

**IN THE COURT OF COMMON PLEAS OF LYCOMING COUNTY,
PENNSYLVANIA**

COMMONWEALTH	:	No. CR-342-2010
vs.	:	
	:	
DONTAY BUTLER,	:	
Defendant	:	

OPINION

By Order of Court dated November 23, 2010, the Commonwealth was directed to notify defense counsel within fourteen (14) days whether it intended to utilize Trooper Tyson Havens as its expert. By letter dated November 29, 2010, the Commonwealth notified Defendant and the Court that it would be calling Trooper Havens as an expert witness at trial.

By the November 22, 2010 Order, the Commonwealth was directed to provide a copy of any disciplinary records of Trooper Havens in its possession, for an in-camera review. The Commonwealth notified the Court by letter dated November 29, 2010 that it did not have any copies or information as to “the Trooper’s disciplinary”.

Accordingly, the Court shall not conduct any in-camera review although in accordance with the Court’s November 22, 2010 Opinion and Order, Defendant may seek the requested records through the issuance of a Subpoena to the Pennsylvania State Police.

By The Court,

Marc F. Lovecchio, Judge

cc: Mary Kilgus, Esquire (ADA)
Ronald Travis, Esquire
Gary Weber, Esquire (Lycoming Reporter)
Work file

