

IN THE COURT OF COMMON PLEAS OF LYCOMING COUNTY, PENNSYLVANIA

COMMONWEALTH : No. 03-11508
:
vs. : CRIMINAL
:
FAUSTINUS UZOSIKE, : Omnibus Pre-Trial
Defendant : Motion

ORDER

AND NOW, this ___ day of June 2004, upon consideration of the Defendant's Omnibus Pre-trial Motion, it is ORDERED and DIRECTED as follows:

1. Habeas Corpus – After review of the preliminary hearing transcripts and the testimony presented at the hearing before the Court on or about March 31, 2004, the request for a writ of habeas corpus is denied. The Court feels the Commonwealth presented sufficient evidence to support the charges against Defendant.
2. Motion to Compel Answer to Bill of Particulars – At the hearing the Commonwealth agreed it would promptly file an answer to the request for a bill of particulars. If the Commonwealth has not already done so, it shall file a written answer to the request for a bill of particulars within ten days of receipt of this Order.
3. Motion to Suppress – The Court denies Defendant's motion to suppress evidence. The Court finds the police had probable cause that the Defendant was engaged in the delivery of a controlled substance as an accomplice and/or co-conspirator.
4. The Court believes the motions relating to bail and other crimes evidence are moot and/or addressed by previous Orders.

By The Court,

Kenneth D. Brown, P.J.

cc: Bernard F. Cantorna, Esquire
1901 E College Ave, State College PA 16801
William Simmers, Esquire (ADA)
Work file
Gary Weber, Esquire (Lycoming Reporter)