

CRIMINAL DOCKET		DOCKET NO. 9962CR001824	ATTORNEY NAME						
COURT DIVISION Worcester		<input type="checkbox"/> INTERPRETER REQUIRED			DATE and JUDGE <i>In Brumby</i> <i>9-25-99</i>	DOCKET ENTRY <input 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			
NAME, ADDRESS AND ZIP CODE OF DEFENDANT ZAMBRANO, JORGE 3 EUCLID AVE #3 WORCESTER, MA 01610					Terms of release set: <input checked="" type="checkbox"/> PR <input type="checkbox"/> Bail: <i>500</i> <input type="checkbox"/> Held (276 §58A) <input type="checkbox"/> See back for special conditions				
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 type="checkbox"/> Right to bail review (276 §58) <input type="checkbox"/> Right to drug exam (111E §10)				
DATE OF OFFENSE(S) 02/25/1999		POLICE DEPARTMENT (if applicable) WORCESTER PD			Advised of right to jury trial: <input type="checkbox"/> Does not waive <input checked="" type="checkbox"/> Waiver of jury trial found after colloquy				
COMPLAINANT MARKIEWICZ, SGT PAUL		DATE OF COMPLAINT 02/25/1999			Advised of trial rights as pro se (Supp. R. 4)				
RETURN DATE AND TIME		Advised of right of appeal to Appeals Ct (R. 28)							
COUNT/OFFENSE 1. 266/30/A LARCENY OVER \$250 c266 §30					FINE	SURFINE	COSTS	RESTITUTION	V/W ASSESSMENT <input type="checkbox"/> WAIVED
DISPOSITION DATE and JUDGE <i>4-27-99</i> <i>Conrad</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 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 checked="" type="checkbox"/> Filed with Deft's consent <input type="checkbox"/> Nolle Prosequi <input type="checkbox"/> Decriminalized (277 §70C)			JUDGE		DATE		
DISPOSITION METHOD <input checked="" 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 checked="" 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. 266/16/A B&E NIGHTTIME FOR FELONY c266 §16					FINE	SURFINE	COSTS	RESTITUTION	V/W ASSESSMENT <input checked="" type="checkbox"/> WAIVED
DISPOSITION DATE and JUDGE <i>4-27-99</i> <i>Conrad</i>		SENTENCE OR OTHER DISPOSITION <input type="checkbox"/> Sufficient facts found but continued without guilty finding until: <input checked="" type="checkbox"/> Probation <i>425-2008</i> <input type="checkbox"/> Pretrial Probation (276 §87) - until: <input type="checkbox"/> To be dismissed upon payment of court costs/restitution <input 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)			JUDGE		DATE		
DISPOSITION METHOD <input checked="" 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 checked="" 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 checked="" type="checkbox"/> Probation terminated: defendant discharged <i>8-30-00</i>		JUDGE		DATE <i>all ready</i>	
COUNT/OFFENSE 3. 266/49/B BURGLARIOUS INSTRUMENT, POSSESS c266 §4					FINE	SURFINE	COSTS	RESTITUTION	V/W ASSESSMENT <input checked="" type="checkbox"/> WAIVED
DISPOSITION DATE and JUDGE <i>4-27-99</i> <i>Conrad</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 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 checked="" type="checkbox"/> Filed with Deft's consent <input type="checkbox"/> Nolle Prosequi <input type="checkbox"/> Decriminalized (277 §70C)			JUDGE		DATE		
DISPOSITION METHOD <input checked="" 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 checked="" 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. 266/16/A B&E NIGHTTIME FOR FELONY c266 §16					FINE	SURFINE	COSTS	RESTITUTION	V/W ASSESSMENT <input type="checkbox"/> WAIVED
DISPOSITION DATE and JUDGE <i>9-16-99</i> <i>Conrad</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 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)			JUDGE		DATE		
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 <i>Found in Unit of Prob</i> <i>Re-Probate to 9-14-00</i> <i>James Condos</i> <i>9-9-16-97</i>	
COURT ADDRESS Worcester District Court 50 Harvard Street Worcester, MA 01608					ADDITIONAL COUNTS ATTACHED				
A TRUE COPY ATTEST: <input checked="" type="checkbox"/>		CLERK-MAGISTRATE/ASST. CLERK		ON (DATE)					



**CRIMINAL COMPLAINT**      **9962CR001824**

**Trial Court of Massachusetts  
Worcester District Court**



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

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

DATE OF BIRTH	SEX	RACE	HEIGHT	WEIGHT	EYES	HAIR
03/14/1981	M	W	5'11"	140	BRO	XXX
INCIDENT REPORT #		SOCIAL SECURITY #				
I9923012		593-70-5052				
DATE OF OFFENSE		PLACE OF OFFENSE				
02/25/1999		WORCESTER				
COMPLAINANT			POLICE DEPARTMENT			
MARKIEWICZ, SGT PAUL			WORCESTER PD			
DATE OF COMPLAINT		RETURN DATE AND TIME				
02/25/1999						

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.

**COUNT-OFFENSE**  
1. 266/30/A LARCENY OVER \$250 c266 §30

on 02/25/1999 did steal the property of VINCENT STEELE, such property having a value of more than \$250, in violation of G.L. c.266, §30(1). (PENALTY: state prison not more than 5 years; or jail not more than 2 years and not more than \$25,000.)

**COUNT-OFFENSE**  
2. 266/16/A B&E NIGHTTIME FOR FELONY c266 §16

on 02/25/1999 did in the night time break and enter a building, ship, vessel or vehicle, the property of VINCENT STEELE, with intent to commit a felony therein, in violation of G.L. c.266, §16. (PENALTY: state prison not more than 20 years; or jail or house of correction not more than 2½ years. District Court has final jurisdiction under G.L. c.218, §26.)

**COUNT-OFFENSE**  
3. 266/49/B BURGLARIOUS INSTRUMENT, POSSESS c266 §49

on 02/25/1999 did knowingly have possession of an engine, machine, tool or implement adapted and designed for cutting through, forcing or breaking open a building, room, vault, safe or other depository, in order to steal therefrom money or other property, or to commit some other crime, knowing the same to be adapted and designed for such purpose, with intent to use or employ or allow the same to be used or employed for such purpose, in violation of G.L. c.266, §49. (PENALTY: state prison not more than 10 years; or jail not more than 2½ years and not more than \$1000. District Court has final jurisdiction under G.L. c.218, §26.)

**COUNT-OFFENSE**

COMPLAINANT X <i>Asst Paul Markiewicz</i>	SWORN TO BEFORE CLERK-MAGISTRATE X <i>Thomas J. Chovan</i>	ON (DATE) 2-25-99	TOTAL COUNTS 3
FIRST JUSTICE Hon. ELLIOTT I. ZIDE		COURT ADDRESS Worcester District Court 50 Harvard Street Worcester, MA 01608	
A TRUE CLERK-MAGISTRATE/ASST. CLERK COPY ATTEST: X		ON (DATE)	

# 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

JORGE ZAMBRANO

in the above numbered court action.

ATTORNEY NAME

B.B.O. NUMBER (Required)

NICHOLAS J. MORANA

630737

ATTORNEY FIRM

TELEPHONE NUMBER

(508) 767-0403

STREET ADDRESS

12 AVON DRIVE

CITY/TOWN

SHREWSBURY

STATE

MA

ZIP CODE

01545

X

Nicholas J. Morana  
SIGNATURE OF ATTORNEY

7/15/99  
DATE

**NOTICE OF ASSIGNMENT OF COUNSEL**

ASSIGNMENT NUMBER  
**c 2646275-2**

**COMMONWEALTH OF MASSACHUSETTS**



DATE OF ASSIGNMENT  
**2 25 99**

NAME OF ASSIGNING JUDGE  
*M. P. ...*

COURT DIVISION  JURY SESSION (Check Here)

NAME OF PERSON FOR WHOM COUNSEL ASSIGNED  
*1090 ...*

**#542  
WORCESTER DISTRICT COURT  
50 HARVARD STREET  
WORCESTER, MA 01608**

Juvenile (J)  Adult (A) Language if not English \_\_\_\_\_

DOCKET NO.	CRIMINAL CASES—ENTER OFFENSE CODE OR CHAPTER & SECTION WITH CHARGE		
	OFFENSE CODE	CHAPTER	SECTION
A <b>99121</b>		<b>26</b>	<b>30</b>
B			
C			
D			
E			
F			

- NON-CRIMINAL CASES**
- 1001 c.119, §23(C), 29
  - 1002 c.210, §3/DPW v.JKB
  - 1003 Civil Commit c.123, §7, 8
  - 1017 Writ of Apprehension c.123, §12(e)
  - 1018 Commitment of Alcoholics c.123, §35
  - 1019 Commitment/Guardianship of Mentally Retarded Persons c.201, §5A
  - 1004 Commitment Review
  - 1005 c.112, §12S
  - 1026 Commitment Appeal c. 123, §9(a)
  - 1007 SDP Review (c. 123A, §9)
  - 1008 CHINS (c.119, §39F)
  - 1009 Rogers
  - 1010 Spring/Saikewicz
  - 1011 Probate Contempt
  - 1012 Housing Contempt
  - 1013 Foster Care Review
  - 1014 Elderly Abuse
  - 1015 c. 201, §5, 14 Guardianship
  - 1016 C&P (c.119, §§24, 29)
  - 1020 Disabled Persons (c.19C, §7) Petition for Protective Services

THIS FORM IS NOT FOR GUARDIAN AD LITEM ASSIGNMENTS

NEXT COURT DATE **3/24/99**

**INCARCERATION STATUS**  
 Released  
 Not Released  
 Bail \$ \_\_\_\_\_ No Bail \_\_\_\_\_  
 Serving Other Sentence  
 Committed  
 Not Applicable

**POST-TRIAL CRIMINAL CASES ONLY PURPOSE OF ASSIGNMENT**

- Appeals Court or SJC (A)
- Sentence Appeal (S)
- Probation Surrender (P)
- Revise and Revoke (R)
- New Trial Motion (N)
- Other (O)

**INDIGENCY DETERMINATION**  
 The court has found the above-named person  
 indigent or  indigent but able to contribute \$ 100  
 The attorney or organization listed below is assigned to represent this person in this action.

**CHECK ONE OF THE FOLLOWING:**

Public Defender Division  
 Local Office # 10  
 (See reverse side for address and telephone number.)

Student Attorney under Rule 3:03  
 Name of Program \_\_\_\_\_

Attorney to be named by CPCS for Appeals Court/SJC/Murder Cases/ Rule 30 Motions/SDP Send to: CPCS  
 470 Atlantic Ave., Suite 700  
 Boston, MA 02210

Private Counsel Attorney  
 PLEASE PRINT **BBO#** \_\_\_\_\_ **REQUIRED**

Chester Shea, III  
 NAME FIRST MIDDLE LAST

340 Main Street  
 STREET

Worcester, MA 01608  
 CITY

STATE 799-0090 ZIP \_\_\_\_\_

TELEPHONE \_\_\_\_\_

CRIMINAL CASE INFORMATION CONTACT: BAR ADVOCATE PROGRAM NO. 13  
 (SEE REVERSE SIDE FOR ADDRESS AND TELEPHONE NUMBER.)

Assignment For Purpose of Bail Hearing, Bail Review or Arraignment Only

Chester Shea, III  
 AUTHORIZED SIGNATURE

PRINT NAME \_\_\_\_\_

**INSTRUCTIONS TO THE COURT**

1. Forward white copy to Committee for Public Counsel Services, 470 Atlantic Ave., Suite 700, Boston, MA 02210
2. Retain green copy for court file.
3. Remaining copies are color coded as follows: pink—client, blue—bar advocate program, goldenrod—attorney.

COMMONWEALTH OF MASSACHUSETTS

9967CR 1829

WORCESTER DISTRICT COURT

(Name of Court)

COMMONWEALTH

VS.

Jorge Zambrano

Probation Revocation Proceedings

Findings and Orders

1. Due notice given to defendant and copy thereof filed with papers

OR

Notice given and Assent to immediate hearing filed with Papers

OR

2. This report is on a preliminary hearing to determine probable cause

OR

This report is on final hearing, no preliminary hearing being required because the probationer has not been in custody on account of the alleged violation of probation and there has been (strike out (i), (ii) or (iii) as appropriate) (i) a guilty finding, (ii) a finding of probable cause, (iii) a binding over to the Superior Court, with respect to a criminal charge against the probationer apart from the charge of violation of probation.

OR

This report is on a combination hearing, the defendant having duly waived the preliminary hearing and a copy of waiver filed with papers

3. I hereby make a determination of probable cause to believe that the defendant violated his/her probation.

OR

I hereby make a final finding that defendant violated his or her probation in the following respects:

conduct & behavior resulting in arrests for

I hereby find no probable cause to believe that defendant violated his or her probation.

further viol of law

OR

I hereby find that defendant did not violate his or her probation

5. Included in the evidence upon which I rely is the following:

adm by A & test. P.O. McGoldrick

6. I therefore hereby order:

Reprobated to 9-14-00 same terms

7. Additional reasons, if any:

99CR6167

8. Date or dates of this hearing before me: 9-16-99

9-16-99

Date

Neil G Sudek

(Special) Justice

Worcester District Court  
50 Harvard St. Address  
Worcester, Mass.

3 Enclosed Rd Street  
Worcester, Ma. Ma.

**NOTICE OF SURRENDER AND HEARINGS(S) FOR ALLEGED VIOLATION(S) OF PROBATION**

You are hereby notified to appear in this Court at \_\_\_\_\_ <sup>AM</sup> /p.m. on \_\_\_\_\_, 19\_\_\_\_ for a hearing on a charge that you have violated the terms and conditions of your probation imposed by this Court on 4-27, 19 99 on the following complaints (Docket Number(s) and Brief Description):

99 62 CR 1824

LAUREN B. TENEY / F

(Strike out (1) or (2) below, whichever is inapplicable).

(1) This hearing will be to determine whether there is probable cause to believe you have committed a violation of your probation. If the Court so finds, there will be a subsequent hearing on the issue of revocation and imposition of additional sanctions. If you wish, both hearings may be held at the same time. The same judge may not sit on both hearings unless you expressly agree thereto. In this particular case, you have a right to both hearings, but may waive the preliminary hearing if you wish.

(2) This hearing will be a final hearing on the issue of whether your probation shall be revoked and additional sanctions imposed.

You have the following rights:

- (1) A right to legal counsel, and if you are unable to afford counsel, the Court will appoint counsel for you.
- (2) A right to be confronted by the person alleging you have violated the terms of your probation and to cross-examine that person as well as any other persons who testify against you.
- (3) A right to insist that all testimony be under oath.
- (4) A right to remain silent and not to be prejudiced thereby.
- (5) A right to testify on your own behalf, to produce witnesses and other evidence to support your denial of the alleged violation(s), or in a final revocation hearing to support the explanation or mitigation of any violation.

The notice of the alleged violation(s) of probation is as follows:

<u>Alleged Violation(s)</u>	<u>Date</u>	<u>Place</u>
<u>New Arrest (Buying Beer Shop Drugs)</u>	<u>6-19-99</u>	<u>Worcester, Ma</u>

Do not fail to appear in Court at the time and place ordered above. You may then request a continuance if additional time is required to protect your rights.

Date: 6-21-99

Signature: Donald P. Colton

**Assent to Immediate Hearing**

I, \_\_\_\_\_, having received the foregoing notice, hereby assent to an immediate hearing, this \_\_\_\_\_ day of \_\_\_\_\_

Offender

Worcester District Court  
50 Harvard St. Address  
Worcester Mass

3 Euclid Rd Street  
Worcester, Ma Ma.

**NOTICE OF SURRENDER AND HEARINGS(S) FOR ALLEGED VIOLATION(S) OF PROBATION**

You are hereby notified to appear in this Court at \_\_\_\_\_ <sup>AM</sup> /p.m. on \_\_\_\_\_, 19\_\_\_\_ for a hearing on a charge that you have violated the terms and conditions of your probation imposed by this Court on 4-27, 19 99 on the following complaints (Docket Number(s) and Brief Description):

99 CR 1824

Law written by [Signature]

(Strike out (1) or (2) below, whichever is inapplicable).

(1) This hearing will be to determine whether there is probable cause to believe you have committed a violation of your probation. If the Court so finds, there will be a subsequent hearing on the issue of revocation and imposition of additional sanctions. If you wish, both hearings may be held at the same time. The same judge may not sit on both hearings unless you expressly agree thereto. In this particular case, you have a right to both hearings, but may waive the preliminary hearing if you wish.

(2) This hearing will be a final hearing on the issue of whether your probation shall be revoked and additional sanctions imposed.

You have the following rights:

- (1) A right to legal counsel, and if you are unable to afford counsel, the Court will appoint counsel for you.
- (2) A right to be confronted by the person alleging you have violated the terms of your probation and to cross-examine that person as well as any other persons who testify against you.
- (3) A right to insist that all testimony be under oath.
- (4) A right to remain silent and not to be prejudiced thereby.
- (5) A right to testify on your own behalf, to produce witnesses and other evidence to support your denial of the alleged violation(s), or in a final revocation hearing to support the explanation or mitigation of any violation.

The notice of the alleged violation(s) of probation is as follows:

<u>Alleged Violation(s)</u>	<u>Date</u>	<u>Place</u>
<u>New Arrest</u> <u>(Buying Beer Shoplifting)</u>	<u>6-19-99</u>	<u>Worcester, Ma</u>

Do not fail to appear in Court at the time and place ordered above. You may then request a continuance if additional time is required to protect your rights.

Date: 6-21-99

Signature [Signature]

**Assent to Immediate Hearing**

I, \_\_\_\_\_, having received the foregoing notice, hereby assent to an immediate hearing, this \_\_\_\_\_ day of \_\_\_\_\_

Offender

INSTRUCTIONS: This form must be typed or printed clearly, completed prior to the Pretrial Hearing, signed by both counsel and submitted to the court by the defendant at or before the Pretrial Hearing.	NAME OF DEFENDANT <b>Jorge Zambros</b>	COURT DIVISION <b>Worcester District Court 50 Harvard Street Worcester, MA. 01608</b>
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**SECTION I TENDER OF PLEA**

Defendant in this case hereby tenders the following:  **PLEA OF GUILTY**  **ADMISSION TO FACTS SUFFICIENT FOR A FINDING OF GUILTY** conditioned on the dispositional terms indicated below. *Include all proposed terms (guilty finding, finding of sufficient facts, continued without finding, dismissal, fine, costs, probation period and supervision terms, restitution amount including the identification of the recipient of restitution, and any sentence of incarceration, split sentence or suspended sentence, etc.). Number each count and specify terms for each count separately.*

COUNT NO.	DEFENDANT'S DISPOSITIONAL TERMS (Check "Yes" if Prosecution agrees - Check "No" if Prosecution disagrees)	PROSECUTOR'S RECOMMENDATION (Required if Prosecutor disagrees with terms)
1	<b>G- Filed</b> YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>	
2	<b>1yr supervised probation</b> YES <input type="checkbox"/> NO <input type="checkbox"/>	
3	<b>G- Filed</b> YES <input type="checkbox"/> NO <input type="checkbox"/>	
	YES <input type="checkbox"/> NO <input type="checkbox"/>	
	YES <input type="checkbox"/> NO <input type="checkbox"/>	

WE HAVE CONSULTED WITH THE PROBATION DEPARTMENT REGARDING ANY PROBATION TERMS SET FORTH ABOVE.

SIGNATURE OF DEFENSE COUNSEL <b>X</b>	DATE <b>4/27/99</b>	SIGNATURE OF PROSECUTING OFFICER <b>X</b>	DATE <b>4/27/99</b>
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**SECTION II PLEA OR ADMISSION ACCEPTED BY THE COURT**

The Court  **ACCEPTS** the tendered Plea or Admission on defendant's terms set forth in Section I, and will impose sentence in accordance with said terms, subject to submission of defendant's written WAIVER (see Section IV on reverse of this form), completion of the required oral COLLOQUY, a determination that there is a FACTUAL BASIS for the Plea or Admission, and notice of ALIEN RIGHTS.

**SECTION III PLEA OR ADMISSION REJECTED BY THE COURT**

The Court <input type="checkbox"/> <b>REJECTS</b> the defendant's dispositional terms set forth above and, in accordance with Mass. R. Crim. P. 12(c)(6), has set forth to the defendant the dispositional terms it would find acceptable, to wit:	<b>DEFENDANT'S DECISION IF COURT REJECTS TENDERED PLEA OR ADMISSION:</b>  <input type="checkbox"/> Defendant <b>WITHDRAWS</b> the tendered Plea or Admission; the parties must complete and file a Pretrial Conference Report, a Pretrial Hearing must be conducted and a trial date scheduled, if necessary.  <input type="checkbox"/> Defendant <b>ACCEPTS</b> terms set forth by the Court, a Plea or Admission will be accepted by the court and said dispositional terms imposed, subject to submission of defendant's written WAIVER (see Section IV on reverse of this form), completion of the required oral COLLOQUY, a determination that there is a FACTUAL BASIS for the Plea or Admission, and notice of ALIEN RIGHTS.
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SIGNATURE OF JUDGE ACCEPTING OR REJECTING PLEA OR ADMISSION <b>X</b>	DATE <b>4-27-99</b>	SIGNATURE OF DEFENSE COUNSEL (if rejection decision made)	DATE
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**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

**ARRAIGNMENT ORDER: PRETRIAL CONFERENCE AND HEARING; INITIAL DISCOVERY**

DOCKET NUMBER

991824

**Trial Court of Massachusetts  
District Court Department**



COURT DIVISION

Worcester District Court  
50 Harvard Street  
Worcester, MA. 01608

COMMONWEALTH VS

*Jorge Zambano*  
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:	3/25/99
Time:	9-

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)

RETURN OF SERVICE ON SUMMONS TO DEFENDANT			DOCKET NO <b>9962CR001824</b>		Trial Court of Massachusetts District Court Department 	
DEFENDANT'S DOB 03/14/1981	SEX M	HOME PHONE	WORK PHONE	NO COUNTS 3	COURT NAME and ADDRESS Worcester District Court 50 Harvard Street Worcester, MA 01608	
DEFENDANT'S NAME and ADDRESS  ZAMBRANO, JORGE 3 EUCLID AVE #3 WORCESTER, MA 01610					DATE YOU MUST APPEAR	←←←←←
					TIME YOU MUST APPEAR	YOU MUST APPEAR AT ABOVE COURT AT THIS DATE and TIME ←←←←←
FIRST SIX COUNTS: 1. 266/30/A LARCENY OVER \$250 c266 §30 2. 266/16/A B&E NIGHTTIME FOR FELONY c266 §16 3. 266/49/B BURGLARIOUS INSTRUMENT, POSSESS c266 §49					SCHEDULED EVENT <b>ARRAIGNMENT</b>	
<p><b>TO THE ABOVE-NAMED DEFENDANT:</b></p> <p>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.</p>						
TESTE OF FIRST JUSTICE			DATE ISSUED	CLERK-MAGISTRATE		
WITNESS: Hon. ELLIOTT L ZIDE			02/25/1999	THOMAS NOONAN		
<p><b>TO ANY PERSON AUTHORIZED TO SERVE CRIMINAL PROCESS:</b></p> <p>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.</p>						
<b>RETURN OF SERVICE</b>	<p>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):</p> <p><input type="checkbox"/> Delivering a copy of it personally to the defendant.</p> <p><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:</p> <p style="text-align: center;">Name of person to whom delivered: _____</p> <p><input type="checkbox"/> Mailing a copy of it to the defendant at the address shown above, which is the defendant's last known address.</p> <p><input type="checkbox"/> I was unable to make service because:</p>					
	DATE OF SERVICE	SIGNATURE OF PERSON MAKING SERVICE <b>X</b>			TITLE OF PERSON MAKING SERVICE	

**APPLICATION FOR COMPLAINT**

ADULT  
 JUVENILE

NUMBER

1501

**Trial Court of Massachusetts  
District Court Department**



ARREST     HEARING     SUMMONS     WARRANT

COURT DIVISION

WORCESTER DISTRICT COUR  
WORCESTER COUNTY  
50 HARVARD STREET  
WORCESTER, MA 01608

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

DATE OF APPLICATION: 02/25/1999    DATE OF OFFENSE: 02/25/1999    PLACE OF OFFENSE: 2-X DERBY ST

NAME OF COMPLAINANT	NO.	OFFENSE	G.L. Ch. and Sec.
PO JOSEPH TOLSON 799-8600	1.	LARCENY OF PROPERTY OVER \$250 (313)	266-30
ADDRESS AND ZIP CODE OF COMPLAINANT Worcester Police Department 9-11 Lincoln Square Worcester, MA 01608	2.	B&E NIGHT-MV-INTENT TO COMMIT FELNY(205)	266-16
	3.	POSSESSION OF BURGLARIOUS TOOLS (329)	266-49
NAME, ADDRESS AND ZIP CODE OF DEFENDANT ZAMBRANO, JORGE 3 EUCLID AV, #3 WORCESTER, MA 01610	4.		

COURT USE ONLY → A hearing upon this complaint application will be held at the above court address on DATE OF HEARING AT 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	Vincent Steele	Pioneer stereo faceplate	OVER \$250	
2	Vincent Steele	Chery Corsica Ma		
3		768 KYM		2 Secur Drivers Wine Coffey
4				

OTHER REMARKS: [This is page 1 of 1]  
None. Victim Vincent Steele  
26 Derby St  
Worc.  
754-7104

X \_\_\_\_\_  
SIGNATURE OF COMPLAINANT

**DEFENDANT IDENTIFICATION INFORMATION — Complete data below if known.**

DATE OF BIRTH 03/14/1981	PLACE OF BIRTH MIAMI FL	SOCIAL SECURITY NUMBER 593-70-5052	SEX M	RACE HIS	HEIGHT 5 11	WEIGHT 140	EYES BRO	HAIR BAL
OCCUPATION	EMPLOYER/SCHOOL	MOTHER'S NAME (MAIDEN) YOLANDA FIELD		FATHER'S NAME JORGE SR.				

↓ **COURT USE ONLY** ↓

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

COMMENTS

<b>SUMMONS TO DEFENDANT</b>	DOCKET NO. <b>9962CR001824</b>	<b>Trial Court of Massachusetts District Court Department</b>	
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DEFENDANT'S DOB 03/14/1981	SEX M	HOME PHONE	WORK PHONE	NO. COUNTS 3	COURT NAME and ADDRESS Worcester District Court 50 Harvard Street Worcester, MA 01608	
DEFENDANT'S NAME and ADDRESS  ZAMBRANO, JORGE 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	←←←←←

<b>FIRST SIX COUNTS:</b>  1. 266/30/A LARCENY OVER \$250 c266 §30 2. 266/16/A B&E NIGHTTIME FOR FELONY c266 §16 3. 266/49/B BURGLARIOUS INSTRUMENT, POSSESS c266 §49	SCHEDULED EVENT <h2 style="text-align: center;">ARRAIGNMENT</h2>
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**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 L ZIDE	02/25/1999	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.

<b>Atencion:</b> <b>Attention:</b> <b>Attenzione:</b> <b>Atenção:</b> <b>Atansyon:</b> <b>Внимание!</b> <b>주의사항:</b> <b>ATTENTION:</b> <b>注意:</b>	Notificación oficial del tribunal; si no entiende inglés, obtenga una traducción. Avis officiel du tribunal, Anglais limite, veuillez faire traduire. avviso ufficiale del tribunale. Chi non capisce l'inglese lo faccia tradurre. Este é um anúncio jurídico oficial. Mande traduzi-lo se você não compreende o Inglês. Es é um anúncio oficial de tribunal. Mandá traduzil si bu ca ta entendé Inglês. Se avi opisyal Tribunal Ia. Fe tradwi'l souple, si'w pa kon Angle. Это повестка из суда. Если Вы не читаете по-английски, обратитесь к переводчику. 这是正式的法院通告。如果您不懂英语，请找人代为翻译。
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NOTICE OF COMPLAINT HEARING

NUMBER

1501

Trial Court of Massachusetts  
District Court Department



TO THE DEFENDANT: SEE INSTRUCTIONS ON THE REVERSE SIDE.

COURT DIVISION

WORCESTER DISTRICT COURT  
WORCESTER COUNTY  
50 HARVARD STREET  
WORCESTER, MA 01609

DATE OF APPLICATION

07/25/1999

DATE OF OFFENSE

07/25/1999

PLACE OF OFFENSE

244 DEBRA ST

NAME OF COMPLAINANT

F. TH. TOLSON

799-5600

NO.

OFFENSE

G.L. Ch.  
and Sec.

1.

LARCENY OF PROPERTY (over  
\$250) (313)

266A-3B

2.

52E NIGHT-NO-INTENT TO  
COMM: FELONY (205)

266B-1B

NAME, ADDRESS AND ZIP CODE OF DEFENDANT

DAVID ADRIAN GORSE

4389M2495

3.

POSSESSION OF BURGLARIOUS  
TOOLS (329)

266-4A

1000 WILLOW AVE. #10

484900250

WINTHROP, MA 01890

018902101

4.

A hearing upon this complaint application  
will be held at the above court address on

DATE OF HEARING

TIME OF HEARING

AT

1501



COURT DIVISION

WORCESTER DISTRICT COURT  
WORCESTER COUNTY  
50 HARVARD STREET  
WORCESTER, MA 01602

DATE OF APPLICATION: 02/25/99  
DATE OF OFFENSE: 02/25/1999  
PLACE OF OFFENSE: 2-X DERBY ST

NAME OF COMPLAINANT	NO.	OFFENSE	G.L. Ch. and Sec.
JOSEPH TOLSON 799-2500	1.	LARCENY OF PROPERTY OVER \$250 (313)	266-30
ADDRESS AND ZIP CODE OF COMPLAINANT Worcester Police Department 4-11 Lincoln Square Worcester, MA 01608	2.	B&E NIGHT-MV-INTENT TO COMMIT FELONY (205)	266-16
NAME, ADDRESS AND ZIP CODE OF DEFENDANT JEREMAS TORRE MAM982935	3.	POSSESSION OF BURGLARIOUS TOOLS (329)	266-49
3 BENTLEY AV. #3 WORCESTER MA 01610	4.		

A hearing upon this complaint application will be held at the above court address on DATE OF HEARING TIME OF HEARING 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	Vincent Steele	Pioneer Stereo Faceplate	OVER \$250	
2	Vincent Steele	Chery Corica Ma		
3		768 KYM		
4				

OTHER REMARKS: (This is page 1 of 1)

None. Victim Vincent Steele  
26 Derby St  
Worc.  
754-7109

X \_\_\_\_\_  
SIGNATURE OF COMPLAINANT

DEFENDANT IDENTIFICATION INFORMATION — Complete data below if known.

DATE OF BIRTH 05/14/1981	PLACE OF BIRTH MIAMI FL	SOCIAL SECURITY NUMBER 538-70-5052	SEX M	RACE HIS	HEIGHT 5-11	WEIGHT 140	EYES BRO	HAIR BL
OCCUPATION	EMPLOYER/SCHOOL	MOTHER'S NAME (MAIDEN) YOLANDA FIELD		FATHER'S NAME JORGE SR				

