

IN THE COURT OF COMMON PLEAS OF LYCOMING COUNTY, PENNSYLVANIA

COMMONWEALTH

: No. CR-1606-2009

:

:

vs.

: CRIMINAL DIVISION

:

:

GREGORY A. BARTO,
Defendant

:

:

OPINION AND VERDICT

Before the Court for determination of guilt or innocence are ten counts of violating 35 P.S. § 780-113 (31) possession of a small amount of marijuana with intent to distribute it but not to sell it, or the distribution of a small amount of marijuana but not for sale.

All of the counts relate to Defendant's alleged conduct involving a then minor Tiffany Hollenthoner.

The Court has reviewed the testimony of Tiffany Hollenthoner. Ms. Hollenthoner specifically testified that the Defendant provided marijuana to her virtually every day for the period from December 2003 through December 2004. The Court finds the testimony of Ms. Hollenthoner to be credible. Accordingly, the Court finds the Defendant **Guilty** on Counts 1, 2, 3, 4, 5, 6, 7, 8, 9 and 10.

Defendant's sentencing is scheduled for August 10, 2010 at 11:00 a.m. in Courtroom No. 4 of the Lycoming County Courthouse.

BY THE COURT,

Marc F. Lovecchio, Judge

Date: May 21, 2010

cc: Mark Zearfaus, Esquire
Mary Kilgus, Esquire (DA)
APO
Gary Weber, Esquire (Lycoming Reporter)
Work File