

CRIMINAL DOCKET		DOCKET NUMBER 1462CR003420	NO. OF COUNTS 3	Trial Court of Massachusetts District Court Department	
DEFENDANT NAME AND ADDRESS Jorge Zambrano 3 Euclid Ave Apt 3 Worcester, MA 01610		DOB 03/14/1981	GENDER Male	COURT NAME & ADDRESS Worcester District Court 225 Main Street Worcester, MA 01608	
		DATE COMPLAINT ISSUED 04/28/2014			
		PRECOMPLAINT ARREST DATE 04/27/2014		INTERPRETER REQUIRED	
FIRST FIVE OFFENSE COUNTS					
COUNT	CODE	OFFENSE DESCRIPTION			OFFENSE DATE
1	269/10/B	DANGEROUS WEAPON, CARRY c269 §10(b)			04/27/2014
3	272/53/F	DISORDERLY CONDUCT c272 §53			04/27/2014
4	272/53/G	DISTURBING THE PEACE c272 §53			04/27/2014
DEFENSE ATTORNEY PVT LATALDO		OFFENSE CITY/TOWN Worcester		POLICE DEPARTMENT Worcester PD	
DATE & JUDGE	DOCKET ENTRY			DATE & JUDGE	FEE IMPOSED
4-29-14	<input checked="" type="checkbox"/> Attorney appointed (SJC R. 3-10) <input type="checkbox"/> Atty denied & Def. Advised per 211 D §2A <input type="checkbox"/> Waiver of Counsel found after colloquy				Counsel Fee (211D § 2A ¶2) <input type="checkbox"/> WAIVED \$
	Terms of release set: <input checked="" type="checkbox"/> PR <input type="checkbox"/> Bail 350 4-29-14 <input type="checkbox"/> See Docket for special condition <input type="checkbox"/> Held (276 §58A)				Counsel Contribution (211D § 2) <input type="checkbox"/> WAIVED \$
Locks J	Arraigned and advised: <input checked="" type="checkbox"/> Potential of bail revocation (276 §58) <input type="checkbox"/> Right to bail to review (276 §58) <input type="checkbox"/> Right to drug exam (111E § 10)				Default Warrant Fee (276 § 30 ¶1) <input type="checkbox"/> WAIVED \$
	Advised of right to jury trial <input type="checkbox"/> Waiver of jury found after colloquy <input type="checkbox"/> Does not waive				Default Warrant Arrest Fee (276 § 30 ¶2) <input type="checkbox"/> WAIVED \$
	Advised of trial rights as pro se (Dist. Ct. Supp.R.4)				Probation Supervision Fee (276 § 87A) <input type="checkbox"/> WAIVED \$
	Advised of right of appeal to Appeals Ct. (M.R. Crim P.R. 28)				Bail Order Forfeited
SCHEDULING HISTORY					
NO.	SCHEDULED DATE	EVENT	RESULT	JUDGE	TAPE START/STOP
1	04/29/2014	Arraignment	<input type="checkbox"/> Held <input type="checkbox"/> Not Held but Event Resolved <input type="checkbox"/> Cont'd	Locks J	
2	6-3-14	PTLN	<input type="checkbox"/> Held <input type="checkbox"/> Not Held but Event Resolved <input type="checkbox"/> Cont'd	D'Angelo	
3	7-17-14	CE	<input type="checkbox"/> Held <input type="checkbox"/> Not Held but Event Resolved <input type="checkbox"/> Cont'd	D'Angelo	
4	9-30-14	J-Trial	<input type="checkbox"/> Held <input checked="" type="checkbox"/> Not Held but Event Resolved <input type="checkbox"/> Cont'd	LoConto, J	rm 21 1240-1250
5			<input type="checkbox"/> Held <input type="checkbox"/> Not Held but Event Resolved <input type="checkbox"/> Cont'd		
6			<input type="checkbox"/> Held <input type="checkbox"/> Not Held but Event Resolved <input type="checkbox"/> Cont'd		
7			<input type="checkbox"/> Held <input type="checkbox"/> Not Held but Event Resolved <input type="checkbox"/> Cont'd		
8			<input type="checkbox"/> Held <input type="checkbox"/> Not Held but Event Resolved <input type="checkbox"/> Cont'd		
9			<input type="checkbox"/> Held <input type="checkbox"/> Not Held but Event Resolved <input type="checkbox"/> Cont'd		
10			<input type="checkbox"/> Held <input type="checkbox"/> Not Held but Event Resolved <input type="checkbox"/> Cont'd		
APPROVED ABBREVIATIONS					
ARR = Arraignment PTH = Pretrial hearing DCE = Discovery compliance & jury selection BTR = Bench trial JTR = Jury trial PCH = Probable cause hearing MOT = Motion hearing SRE = Status review SRP = Status review of payments FAT = First appearance in jury session SEN = Sentencing CWF = Continuance-without-finding scheduled to terminate PRO = Probation scheduled to terminate DFTA = Defendant failed to appear & was defaulted WAR = Warrant Issued WARD = Default warrant issued WR = Warrant or default warrant recalled PVH = probation revocation hearing					
A TRUE COPY ATTEST:		CLERK-MAGISTRATE / ASST CLERK X		TOTAL NO. OF PAGES	ON (DATE)



CRIMINAL DOCKET - OFFENSES		DEFENDANT NAME Jorge Zambrano			DOCKET NUMBER 1462CR003420	
COUNT / OFFENSE 1 DANGEROUS WEAPON, CARRY c269 §10(b)				DISPOSITION DATE AND JUDGE 9.30.14 LoConto, J		
DISPOSITION METHOD <input type="checkbox"/> Guilty Plea or <input type="checkbox"/> Admission to Sufficient Facts accepted after colloquy and 278 §29D warning <input type="checkbox"/> Bench Trial <input type="checkbox"/> Jury Trial <input checked="" type="checkbox"/> Dismissed upon: <input checked="" type="checkbox"/> Request of Commonwealth <input type="checkbox"/> Request of Victim <input type="checkbox"/> Request of Defendant <input type="checkbox"/> Failure to prosecute <input type="checkbox"/> Other: <input checked="" type="checkbox"/> Filed with Defendant's consent <input type="checkbox"/> Nolle Prosequi <input type="checkbox"/> Decriminalized (277 §70 C)		FINE/ASSESSMENT	SURFINE	COSTS	OUI §24D FEE	OUI VICTIMS ASMT
		HEAD INJURY ASMT	RESTITUTION	V/W ASSESSMENT	BATTERER'S FEE	OTHER
FINDING <input type="checkbox"/> Guilty <input type="checkbox"/> Not Guilty <input type="checkbox"/> Responsible <input type="checkbox"/> Not Responsible <input type="checkbox"/> Probable Cause <input type="checkbox"/> No Probable Cause		SENTENCE OR OTHER DISPOSITION <input type="checkbox"/> Sufficient facts found but continued without a finding until: <input type="checkbox"/> Defendant placed on probation until: <input type="checkbox"/> Risk/Need or OUI <input type="checkbox"/> Administrative Supervision <input type="checkbox"/> Defendant placed on pretrial probation (276 §87) until: <input type="checkbox"/> To be dismissed if court costs / restitution paid by:			JUDGE	DATE
COUNT / OFFENSE 3 DISORDERLY CONDUCT c272 §53				DISPOSITION DATE AND JUDGE 9.30.14 LoConto, J		
DISPOSITION METHOD <input type="checkbox"/> Guilty Plea or <input type="checkbox"/> Admission to Sufficient Facts accepted after colloquy and 278 §29D warning <input type="checkbox"/> Bench Trial <input type="checkbox"/> Jury Trial <input type="checkbox"/> Dismissed upon: <input type="checkbox"/> Request of Commonwealth <input type="checkbox"/> Request of Victim <input type="checkbox"/> Request of Defendant <input type="checkbox"/> Failure to prosecute <input type="checkbox"/> Other: <input checked="" type="checkbox"/> Filed with Defendant's consent TO 4PM <input type="checkbox"/> Nolle Prosequi <input type="checkbox"/> Decriminalized (277 §70 C)		FINE/ASSESSMENT	SURFINE	COSTS	OUI §24D FEE	OUI VICTIMS ASMT
		HEAD INJURY ASMT	RESTITUTION	V/W ASSESSMENT	BATTERER'S FEE	OTHER
FINDING <input checked="" type="checkbox"/> Guilty <input type="checkbox"/> Not Guilty <input type="checkbox"/> Responsible <input type="checkbox"/> Not Responsible <input type="checkbox"/> Probable Cause <input type="checkbox"/> No Probable Cause		SENTENCE OR OTHER DISPOSITION <input type="checkbox"/> Sufficient facts found but continued without a finding until: <input type="checkbox"/> Defendant placed on probation until: <input type="checkbox"/> Risk/Need or OUI <input type="checkbox"/> Administrative Supervision <input type="checkbox"/> Defendant placed on pretrial probation (276 §87) until: <input type="checkbox"/> To be dismissed if court costs / restitution paid by:			JUDGE	DATE
COUNT / OFFENSE 4 DISTURBING THE PEACE c272 §53				DISPOSITION DATE AND JUDGE 9.30.14 LoConto, J		
DISPOSITION METHOD <input type="checkbox"/> Guilty Plea or <input type="checkbox"/> Admission to Sufficient Facts accepted after colloquy and 278 §29D warning <input type="checkbox"/> Bench Trial <input type="checkbox"/> Jury Trial <input type="checkbox"/> Dismissed upon: <input type="checkbox"/> Request of Commonwealth <input type="checkbox"/> Request of Victim <input type="checkbox"/> Request of Defendant <input type="checkbox"/> Failure to prosecute <input type="checkbox"/> Other: <input checked="" type="checkbox"/> Filed with Defendant's consent TO 4PM <input type="checkbox"/> Nolle Prosequi <input type="checkbox"/> Decriminalized (277 §70 C)		FINE/ASSESSMENT	SURFINE	COSTS	OUI §24D FEE	OUI VICTIMS ASMT
		HEAD INJURY ASMT	RESTITUTION	V/W ASSESSMENT	BATTERER'S FEE	OTHER
FINDING <input checked="" type="checkbox"/> Guilty <input type="checkbox"/> Not Guilty <input type="checkbox"/> Responsible <input type="checkbox"/> Not Responsible <input type="checkbox"/> Probable Cause <input type="checkbox"/> No Probable Cause		SENTENCE OR OTHER DISPOSITION <input type="checkbox"/> Sufficient facts found but continued without a finding until: <input type="checkbox"/> Defendant placed on probation until: <input type="checkbox"/> Risk/Need or OUI <input type="checkbox"/> Administrative Supervision <input type="checkbox"/> Defendant placed on pretrial probation (276 §87) until: <input type="checkbox"/> To be dismissed if court costs / restitution paid by:			JUDGE	DATE



CRIMINAL COMPLAINT ORIGINAL		DOCKET NUMBER 1462CR003420	NO. OF COUNTS 3	Trial Court of Massachusetts District Court Department
DEFENDANT NAME & ADDRESS Jorge Zambrano 3 Euclid Ave Apt 3 Worcester, MA 01610			COURT NAME & ADDRESS Worcester District Court 225 Main Street Worcester, MA 01608 (508)831-2010	
DEFENDANT DOB 03/14/1981	COMPLAINT ISSUED 04/28/2014	DATE OF OFFENSE 04/27/2014	ARREST DATE 04/27/2014	
OFFENSE CITY / TOWN Worcester	OFFENSE ADDRESS 48 Windham Street		NEXT EVENT DATE & TIME 04/29/2014 08:55 AM	
POLICE DEPARTMENT Worcester PD	POLICE INCIDENT NUMBER 2014000039167		NEXT SCHEDULED EVENT Arraignment	
OBTN TWOR140000227			ROOM / SESSION 1st Session, Ctrm 14	
The undersigned complainant, on behalf of the Commonwealth, on oath complains that on the date(s) indicated below the defendant committed the offense(s) listed below and on any attached pages.				

COUNT	CODE	DESCRIPTION
1	269/10/B	DANGEROUS WEAPON, CARRY c269 §10(b)

On 04/27/2014 did carry on his or her person, or carry on his or her person or under his or her control in a vehicle, or when arrested upon a warrant for an alleged crime or while committing a breach or disturbance of the public peace was armed with or did have on his or her person or under his or her control in a vehicle, a dangerous weapon, to wit: a black handled folding knife, not being authorized by law to do so, in violation of G.L. c.269, §10(b).

(PENALTY: state prison not less than 2½ years, not more than 5 years; or jail or house of correction not less than 6 months, not more than 2½ years. If defendant not previously convicted of a felony: jail or house of correction not more than 2½ years; or not more than \$50; §10(e): dangerous weapon to be ordered forfeited.)

3	272/53/F	DISORDERLY CONDUCT c272 §53
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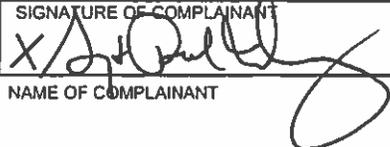
On 04/27/2014 was a disorderly person, in that he or she did, with purpose to cause public inconvenience, annoyance or alarm, or recklessly creating a risk thereof, engage in fighting or threatening, or in violent or tumultuous behavior, or did create a hazardous or physically offensive condition by an act that served no legitimate purpose of the defendant, in violation of the common law and G.L. c.272, §53.

(PENALTY: not more than \$150 fine.)

4	272/53/G	DISTURBING THE PEACE c272 §53
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On 04/27/2014 did disturb the peace of this Commonwealth in that he or she did commit an acts or acts that were of such nature as tend to annoy all good citizens, and did in fact annoy someone present and not favoring such act or acts, in violation of the common law and G.L. c.272, §53.

(PENALTY: not more than \$150 fine.)

SIGNATURE OF COMPLAINANT 	SWORN TO BEFORE CLERK-MAGISTRATE/ASST. CLERK/DEP. ASST. CLERK X 	DATE 4.28.14
NAME OF COMPLAINANT	A TRUE COPY ATTEST X	CLERK-MAGISTRATE/ ASST. CLERK DATE

Notice to Defendant: 42 U.S.C. § 3796gg-4(e) requires this notice: If you are convicted of a misdemeanor crime of domestic violence you may be prohibited permanently from purchasing and/or possessing a firearm and/or ammunition pursuant to 18 U.S.C. § 922 (g) (9) and other applicable related Federal, State, or local laws.

STATEMENT OF FACTS

IN SUPPORT OF
APPLICATION FOR CRIMINAL COMPLAINT

APPLICATION NO. (COURT USE ONLY)

PAGE
1 OF 1

Trial Court of Massachusetts
District Court Department



The undersigned alleges the following as a full or partial statement of the factual basis for the offense(s) for which a criminal complaint is sought.

COURT DIVISION

On 27 April 2014, As Officer Burnes arrived we exited our cruisers and immediately the male who was walking on the sidewalk who was now at the intersection of Windham Street and Sterling Street, began to yell "What the fuck." He was recognized by Officer Burnes as Jorge Zambrano who is well known to the police. Zambrano continued yelling "This is bull shit why are you fucking with us" and he was uncooperative with Officer Burnes. During the disturbance that Zambrano was creating one mv on Sterling Street slowed down to look on at the incident and another stopped as it approached us on Windham Street for several moments before turning around and leaving the area. At this time Officer Burnes informed Zambrano to put his hands behind his back and that he was under arrest. Officer Burnes placed Zambrano in handcuffs (dl) behind his back and during his search discovered a black handled folding knife in his front right pocket.

PRINTED NAME

SIGNATURE

I AM A:

DATE SIGNED

S. Riley

S. Riley

LAW ENFORCEMENT OFFICER
 CIVILIAN COMPLAINANT OR WITNESS

4-27-14

ADDITIONAL FACTS FOUND BY CLERK-MAGISTRATE / ASST. CLERK / JUDGE BASED ON ORAL TESTIMONY

PC found

REMARKS

SIGNATURE OF CLERK-MAGISTRATE / ASST. CLERK / JUDGE

DATE SIGNED

Burnes

4-27-14

TENDER OF PLEA OR ADMISSION & WAIVER OF RIGHTS		DOCKET NO. 14-3420	Trial Court of Massachusetts District Court Department	
NAME OF DEFENDANT Jorge Zambrano			COURT DIVISION	
SECTION I CONDITIONAL TENDER OF PLEA OR ADMISSION				
Defendant tenders the following: <input checked="" type="checkbox"/> PLEA OF GUILTY <input type="checkbox"/> ADMISSION TO FACTS SUFFICIENT FOR A FINDING OF GUILTY				
COUNT NO.	DEFENDANT'S RECOMMENDATION(s) <small>(Include all fees, costs and conditions of probation)</small>	PROSECUTOR'S RECOMMENDATION(s) <small>(Required when Prosecutor disagrees with Defendant's recommendations)</small>	JUDGE'S DISPOSITION WHEN DEFENDANT'S RECOMMENDATION IS REJECTED	
1	day. weeper Dismissed			
2	G/Filed			
3	G/Filed			
<p>IF ANY COUNT IS BEING PLACED ON FILE: it may be removed from the file at any time and sentence imposed (or scheduled for trial if no guilty finding has been made): (1) at the defendant's request, or (2) if a related conviction or sentence is reversed or vacated, or (3) if it is shown by a preponderance of evidence that the defendant committed a new criminal offense, or (4) if it is shown by a preponderance of evidence that:</p> <p><i>(Optional)</i> The prosecutor may not request that the charge be removed from the file after: _____ (date).</p>				
DIST. / MUN. CTS. R. CRIM. P. 4(c) REQUIRES COUNSEL TO CONSULT WITH THE PROBATION DEPARTMENT REGARDING PROBATIONARY TERMS.				
SIGNATURE OF DEFENSE COUNSEL OR PRO SE DEFENDANT		DATE	SIGNATURE OF PROSECUTOR	
X			X	
THE COURT <input checked="" type="checkbox"/> ACCEPTS DEFENDANT'S TENDER <input type="checkbox"/> REJECTS DEFENDANT'S TENDER				DATE
SIGNATURE OF JUDGE				DATE
X				9-30-14
DEFENDANT'S DECISION WHEN COURT REJECTS DEFENDANT'S RECOMMENDATION				
<input type="checkbox"/> Defendant WITHDRAWS the tendered plea or admission. <input type="checkbox"/> Defendant ACCEPTS judge's disposition set forth above.				
SIGNATURE OF DEFENSE COUNSEL		DATE	SIGNATURE OF DEFENDANT	
X			X	

JUDGE'S DETERMINATION OF INDIGENCY

DOCKET NUMBER
1462CR003420

**Trial Court of Massachusetts
District Court Department**



DEFENDANT NAME
Jorge Zambrano

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

- INDIGENT** because the defendant:
 - receives Transitional Aid to Families with Dependent Children (TAFDC).
 - receives Emergency Aid to Elderly, Disabled or Children (EAEDC).
 - receives poverty-related veterans' benefits.
 - receives refugee resettlement benefits.
 - receives food stamps.
 - receives Medicaid (MassHealth).
 - 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, § 4(b). [Judge's § 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, § 4(b). [Judge's § 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, § 4(b).]

DATE	SIGNATURE OF JUDGE X
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**CERTIFICATE OF JUDGE
UPON DEFENDANT'S WAIVER OF COUNSEL**

I certify that I have informed the defendant of the right to counsel in accordance with Supreme Judicial Court Rule 3:10 and G.L. c. 211D, § 5, that he or she has knowingly elected to proceed without a lawyer, and that he or she has:

- executed a waiver of counsel in my presence.
- refused to sign a waiver.

DATE	SIGNATURE OF JUDGE X
------	-------------------------

**JUDGE'S DETERMINATION
PURSUANT TO G.L. c. 211D, § 2A**

Pursuant to G.L. c. 211D, § 2A, at arraignment I have informed the defendant, who is charged only with misdemeanor(s) or violation(s) of municipal ordinances or bylaws, that I am declining to appoint counsel and therefore if he or she is convicted of such offense(s), the sentence(s) to be imposed will not include any period of incarceration. This determination may subsequently be revoked in accordance with § 2A.

DATE	SIGNATURE OF JUDGE X
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DEFENSE CERTIFICATE OF DISCOVERY COMPLIANCE Mass.R.Crim.P. 14(a)(B)	DOCKET NO(s)	Trial Court of Massachusetts District Court Department
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Commonwealth vs. <u> <i>Jorge Zambrano</i> </u> <small style="margin-left: 200px;">NAME OF DEFENDANT</small>	COURT DIVISION
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(To be completed and filed with the court when the defense has provided all reciprocal discovery required by Mass.R.Crim.P. 14 or by court order.)

To the best of my knowledge and after reasonable inquiry, the undersigned has disclosed and made available all items subject to automatic reciprocal discovery and all reciprocal discovery items ordered by the Court. **The identity of each item of discovery which has been provided is as follows:**

- Material and relevant police reports, photographs, tangible objects, and all intended exhibits [14(a)(1)(A)(vii)],
 specifically: *Complete*

- Statements of any person the defense intends to call as a witness [14(a)(1)(A)(v)],
 specifically: _____

- Promises, rewards, or inducements made to any witness the defense intends to present at trial [14(a)(1)(A)(ix)],
 specifically: _____

- Reports of physical examinations of any person or of scientific tests or experiments [14(a)(1)(A)(vii)],
 specifically: _____

- Intended expert opinion evidence, other than evidence pertaining to defendant's criminal responsibility and subject to Rule 14(b)(2) [14(a)(1)(A)(vi)],
 specifically: _____

- Other: _____

 David Cotter *7/17/14*
 Defense Counsel Date
 Pro Se Defendant

Note. Both parties have a continuing duty to disclose any additional material they learn about after this Certificate of Discovery Compliance is filed, if such material would have been governed by a duty to disclose prior to the filing of this certificate. Mass.R.Crim.P. 14(a)(B). A supplemental Certificate of Discovery Compliance must be filed identifying any additional item of discovery which is provided after the filing of this Certificate. Mass.R.Crim.P. 14(a)(3).

APPEARANCE OF COUNSEL

Trial Court of Massachusetts District Court Department



DOCKET NUMBER

COURT NAME AND ADDRESS

14 62 CA 3420
YEAR* COURT NUMBER CASE TYPE** CASE NUMBER

Worcester District Court
225 Main Street
Worcester MA 01605

*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.

Jay Zambano

ATTORNEY NAME

Dani J. Catella

B.B.O. NUMBER (Required)

0 2 8 9 0 5

ATTORNEY FIRM

Magnard + Catella

TELEPHONE NUMBER

508 794 4448

STREET ADDRESS

484 Main St.

EMAIL ADDRESS

CITY/TOWN

Wor. Ma.

STATE

Ma.

ZIP CODE

01608

X

Dani J. Catella
SIGNATURE OF ATTORNEY

4/29/14
DATE

PRETRIAL CONFERENCE REPORT

Mass. R. Crim. P. 11(a)(2)(A)

DOCKET NO(s)

14-3420

Massachusetts Trial Court
District Court Department



Commonwealth vs.

Jose Zamboni
NAME OF DEFENDANT

COURT DIVISION

7.17

(To be completed and signed by both parties and submitted to the court at the Pretrial Hearing unless defendant tenders a plea or admission)

A pretrial conference between the parties was conducted on 6/3, 20 14, with the following results:

I. DISCOVERY

1. **AUTOMATIC DISCOVERY FOR DEFENSE.** Pursuant to Mass. R. Crim. P. 14(a)(1)(A), the prosecution has disclosed to the defense and the defense has been permitted to discover, inspect and copy:

[Completed] all items and information subject to automatic discovery.

[Not Completed] all items and information subject to automatic discovery, except the following:

Reports

2. **AUTOMATIC RECIPROCAL DISCOVERY FOR PROSECUTION.** Pursuant to Mass. R. Crim. P. 14(a)(1)(B), the defense has disclosed to the prosecution and the prosecution has been permitted to discover, inspect and copy:

[Completed] all items and information subject to automatic reciprocal discovery.

[Not Completed] all items and information subject to automatic reciprocal discovery, except the following:

w. free list

Not yet applicable because the prosecution has not yet completed all automatic or ordered discovery.

3. **UNRESOLVED DISCOVERY ISSUES.** With respect to any discovery to which the parties are or may be entitled, automatically or by court order, pursuant to Mass. R. Crim. P. 14 and which has not yet been provided:

The parties agree as follows (list items and agreed upon date of delivery, inspection, etc.):

none

The defense is filing herewith the following motion(s) to compel discovery:

The prosecution is filing herewith the following motion(s) to compel discovery:

4. **CERTIFICATE OF COMPLIANCE.** The undersigned acknowledge that each party must file a Certificate of Compliance when the party has provided all discovery required by rule, agreement or court order, pursuant to Mass. R. Crim. P. 14(a)(3).

5. **SUBSEQUENTLY DISCOVERED MATERIAL.** The undersigned acknowledge their continuing duties regarding discovery pursuant to Mass. R. Crim.P. 14(a)(4).

II. OTHER PRETRIAL MATTERS

6. **NON-DISCOVERY MOTIONS.** In addition to any discovery-related motions listed above, the following motions will be filed on matters upon which the parties have not reached an agreement:

motion to suppress

APPLICATION FOR CRIMINAL COMPLAINT

APPLICATION NO. (COURT USE ONLY)

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1 of 1

Trial Court of Massachusetts
District Court Department

I, the undersigned complainant, request that a criminal complaint issue against the accused charging the offense(s) listed below. If the accused HAS NOT BEEN ARRESTED and the charges involve:

- ONLY MISDEMEANOR(S), I request a hearing WITHOUT NOTICE because of an imminent threat of
 - BODILY INJURY COMMISSION OF A CRIME FLIGHT WITH NOTICE to accused.
- ONE OR MORE FELONIES, I request a hearing WITHOUT NOTICE WITH NOTICE to accused.
- WARRANT is requested because prosecutor represents that accused may not appear unless arrested.

WORCESTER DISTRICT COURT
225 Main Street
Worcester MA 01608

4/29/14 *3/20*

ARREST STATUS OF ACCUSED
 HAS HAS NOT been arrested

INFORMATION ABOUT ACCUSED

NAME (FIRST MI LAST) AND ADDRESS JORGE ZAMBRANO 3 EUCLID AV, Apt: 3, Worcester MA, 01610		BIRTH DATE 03/14/1981	SOCIAL SECURITY NUMBER 593-70-5052	
		PCF NO. 2449471	MARITAL STATUS Single	
		DRIVERS LICENSE NO. S42250828 SUS	STATE MA	
HAIR Brown	RACE Hispanic	COMPLEXION Fair	SCARS/MARKS/TATTOOS Converted IMAG/Converted STAT/Converted STAT/Tattoo, back	BIRTH STATE OR COUNTRY FL
EMPLOYER/SCHOOL Employer: SELF EMPLOYED		MOTHER'S MAIDEN NAME (FIRST MI LAST) MC: YOLANDA FIELD NOK:	FATHER'S NAME (FIRST MI LAST) MC: JORGE SR. NOK:	
		GENDER Male	HEIGHT 5' 11"	WEIGHT 220
				EYES Brown
				DAY PHONE 508-799-5987

CASE INFORMATION

COMPLAINANT NAME (FIRST MI LAST) Police Officer Sean T Riley	COMPLAINANT TYPE <input checked="" type="checkbox"/> POLICE <input type="checkbox"/> CITIZEN <input type="checkbox"/> OTHER	PD. Police Department
ADDRESS 911 LINCOLN SQ, Worcester MA, 01605	PLACE OF OFFENSE 48 WINDHAM ST Worcester MA 01610	
	INCIDENT REPORT NO. 2014000039167	OBTN TWOR140002274
	CITATION NO(S).	

OFFENSE CODE	DESCRIPTION	OFFENSE DATE
1 269/10/B	Dangerous Weapon, Carry	04/27/2014
VARIABLES (e.g. victim name, controlled substance, type and value of property, other variable information, see Complaint Language Manual) <i>Black handled folding knife</i>		
2 272/53/F	Disorderly Conduct	04/27/2014
VARIABLES		
3 272/53/G	Disturbing the Peace	04/27/2014
VARIABLES		

REMARKS	COMPLAINANT'S SIGNATURE <i>X</i>	DATE FILED
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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
DATE	PROCESSING OF NON-ARREST APPLICATION (COURT USE ONLY)			CLERK/JUDGES
	NOTICE SENT OF CLERK'S HEARING SCHEDULED ON			
	NOTICE SENT OF JUDGE'S HEARING SCHEDULED ON			
	HEARING CONTINUED TO:			
	APPLICATION DECIDED WITHOUT NOTICE TO ACCUSED BECAUSE:			
	<input type="checkbox"/> IMMINENT THREAT OF <input type="checkbox"/> BODILY INJURY <input type="checkbox"/> CRIME <input type="checkbox"/> FLIGHT BY ACCUSED <input type="checkbox"/> FELONY CHARGED AND POLICE DO NOT REQUEST NOTICE <input type="checkbox"/> FELONY CHARGED BY CIVILIAN; NO NOTICE AT CLERK'S DISCRETION			
DATE	COMPLAINT TO ISSUE	COMPLAINT DENIED	CLERK/JUDGES	
<i>4-28-14</i>	<input checked="" type="checkbox"/> PROBABLE CAUSE FOUND FOR ABOVE OFFENSES NO(S) <input type="checkbox"/> 1 <input checked="" type="checkbox"/> 2 <input type="checkbox"/> 3 BASED ON <input checked="" type="checkbox"/> FACTS SET FORTH IN ATTACHED STATEMENT(S) <input type="checkbox"/> TESTIMONY RECORDED. TAPE NO _____ START NO. _____ END NO. _____ <input type="checkbox"/> WARRANT <input type="checkbox"/> SUMMONS TO ISSUE ARRAIGNMENT DATE: _____	<input type="checkbox"/> NO PROBABLE CAUSE FOUND <input type="checkbox"/> REQUEST OF COMPLAINANT <input type="checkbox"/> FAILURE TO PROSECUTE <input type="checkbox"/> AGREEMENT OF BOTH PARTIES <input type="checkbox"/> OTHER	<i>B/S</i>	
	COMMENT			

APPLICATION FOR CRIMINAL COMPLAINT

APPLICATION NO. (COURT USE ONLY)

PAGE

1 of 1

Trial Court of Massachusetts
District Court Department



WORCESTER DISTRICT COURT
225 Main Street
Worcester MA 01608

I, the undersigned complainant, request that a criminal complaint issue against the accused charging the offense(s) listed below. If the accused HAS NOT BEEN ARRESTED and the charges involve:

- ONLY MISDEMEANOR(S), I request a hearing WITHOUT NOTICE because of an imminent threat of BODILY INJURY COMMISSION OF A CRIME FLIGHT WITH NOTICE to accused.
- ONE OR MORE FELONIES, I request a hearing WITHOUT NOTICE WITH NOTICE to accused.
- WARRANT is requested because prosecutor represents that accused may not appear unless arrested.

ARREST STATUS OF ACCUSED
 HAS HAS NOT been arrested

INFORMATION ABOUT ACCUSED

NAME (FIRST MI LAST) AND ADDRESS

JORGE ZAMBRANO
3 EUCLID AV, Apt: 3,
Worcester MA, 01610

CASE INFORMATION

COMPLAINANT NAME (FIRST MI LAST)

Police Officer Sean T Riley

COMPLAINANT TYPE

POLICE CITIZEN OTHER

PD
Police Department

PLACE OF OFFENSE

48 WINDHAM ST Worcester MA 01610

INCIDENT REPORT NO.
2014000039167

OBTN

TWOR140002274

CITATION NO(S).

	OFFENSE CODE	DESCRIPTION	OFFENSE DATE
1	269/10/B	Dangerous Weapon, Carry	04/27/2014
VARIABLES (e.g. victim name, controlled substance, type and value of property, other variable information, see Complaint Language Manual)			
2	272/53/F	Disorderly Conduct	04/27/2014
VARIABLES			
3	272/53/G	Disturbing the Peace	04/27/2014
VARIABLES			

REMARKS	COMPLAINANT'S SIGNATURE X	DATE FILED
COURT USE ONLY	A HEARING UPON THIS COMPLAINT APPLICATION WILL BE HELD AT THE ABOVE COURT ADDRESS ON } DATE OF HEARING	TIME OF HEARING
	AT	COURT USE ONLY

TO THE ACCUSED NAMED ABOVE

You are hereby notified that an application for a criminal complaint to issue against you for the offense(s) listed above has been made in this court by the complainant named above. This notice is to inform you that a hearing will be held at this court by a Magistrate to determine whether criminal proceedings will be commenced against you in this matter. The hearing will be held at the time and date shown above. You may appear at this time to present your side of the case. You may bring witnesses with you and you may also bring a lawyer, although it is not required that you be represented by counsel.

Please bring this notice and report to the Clerk Magistrate's office upon your arrival at the Court. The Court House address is listed above.

If you do not appear for your hearing at the time and date noted the criminal complaint may issue against you on that date.



WORCESTER DISTRICT COURT
225 Main Street
Worcester MA 01608

I, the undersigned complainant, request that a criminal complaint issue against the accused charging the offense(s) listed below. If the accused **HAS NOT BEEN ARRESTED** and the charges involve:

ONLY MISDEMEANOR(S), I request a hearing WITHOUT NOTICE because of an imminent threat of
 BODILY INJURY COMMISSION OF A CRIME FLIGHT WITH NOTICE to accused.

ONE OR MORE FELONIES, I request a hearing WITHOUT NOTICE WITH NOTICE to accused.

WARRANT is requested because prosecutor represents that accused may not appear unless arrested.

ARREST STATUS OF ACCUSED
 HAS HAS NOT been arrested

INFORMATION ABOUT ACCUSED

NAME (FIRST MI LAST) AND ADDRESS JORGE ZAMBRANO 3 EUCLID AV, Apt: 3, Worcester MA, 01610				BIRTH DATE 03/14/1981		SOCIAL SECURITY NUMBER 593-70-5052		
				PCF NO. 2449471		MARITAL STATUS Single		
				DRIVERS LICENSE NO. S42250828 SUS			STATE MA	
				GENDER Male	HEIGHT 5' 11"	WEIGHT 220	EYES Brown	
HAIR Brown	RACE Hispanic	COMPLEXION Fair	SCARS/MARKS/TATTOOS Converted IMAG/Converted STAT/Converted STAT/Tattoo, back		BIRTH STATE OR COUNTRY FL	DAY PHONE 508-799-5987		
EMPLOYER/SCHOOL Employer: SELF EMPLOYED			MOTHER'S MAIDEN NAME (FIRST MI LAST) MC: YOLANDA FIELD NOK:		FATHER'S NAME (FIRST MI LAST) MC: JORGE SR. NOK:			

CASE INFORMATION

COMPLAINANT NAME (FIRST MI LAST) Police Officer Sean T Riley		COMPLAINANT TYPE <input checked="" type="checkbox"/> POLICE <input type="checkbox"/> CITIZEN <input type="checkbox"/> OTHER		PD Police Department
ADDRESS 911 LINCOLN SQ, Worcester MA, 01605		PLACE OF OFFENSE 48 WINDHAM ST Worcester MA 01610		
		INCIDENT REPORT NO. 2014000039167	OBTN TWOR140002274	
CITATION NO(S).				

#	OFFENSE CODE	DESCRIPTION	OFFENSE DATE
1	269/10/B	Dangerous Weapon, Carry	04/27/2014
VARIABLES (e.g. victim name, controlled substance, type and value of property, other variable information, see Complaint Language Manual)			
2	272/53/F	Disorderly Conduct	04/27/2014
VARIABLES			
3	272/53/G	Disturbing the Peace	04/27/2014
VARIABLES			

REMARKS	COMPLAINANT'S SIGNATURE X	DATE FILED										
<table style="width:100%; border: none;"> <tr> <td style="width:10%; border: none;">COURT USE ONLY</td> <td style="width:40%; border: none;">A HEARING UPON THIS COMPLAINT APPLICATION WILL BE HELD AT THE ABOVE COURT ADDRESS ON } _____</td> <td style="width:10%; border: none;">DATE OF HEARING</td> <td style="width:10%; border: none;">TIME OF HEARING</td> <td style="width:10%; border: none;">COURT USE ONLY</td> </tr> <tr> <td style="border: none;"></td> <td style="border: none;"></td> <td style="border: none;">AT</td> <td style="border: none;"></td> <td style="border: none;"></td> </tr> </table>	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				
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										

RECOGNIZANCE

(Promise to Appear)

COMMONWEALTH OF MASSACHUSETTS



DEFENDANT'S NAME AND ADDRESS (INCLUDE ANY ALIAS)

Dorge Zambardo
3 Euclid Ave
Worcester MA

TERMS OF RELEASE

- PERSONAL RECOGNIZANCE (Promise to Appear) \$ 350
- BAIL
 - CASH AS SURETY \$ _____
 - BOND AS SURETY \$ _____
 - OTHER SURETY \$ _____ (Please Specify)

NAME AND ADDRESS OF COURT

District Court Dept.
Worcester Division
225 Main Street
Worcester, MA 01608

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

DATE AND TIME OF APPEARANCE

4/29/14 AT 8:30 A.M. P.M.

REPORT TO: Probation Clerk's Office

SOCIAL SECURITY NUMBER

553-26-5052

DATE OF BIRTH

3-14-81

ARREST ON WARRANT

- YES NO
- POLICE DEPT. EXECUTING WARRANT

OFFENSE(S)

Carrying Long Weapon
Disorderly Conduct
Disrupt the Peace

SURETY/SURETIES NAME AND ADDRESS

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)

DATE

4/27/14

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 the release.

SIGNED (SURETY)

SIGNED (SURETY)

SIGNED (PERSON AUTHORIZED TO TAKE BAIL)

[Signature]
Brendan Heenan
PRINT FULL NAME

- Clerk-Magistrate
- Assistant Clerk
- Bail Commissioner

A. RELEASE AUTHORIZED FROM (PRINT)

B. JURISDICTION OF MAGISTRATE (PRINT)

BAIL FEE RECEIVED

\$ 40.00

DATE AND TIME SIGNED

4/28/14 4:55 A.M. P.M.

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

(Complete when appearance is being required outside of your jurisdiction)

NOTICE TO DEFENDANT & SURETY

Bail shall not be released until the Legal Counsel Fee is satisfied in accordance with G.L. c. 211D, § 2 1/2.

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	RECEIVED FROM SURETY (NAME AND ADDRESS)	DEFENDANT	AMOUNT
		CASE NUMBER	DISTRICT COURT

RECEIVED BY