facts accepted after colloquy and 278 §29D warning <input type="checkbox"/> Bench Trial <input type="checkbox"/> Jury Trial <input type="checkbox"/> None of the Above	FINDING <input type="checkbox"/> Not Guilty <input type="checkbox"/> Guilty <input type="checkbox"/> Not Responsible <input type="checkbox"/> Responsible <input type="checkbox"/> No Probable Cause <input type="checkbox"/> Probable Cause	FINAL DISPOSITION <input type="checkbox"/> Dismissed on recommendation of Probation Dept. <input type="checkbox"/> Probation terminated: defendant discharged		JUDGE	DATE
COUNT/OFFENSE 2. 94C/32C/C DRUG, POSSESS TO DISTRIB CLASS D c94C §	FINE	SURFINE	COSTS	RESTITUTION	VW ASSESSMENT <input type="checkbox"/> WAIVED
DISPOSITION DATE and JUDGE <i>10-31-03 Teshorian</i>	SENTENCE OR OTHER DISPOSITION <input type="checkbox"/> Sufficient facts found but continued without guilty finding until: <input type="checkbox"/> Probation <input type="checkbox"/> Pretrial Probation (276 §87) - until: <input type="checkbox"/> To be dismissed upon payment of court costs/restitution <input checked="" type="checkbox"/> Dismissed upon: <input type="checkbox"/> Request of Comm. <input type="checkbox"/> Request of Victim <input type="checkbox"/> Request of Deft <input type="checkbox"/> Failure to prosecute <input type="checkbox"/> Other: <input type="checkbox"/> Filed with Deft's consent <input type="checkbox"/> Nolle Prosequi <input type="checkbox"/> Decriminalized (277 §70C)		<i>Indicted</i> <i>Arraigned</i>		
DISPOSITION METHOD <input type="checkbox"/> Guilty Plea or Admission to Sufficient Facts accepted after colloquy and 278 §29D warning <input type="checkbox"/> Bench Trial <input type="checkbox"/> Jury Trial <input type="checkbox"/> None of the Above	FINDING <input type="checkbox"/> Not Guilty <input type="checkbox"/> Guilty <input type="checkbox"/> Not Responsible <input type="checkbox"/> Responsible <input type="checkbox"/> No Probable Cause <input type="checkbox"/> Probable Cause	FINAL DISPOSITION <input type="checkbox"/> Dismissed on recommendation of Probation Dept. <input type="checkbox"/> Probation terminated: defendant discharged		JUDGE	DATE
COUNT/OFFENSE 3. 94C/34/C DRUG, POSSESS CLASS B c94C §34	FINE	SURFINE	COSTS	RESTITUTION	VW ASSESSMENT <input type="checkbox"/> WAIVED
DISPOSITION DATE and JUDGE <i>10-31-03 Teshorian</i>	SENTENCE OR OTHER DISPOSITION <input type="checkbox"/> Sufficient facts found but continued without guilty finding until: <input type="checkbox"/> Probation <input type="checkbox"/> Pretrial Probation (276 §87) - until: <input type="checkbox"/> To be dismissed upon payment of court costs/restitution <input checked="" type="checkbox"/> Dismissed upon: <input type="checkbox"/> Request of Comm. <input type="checkbox"/> Request of Victim <input type="checkbox"/> Request of Deft <input type="checkbox"/> Failure to prosecute <input type="checkbox"/> Other: <input type="checkbox"/> Filed with Deft's consent <input type="checkbox"/> Nolle Prosequi <input type="checkbox"/> Decriminalized (277 §70C)		<i>Indicted</i> <i>Arraigned</i>		
DISPOSITION METHOD <input type="checkbox"/> Guilty Plea or Admission to Sufficient Facts accepted after colloquy and 278 §29D warning <input type="checkbox"/> Bench Trial <input type="checkbox"/> Jury Trial <input type="checkbox"/> None of the Above	FINDING <input type="checkbox"/> Not Guilty <input type="checkbox"/> Guilty <input type="checkbox"/> Not Responsible <input type="checkbox"/> Responsible <input type="checkbox"/> No Probable Cause <input type="checkbox"/> Probable Cause	FINAL DISPOSITION <input type="checkbox"/> Dismissed on recommendation of Probation Dept. <input type="checkbox"/> Probation terminated: defendant discharged		JUDGE	DATE
COUNT/OFFENSE 4. 94C/34/G DRUG, POSSESS CLASS D c94C §34	FINE	SURFINE	COSTS	RESTITUTION	VW ASSESSMENT <input type="checkbox"/> WAIVED
DISPOSITION DATE and JUDGE <i>10-31-03 Teshorian</i>	SENTENCE OR OTHER DISPOSITION <input type="checkbox"/> Sufficient facts found but continued without guilty finding until: <input type="checkbox"/> Probation <input type="checkbox"/> Pretrial Probation (276 §87) - until: <input type="checkbox"/> To be dismissed upon payment of court costs/restitution <input checked="" type="checkbox"/> Dismissed upon: <input type="checkbox"/> Request of Comm. <input type="checkbox"/> Request of Victim <input type="checkbox"/> Request of Deft <input type="checkbox"/> Failure to prosecute <input type="checkbox"/> Other: <input type="checkbox"/> Filed with Deft's consent <input type="checkbox"/> Nolle Prosequi <input type="checkbox"/> Decriminalized (277 §70C)		<i>Indicted</i> <i>Arraigned</i>		
DISPOSITION METHOD <input type="checkbox"/> Guilty Plea or Admission to Sufficient Facts accepted after colloquy and 278 §29D warning <input type="checkbox"/> Bench Trial <input type="checkbox"/> Jury Trial <input type="checkbox"/> None of the Above	FINDING <input type="checkbox"/> Not Guilty <input type="checkbox"/> Guilty <input type="checkbox"/> Not Responsible <input type="checkbox"/> Responsible <input type="checkbox"/> No Probable Cause <input type="checkbox"/> Probable Cause	FINAL DISPOSITION <input type="checkbox"/> Dismissed on recommendation of Probation Dept. <input type="checkbox"/> Probation terminated: defendant discharged		JUDGE	DATE
				<input checked="" type="checkbox"/> ADDITIONAL COUNTS ATTACHED	
A TRUE COPY ATTEST: X		CLERK-MAGISTRATE/ASST. CLERK	ON (DATE)	COURT ADDRESS Worcester District Court 50 Harvard Street Worcester, MA 01608	

ADDITIONAL COUNTS

DOCKET NUMBER
0362CR003819

COUNT-OFFENSE		VW FEE	FINE	SURFINE	COSTS	TOTAL DUE
5. 94C/32E/A COCAINE, TRAFFICKING IN c94C §32E(b)						
DATE	PLEA	IMPRISONMENT AND OTHER DISPOSITION				
10-31-03	<input type="checkbox"/> Not Guilty <input type="checkbox"/> Guilty <input type="checkbox"/> Nolo <input type="checkbox"/> New Plea: <input type="checkbox"/> Admits suff. facts	<i>Indicted Arraigned</i>				
FINDING	JUDGE					
	<i>Sum</i>	FINAL DISPOSITION				
	<input type="checkbox"/> Cont. w/o finding until:				DATE	
	<input type="checkbox"/> Appeal of find. & disp. <input type="checkbox"/> Appeal of disp.	<input type="checkbox"/> Discharged from probation			<input type="checkbox"/> Dismissed at request of probation	
COUNT-OFFENSE		VW FEE	FINE	SURFINE	COSTS	TOTAL DUE
6. 90/23/D LICENSE SUSPENDED, OP MV WITH c90 §23						
DATE	PLEA	IMPRISONMENT AND OTHER DISPOSITION				
10-31-03	<input type="checkbox"/> Not Guilty <input type="checkbox"/> Guilty <input type="checkbox"/> Nolo <input type="checkbox"/> New Plea: <input type="checkbox"/> Admits suff. facts	<i>Indicted Arraigned</i>				
FINDING	JUDGE					
	<i>Sum</i>	FINAL DISPOSITION				
	<input type="checkbox"/> Cont. w/o finding until:				DATE	
	<input type="checkbox"/> Appeal of find. & disp. <input type="checkbox"/> Appeal of disp.	<input type="checkbox"/> Discharged from probation			<input type="checkbox"/> Dismissed at request of probation	
COUNT-OFFENSE		VW FEE	FINE	SURFINE	COSTS	TOTAL DUE
7. 720CMR906/B STATE HWAY--TRAFFIC VIOLATION * 720 CMR						
DATE	PLEA	IMPRISONMENT AND OTHER DISPOSITION				
10-31-03	<input type="checkbox"/> Not Guilty <input type="checkbox"/> Guilty <input type="checkbox"/> Nolo <input type="checkbox"/> New Plea: <input type="checkbox"/> Admits suff. facts	<i>Indicted Arraigned</i>				
FINDING	JUDGE					
	<i>Sum</i>	FINAL DISPOSITION				
	<input type="checkbox"/> Cont. w/o finding until:				DATE	
	<input type="checkbox"/> Appeal of find. & disp. <input type="checkbox"/> Appeal of disp.	<input type="checkbox"/> Discharged from probation			<input type="checkbox"/> Dismissed at request of probation	
COUNT-OFFENSE		VW FEE	FINE	SURFINE	COSTS	TOTAL DUE
8. 720CMR906/B STATE HWAY--TRAFFIC VIOLATION * 720 CMR						
DATE	PLEA	IMPRISONMENT AND OTHER DISPOSITION				
10-31-03	<input type="checkbox"/> Not Guilty <input type="checkbox"/> Guilty <input type="checkbox"/> Nolo <input type="checkbox"/> New Plea: <input type="checkbox"/> Admits suff. facts	<i>Indicted Arraigned</i>				
FINDING	JUDGE					
	<i>Sum</i>	FINAL DISPOSITION				
	<input type="checkbox"/> Cont. w/o finding until:				DATE	
	<input type="checkbox"/> Appeal of find. & disp. <input type="checkbox"/> Appeal of disp.	<input type="checkbox"/> Discharged from probation			<input type="checkbox"/> Dismissed at request of probation	
COUNT-OFFENSE		VW FEE	FINE	SURFINE	COSTS	TOTAL DUE
9. 720CMR906/B STATE HWAY--TRAFFIC VIOLATION * 720 CMR						
DATE	PLEA	IMPRISONMENT AND OTHER DISPOSITION				
	<input type="checkbox"/> Not Guilty <input type="checkbox"/> Guilty <input type="checkbox"/> Nolo <input type="checkbox"/> New Plea: <input type="checkbox"/> Admits suff. facts					
FINDING	JUDGE					
		FINAL DISPOSITION				
	<input type="checkbox"/> Cont. w/o finding until:				DATE	
	<input type="checkbox"/> Appeal of find. & disp. <input type="checkbox"/> Appeal of disp.	<input type="checkbox"/> Discharged from probation			<input type="checkbox"/> Dismissed at request of probation	

APPLICATION FOR COMPLAINT ADULT JUVENILE

State Court of Massachusetts District Court Department

ARREST HEARING SUMMONS WARRANT
 The within named complainant requests that a complaint issue against the within named defendant, charging said defendant with the offense(s) listed below.

COURT DIVISION
 Worcester District Court
 50 Harvard Street
 Worcester, MA. 01608

DATE OF APPLICATION: 5/7/03
 DATE OF OFFENSE: 5/7/03
 PLACE OF OFFENSE: Worcester

NAME OF COMPLAINANT: IPR. Danielle Pires
 ADDRESS AND ZIP CODE OF COMPLAINANT: 612 Main St. Holden, MA 01820

NO.	OFFENSE	G.L. Ch. and Sec.
1.	POSS. w/Intent. TO DIST. CLASS B	94C-32A
	POSS. w/Intent TO DIST CLASS D	94C-32C
2.	POSS OF CLASS B	94C-34C
	POSS OF CLASS D	94C-34G
3.	TRAFFICKING COCAINE	94C-32F
	Obtaining After Rev	90-23
4.	Following too closely	720-904
	Fail to leave emp stopping	720-910

NAME, ADDRESS AND ZIP CODE OF DEFENDANT: ZAMBRANO, Jorge A
 3 Euclid Ave #3 Worcester, MA 01610

COURT USE ONLY → A hearing upon this complaint application will be held at the above court address on DATE OF HEARING TIME OF HEARING COURT USE ← ONLY

CASE PARTICULARS — BE SPECIFIC

NO.	NAME OF VICTIM Owner of property, person assaulted, etc.	DESCRIPTION OF PROPERTY Goods stolen, what destroyed, etc.	VALUE OR PROPERTY Over or under \$250.	TYPE OF CONTROLLED SUBSTANCE OR WEAPON Marijuana, gun, etc.
1				28 grams Cocaine + Marijuana @ 50g
2				
3				
4				

OTHER REMARKS: I responded to a mv accident. operator ZAMBRANO unlicensed. Second occupant unable to drive due to being shaken up. Towed Vehicle Upon owners request. Inventory search repeated.
 (1) Plastic bag cocaine Approx 28 grams
 (2) plastic bag MARIJUANA Approx .9 oz
 (3) Plastic bag MARIJUANA Approx 3.9 oz
 Signature of Complainant: [Signature]

DEFENDANT IDENTIFICATION INFORMATION — Complete data below if known.

DATE OF BIRTH: 3/14/81 PLACE OF BIRTH: Miami, FL SOCIAL SECURITY NUMBER: 893-70 5052 SEX: M RACE: W HEIGHT: 5'9" WEIGHT: 180 EYES: BR HAIR: BR
 OCCUPATION: Roofer EMPLOYER/SCHOOL: Self MOTHER'S NAME (MAIDEN): Field FATHER'S NAME: Jorge Zambrano

↓ COURT USE ONLY ↓

DATE	DISPOSITION	AUTHORIZED BY
	NO PROCESS TO ISSUE <input type="checkbox"/> At request of complainant <input type="checkbox"/> Complainant failed to prosecute <input type="checkbox"/> Insufficient evidence having been presented	
	PROCESS TO ISSUE <input type="checkbox"/> Sufficient evidence presented <input type="checkbox"/> Defendant failed to appear	TYPE OF PROCESS <input type="checkbox"/> Warrant <input type="checkbox"/> Summons returnable _____
	<input type="checkbox"/> Continued to _____	

COMMENTS

COURT COPY

RECOGNIZANCE

(Promise to Appear)

COMMONWEALTH OF MASSACHUSETTS



COURT NUMBER: 0362CR 3819

DEFENDANT'S NAME AND ADDRESS (INCLUDE ANY ALIAS)
George Zambrano
3 Euclid Ave
Worcester MA 01408

TERMS OF RELEASE
 PERSONAL RECOGNIZANCE (Promise to Appear) \$
 BAIL \$5,000.00
 CASH AS SURETY \$
 BOND AS SURETY \$
 OTHER SURETY \$
(Please Specify)

NAME AND ADDRESS OF COURT
Worcester Division
50 Harvard St
Worcester MA 01099

DATE AND TIME OF APPEARANCE
10/31/03 AT 8:30 A.M.
DATE TIME

THE DEFENDANT MUST APPEAR AT THIS COURT ADDRESS ON THE DATE AND TIME SPECIFIED HEREIN

SOCIAL SECURITY NUMBER: 593705052 DATE OF BIRTH: 3/14/81m

SURETY/SURETIES NAME AND ADDRESS
Giancarlo Zambrano

ARREST ON WARRANT
 YES
 NO

OFFENSE(S)
0362CR 3819
0163E000010/16/03BAIL 5000.00

I, as defendant, charged by complaint with the crime(s) listed above, understand that I am being released from custody according to the terms of release specified. I will personally appear before the above named court at the date and time indicated, and I will appear for any continuance until the final decree, sentence or order, and I will abide by it and not depart without leave. Further, I will appear before any court to which the charges may be transferred or appealed, or to any sitting of the Superior Court to which I may be bound over or indicted to answer to any indictment, and I will appear for any continuance until the final decree, sentence or order, and I will abide by it and not depart without leave.

I understand and acknowledge that if I fail without sufficient excuse to appear in accordance with the foregoing promise, I will be liable, jointly and severally if a surety has been required, to the Commonwealth of Massachusetts for the dollar amount specified in the terms of release.

SIGNED (DEFENDANT)
George Zambrano

DATE: 10/3/03

I, as surety, understand and acknowledge that if the above named defendant fails to appear and abide by all orders of the court according to the foregoing promise, I will be liable, jointly and severally, with the defendant to the Commonwealth of Massachusetts for the dollar amount specified in the terms of release.

SIGNED (SURETY)
Giancarlo Zambrano

SIGNED (SURETY)
X

SIGNED (PERSON AUTHORIZED TO TAKE BAIL)
X Carola Haley

A. RELEASE AUTHORIZED FROM
Cahacm
B. JURISDICTION OF MAGISTRATE
108
(Complete when appearance is being required outside of your jurisdiction)

BAIL FEE RECEIVED
\$ 4000
DATE AND TIME SIGNED
10/3/03 6:20 P.M.

Subscribed and sworn to before me, the defendant having been furnished a copy of this recognizance.

NOTICE TO DEFENDANT

Penalty for failure to appear in court after release on bail or recognizance

A defendant who fails without sufficient excuse to appear in court after release on bail or recognizance may be punished by a fine of \$10,000 or by imprisonment for a year, or both, in the case of a misdemeanor, and by a fine of \$50,000 or imprisonment for five years, or both, in the case of a felony.

Penalty for committing a crime while on release on bail or recognizance

A defendant who is charged with another crime while on release on bail or recognizance may have the terms of this release revoked, and the defendant may be held without bail for a period not to exceed 60 days.

RECEIPT-RECORD OF PAYMENT OF CASH BAIL

NOT APPLICABLE

DATE 10/3/03	RECEIVED FROM SURETY (NAME AND ADDRESS) Giancarlo Zambrano 8 Richmond Ave Worcester MA 01099	DEFENDANT George Zambrano	AMOUNT \$5,000.00
RECEIVED BY Carola Haley acm	CASE NUMBER 0362CR 3819	DISTRICT COURT Worcester Div	

CRIMINAL COMPLAINT **0362CR003819**

**Trial Court of Massachusetts
Worcester District Court**



DEFENDANT
ZAMBRANO, JORGE A
3 EUCLID AVE #3
WORCESTER, MA 01610

**TO ANY JUSTICE OR CLERK-MAGISTRATE
OF THE WORCESTER DISTRICT COURT**

The undersigned complainant, on behalf of the Commonwealth, on oath complains that on the date and at the location stated herein the defendant did commit the offense(s) listed below.

DATE OF BIRTH	SEX	RACE	HEIGHT	WEIGHT	EYES	HAIR
03/14/1981	M	W	5'11"	165	BRO	BRO
INCIDENT REPORT #		SOCIAL SECURITY #				
03-C6-0671		593-70-5052				
DATE OF OFFENSE		PLACE OF OFFENSE				
05/07/2003		WORCESTER				
COMPLAINANT			POLICE DEPARTMENT			
FRIGON, RICHARD			SP HOLDEN			
DATE OF COMPLAINT		RETURN DATE AND TIME				
05/08/2003						

COUNT-OFFENSE
1. 94C/32A/G DRUG, POSSESS TO DISTRIB CLASS B c94C §32A(
on 05/07/2003, not being authorized by law, did knowingly or intentionally possess with intent to manufacture, distribute or dispense a controlled substance in Class B of G.L. c.94C, §31, to wit: COCAINE, in violation of G.L. c.94C, §32A(a). (PENALTY: state prison not more than 10 years; or jail or house of correction not more than 2½ years; or not less than \$1000, not more than \$10,000; or both; G.L. c.280, §6B: plus Drug Analysis Fee of not less than \$150, not more than \$500, with maximum fee of \$500 for multiple offenses from single incident. District Court has final jurisdiction under G.L. c.218, §26.)

COUNT-OFFENSE
2. 94C/32C/C DRUG, POSSESS TO DISTRIB CLASS D c94C §32C(
on 05/07/2003, not being authorized by law, did knowingly or intentionally possess with intent to manufacture, distribute, dispense or cultivate a controlled substance in Class D of G.L. c.94C, §31, to wit: MARIJUANA, in violation of G.L. c.94C, §32C(a). (PENALTY: imprisonment not more than 2½ years; or not less than \$500, not more than \$5000; or both; G.L. c.280, §6B: plus Drug Analysis Fee of not less than \$35, not more than \$100, with maximum fee of \$500 for multiple offenses from single incident.)

COUNT-OFFENSE
3. 94C/34/C DRUG, POSSESS CLASS B c94C §34
on 05/07/2003, not being authorized by law, did knowingly or intentionally possess a controlled substance in Class B of G.L. c.94C, §31, to wit: COCAINE, in violation of G.L. c.94C, §34. (PENALTY: imprisonment not more than 1 year; or not more than \$1000; or both.)

COUNT-OFFENSE
4. 94C/34/G DRUG, POSSESS CLASS D c94C §34
on 05/07/2003, not being authorized by law, did knowingly or intentionally possess a controlled substance in Class D of G.L. c.94C, §31, to wit: MARIJUANA, in violation of G.L. c.94C, §34. (PENALTY for possession of marihuana if no prior conviction under c. 94C or prior law relating to narcotic or harmful drugs: probation if defendant consents, unless judge files memorandum stating reasons for not so doing; upon successful completion, case to be dismissed. PENALTY for possession of marihuana otherwise: imprisonment not more than 6 months; or \$500; or both. PENALTY for possession of other Class D drug: imprisonment not more than 1 year; or not more than \$1000; or both.)

COMPLAINANT	SWORN TO BEFORE CLERK-MAGISTRATE	ON (DATE)	TOTAL COUNTS
X <i>TRK RJA Frigon</i>	X <i>Thomas J. Mowen</i>		8
FIRST JUSTICE	COURT ADDRESS		
Hon. Elliott Zide	Worcester District Court 50 Harvard Street Worcester, MA 01608		
A TRUE CLERK-MAGISTRATE/ASST. CLERK COPY ATTEST: X	ON (DATE)		

ADDITIONAL COUNTS

DOCKET NUMBER
0362CR003819

COUNT-OFFENSE

5. 94C/32E/A COCAINE, TRAFFICKING IN c94C §32E(b)

on 05/07/2003 did traffic in a controlled substance defined in clause (4) of paragraph (a) of Class B of G.L. c.94C, §31, in that the defendant did knowingly or intentionally manufacture, distribute or dispense, or possess with intent to manufacture, distribute or dispense, or did bring into this Commonwealth, a net weight of fourteen grams or more of such controlled substance, or a net weight of fourteen grams or more of a mixture containing such controlled substance, to wit: a net weight of 28 GRAMS, in violation of G.L. c.94C, §32E(b). (NO DISTRICT COURT FINAL JURISDICTION IN ADULT SESSION.)

COUNT-OFFENSE

6. 90/23/D LICENSE SUSPENDED, OP MV WITH c90 §23

on 05/07/2003 did operate a motor vehicle after his or her license or right to operate a motor vehicle without a license had been suspended or revoked, or after notice of such suspension or revocation had been issued by the Registrar of Motor Vehicles and received by the defendant or by his or her agent or employer, and prior to the restoration of such license or right to operate or the issuance to him or her of a new license to operate, in violation of G.L. c.90, §23. (PENALTY: imprisonment for not more than 10 days; or not less than \$500, not more than \$1000; or both; and RMV shall suspend or revoke license for an additional 60 days.)

COUNT-OFFENSE

7. 720CMR906/B STATE HWAY--TRAFFIC VIOLATION * 720 CMR

NOTE: THIS IS A CIVIL MV INFRACTION, SET FORTH HERE FOR PROCEDURAL PURPOSES ONLY. on , while operating a motor vehicle on a highway roadway, as defined in 720 Code Mass. Regs. § 9.01: (1) did enter an intersection or a marked crosswalk when there was not sufficient space on the other side to accommodate such vehicle without obstructing the passage of other vehicles or pedestrians; or (2) did fail to yield the right of way to a pedestrian crossing the roadway within a marked crosswalk who was on, or was approaching from the opposite half of the roadway to within five feet of, that half of the roadway; or (3) did pass another vehicle which had stopped at a marked crosswalk to permit a pedestrian to cross; or (4) when emerging from a private road, driveway or garage, did fail to stop such vehicle immediately prior to driving upon the sidewalk area, or at the building or property line, and then to yield the right of way; or (5) being a slow-moving commercial motor vehicle outside of a business or residential district, and such roadway being less than 27 feet wide and upon which vehicular traffic was permitted to operate in both directions, did follow another slow-moving commercial vehicle within 200 feet; or (6) did follow another vehicle more closely than was reasonable and prudent, having due regard for the speed of such vehicle and the traffic upon and condition of the highway; or (7) on audible signal from another vehicle approaching from the rear to overtake and pass, did fail to give way to such vehicle when it was practicable to do

COUNT-OFFENSE

8. 720CMR906/B STATE HWAY--TRAFFIC VIOLATION * 720 CMR

NOTE: THIS IS A CIVIL MV INFRACTION, SET FORTH HERE FOR PROCEDURAL PURPOSES ONLY. on , while operating a motor vehicle on a highway roadway, as defined in 720 Code Mass. Regs. § 9.01: (1) did enter an intersection or a marked crosswalk when there was not sufficient space on the other side to accommodate such vehicle without obstructing the passage of other vehicles or pedestrians; or (2) did fail to yield the right of way to a pedestrian crossing the roadway within a marked crosswalk who was on, or was approaching from the opposite half of the roadway to within five feet of, that half of the roadway; or (3) did pass another vehicle which had stopped at a marked crosswalk to permit a pedestrian to cross; or (4) when emerging from a private road, driveway or garage, did fail to stop such vehicle immediately prior to driving upon the sidewalk area, or at the building or property line, and then to yield the right of way; or (5) being a slow-moving commercial motor vehicle outside of a business or residential district, and such roadway being less than 27 feet wide and upon which vehicular traffic was permitted to operate in both directions, did follow another slow-moving commercial vehicle within 200 feet; or (6) did follow another vehicle more closely than was reasonable and prudent, having due regard for the speed of such vehicle and the traffic upon and condition of the highway; or (7) on audible signal from another vehicle approaching from the rear to overtake and pass, did fail to give way to such vehicle when it was practicable to do

COUNT-OFFENSE

COUNT-OFFENSE

COMPLAINANT

X

JPR KH Frigon

SWORN TO BEFORE CLERK-MAGISTRATE/ASST. CLERK

X

[Signature]

ON (DATE)

FINDING OF JUDGE -- DETERMINATION OF INDIGENCY

After considering the report and recommendation of the probation officer or other appropriate court employee, and after interrogating the defendant named in the complaint on the reverse side, if appropriate, based upon the standards in Supreme Judicial Court Rule 3:10, I FIND THAT THE DEFENDANT IS:

- INDIGENT** because the defendant:
 - receives Aid to Families with Dependent Children (AFDC).
 - receives Emergency Aid to Elderly, Disabled and Children (EAEDC).
 - receives poverty-related veterans' benefits.
 - receives food stamps.
 - receives refugee resettlement benefits.
 - receives Medicaid.
 - receives Supplemental Security Income (SSI).
 - is a patient in a mental health facility or treatment center (or is the subject of a proceeding for admission to such a facility) and lacks available funds.
 - is serving a sentence in a correctional institution and has no available funds.
 - is held in custody in a jail and has no available funds.
 - has an annual income, after taxes, 125% or less of the current poverty threshold referred to in G.L. c. 261, § 27A(b).
 - is determined to be indigent pursuant to S.J.C. Rule 3:10, Section 4(b) [Judge's Section 4(b) findings on the record are appended].

- INDIGENT BUT ABLE TO CONTRIBUTE**, and is therefore ordered to pay

\$ _____ toward the cost of counsel
because the defendant:

- has an annual income, after taxes, of more than 125% and less than 250% of the current poverty threshold referred to in G.L. c. 261, § 27A(b).
- is charged with a felony within the jurisdiction of the Superior Court and has available funds sufficient to pay a portion of the anticipated cost of counsel.
- is determined to be indigent but able to contribute pursuant to S.J.C. Rule 3:10, Section 4(b) [Judge's Section 4(b) findings on the record are appended].

- NOT INDIGENT** and is able to pay the anticipated cost of counsel [Judge's findings on the record are appended if this finding is pursuant to S.J.C. Rule 3:10, Section 4(b)].

Date

District Court Justice

CERTIFICATE OF JUDGE -- WAIVER OF COUNSEL

I hereby certify that the defendant named in the complaint on the reverse side has been informed of his/her right to counsel in accordance with Supreme Judicial Court Rule 3:10 and G.L. c. 211D, §5; that he/she has knowingly elected to proceed without a lawyer, and that he/she has:

- Executed a waiver of counsel in my presence.
- Refused to sign a waiver.

Date

District Court Justice

APPEARANCE OF COUNSEL

Trial Court of Massachusetts
District Court Department



DOCKET NUMBER

COURT NAME AND ADDRESS

YEAR* COURT NUMBER CASE TYPE** CASE NUMBER

**Worcester District Court
50 Harvard Street
Worcester, MA. 01608**

*e.g. '93', '94' etc.
**e.g. 'CR', 'CV' etc.

To the Clerk - Magistrate:

Please enter my appearance as attorney for _____
in the above numbered court action.

Jorge Zambrano

ATTORNEY NAME

David J. Cottell

B.B.O. NUMBER (Required)

8 7 8 9 0 0

ATTORNEY FIRM

Maynard + Cottell

TELEPHONE NUMBER

(799) 4497

STREET ADDRESS

484 Main St.

CITY/TOWN

Worc.

STATE

Ma.

ZIP CODE

X

David J. Cottell

SIGNATURE OF ATTORNEY

4/8/03

DATE

ARRAIGNMENT ORDER: PRETRIAL CONFERENCE AND HEARING; INITIAL DISCOVERY

DOCKET NUMBER

03-3819

**Trial Court of Massachusetts
District Court Department**



COURT DIVISION

Worcester District Court
50 Harvard Street
Worcester, MA. 01608

COMMONWEALTH VS

George Lambiano
NAME OF DEFENDANT

PROSECUTION AND DEFENSE COUNSEL IN THE ABOVE-CAPTIONED CASE ARE HEREBY ORDERED AND INSTRUCTED AS FOLLOWS:

1. To engage in a PRETRIAL CONFERENCE in accordance with Mass. R. Crim. P. 11, such conference to involve such contact and discussion with your respective witnesses and each other as necessary to familiarize yourselves with the issues, proposed evidence and possibility and terms of a pretrial disposition. The PRETRIAL CONFERENCE may be held by the parties at a time and place and in any manner agreeable to the parties, except as may be provided by the court. Said PRETRIAL CONFERENCE is to be completed prior to the PRETRIAL HEARING scheduled below.
2. To appear together with the defendant in this court for a HEARING on the results of the PRETRIAL CONFERENCE on:

DATE AND TIME OF PRETRIAL HEARING

Date:	<u>6-3-03</u>
Time:	<u>9:00</u>

3. To file on the above-specified hearing date a completed TENDER OF PLEA OR ADMISSION on the required form, OR, if no plea or admission is tendered, to file at that time a completed PRETRIAL CONFERENCE REPORT, signed by both defense counsel and the prosecutor.

**INITIAL
DISCOVERY ORDER**

IN ACCORDANCE WITH THE PROVISIONS OF G.L. c. 218, s. 26A AND MASS. R. CRIM. P. 14, DISCOVERY IS HEREBY ORDERED AS FOLLOWS:

1. Prosecution to provide any written or recorded statements made by the defendant, and any facts of an exculpatory nature, within the possession, custody or control of said prosecutor.
2. Prosecution to permit the defendant to discover, inspect and copy any materials and relevant evidence, documents, statements of persons, or reports of physical or mental examination of any person or of scientific tests or experiments within the possession of the prosecutor or persons under his or her direction and control, such discovery, inspection and copying to be sought and obtained by the defense prior to the Pretrial Hearing, scheduled above.

Discovery not provided or obtained in accordance with this order shall be requested in the PRETRIAL CONFERENCE REPORT or by motion.

White copy: Court
Pink copy: Prosecutor
Blue copy: Defense Counsel
Blue copy: Defendant
DC-CR21(1-94)



COURT DIVISION

Waive.

NAME OF DEFENDANT

Judge Zambrano

AMOUNT OF BAIL

\$5000 Cash

50,000 WLS

TO THE SUPERIOR COURT DEPARTMENT:

On this date the court denied the release of the above named defendant on personal recognizance without surety. A summary of the court's reasons therefor is evidenced by my marking one or more of the items listed below in Section I. A further explanation may appear in Section II. In the case of a revision of bail upwards, findings of fact do appear in Section II.

SECTION I

- 1. The nature and circumstances of the offense charged.
- 2. The potential penalty the defendant faces.
- 3. The defendant's family ties.
- 4. The defendant's financial resources and employment record.
- 5. The defendant's history of mental illness.
- 6. The defendant's reputation and length of residence in the community.
- 7. The defendant's record of convictions.
- 8. The defendant's present drug dependency or his or her record for illegal drug distribution.
- 9. The defendant's record of flight to avoid prosecution.
- 10. The defendant's fraudulent use of an alias or false identification.
- 11. The defendant's failure to appear at a court proceeding to answer to an offense.
- 12. The fact that the defendant's alleged acts involve "abuse" as defined in G.L. c. 209A, § 1.
- 13. The fact that the defendant's alleged acts constitute a violation of a temporary or permanent order issued under G.L. c. 208, § 18 or 34B; G.L. c. 209, § 32; G.L. c. 209A, § 3, 4 or 5; or G.L. c. 209C, § 15 or 20.
- 14. The defendant's history of orders issued against him or her under the aforementioned sections.
- 15. The defendant's status of being on bail pending adjudication of a prior charge.
- 16. The defendant's status of being on probation, parole or other release pending completion of sentence for any conviction.
- 17. The defendant's status of being on release pending sentence or appeal for any conviction.

SECTION II

Further explanation (and, in the case of a revision of bail upwards, findings of fact):

DR on re
by S trip.
See record

JUSTICE
X

[Signature]

DATE

May 8/03

Continued on separate sheet

SUMMONS TO DEFENDANT			DOCKET NO. 0362CR003819		Trial Court of Massachusetts District Court Department
DEFENDANT'S DOB 03/14/1981	SEX M	HOME PHONE	WORK PHONE	NO. COUNTS 8	COURT NAME and ADDRESS Worcester District Court 50 Harvard Street Worcester, MA 01608
DEFENDANT'S NAME and ADDRESS ZAMBRANO, JORGE A 3 EUCLID AVE #3 WORCESTER, MA 01610					
					DATE YOU MUST APPEAR ←←←←←
					TIME YOU MUST APPEAR ←←←←←
FIRST SIX COUNTS: 1. 94C/32A/G DRUG, POSSESS TO DISTRIB CLASS B c94C §32A(a) 2. 94C/32C/C DRUG, POSSESS TO DISTRIB CLASS D c94C §32C(a) 3. 94C/34/C DRUG, POSSESS CLASS B c94C §34 4. 94C/34/G DRUG, POSSESS CLASS D c94C §34 5. 94C/32E/A COCAINE, TRAFFICKING IN c94C §32E(b) 6. 90/23/D LICENSE SUSPENDED, OP MV WITH c90 §23					SCHEDULED EVENT ARRAIGNMENT
					TO THE ABOVE-NAMED DEFENDANT: You are hereby ordered to appear in this court on the date and time indicated above to answer to a criminal complaint that has been issued against you. Please report to the probation office upon your arrival at the court.

TESTE OF FIRST JUSTICE	DATE ISSUED	CLERK-MAGISTRATE
WITNESS: Hon. Elliott Zide	05/08/2003	THOMAS NOONAN

INSTRUCTIONS TO DEFENDANT

1. YOU ARE REQUIRED TO APPEAR IN COURT on the date and time shown above. Please bring this summons with you to the court.
2. IF YOU FAIL TO APPEAR in court on the date and time shown above or on any future scheduled dates, you will be found in default, a warrant for your immediate arrest will be issued, and you may be assessed substantial costs and warrant fees. The Registry of Motor Vehicles will also refuse to renew your driver's license and (if you are charged with a motor vehicle offense) will suspend your driver's license. The court may also issue a new complaint against you under G.L. c.276, §82A, which is separately punishable by up to \$50,000 in fines and up to 5 years imprisonment (if you are charged with a felony) or up to \$10,000 in fines and up to 1 year imprisonment (if you are charged with a misdemeanor).
3. THE CHARGES AGAINST YOU. The number of counts (charges) in this criminal complaint are shown in the "No. Counts" box above, and the first six counts are listed above. If there are more than six counts, you may obtain the details of them from the clerk-magistrate's office prior to arraignment. At your arraignment, you or your lawyer will be given a copy of the complaint.
4. LAWYER. You have a right to be represented by an attorney at every state of the proceedings against you. If you are charged with an offense punishable by imprisonment and you are unable to afford an attorney, you may be entitled to the services of a court-appointed attorney at no or reduced cost to you. You may apply for a court-appointed attorney when you report to the probation office on the date and time shown above.
5. TRIAL BY JURY OR TRIAL BY A JUDGE. If your case is not disposed of at arraignment or as a result of a pretrial hearing by a guilty plea or other disposition, it will be scheduled for a jury trial by a jury of six persons. If you waive the right to a jury trial, your case will be scheduled for a trial by a judge without a jury.

Atencion:	Notificación oficial del tribunal; si no entiende inglés, obtenga una traducción.
Attention:	Avis officiel du tribunal, Anglais limite, veuillez faire traduire.
Attenzione:	avviso ufficiale del tribunale. Chi non capisce l'inglese lo faccia tradurre.
Atenção:	Este é um anúncio jurídico oficial. Mande traduzi-lo se você não compreende o Inglês.
Atensyon:	Es é um anúncio oficial di tribunal. Mandâ traduzil si bu ca ta entendê Inglês.
Внимание!	Se avi ofisyel Tribunal ia. Fe tradwi'l souple, si'w pa kon Angle.
	Это повестка из суда. Если Вы не читаете по-английски, обратитесь к переводчику.
សូមប្រុងប្រយ័ត្ន:	នេះគឺជាការប្រកាសផ្លូវចិត្តរបស់តុលាការ បើលោកអ្នកមិនចេះនិយាយភាសាអង់គ្លេស ក្រសួងតុលាការសុំអោយលោកអ្នកទៅរកអ្នកបកប្រែ។
XIN CHÚ Ý:	ĐÂY LÀ MỘT THÔNG CÁO CHÍNH THỨC CỦA TÒA ÁN. NẾU QUI VỊ KHÔNG BIẾT TIẾNG ANH, VUI LÒNG NHỚ NGƯỜI DỊCH.
注意:	這是正式的法院通告。如果您不懂英語，請找人代為翻譯。

RETURN OF SERVICE ON SUMMONS TO DEFENDANT			DOCKET NO. 0362CR003819		Trial Court of Massachusetts District Court Department 
DEFENDANT'S DOB 03/14/1981	SEX M	HOME PHONE	WORK PHONE	NO. COUNTS 8	COURT NAME and ADDRESS Worcester District Court 50 Harvard Street Worcester, MA 01608
DEFENDANT'S NAME and ADDRESS ZAMBRANO, JORGE A 3 EUCLID AVE #3 WORCESTER, MA 01610					DATE YOU MUST APPEAR ←←←←← YOU MUST APPEAR AT ABOVE COURT AT THIS DATE and TIME ←←←←←
TIME YOU MUST APPEAR					SCHEDULED EVENT ARRAIGNMENT
FIRST SIX COUNTS: 1. 94C/32A/G DRUG, POSSESS TO DISTRIB CLASS B c94C §32A(a) 2. 94C/32C/C DRUG, POSSESS TO DISTRIB CLASS D c94C §32C(a) 3. 94C/34/C DRUG, POSSESS CLASS B c94C §34 4. 94C/34/G DRUG, POSSESS CLASS D c94C §34 5. 94C/32E/A COCAINE, TRAFFICKING IN c94C §32E(b) 6. 90/23/D LICENSE SUSPENDED, OP MV WITH c90 §23					
TO THE ABOVE-NAMED DEFENDANT: You are hereby ordered to appear in this court on the date and time indicated above to answer to a criminal complaint that has been issued against you. Please report to the probation office upon your arrival at the court.					
TESTE OF FIRST JUSTICE			DATE ISSUED	CLERK-MAGISTRATE	
WITNESS: Hon. Elliott Zide			05/08/2003	THOMAS NOONAN	
TO ANY PERSON AUTHORIZED TO SERVE CRIMINAL PROCESS: You are hereby commanded to serve the defendant's copy of this summons upon the defendant named above, and make your return of service below.					
RETURN OF SERVICE	I hereby certify that I served a copy of this summons not less than 24 hours before the scheduled date and time of appearing by ("x" one):				
	<input type="checkbox"/> Delivering a copy of it personally to the defendant. <input type="checkbox"/> Leaving a copy of it at the dwelling house or usual place of abode of the defendant with a person of suitable age and discretion residing therein: Name of person to whom delivered: _____ <input type="checkbox"/> Mailing a copy of it to the defendant at the address shown above, which is the defendant's last known address. <input type="checkbox"/> I was unable to make service because:				
DATE OF SERVICE	SIGNATURE OF PERSON MAKING SERVICE X			TITLE OF PERSON MAKING SERVICE	

MITTIMUS IN LIEU OF BAIL			DOCKET NUMBER 0362CR003819		Trial Court of Massachusetts District Court Department 	
DEFENDANT NAME ZAMBRANO, JORGE A				COURT NAME & ADDRESS Worcester District Court 50 Harvard Street Worcester, MA 01608 (508) 757-8350		
ADDRESS 3 EUCLID AVE #3 WORCESTER, MA 01610			OFFENSE DATE 05/07/2003		NEXT EVENT STATUS REVIEW	
DOB 03/14/1981		SEX M	SSN 593-70-5052			
POLICE DEPARTMENT OF OFFENSE WORCESTER			PCF NUMBER			
NO. OF COUNTS 8	DATE COMPLAINT ISSUED 05/08/2003	ETHNICITY W	SID NUMBER		COURTROOM	
HEIGHT 5 FT 11 IN	WEIGHT 165 LBS	COMPLEXION	HAIR BRO	EYES BRO	NEXT EVENT COURT LOCATION Worcester District Court	

←←←←←
DEFENDANT MUST
APPEAR IN COURT
ON THIS
DATE AND TIME
←←←←←

FIRST FIVE OFFENSE COUNTS

COUNT	CODE	OFFENSE DESCRIPTION
1	94C/32A/G	DRUG, POSSESS TO DISTRIB CLASS B c94C §32A(a)
2	94C/32C/C	DRUG, POSSESS TO DISTRIB CLASS D c94C §32C(a)
3	94C/34/C	DRUG, POSSESS CLASS B c94C §34
4	94C/34/G	DRUG, POSSESS CLASS D c94C §34
5	94C/32E/A	COCAINE, TRAFFICKING IN c94C §32E(b)

BAIL SET BY COURT	BOND AMOUNT SET	CASH AMOUNT SET
	\$50,000.00	\$5,000.00

TO THE OFFICIAL IN CHARGE OF: WORCESTER HOUSE OF CORRECTION

The above named defendant has failed to recognize for his or her next court appearance in the amount ordered by the Court. It is therefore ORDERED that the defendant be committed to the above institution in lieu of the bail indicated above, and there to await his or her next court appearance at the court location indicated above.

A duly authorized officer is hereby directed to convey and deliver the defendant safely to such place of confinement. The keeper of such place of confinement is hereby commanded to receive the defendant into custody, keep him or her safely and return the defendant to such court on the date and time of next event indicated, unless the defendant earlier posts bail as ordered, or is otherwise legally discharged before such date.

FURTHER ORDERS OF THE COURT:

TESTE OF FIRST JUSTICE WITNESS: Hon.Elliott Zide	DATE ISSUED 09/26/2003	SIGNATURE OF CLERK-MAGISTRATE/ASST. CLERK 
---	---------------------------	---

RETURN ON MITTIMUS & RECEIPT OF RECEIVING OFFICIAL

The person who has signed below as "Person Who Conveyed Defendant" hereby certifies that he or she has conveyed the defendant to the above named institution and has left for the keeper thereof a signed copy of this mittimus. The person who has signed below as "Receiving Official" hereby certifies that he or she has received the defendant on behalf of such keeper along with such signed copy of this mittimus.

DATE AND TIME OF ARRIVAL AT INSTITUTION	SIGNATURE OF PERSON WHO CONVEYED DEFENDANT X	SIGNATURE OF RECEIVING OFFICIAL X
---	--	---

ADDITIONAL COUNTS

COUNT-OFFENSE

5. 94C/32E/A COCAINE, TRAFFICKING IN c94C §32E(b)

on 05/07/2003 did traffic in a controlled substance defined in clause (4) of paragraph (a) of Class B of G.L. c.94C, §31, in that the defendant did knowingly or intentionally manufacture, distribute or dispense, or possess with intent to manufacture, distribute or dispense, or did bring into this Commonwealth, a net weight of fourteen grams or more of such controlled substance, or a net weight of fourteen grams or more of a mixture containing such controlled substance, to wit: a net weight of 28 GRAMS, in violation of G.L. c.94C, §32E(b). (NO DISTRICT COURT FINAL JURISDICTION IN ADULT SESSION.)

COUNT-OFFENSE

6. 90/23/D LICENSE SUSPENDED, OP MV WITH c90 §23

on 05/07/2003 did operate a motor vehicle after his or her license or right to operate a motor vehicle without a license had been suspended or revoked, or after notice of such suspension or revocation had been issued by the Registrar of Motor Vehicles and received by the defendant or by his or her agent or employer, and prior to the restoration of such license or right to operate or the issuance to him or her of a new license to operate, in violation of G.L. c.90, §23. (PENALTY: imprisonment for not more than 10 days; or not less than \$500, not more than \$1000; or both; and RMV shall suspend or revoke license for an additional 60 days.)

COUNT-OFFENSE

7. 720CMR906/B STATE HWAY--TRAFFIC VIOLATION * 720 CMR

NOTE: THIS IS A CIVIL MV INFRACTION, SET FORTH HERE FOR PROCEDURAL PURPOSES ONLY. on , while operating a motor vehicle on a highway roadway, as defined in 720 Code Mass. Regs. § 9.01: (1) did enter an intersection or a marked crosswalk when there was not sufficient space on the other side to accommodate such vehicle without obstructing the passage of other vehicles or pedestrians; or (2) did fail to yield the right of way to a pedestrian crossing the roadway within a marked crosswalk who was on, or was approaching from the opposite half of the roadway to within five feet of, that half of the roadway; or (3) did pass another vehicle which had stopped at a marked crosswalk to permit a pedestrian to cross; or (4) when emerging from a private road, driveway or garage, did fail to stop such vehicle immediately prior to driving upon the sidewalk area, or at the building or property line, and then to yield the right of way; or (5) being a slow-moving commercial motor vehicle outside of a business or residential district, and such roadway being less than 27 feet wide and upon which vehicular traffic was permitted to operate in both directions, did follow another slow-moving commercial vehicle within 200 feet; or (6) did follow another vehicle more closely than was reasonable and prudent, having due regard for the speed of such vehicle and the traffic upon and condition of the highway; or (7) on audible signal from another vehicle approaching from the rear to overtake and pass, did fail to give way to such vehicle when it was practicable to do

COUNT-OFFENSE

8. 720CMR906/B STATE HWAY--TRAFFIC VIOLATION * 720 CMR

NOTE: THIS IS A CIVIL MV INFRACTION, SET FORTH HERE FOR PROCEDURAL PURPOSES ONLY. on , while operating a motor vehicle on a highway roadway, as defined in 720 Code Mass. Regs. § 9.01: (1) did enter an intersection or a marked crosswalk when there was not sufficient space on the other side to accommodate such vehicle without obstructing the passage of other vehicles or pedestrians; or (2) did fail to yield the right of way to a pedestrian crossing the roadway within a marked crosswalk who was on, or was approaching from the opposite half of the roadway to within five feet of, that half of the roadway; or (3) did pass another vehicle which had stopped at a marked crosswalk to permit a pedestrian to cross; or (4) when emerging from a private road, driveway or garage, did fail to stop such vehicle immediately prior to driving upon the sidewalk area, or at the building or property line, and then to yield the right of way; or (5) being a slow-moving commercial motor vehicle outside of a business or residential district, and such roadway being less than 27 feet wide and upon which vehicular traffic was permitted to operate in both directions, did follow another slow-moving commercial vehicle within 200 feet; or (6) did follow another vehicle more closely than was reasonable and prudent, having due regard for the speed of such vehicle and the traffic upon and condition of the highway; or (7) on audible signal from another vehicle approaching from the rear to overtake and pass, did fail to give way to such vehicle when it was practicable to do

COUNT-OFFENSE

COUNT-OFFENSE

COMPLAINANT

X

SWORN TO BEFORE CLERK-MAGISTRATE/ASST. CLERK

X

ON (DATE)

APPLICATION FOR COMPLAINT ADULT JUVENILE

Superior Court of Massachusetts District Court Department

ARREST HEARING SUMMONS WARRANT
 The within named complainant requests that a complaint issue against the within named defendant, charging said defendant with the offense(s) listed below.

COURT DIVISION
Worcester District Court
 50 Harvard Street
 Worcester, MA. 01608

DATE OF APPLICATION: 5/7/03
 DATE OF OFFENSE: 5/7/03
 PLACE OF OFFENSE: WORCESTER

NAME OF COMPLAINANT: **MR DOMINIQUE PIERCE**
 ADDRESS AND ZIP CODE OF COMPLAINANT:
 412 NORTH ST
 WAREHOUS, MA 01550

NO.	OFFENSE	G.L. Ch. and Sec
1.	RESS - INTERFERE WITH DRIVING	94C-32A
	RESS WITHIN 100 FEET OF DRIVEWAY	94C-32C
2.	RESS OF CLASS D	94C-34C
	RESS OF CLASS D	94C-34C
3.	TRAFFICKING COCAINE	94C-37E
	POSSESSING HEROIN	94C-33
4.	POSSESSING HEROIN	94C-33
	POSSESSING HEROIN	94C-33

NAME, ADDRESS AND ZIP CODE OF DEFENDANT:
 ZAMBURANO, JORGE A
 5 COLINA AVE #3
 WORCESTER, MA 01610

COURT USE ONLY → A hearing upon this complaint application will be held at the above court address on DATE OF HEARING TIME OF HEARING // COURT USE ← ONLY
 AT

CASE PARTICULARS — BE SPECIFIC

NO.	NAME OF VICTIM Owner of property, person assaulted, etc.	DESCRIPTION OF PROPERTY Goods stolen, what destroyed, etc.	VALUE OR PROPERTY Over or under \$250.	TYPE OF CONTROLLED SUBSTANCE OR WEAPON Marijuana, gun, etc.
1				2 Occupants Occupant + Marijuana
2				@ 3.02
3				
4				

OTHER REMARKS: I responded to a mv accident. OPERATOR ZAMBURANO UNLICENSED. SECOND OCCUPANT UNABLE TO DRIVE DUE TO BEING SHAKEN UP. TOWED VEHICLE UPON OWNERS REQUEST. INVENTORY SEARCH REVEALED:
 (1) PLASTIC BAG COCAINE APPROX 38 grams
 (2) PLASTIC BAG MARIJUANA APPROX .9 OZ
 (3) PLASTIC BAG MARIJUANA APPROX 3.9 OZ
 [Signature]

DEFENDANT IDENTIFICATION INFORMATION — Complete data below if known.

DATE OF BIRTH	PLACE OF BIRTH	SOCIAL SECURITY NUMBER	SEX	RACE	HEIGHT	WEIGHT	EYES	HAIR
3/14/81	Miami, FL	593-70 5052	M	W	5'9"	180	BR	BR
OCCUPATION	EMPLOYER/SCHOOL	MOTHER'S NAME (MAIDEN)	FATHER'S NAME					
ROOFER	Self	Field	Jorge ZAMBURANO					

COMPLAINANT'S COPY



DEFENDANT NAME ZAMBRANO, JORGE A				COURT NAME & ADDRESS Worcester District Court	
ADDRESS 3 EUCLID AVE #3 WORCESTER, MA 01610		OFFENSE DATE 05/07/2003		50 Harvard Street Worcester, MA 01608 (508) 757-8350	
		DOB 03/14/1981	SEX M		
		SSN 593-70-5052		NEXT EVENT PRETRIAL HEARING	
POLICE DEPARTMENT OF OFFENSE WORCESTER		PCF NUMBER		NEXT EVENT DATE & TIME 06/03/2003 9:00 AM	
NO. OF COUNTS 8	DATE COMPLAINT ISSUED 05/08/2003	ETHNICITY W	SID NUMBER		COURTROOM ←←←←← DEFENDANT MUST APPEAR IN COURT ON THIS DATE AND TIME ←←←←←
HEIGHT 5 FT 11 IN	WEIGHT 165 LBS	COMPLEXION	HAIR BRO	EYES BRO	
NEXT EVENT COURT LOCATION Worcester District Court					

FIRST FIVE OFFENSE COUNTS

COUNT	CODE	OFFENSE DESCRIPTION
1	94C/32A/G	DRUG, POSSESS TO DISTRIB CLASS B c94C §32A(a)
2	94C/32C/C	DRUG, POSSESS TO DISTRIB CLASS D c94C §32C(a)
3	94C/34/C	DRUG, POSSESS CLASS B c94C §34
4	94C/34/G	DRUG, POSSESS CLASS D c94C §34
5	94C/32E/A	COCAINE, TRAFFICKING IN c94C §32E(b)

BAIL SET BY COURT	BOND AMOUNT SET \$50,000.00	CASH AMOUNT SET \$5,000.00
--------------------------	---------------------------------------	--------------------------------------

TO THE OFFICIAL IN CHARGE OF: WORCESTER HOUSE OF CORRECTION

The above named defendant has failed to recognize for his or her next court appearance in the amount ordered by the Court. It is therefore ORDERED that the defendant be committed to the above institution in lieu of the bail indicated above, and there to await his or her next court appearance at the court location indicated above.

A duly authorized officer is hereby directed to convey and deliver the defendant safely to such place of confinement. The keeper of such place of confinement is hereby commanded to receive the defendant into custody, keep him or her safely and return the defendant to such court on the date and time of next event indicated, unless the defendant earlier posts bail as ordered, or is otherwise legally discharged before such date.

FURTHER ORDERS OF THE COURT:

TESTE OF FIRST JUSTICE WITNESS: Hon.Elliott Zide	DATE ISSUED 05/08/2003	SIGNATURE OF CLERK-MAGISTRATE/ASST. CLERK X <i>[Signature]</i>
--	----------------------------------	--

RETURN ON MITTIMUS & RECEIPT OF RECEIVING OFFICIAL

The person who has signed below as "Person Who Conveyed Defendant" hereby certifies that he or she has conveyed the defendant to the above named institution and has left for the keeper thereof a signed copy of this mittimus. The person who has signed below as "Receiving Official" hereby certifies that he or she has received the defendant on behalf of such keeper along with such signed copy of this mittimus.

DATE AND TIME OF ARRIVAL AT INSTITUTION	SIGNATURE OF PERSON WHO CONVEYED DEFENDANT X	SIGNATURE OF RECEIVING OFFICIAL X
---	--	---

MITTIMUS IN LIEU OF BAIL			DOCKET NUMBER 0362CR003819		Trial Court of Massachusetts District Court Department		
DEFENDANT NAME ZAMBRANO, JORGE A				COURT NAME & ADDRESS Worcester District Court 50 Harvard Street Worcester, MA 01608 (508) 757-8350			
ADDRESS 3 EUCLID AVE #3 WORCESTER, MA 01610			OFFENSE DATE 05/07/2003		NEXT EVENT DISCOVERY DUE & JURY ELECTION		
			DOB 03/14/1981	SEX M			
			SSN 593-70-5052		NEXT EVENT DATE & TIME 06/24/2003 9:00 AM		←←←←← DEFENDANT MUST APPEAR IN COURT ON THIS DATE AND TIME ←←←←←
POLICE DEPARTMENT OF OFFENSE WORCESTER			PCF NUMBER		COURTROOM		
NO. OF COUNTS 8	DATE COMPLAINT ISSUED 05/08/2003	ETHNICITY W	SID NUMBER		NEXT EVENT COURT LOCATION Worcester District Court		
HEIGHT 5 FT 11 IN	WEIGHT 165 LBS	COMPLEXION	HAIR BRO	EYES BRO			
FIRST FIVE OFFENSE COUNTS							
<u>COUNT</u>	<u>CODE</u>	<u>OFFENSE DESCRIPTION</u>					
1	94C/32A/G	DRUG, POSSESS TO DISTRIB CLASS B c94C §32A(a)					
2	94C/32C/C	DRUG, POSSESS TO DISTRIB CLASS D c94C §32C(a)					
3	94C/34/C	DRUG, POSSESS CLASS B c94C §34					
4	94C/34/G	DRUG, POSSESS CLASS D c94C §34					
5	94C/32E/A	COCAINE, TRAFFICKING IN c94C §32E(b)					
BAIL SET BY COURT		BOND AMOUNT SET \$50,000.00			CASH AMOUNT SET \$5,000.00		
TO THE OFFICIAL IN CHARGE OF: WORCESTER HOUSE OF CORRECTION							
<p>The above named defendant has failed to recognize for his or her next court appearance in the amount ordered by the Court. It is therefore ORDERED that the defendant be committed to the above institution in lieu of the bail indicated above, and there to await his or her next court appearance at the court location indicated above.</p> <p>A duly authorized officer is hereby directed to convey and deliver the defendant safely to such place of confinement. The keeper of such place of confinement is hereby commanded to receive the defendant into custody, keep him or her safely and return the defendant to such court on the date and time of next event indicated, unless the defendant earlier posts bail as ordered, or is otherwise legally discharged before such date.</p>							
FURTHER ORDERS OF THE COURT:							
TESTE OF FIRST JUSTICE WITNESS: Hon.Elliott Zide			DATE ISSUED 06/03/2003		SIGNATURE OF CLERK-MAGISTRATE/ASST. CLERK X		
RETURN ON MITTIMUS & RECEIPT OF RECEIVING OFFICIAL							
The person who has signed below as "Person Who Conveyed Defendant" hereby certifies that he or she has conveyed the defendant to the above named institution and has left for the keeper thereof a signed copy of this mittimus. The person who has signed below as "Receiving Official" hereby certifies that he or she has received the defendant on behalf of such keeper along with such signed copy of this mittimus.							
DATE AND TIME OF ARRIVAL AT INSTITUTION		SIGNATURE OF PERSON WHO CONVEYED DEFENDANT X			SIGNATURE OF RECEIVING OFFICIAL X		

MITTIMUS IN LIEU OF BAIL	DOCKET NUMBER 0362CR003819	Trial Court of Massachusetts District Court Department	
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DEFENDANT NAME ZAMBRANO, JORGE A			COURT NAME & ADDRESS Worcester District Court 50 Harvard Street Worcester, MA 01608 (508) 757-8350		
ADDRESS 3 EUCLID AVE #3 WORCESTER, MA 01610		OFFENSE DATE 05/07/2003	DOB 03/14/1981	SEX M	NEXT EVENT DISCOVERY DUE & JURY ELECTION
POLICE DEPARTMENT OF OFFENSE WORCESTER		PCF NUMBER	NEXT EVENT DATE & TIME 07/22/2003 9:00 AM		
NO. OF COUNTS 8	DATE COMPLAINT ISSUED 05/08/2003	ETHNICITY W	SID NUMBER		COURTROOM
HEIGHT 5 FT 11 IN	WEIGHT 165 LBS	COMPLEXION	HAIR BRO	EYES BRO	NEXT EVENT COURT LOCATION Worcester District Court

←←←←←
DEFENDANT MUST
APPEAR IN COURT
ON THIS
DATE AND TIME
←←←←←

FIRST FIVE OFFENSE COUNTS

COUNT	CODE	OFFENSE DESCRIPTION
1	94C/32A/G	DRUG, POSSESS TO DISTRIB CLASS B c94C §32A(a)
2	94C/32C/C	DRUG, POSSESS TO DISTRIB CLASS D c94C §32C(a)
3	94C/34/C	DRUG, POSSESS CLASS B c94C §34
4	94C/34/G	DRUG, POSSESS CLASS D c94C §34
5	94C/32E/A	COCAINE, TRAFFICKING IN c94C §32E(b)

BAIL SET BY COURT	BOND AMOUNT SET \$50,000.00	CASH AMOUNT SET \$5,000.00
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TO THE OFFICIAL IN CHARGE OF: WORCESTER HOUSE OF CORRECTION

The above named defendant has failed to recognize for his or her next court appearance in the amount ordered by the Court. It is therefore ORDERED that the defendant be committed to the above institution in lieu of the bail indicated above, and there to await his or her next court appearance at the court location indicated above.

A duly authorized officer is hereby directed to convey and deliver the defendant safely to such place of confinement. The keeper of such place of confinement is hereby commanded to receive the defendant into custody, keep him or her safely and return the defendant to such court on the date and time of next event indicated, unless the defendant earlier posts bail as ordered, or is otherwise legally discharged before such date.

FURTHER ORDERS OF THE COURT:

TESTE OF FIRST JUSTICE WITNESS: Hon. Elliott Zide	DATE ISSUED 06/24/2003	SIGNATURE OF CLERK-MAGISTRATE/ASST. CLERK X 
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RETURN ON MITTIMUS & RECEIPT OF RECEIVING OFFICIAL

The person who has signed below as "Person Who Conveyed Defendant" hereby certifies that he or she has conveyed the defendant to the above named institution and has left for the keeper thereof a signed copy of this mittimus. The person who has signed below as "Receiving Official" hereby certifies that he or she has received the defendant on behalf of such keeper along with such signed copy of this mittimus.

DATE AND TIME OF ARRIVAL AT INSTITUTION	SIGNATURE OF PERSON WHO CONVEYED DEFENDANT X	SIGNATURE OF RECEIVING OFFICIAL X
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MITTIMUS IN LIEU OF BAIL	DOCKET NUMBER 0362CR003819	Trial Court of Massachusetts District Court Department
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DEFENDANT NAME ZAMBRANO, JORGE A			COURT NAME & ADDRESS Worcester District Court 50 Harvard Street Worcester, MA 01608 (508) 757-8350		
ADDRESS 3 EUCLID AVE #3 WORCESTER, MA 01610			OFFENSE DATE 05/07/2003		←←←←← DEFENDANT MUST APPEAR IN COURT ON THIS DATE AND TIME ←←←←←
DOB 03/14/1981		SEX M	SSN 593-70-5052		
POLICE DEPARTMENT OF OFFENSE WORCESTER			PCF NUMBER		
NO. OF COUNTS 8	DATE COMPLAINT ISSUED 05/08/2003	ETHNICITY W	SID NUMBER		NEXT EVENT DATE & TIME 09/26/2003 9:00 AM
HEIGHT 5 FT 11 IN	WEIGHT 165 LBS	COMPLEXION	HAIR BRO	EYES BRO	COURTROOM
NEXT EVENT COURT LOCATION Worcester District Court					

FIRST FIVE OFFENSE COUNTS

COUNT	CODE	OFFENSE DESCRIPTION
1	94C/32A/G	DRUG, POSSESS TO DISTRIB CLASS B c94C §32A(a)
2	94C/32C/C	DRUG, POSSESS TO DISTRIB CLASS D c94C §32C(a)
3	94C/34/C	DRUG, POSSESS CLASS B c94C §34
4	94C/34/G	DRUG, POSSESS CLASS D c94C §34
5	94C/32E/A	COCAINE, TRAFFICKING IN c94C §32E(b)

BAIL SET BY COURT	BOND AMOUNT SET \$50,000.00	CASH AMOUNT SET \$5,000.00
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TO THE OFFICIAL IN CHARGE OF: WORCESTER HOUSE OF CORRECTION

The above named defendant has failed to recognize for his or her next court appearance in the amount ordered by the Court. It is therefore ORDERED that the defendant be committed to the above institution in lieu of the bail indicated above, and there to await his or her next court appearance at the court location indicated above.

A duly authorized officer is hereby directed to convey and deliver the defendant safely to such place of confinement. The keeper of such place of confinement is hereby commanded to receive the defendant into custody, keep him or her safely and return the defendant to such court on the date and time of next event indicated, unless the defendant earlier posts bail as ordered, or is otherwise legally discharged before such date.

FURTHER ORDERS OF THE COURT:

TESTE OF FIRST JUSTICE WITNESS: Hon.Elliott Zide	DATE ISSUED 08/26/2003	SIGNATURE OF CLERK-MAGISTRATE/ASST. CLERK
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RETURN ON MITTIMUS & RECEIPT OF RECEIVING OFFICIAL

The person who has signed below as "Person Who Conveyed Defendant" hereby certifies that he or she has conveyed the defendant to the above named institution and has left for the keeper thereof a signed copy of this mittimus. The person who has signed below as "Receiving Official" hereby certifies that he or she has received the defendant on behalf of such keeper along with such signed copy of this mittimus.

DATE AND TIME OF ARRIVAL AT INSTITUTION	SIGNATURE OF PERSON WHO CONVEYED DEFENDANT X	SIGNATURE OF RECEIVING OFFICIAL X
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COMMONWEALTH OF MASSACHUSETTS

WORCESTER, SS.

DISTRICT COURT DEPARTMENT
No.

SURETY RELEASE

I, Giancarlo Zambrano, as surety, for Jorge Zambrano,
do hereby grant permission for the bail posted by me, in the amount
of Five Thousand and 00/100 (\$5,000.00) Dollars , be endorsed over to
David L. Cataldo, Esquire.

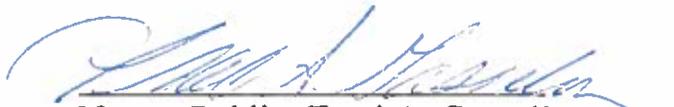

Surety – Giancarlo Zambrano

Commonwealth of Massachusetts

Worcester, ss.

October 14, 2003

Then personally appeared the above-named Giancarlo Zambrano
and acknowledged the foregoing to be his free act and deed
before me


Notary Public- Traci A. Gosselin
My commission expires: June 25, 2010