

APPENDIX ATTACHED

SUPREME COURT OF PENNSYLVANIA ORDER 2 Pages
COMMONWEALTH COURT ORDER 1 Page
COURT OF COMMON PLEAS ORDER 2 Pages
COURT OF COMMON PLEAS CRIMINAL DOCKET SHEETS 23 Pages
PROOF OF SERVICE SIGNED AND RESIGNED FOR SERVICE TWICE.. 1 Page
MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS 6 Pages
CERTIFICATION OF PRISON ACCOUNT 4 Pages

IN THE SUPREME COURT OF PENNSYLVANIA
MIDDLE DISTRICT

NOEL BROWN,

Appellant

v.

COMMONWEALTH OF PENNSYLVANIA
AND ERIC TICE, SUPERINTENDENT
SCI-SOMERSET,

Appellees

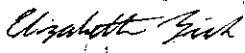
: No. 60 MAP 2022

ORDER

PER CURIAM

AND NOW, this 8th day of August, 2022, the "Petition for Specialized Review
Reconsideration En Banc" is **DENIED**.

A True Copy Elizabeth E. Zisk
As Of 08/08/2022..

Attest: 
Chief Clerk
Supreme Court of Pennsylvania

IN THE SUPREME COURT OF PENNSYLVANIA
MIDDLE DISTRICT

NOEL BROWN, : No. 60 MAP 2022
Appellant :
v. :
COMMONWEALTH OF PENNSYLVANIA :
AND ERIC TICE, SUPERINTENDENT :
SCI-SOMERSET, :
Appellees :
:

ORDER

PER CURIAM

AND NOW, this 14th day of July, 2022, the Notice of Appeal is **QUASHED**. See Pa.R.A.P. 341(b) (definition of a final order); Pa.R.A.P. 311 Note (specifying that Rule 311(c) "does not relate to a transfer under . . . 42 Pa.C.S. §5103 . . . because such a transfer is not to a 'court of coordinate jurisdiction' . . . ; it is intended that there shall be no right of appeal from a transfer order based on improper subject matter jurisdiction."). See also Pa.R.A.P. 910(a)(5) ("Only the questions set forth in the statement, or fairly comprised therein will ordinarily be considered by the Court."); *PPL Generation, LLC v. Dep't of Envtl. Prot.*, 986 A.2d 48, 58 n. 11 (Pa. 2009) (same).

Appellant's Application for Leave to Supplement Jurisdictional Statement is **DENIED**.

A True Copy Elizabeth E. Zisk
As Of 07/14/2022

Attest:
Chief Clerk
Supreme Court of Pennsylvania

IN THE COMMONWEALTH COURT OF PENNSYLVANIA

Noel Brown.

Petitioner

v.

Commonwealth of Pennsylvania
and Eric Tice, Superintendent SCI
Somerset,

Respondents

No. 26 M.D. 2022

PER CURIAM

ORDER

Now, March 24, 2022, upon consideration of the Petition for Writ of Habeas Corpus and Brief in Support of Petition for Review, and it appearing that Petitioner is challenging his conviction and sentencing at CP-64-CR-0000258-2016, a matter over which this Court lacks jurisdiction, *see* 42 Pa.C.S. § 761, this matter is transferred to the Court of Common Pleas of Wayne County for appropriate action. 42 Pa.C.S. § 5103.

The Prothonotary shall transmit this matter to the Clerk of Courts of the Court of Common Pleas of Wayne County.

Order Exit
03/25/2022

IN THE COURT OF COMMON PLEAS 22ND JUDICIAL DISTRICT
COMMONWEALTH OF PENNSYLVANIA
COUNTY OF WAYNE

COMMONWEALTH OF
PENNSYLVANIA

VS.

NOEL BROWN,

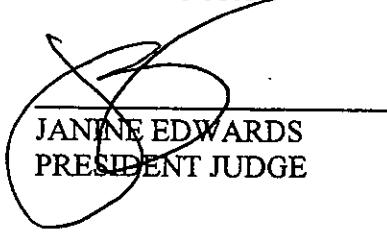
Defendant

NO: 258-2016-CR

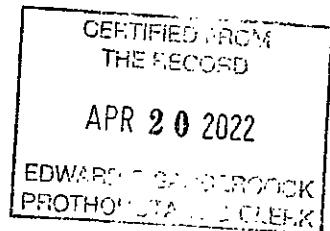
ORDER

AND NOW, to wit, this 20 day of April, 2022, following transfer of a Petition for Writ of Habeas Corpus from the Commonwealth Court of Pennsylvania, it is the ORDER of this Court that said Petition is DISMISSED¹.

BY THE COURT


JANINE EDWARDS
PRESIDENT JUDGE

cc: DA
Noel L. Brown, pro se



¹ Pursuant to 42 Pa.C.S. § 9542, habeas corpus relief is subsumed under the Post-Conviction Relief Act. Defendant filed an initial PCRA petition that was dismissed without a hearing on July 1, 2019; the Superior Court affirmed the dismissal. Treating this Petition as a second Petition for relief under the PCRA, this Petition must be dismissed for a lack of jurisdiction due to not being timely filed. This second Petition was filed in the Commonwealth Court on January 10, 2022, beyond the one year after judgment became final and Defendant has failed to assert an exception under 42 Pa.C.S. § 9545(b).

IN THE COURT OF COMMON PLEAS 22ND JUDICIAL DISTRICT
COMMONWEALTH OF PENNSYLVANIA
COUNTY OF WAYNE

COMMONWEALTH OF
PENNSYLVANIA

VS.

NOEL BROWN,

Defendant

NO: 258-2016-CR

ORDER

AND NOW, to wit, this 19 day of May, 2022, upon consideration of Defendant's Motion for Reconsideration Pursuant to Court Error, it is the ORDER of this Court that said Motion is DENIED.¹

BY THE COURT

JANINE EDWARDS
PRESIDENT JUDGE

cc: DA
Noel L. Brown, pro se

CERTIFIED FROM
THE RECORD

MAY 20 2022

EDWARD G SANDERCOCK
PROTHONOTARY & CLERK

¹ A conviction becomes final at the conclusion of direct review, including discretionary review in the Supreme Court of the United States and the Supreme Court of Pennsylvania. Whitney v. Horn, 280 F.3d 240, 251(3d Cir. 2002). Defendant appealed his sentence to the Superior Court and the judgment was affirmed on October 23, 2017. The Supreme Court of Pennsylvania denied Defendant's request to appeal *nunc pro tunc* on March 27, 2018. This Court does not see an appeal of that finding to the Supreme Court of the United States. Thus, Defendant's conviction became final in the year 2018. Defendant's Petition for Habeas Corpus was filed with the Commonwealth Court on January 10, 2022, beyond one year after his conviction became final, and Defendant has failed to assert an exception under 42 Pa.C.S. § 9545(b).

COURT OF COMMON PLEAS OF WAYNE COUNTY

DOCKET



CERTIFIED FROM
THE RECORD

FEB 15 2017

EDWARD G SANDERCOCK
PROTHONOTARY & CLERK

Commonwealth of Pennsylvania

v.

Noel L Brown

Docket Number: CP-64-CR-0000258-2016

CRIMINAL DOCKET

Court Case

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CASE INFORMATION

Judge Assigned:

Date Filed: 07/20/2016

Initiation Date: 06/30/2016

OTN: X 032260-4

LOTN: X 032260-4

Originating Docket No: MJ-22304-CR-00000412016

Initial Issuing Authority: Ronald Edwards

Final Issuing Authority: Ronald Edwards

Arresting Agency: PSP - Honesdale

Arresting Officer: Palmer, Sharon L.

Complaint/Incident #: PA2016 37284

Case Local Number Type(s)

Case Local Number(s)

STATUS INFORMATION

<u>Case Status:</u>	<u>Status Date</u>	<u>Processing Status</u>	<u>Arrest Date:</u>
Closed	02/13/2017	Awaiting Appellate Court Decision	06/30/2016
	02/03/2017	Sentenced/Penalty Imposed	
	02/03/2017	Awaiting PSI	
	02/03/2017	Awaiting Sentencing	
	11/08/2016	Awaiting PSI Completion	
	11/08/2016	Awaiting Sentencing	
	11/08/2016	Awaiting Trial	
	11/07/2016	Awaiting Formal Arraignment	
	10/31/2016	Awaiting Trial	
	07/20/2016	Awaiting Formal Arraignment	
	07/20/2016	Awaiting Filing of Information	

Complaint Date: 06/30/2016

CALENDAR EVENTS

<u>Case Calendar</u>	<u>Schedule</u>	<u>Start</u>	<u>Room</u>	<u>Judge Name</u>	<u>Schedule</u>
<u>Event Type</u>	<u>Start Date</u>	<u>Time</u>			<u>Status</u>
Formal Arraignment	08/10/2016	9:00 am			Scheduled

CONFINEMENT INFORMATION

<u>Confinement Known As Of</u>	<u>Confinement Type</u>	<u>Destination Location</u>	<u>Confinement Reason</u>	<u>Still in Custody</u>
06/30/2016	County Correctional Facility	Wayne County Prison		Yes

DEFENDANT INFORMATION

<u>Date Of Birth:</u>	12/03/1974	<u>City/State/Zip:</u> Honesdale, PA 18431
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Alias Name

Brown, Noel Lee

CASE PARTICIPANTS

<u>Participant Type</u>	<u>Name</u>
Defendant	Brown, Noel L. (Pro Se)

CPCMS 9082

Printed 02/15/2017

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COURT OF COMMON PLEAS OF WAYNE COUNTY

DOCKET

Docket Number: CP-64-CR-0000258-2016

CRIMINAL DOCKET

Court Case



Commonwealth of Pennsylvania

v.

Noel L Brown

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BAIL INFORMATION

Brown, Noel L.

Nebbia Status: None

<u>Bail Action</u>	<u>Date</u>	<u>Bail Type</u>	<u>Percentage</u>	<u>Amount</u>	<u>Bail Posting Status</u>	<u>Posting Date</u>
Set	06/30/2016	Monetary		\$30,000.00		
Increase Bail Amount	07/06/2016	Monetary		\$100,000.00		

CHARGES

<u>Seq.</u>	<u>Orig Seq.</u>	<u>Grade</u>	<u>Statute</u>	<u>Statute Description</u>	<u>Offense Dt.</u>	<u>OTN</u>
1	1	F2	18 § 2904 §§A	Interference W/Custody Of Children	06/29/2016	X 032260-4
2	2	F2	18 § 6312 §§C	Dissem Photo/Film of Child Sex Acts	06/29/2016	X 032260-4
3	3	F3	18 § 6301 §§A1ii	Corruption Of Minors - Defendant Age 18 or Above	06/29/2016	X 032260-4
4	4	M3	18 § 6310.1 §§A	Sell/Furnish Liquor Etc Minor	06/29/2016	X 032260-4
5	5	F1	18 § 3011 §§B	Trafficking in Minors	06/29/2016	X 032260-4
6	6	F2	18 § 2902 §§B2	Unlawful Restraint of Minor/Not Parent - Involuntary Servitude	06/29/2016	X 032260-4

DISPOSITION/SENTENCING/ PENALTIES

Disposition

<u>Case Event</u>	<u>Disposition Date</u>	<u>Final Disposition</u>
<u>Sequence/Description</u>	<u>Offense Disposition</u>	<u>Grade</u> <u>Section</u>
<u>Sentencing Judge</u>	<u>Sentence Date</u>	<u>Credit For Time Served</u>
<u>Sentence/Diversion Program Type</u>	<u>Incarceration/Diversionary Period</u>	<u>Start Date</u>
<u>Sentence Conditions</u>		

Held for Court (Lower Court)

Defendant Was Present

Lower Court Disposition	07/18/2016	Not Final
1 / Interference W/Custody Of Children	Held for Court (Lower Court)	F2 18 § 2904 §§ A
2 / Dissem Photo/Film of Child Sex Acts	Held for Court (Lower Court)	F2 18 § 6312 §§ C
3 / Corruption Of Minors - Defendant Age 18 or Above	Held for Court (Lower Court)	F3 18 § 6301 §§ A1ii
4 / Sell/Furnish Liquor Etc Minor	Held for Court (Lower Court)	M3 18 § 6310.1 §§ A
5 / Trafficking in Minors	Held for Court (Lower Court)	F1 18 § 3011 §§ B
6 / Unlawful Restraint of Minor/Not Parent - Involuntary Servitude	Held for Court (Lower Court)	F2 18 § 2902 §§ B2

Proceed to Court

Information Filed	08/09/2016	Not Final
1 / Interference W/Custody Of Children	Held for Court (Lower Court)	F2 18 § 2904 §§ A
2 / Dissem Photo/Film of Child Sex Acts	Held for Court (Lower Court)	F2 18 § 6312 §§ C
3 / Corruption Of Minors - Defendant Age 18 or Above	Held for Court (Lower Court)	F3 18 § 6301 §§ A1ii
4 / Sell/Furnish Liquor Etc Minor	Held for Court (Lower Court)	M3 18 § 6310.1 §§ A

CPCMS 9082

Printed: 02/15/2017

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COURT OF COMMON PLEAS OF WAYNE COUNTY

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Court Case



Commonwealth of Pennsylvania
v.

Noel L Brown

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DISPOSITION/SENTENCING/PENALTIES

Disposition

Case Event	Sequence/Description	Disposition Date	Final Disposition	
			Offense Disposition	Grade
	<u>Sentencing Judge</u>		<u>Sentence Date</u>	<u>Credit For Time Served</u>
	<u>Sentence/Diversion Program Type</u>		<u>Incarceration/Diversionary Period</u>	<u>Start Date</u>
	<u>Sentence Conditions</u>			
5 / Trafficking in Minors		Held for Court (Lower Court)	F1	18 § 3011 §§ B
6 / Unlawful Restraint of Minor/Not Parent - Involuntary Servitude		Held for Court (Lower Court)	F2	18 § 2902 §§ B2

Added by Information

Amended Information Filed	11/07/2016	Not Final	
1 / Interference W/Custody Of Children	Held for Court (Lower Court)	F2	18 § 2904 §§ A
2 / Dissem Photo/Film of Child Sex Acts	Held for Court (Lower Court)	F2	18 § 6312 §§ C
3 / Corruption Of Minors - Defendant Age 18 or Above	Held for Court (Lower Court)	F3	18 § 6301 §§ A1ii
4 / Sell/Furnish Liquor Etc Minor	Held for Court (Lower Court)	M3	18 § 6310.1 §§ A
5 / Trafficking in Minors	Held for Court (Lower Court)	F1	18 § 3011 §§ B
6 / Unlawful Restraint of Minor/Not Parent - Involuntary Servitude	Dismissed by Information	F2	18 § 2902 §§ B2

Guilty

Trial	11/08/2016	Final Disposition	
1 / Interference W/Custody Of Children	Guilty	F2	18 § 2904 §§ A
Hamill, Raymond L. Confinement	02/03/2017 Min of 15.00 Months Max of 36.00 Months Other		

Submit to DNA sample and pay \$250.00 for the cost

You shall comply with all the Adam Walsh requirements as a registered sex offender.

Defendant has credit time from June 30,2016 to February 3, 2017

The defendant is a Tier 111 offender who is subject to a Lifetime registration period. Therefore, the defendant shall be transported by the Sheriff's Dept. to the Dimmick Booking Center for processing by the Adult Probation & Parole Dept. per initial registration (42 Pa.C.S.A. 9799.19)b.1). The Sheriff will maintain custody and transport the inmate to the Wayne County Correctional Facility upon completion.

2 / Dissem Photo/Film of Child Sex Acts	Guilty	F2	18 § 6312 §§ C
Hamill, Raymond L. Confinement	02/03/2017 Min of 36.00 Months Max of 72.00 Months Other		
3 / Corruption Of Minors - Defendant Age 18 or Above	Guilty	F3	18 § 6301 §§ A1ii
Hamill, Raymond L.	02/03/2017		

CPCMS 9082

Printed: 02/15/2017

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COURT OF COMMON PLEAS OF WAYNE COUNTY

DOCKET

Docket Number: CP-64-CR-0000258-2016

CRIMINAL DOCKET

Court Case



Commonwealth of Pennsylvania

v.

Noel L Brown

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DISPOSITION/SENTENCING/PENALTIES

Disposition

Case Event

Sequence/Description

Sentencing Judge

Sentence/Diversion Program Type

Sentence Conditions

Confinement

Disposition Date

Offense Disposition

Final Disposition

Grade Section

Sentence Date

Incarceration/Diversionary Period

Credit For Time Served

Start Date

4 / Sell/Furnish Liquor Etc Minor Hamill, Raymond L. No Further Penalty	Guilty 02/03/2017	M3	18 § 6310.1 §§ A
5 / Trafficking in Minors Hamill, Raymond L. Confinement	Guilty 02/03/2017 Min of 120.00 Months Max of 240.00 Months Other	F1	18 § 3011 §§ B
6 / Unlawful Restraint of Minor/Not Parent - Involuntary Servitude Hamill, Raymond L.	Dismissed by Information 02/03/2017	F2	18 § 2902 §§ B2

The following Judge Ordered Conditions are imposed:

Condition

Amount owed: Not to exceed \$10,000.00

Amount paid to date:

Will be disbursed to: Victim counseleing

Payment shall be made to: Wayne County Adult Probation Dept.

Payment is due immediately unless the court has established a payment plan in which case payments begin on: the 1st of the month until paid in full.

This restitution is imposed as (1) part of the sentence OR (2) a condition of probation.

LINKED SENTENCES:

Link 1

CP-64-CR-0000258-2016 - Seq. No. 2 (18§ 6312 §§ C) - Confinement is Consecutive to
CP-64-CR-0000258-2016 - Seq. No. 1 (18§ 2904 §§ A) - Confinement

Link 2

CP-64-CR-0000258-2016 - Seq. No. 3 (18§ 6301 §§ A1ii) - Confinement is Consecutive to
CP-64-CR-0000258-2016 - Seq. No. 2 (18§ 6312 §§ C) - Confinement

Link 3

CP-64-CR-0000258-2016 - Seq. No. 5 (18§ 3011 §§ B) - Confinement is Consecutive to
CP-64-CR-0000258-2016 - Seq. No. 3 (18§ 6301 §§ A1ii) - Confinement

COURT OF COMMON PLEAS OF WAYNE COUNTY

DOCKET

Docket Number: CP-64-CR-0000258-2016

CRIMINAL DOCKET

Court Case



Commonwealth of Pennsylvania

v.

Noel L Brown

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COMMONWEALTH INFORMATION

Name: Wayne County District Attorney's
Office
District Attorney
Supreme Court No:
Phone Number(s):
570-253-4912 (Phone)

Address:
Wayne County Courthouse
925 Court Street
Honesdale, PA 18431

ATTORNEY INFORMATION

Name: Steven Erik Burlein
Standby - Court Appointed
Supreme Court No: 062652
Rep. Status: Active
Phone Number(s):
570-253-9667 (Phone)
Address:

307 11TH St
Honesdale, PA 18431-1947

Representing: Brown, Noel L.

ENTRIES

Sequence Number	CP Filed Date	Document Date	Filed By
1	06/30/2016		Edwards, Ronald
	Bail Set - Brown, Noel L.		
1	07/06/2016		Myers, Linus H.
	Order Granting Motion for Modification of Bail - Brown, Noel L.		
1	07/20/2016		MDJ-22-3-04
	Complaint Filed by DJ Edwards		
	SCANNED		
1	08/09/2016		Commonwealth of Pennsylvania
	Information Filed		
	SCANNED		
1	08/10/2016		Brown, Noel L.
	Request Notice		
	SCANNED		
2	08/10/2016		Brown, Noel L.
	Motion to Dismiss		
	SCANNED		
3	08/10/2016		Brown, Noel L.
	Motion for Statewide Investigating Grand Jury		
	SCANNED		

CPCMS 9082

Printed: 02/15/2017

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COURT OF COMMON PLEAS OF WAYNE COUNTY

DOCKET

Docket Number: CP-64-CR-0000258-2016

CRIMINAL DOCKET

Court Case



Commonwealth of Pennsylvania
v.

Noel L Brown

ENTRIES

Sequence Number	CP Filed Date	Document Date	Filed By
4	08/10/2016		Brown, Noel L.
	Motion for Statewide Idicting Grand Jury ***SCANNED***		
1	08/11/2016		Hamill, Raymond L.
	Arraignment Proceedings ***SCANNED***		
1	08/22/2016		Brown, Noel L.
	Requesting An Issuance of Venue Transfer ***SCANNED***		
1	08/24/2016		Brown, Noel L.
	Requesting For Appointment of Investigator ***SCANNED***		
2	08/24/2016		Brown, Noel L.
	Requesting Suppression of Photo Copy Image of Myself ***SCANNED***		
3	08/24/2016		Brown, Noel L.
	Letter from Defendant ***SCANNED***		
4	08/24/2016		Brown, Noel L.
	Motion to Dismiss ***SCANNED***		
5	08/24/2016		Brown, Noel L.
	Habeas Corpus Writ ***SCANNED***		
6	08/24/2016		Brown, Noel L.
	Request for All Discovery ***SCANNED***		

CPCMS 9082

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COURT OF COMMON PLEAS OF WAYNE COUNTY

DOCKET

Docket Number: CP-64-CR-0000258-2016

CRIMINAL DOCKET

Court Case



Commonwealth of Pennsylvania

v.

Noel L Brown

ENTRIES

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Sequence Number	CP Filed Date	Document Date	Filed By
7	08/24/2016		Brown, Noel L.
	Motion for Statewide Investigating Grand Jury		
	SCANNED		
8	08/24/2016		Brown, Noel L.
	Motion for Statewide Indicting Grand Jury		
	SCANNED		
1	08/25/2016		Edwards, Janine
	Bill of Particulars		
	SCANNED		
2	08/25/2016		Commonwealth of Pennsylvania
	Commonwealth's Non-Seratim Response to Defendant's Omnibus Pretrial Motion		
	SCANNED		
1	08/31/2016		Brown, Noel L.
	Request for Early Calender Court Date		
	SCANNED		
2	08/31/2016		Brown, Noel L.
	Motion for Speedy Trial 30/30		
	SCANNED		
1	09/02/2016		Hamill, Raymond L.
	Order		
	Dated September 1, 2016 argument and/or hearing on Defendant's Omnibus Motion (said motions being docketed separately from August 10, 2016 through August 31, 2016) shall occur on Monday, October 3, 2016, 2:00 p.m., Wayne County Courthouse, Honesdale, Pa.		
	Served 9-7-16 EGS	By the Court: Robert J. Conway, Senior Judge	
	SCANNED		
1	10/03/2016		Commonwealth of Pennsylvania
	Commonwealth's Second Response to Defendant's Omnibus Pretrial Motion		
	SCANNED		

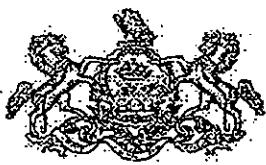
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COURT OF COMMON PLEAS OF WAYNE COUNTY

DOCKET



Docket Number: CP-64-CR-0000258-2016

CRIMINAL DOCKET

Court Case

Commonwealth of Pennsylvania

v.

Noel L Brown

ENTRIES

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<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
2	10/03/2016		Commonwealth of Pennsylvania
<p>Certificate of Service ***SCANNED**</p>			
<p>1 10/12/2016 Conway, Robert J. Order Dated October 12, 2016 after Omnibus Hearing and upon consideration of briefs and the Preliminary Hearing Transcript it is the order of this court that: 1. Defendant's motion to dismiss-Denied 2. Defendants' motion for statewide investigating grand jury- Denied 3. Defendant's motion for statewide indicting grand jury -Denied 4. Defendant's motion for venue transfer-Denied 5. Defendant's omnibus pretrial motion for appointment of investigator -Denied 6. Defendant's omnibus pretrial motion for suppression of evidence-Denied 7. Defendant's omnibus pretrial motion for psychiatric examination-Denied 8. Defendant's motion to dismiss-Denied 9. Defendant's petition for a writ of habeas corpus-Denied 10. Defendant's request for discovery -Denied The commonwealth shall provide defendant with the report of the computers when it becomes available 11. Defendant's motion for statewide indicting grand jury-Denied 12. Defendant's request for early calendar court date-Denied 13. Defendant's motion for speedy trial-Denied Served 10-13-16 LJC By the Court: Robert J. Conway, Senior Judge ***SCANNED***</p>			

Brown, Noel L.
10/13/2016 First Class
Wayne County District Attorney's Office
10/13/2016 Interoffice

1	10/17/2016	Brown, Noel L.
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Subpoena Notice
Trp. Ian Macmillan
Trp. Tyler Waters
Trp. Thomas OBrian
Trp. Eric Fetterman
SCANNED

2	10/17/2016	Brown, Noel L.
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Subpoena Notice
Andrew P. and Verizon wireless
SCANNED

3	10/17/2016	Brown, Noel L.
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Subpoena Notice
District Attorney
SCANNED

CPCMS 9082

Printed: 02/15/2017

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COURT OF COMMON PLEAS OF WAYNE COUNTY

DOCKET

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Court Case



Commonwealth of Pennsylvania

v.

Noel L Brown

ENTRIES

Sequence Number	CP Filed Date	Document Date	Filed By
11	10/17/2016		Brown, Noel L.
	Criminal Complaint Affidavit		
	Judge Ronald Edwards		
	SCANNED		
12	10/17/2016		Brown, Noel L.
	Criminal Complaint Affidavit		
	Ms. Xochiquetzal Adme		
	SCANNED		
1	10/20/2016		Brown, Noel L.
	Letter to Judge Conway		
	SCANNED		
1	10/26/2016		Brown, Noel L.
	Criminal Complaint Affidavit		
	SCANNED		
1	10/31/2016		Hamill, Raymond L.
	Order		
	Dated October 27, 2016 the oral order of Judge Robert J. Conway appointing Steve Burlein as standby counsel for defendant issued on October 2, 2016 is reaffirmed		
	Served 10-31-16 LS	By the Court: Raymond L. Hamill, P.J.	
	SCANNED		
Brown, Noel L.			
10/31/2016	First Class		
Burlein, Steven Erik			
10/31/2016	Attorney Box		
Wayne County District Attorney's Office			
10/31/2016	Interoffice		
2	10/31/2016		Hamill, Raymond L.
	Order for November 2016 Trial Term		
	Dated October 31, 2016 proceed to jury selecton on Monday, November 7, 2016 at 9:00 a.m., appear at 1:30 p.m. on November 4 for purposes of understanding any plea offers		
	Served 11-2-16 LJC	By the Court: Raymond L. Hamill, P.J.	
	SCANNED		
Brown, Noel L.			
11/02/2016	Interoffice		
Burlein, Steven Erik			

CPCMS 9082

Printed: 02/15/2017

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COURT OF COMMON PLEAS OF WAYNE COUNTY

DOCKET

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CRIMINAL DOCKET

Court Case



Commonwealth of Pennsylvania

v.

Noel L Brown

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<u>Service To</u>	<u>Service By</u>		
<u>Issue Date</u>	<u>Service Type</u>	<u>Status Date</u>	<u>Service Status</u>
11/02/2016	Attorney Box		
Wayne County District Attorney's Office 11/02/2016	Interoffice		

1 11/02/2016 Hamill, Raymond L.

Order

And now, to wit, this 2nd day of November, 2016, it is the Order of this Court that an argument and/or hearing on Defendant's Due Process Motion Shall occur on Friday, November 4, 2016 at 1:30 p.m. in the Wayne County Courthouse, Honesdale, Pa.

served 112-16 EGS

By The Court: Raymond L. Hamill
President Judge

Scanned

Brown, Noel L.
11/02/2016 Hand Delivered
Burlein, Steven Erik
11/02/2016 Attorney Box
Commonwealth of Pennsylvania
11/02/2016 Interoffice
Wayne County Sheriff's Department
11/02/2016 Interoffice

1 11/03/2016 Commonwealth of Pennsylvania

Motion in Limine (Commonwealth)

Scanned

1 11/04/2016 Brown, Noel L.

Letter to Judge Hamill

Scanned

2 11/04/2016 Brown, Noel L.

Request Notice

Scanned

COURT OF COMMON PLEAS OF WAYNE COUNTY

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Sequence Number	CP Filed Date	Document Date	Filed By
3	11/04/2016		Commonwealth of Pennsylvania
	Commonwealth's Proposed Points for Charge		
	Scanned		
1	11/07/2016		Commonwealth of Pennsylvania
	Order Granting Motion for Leave to Amend Information		
2	11/07/2016		Commonwealth of Pennsylvania
	Amended Information		
	SCANNED		
3	11/07/2016		Hamill, Raymond L.
	Jury Selection		
	SCANNED		
2	11/08/2016		Hamill, Raymond L.
	Guilty		
3	11/08/2016		Hamill, Raymond L.
	Order for Presentence Investigation		
	Dated November 8, 2016 sentencing scheduled for Thursday, February 2, 2017 at 9:30 a.m., Courtroom No. 2		
	Wayne County Courthouse, Honesdale, Pa.		
	Served by Court By the Court: Raymond L. Hamill, P.J.		
	SCANNED		
4	11/08/2016		Hamill, Raymond L.
	Order		
	Dated November 8, 2016 it is ordered, directed and decreed that the defendant shall be assessed by the sexual offender assessment board, it is ordered, directed and decreed that the said assessment shall be completed within 90 days from November 8, 2016, pursuant to 42 Pa.C.S. 9799.24 (d)		
	Served by DA By the Court: Raymond L. Hamill, P.J.		
	SCANNED		
5	11/08/2016		Hamill, Raymond L.
	Order		
	Dated November 7, 2016 defendant's motion for acquittal is denied defendant's motion to continue jury trial to subpoena witnesses is denied		
	Served 11-8-16 LJV By the Court: Raymond L. Hamill, P.J.		
	SCANNED		
	Brown, Noel L.		

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Service To	Service By		
Issue Date	Service Type	Status Date	Service Status
11/08/2016	Interoffice		
Burlein, Steven Erik			
11/08/2016	Attorney Box		
Wayne County District Attorney's Office			
11/08/2016	Interoffice		
1	11/09/2016		Brown, Noel L.
Motion for Relief			
SCANNED			
2	11/09/2016		Brown, Noel L.
Motion to Dismiss			
SCANNED			
3	11/09/2016		Brown, Noel L.
Motion to Offer Evidence			
SCANNED			
1	11/10/2016		Hamill, Raymond L.
Order			
Dated November 8, 2016	defendant's motion for a new trial is denied		
Served 11-10-16 LJC	By the Court: Raymond L. Hamill, P.J.		
SCANNED			
Brown, Noel L.			
11/10/2016	Interoffice		
Burlein, Steven Erik			
11/10/2016	Attorney Box		
Wayne County District Attorney's Office			
11/10/2016	Interoffice		
1	11/14/2016		Brown, Noel L.
Motion for Return of Property			
SCANNED			

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<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
2	11/14/2016		Brown, Noel L.
	Petition for Review ***SCANNED***		
1	11/17/2016		Court of Common Pleas - Wayne County
	Notes of Testimony Omnibus Pre-Trial Motions Hearing October 3, 2016 ***SCANNED***		
2	11/17/2016		Court of Common Pleas - Wayne County
	Notes of Testimony Preliminay Hearing July 18, 2016 ***SCANNED***		
1	11/21/2016		Hamill, Raymond L.
	Order Dated November 21, 2016 defendant shall file an itemization of property claimed seized and serve on Commonwealth following receipt of the itemization of property, commonwealth shall file an answer to defendant's motion and list within 30 days Served 11-22-16 EGS By the Court: Raymond L. Hamill, P.J. ***SCANNED***		
	Brown, Noel L. 11/22/2016 Interoffice Wayne County District Attorney's Office 11/22/2016 Interoffice		
1	11/23/2016		Brown, Noel L.
	Motion for a New Trial ***Scanned***		
1	11/25/2016		Brown, Noel L.
	Motion for New Trial ***Scanned***		
2	11/25/2016		Brown, Noel L.
	Criminal Complaint Affidavit ***Scanned***		

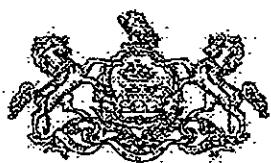
COURT OF COMMON PLEAS OF WAYNE COUNTY

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Sequence Number	CP Filed Date	Document Date	Filed By
3	11/25/2016		Brown, Noel L.
	Criminal Complaint Affidavit		
	Scanned		
1	11/30/2016		Brown, Noel L.
	Motion for a New Trial		
	Scanned		
2	11/30/2016		Brown, Noel L.
	Motion for Return of Property		
	Scanned		
1	12/05/2016		Hamill, Raymond L.
	Order		
	Dated December 5, 2016 defendant's motion for new trial is denied		
	Served 12-6-16 EGS	By the Court	Raymond L. Hamill, P.J.
	SCANNED		
	Brown, Noel L.		
	12/06/2016	Interoffice	
	Wayne County District Attorney's Office		
	12/06/2016	Interoffice	
1	12/12/2016		Brown, Noel L.
	Motion for New Trial		
	SCANNED		
1	12/20/2016		Commonwealth of Pennsylvania
	Commonwealth's Answer to Motion for Return of Property		
	SCANNED		
1	01/05/2017		Wayne County District Attorney's Office
	Record of Service		
	SCANNED		
1	01/10/2017		Wayne County District Attorney's Office
	Praeclipe for Hearing Pursuant to 9799.24(e)(1)		
	SCANNED		

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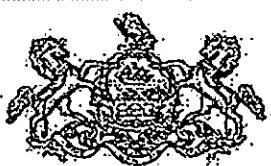
COURT OF COMMON PLEAS OF WAYNE COUNTY

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<u>Service To</u>	<u>Service By</u>		
<u>Issue Date</u>	<u>Service Type</u>	<u>Status Date</u>	<u>Service Status</u>
1	01/11/2017		Hamill, Raymond L.
	Order		
	Dated January 11, 2017 hearing to be held on Friday, February 3, 2017 at 11:00 a.m., Courtroom #2, Wayne County Courthouse, Honesdale, Pa. purpose of hearing is to determine whether or not the defendant is a sexually violent predator		
	Served 1-12-17 LJC	By the Court: Raymond L. Hamill, P.J.	
	Sexual offenders assessment board-mail		
	SCANNED		
	Brown, Noel L.		
	01/12/2017	Interoffice	
	Wayne County District Attorney's Office		
	01/12/2017	Interoffice	
	Wayne County Probation Department		
	01/12/2017	Interoffice	
2	01/11/2017		Hamill, Raymond L.
	Order		
	Dated January 11, 2017 sentencing scheduled for February 2, 2017 is rescheduled for Friday, February 3, 2017 at 11:00 a.m., Wayne County Courthouse		
	Served 1-12-17 LJC	By the Court: Raymond L. Hamill, P.J.	
	SOAB-mail		
	SCANNED		
	Brown, Noel L.		
	01/12/2017	Interoffice	
	Wayne County District Attorney's Office		
	01/12/2017	Interoffice	
	Wayne County Prison		
	01/12/2017	Interoffice	
	Wayne County Probation Department		
	01/12/2017	Interoffice	
	Wayne County Sheriff's Department		
	01/12/2017	Interoffice	
1	01/17/2017		Brown, Noel L.
	Motion for Relief Preliminary Objections to SOAB Assessment		
	SCANNED		

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<u>Issue Date</u>	<u>Service Type</u>	<u>Status Date</u>	<u>Service Status</u>
1	01/18/2017		Hamill, Raymond L.
Order Dated January 18, 2017 defendant's motion for relief preliminary objections to SOAB Assessment is denied Served 1-19-17 LJC By the Court: Raymond L. Hamill, P.J. ***SCANNED***			
Brown, Noel L. 01/19/2017 Interoffice			
Wayne County District Attorney's Office 01/19/2017 Interoffice			
1	01/23/2017		Brown, Noel L.
Motion for Relief Asking Judge to Recuse Himself ***SCANNED***			
2	01/23/2017		Brown, Noel L.
Brief in Support of Defendant's Relief: Asking Judge to Recuse Himself ***SCANNED***			
1	01/31/2017		Commonwealth of Pennsylvania
Commonwealth's Recommendation Regarding Restitution pursuant to 18 PA. C.S.A. 1106 ***SCANNED***			
2	02/03/2017		Hamill, Raymond L.
Order - Sentence/Penalty Imposed			
3	02/03/2017		Hamill, Raymond L.
Notification of Registration and Verification Requirements ***SCANNED***			
1	02/06/2017		Brown, Noel L.
Reporter's Notes of Testimony Request ***SCANNED***			
2	02/06/2017		Hamill, Raymond L.
Disposition Filed			

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<u>Service To</u>	<u>Service By</u>		
<u>Issue Date</u>	<u>Service Type</u>	<u>Status Date</u>	<u>Service Status</u>
3	02/06/2017		Hamill, Raymond L.

Sentence

Dated February 3, 2017 CTS-1,2,3,4,5 CT-1 Interference with custody of children pay costs of pros make restit- victim counseling not to exceed \$10,000 at minimum monthly rate of \$100 beginning the 1st of each month incarceration in State Correctional Facility for 15 mnths to 36 months DNA sample & pay \$250 for cost comply with Adam Walsh requirements as a registered sex offender CT-2 Dissemination of photos/film of child sex aces incarceration in State Correctional Facility for 36 months to 72 months consecutive to CT-1 CT-3 Corruption of minors-related to sexual offenses incarceration in State Correctional Facility for 9 months to 36 months consecutive to CT-2 CT-4 Sell/furnish liquor, malt, brewed beverage to minors pay fine-\$1,000 CT-5 Trafficking in minors incarceration in State Correctional Facility for 120 months to 240 months consecutive to CT-3 is not RRRI eligible credit time from June 30, 2016 to February 3, 2017 defendant is Tier 111 offender who is subject to a lifetime registration period. Defendant shall be transported by the Sheriff's Dept. to the Dimmick Booking Center for processing by the Adult Probation & Parole Dept. per initial registration Sheriff will maintain custody and transport the inmate to the Wayne County Correctional Facility upon completion

Served 2/7/17 EGS By the Court Raymond L. Hamill, P.J.

A. Rodriguez-work release coord-in house box

SCANNED

Brown, Noel L.

02/07/2017 Interoffice

Burlein, Steven Erik

02/07/2017 Attorney Box

Wayne County District Attorney's Office

02/07/2017 Interoffice

Wayne County Prison

02/07/2017 Interoffice

Wayne County Probation Department

02/07/2017 Interoffice

Wayne County Sheriff's Department

02/07/2017 Interoffice

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<u>Service To</u>		<u>Service By</u>	
<u>Issue Date</u>	<u>Service Type</u>	<u>Status Date</u>	<u>Service Status</u>

4 02/06/2017 Hamill, Raymond L.

Order

Dated February 6, 2017 1. motion for relief filed November 9, 2016 is denied 2. motion to dismiss filed November 9, 2016 is denied 3. motion to offer evidence filed November 9, 2016 is denied 4. Motion for return of property filed November 14, 2016 is denied 5. petition for review filed November 14, 2016 is granted 6. motion for a new trial filed November 23, 2016 is denied 7. motion for a new trial filed November 25, 2016 is denied 8. motion for a new trial filed November 30, 2016 is denied 9. motion for a new trial filed December 12, 2016 is denied 10. motion for relief asking Judge to recuse himself filed January 23, 2017 is denied

Served 2-7-17 EGS By the Court: Raymond L. Hamill, P.J.

SCANNED

Brown, Noel L.

02/07/2017 Interoffice

Burlein, Steven Erik

02/07/2017 Attorney Box

Wayne County District Attorney's Office

02/07/2017 Interoffice

1 02/08/2017 Sandercock, Edward G.

Certificate of Costs #1

SCANNED

2 02/08/2017 Sandercock, Edward G.

Certificate of Costs #2

SCANNED

3 02/08/2017 Sandercock, Edward G.

Court Commitment State or County Correctional Institution

SCANNED

4 02/08/2017 Brown, Noel L.

Motion for Judgment of Acquittal

SCANNED

5 02/08/2017 Brown, Noel L.

Motion in Arrest of Judgment

SCANNED

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ENTRIES

Sequence Number	CP Filed Date	Document Date	Filed By
1	02/10/2017		Brown, Noel L.
	Motion for Judgment of Acquittal		
	SCANNED		
2	02/10/2017		Brown, Noel L.
	Motion in Arrest of Judgment		
	SCANNED		
3	02/10/2017		Brown, Noel L.
	Motion for Acquittal		
	SCANNED		
4	02/10/2017		Wayne County Probation Department
	Guideline Sentence Form		
	SCANNED		
5	02/10/2017		Hamill, Raymond L.
	Order		
	Dated February 10, 2017 upon consideration of defendant's motions, 1. motion for acquittal filed February 10, 2017 is denied 2. motion for judgment of acquittal filed February 10, 2017 is denied 3. motion in arrest of judgment filed February 10, 2017 is denied		
	Served 2-10-17 LJC	By the Court: Raymond L. Hamill, P.J.	
	SCANNED		
	Brown, Noel L.		
	02/10/2017	Interoffice	
	Burlein, Steven Erik		
	02/10/2017	Attorney Box	
	Wayne County District Attorney's Office		
	02/10/2017	Interoffice	
6	02/10/2017		Hamill, Raymond L.
	Order		
	Dated February 10, 2017 defendant's motion in arrest of judgment is denied		
	Served 2-10-17 LJC	By the Court: Raymond L. Hamill, P.J.	
	SCANNED		
	Brown, Noel L.		
	02/10/2017	Interoffice	
	Burlein, Steven Erik		
	02/10/2017	Attorney Box	
	Wayne County District Attorney's Office		

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<u>Service To</u>	<u>Service By</u>		
<u>Issue Date</u>	<u>Service Type</u>	<u>Status Date</u>	<u>Service Status</u>
7	02/10/2017		Hamil, Raymond L.
	Order		
	Dated February 10, 2017 defendant's motion for judgment of acquittal is denied		
	Served 2-10-17 LJC	By the Court Raymond L. Hamill, P.J.	
	SCANNED		
	Brown, Noel L.		
	02/10/2017	Interoffice	
	Burlein, Steven Erik		
	02/10/2017	Attorney Box	
	Wayne County District Attorney's Office		
	02/10/2017	Interoffice	
1	02/13/2017		Brown, Noel L.
	Motion Judgment for Acquittal		
	SCANNED		
2	02/13/2017		Brown, Noel L.
	Motion to Modify Sentence		
	SCANNED		
3	02/13/2017		Brown, Noel L.
	Notice of Appeal Request		
	SCANNED		
4	02/13/2017		Brown, Noel L.
	Motion to Return of Property		
	SCANNED		

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CASE FINANCIAL INFORMATION

Last Payment Date: 11/08/2016

Total of Last Payment: -\$27.00

Brown, Noel L. Defendant	<u>Assessment</u>	<u>Payments</u>	<u>Adjustments</u>	<u>Non Monetary Payments</u>	<u>Total</u>
Costs/Fees					
Subpoenas (Wayne)	\$27.00	-\$27.00	\$0.00	\$0.00	\$0.00
ATJ	\$4.00	\$0.00	\$0.00	\$0.00	\$4.00
Amber Alert System (Act 153 of 2004)	\$25.00	\$0.00	\$0.00	\$0.00	\$25.00
Automation Fund (Wayne)	\$5.00	\$0.00	\$0.00	\$0.00	\$5.00
CJES	\$2.25	\$0.00	\$0.00	\$0.00	\$2.25
Commonwealth Cost - HB627 (Act 167 of 1992)	\$20.50	\$0.00	\$0.00	\$0.00	\$20.50
Costs of Prosecution - CJEA	\$50.00	\$0.00	\$0.00	\$0.00	\$50.00
County Court Cost (Act 204 of 1976)	\$29.85	\$0.00	\$0.00	\$0.00	\$29.85
Courtroom Charge (Wayne)	\$4.00	\$0.00	\$0.00	\$0.00	\$4.00
Crime Victims Compensation (Act 96 of 1984)	\$35.00	\$0.00	\$0.00	\$0.00	\$35.00
DA - Felony (Wayne)	\$12.00	\$0.00	\$0.00	\$0.00	\$12.00
DNA Detection Fund (Act 185-2004)	\$250.00	\$0.00	\$0.00	\$0.00	\$250.00
Domestic Violence Compensation (Act 44 of 1988)	\$10.00	\$0.00	\$0.00	\$0.00	\$10.00
Firearm Education and Training Fund	\$5.00	\$0.00	\$0.00	\$0.00	\$5.00
JCPS	\$21.25	\$0.00	\$0.00	\$0.00	\$21.25
Judicial Computer Project	\$8.00	\$0.00	\$0.00	\$0.00	\$8.00
Sheriff (Wayne)	\$5.00	\$0.00	\$0.00	\$0.00	\$5.00
State Court Costs (Act 204 of 1976)	\$13.65	\$0.00	\$0.00	\$0.00	\$13.65
Victim Witness Service (Act 111 of 1998)	\$25.00	\$0.00	\$0.00	\$0.00	\$25.00
Clerk of Courts - Trial (Wayne)	\$150.00	\$0.00	\$0.00	\$0.00	\$150.00
Copies (Wayne)	\$332.50	\$0.00	\$0.00	\$0.00	\$332.50
Subpoenas (Wayne)	-\$30.00	\$0.00	\$0.00	\$0.00	\$30.00
Preliminary Hearing Transcript (Wayne)	\$512.70	\$0.00	\$0.00	\$0.00	\$512.70
Witness Fee (Wayne)	\$27.98	\$0.00	\$0.00	\$0.00	\$27.98
Witness Lunch Fee (Wayne)	\$12.25	\$0.00	\$0.00	\$0.00	\$12.25
Costs/Fees Totals:	\$1,617.93	-\$27.00	\$0.00	\$0.00	\$1,590.93
Fines					
Crimes Code, etc.	\$1,000.00	\$0.00	\$0.00	\$0.00	\$1,000.00
Fines Totals:	\$1,000.00	\$0.00	\$0.00	\$0.00	\$1,000.00

CPCMS 9082

Printed: 02/15/2017

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COURT OF COMMON PLEAS OF WAYNE COUNTY

DOCKET

Docket Number: CP-64-CR-0000258-2016

CRIMINAL DOCKET

Court Case



Commonwealth of Pennsylvania

v.

Noel L Brown

Grand Totals:	\$2,617.93	-\$27.00	\$0.00	\$0.00	\$2,590.93
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** - Indicates assessment is subrogated

CPCMS 9082

Printed: 02/15/2017

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CERTIFICATION

I hereby certify that this filing complies with the provisions of the Public Access Policy of the Unified Judicial System of Pennsylvania: Case Records of the Appellate and Trial Courts that require filing confidential information and documents differently than non-confidential information and documents.

Yours Truly,

A handwritten signature in black ink, appearing to read "Noel Brown".