

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF: FAYETTE

Magisterial District Number: 14-1-01
MDJ: Hon. MICHAEL METROS
Address: 88 N GALLATIN AVE

Telephone: (724)439-2954



POLICE CRIMINAL COMPLAINT
COMMONWEALTH OF PENNSYLVANIA
VS.

DEFENDANT:

(NAME and ADDRESS):

RYAN JOSEPH MARSHALL
First Name Middle Name Last Name Gen.

45 BEN LOMOND STREET UNIONTOWN, PA. 15401

NCIC Extradition Code Type

- 1-Felony Full
- 2-Felony Ltd.
- 3-Felony Surrounding States
- 4-Felony No Ext.
- 5-Felony Pend.
- 6-Felony Pend. Extradition Determ.
- A-Misdemeanor Full
- B-Misdemeanor Limited
- C-Misdemeanor Surrounding States
- D-Misdemeanor No Extradition
- E-Misdemeanor Pending
- F-Misdemeanor Pending Extradition Determ.
- Distance: _____

DEFENDANT IDENTIFICATION INFORMATION

Docket Number: CR 365-20 Date Filed: 08/13/2020 OTN/LiveScan Number: 0902912-3 Complaint/Incident Number: 202003-1701 Request Lab Services? YES NO

GENDER: Male Female DOB: 12/05/1989 POB: Add'l DOB: / / Co-Defendant(s): Gen.

RACE: White Asian Black Native American Unknown

ETHNICITY: Hispanic Non-Hispanic

HAIR COLOR: GRY (Gray) RED (Red/Aubn.) SDY (Sandy) BLU (Blue) PLE (Purple) BRO (Brown)
 BLK (Black) ONG (Orange) WHI (White) XXX (Unk./Bald) GRN (Green) PNK (Pink)
 BLN (Blonde / Strawberry)

EYE COLOR: BLK (Black) BLU (Blue) BRO (Brown) GRN (Green) GRY (Gray)
 HAZ (Hazel) MAR (Maroon) PNK (Pink) MUL (Multicolored) XXX (Unknown)

DNA: YES NO DNA Location: MNU Number: WEIGHT (lbs.): 225

FBI Number: Ft. HEIGHT In.: 5 7

Defendant Fingerprinted: YES NO Fingerprint Classification:

DEFENDANT VEHICLE INFORMATION

Plate # State Hazmat Registration Sticker (MM/YY) / Comm'l Veh. Ind. School Veh. Oth. NCIC Veh. Code Reg. same as Def.

VIN Year Make Model Style Color

Office of the attorney for the Commonwealth Approved Disapproved because:

(The attorney for the Commonwealth may require that the complaint, arrest warrant affidavit, or both be approved by the attorney for the Commonwealth prior to filing. See Pa.R.Crim.P. 507).

(Name of the attorney for the Commonwealth) (Signature of the attorney for the Commonwealth) (Date)

I, DETECTIVE JOHN F. MARSHALL 44895 / DA004
(Name of the Affiant) (PSP/MPOETC -Assigned Affiant ID Number & Badge #)

of FAYETTE COUNTY DISTRICT ATTORNEY OFFICE PA026013A
(Identify Department or Agency Represented and Political Subdivision) (Police Agency ORI Number)

do hereby state: (check appropriate box)

1. I accuse the above named defendant who lives at the address set forth above
 I accuse the defendant whose name is unknown to me but who is described as _____

I accuse the defendant whose name and popular designation or nickname are unknown to me and whom I have therefore designated as John Doe or Jane Doe with violating the penal laws of the Commonwealth of Pennsylvania at [302] FAYETTE COUNTY COURT
(Subdivision Code) (Place-Political Subdivision)

HOUSE 61 EAST MAIN STREET CITY OF UNIONTOWN

in FAYETTE County [26] on or about 01/02/2020 - 04/02/2020
(County Code) (Offense Date)



POLICE CRIMINAL COMPLAINT

Docket Number:	Date Filed: 08/13/2020	OTN/LiveScan Number	Complaint/Incident Number 202003-1701
Defendant Name	First: RYAN	Middle: JOSEPH	Last: MARSHALL

The acts committed by the accused are described below with each Act of Assembly or statute allegedly violated, if appropriate. When there is more than one offense, each offense should be numbered chronologically. (Set forth a brief summary of the facts sufficient to advise the defendant of the nature of the offense(s) charged. A citation to the statute(s) allegedly violated, without more, is not sufficient. In a summary case, you must cite the specific section(s) and subsection(s) of the statute(s) or ordinance(s) allegedly violated.)

<input checked="" type="checkbox"/> Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input checked="" type="checkbox"/> 01	5703	(1)	of the	TITLE 18	8	F3	260	
Lead?	Offense#	Section	Subsection	PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code

PennDOT Data (if applicable)	Accident Number	<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description (include the name of statute or ordinance): Title 18 Section 5703 (1) INTERCEPTION, DISCLOSURE OR USE OF WIRE, ELECTRONIC OR ORAL COMMUNICATIONS F3

Acts of the accused associated with this Offense: In that, on or about said date, the defendant intentionally intercepts, endeavors to intercept or procures any other person to intercept or endeavor to intercept any wire, electronic or oral communication: TO WIT - The defendant intercepted oral communications on his cellular telephone from inside a Fayette County Courtroom

<input type="checkbox"/> Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input type="checkbox"/> 02	5103.1	(A)	of the	TITLE18	8	M2	260	
Lead?	Offense#	Section	Subsection	PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code

PennDOT Data (if applicable)	Accident Number	<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description (include the name of statute or ordinance): Title 18 Section 5103.1 UNLAWFUL USE OF AN AUDIO OR VIDEO DEVICE IN COURT. M2

Acts of the accused associated with this Offense: In that, on or about said date, the defendant in any manner and for any purpose uses or operates a device to capture, record, transmit or broadcast a photograph, video, motion picture or audio of a proceeding or person within a judicial facility or in an area adjacent to or immediately surrounding a judicial facility without the approval of the court or presiding judicial officer: TO WIT - The defendant audio recorded proceedings in the Fayette County Court Room utilizing his cellular telephone.

<input type="checkbox"/> Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input type="checkbox"/>			of the					
Lead?	Offense#	Section	Subsection	PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code

PennDOT Data (if applicable)	Accident Number	<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description (include the name of statute or ordinance):

Acts of the accused associated with this Offense:



POLICE CRIMINAL COMPLAINT

Docket Number:	Date Filed: 08/13/2020	OTN/LiveScan Number	Complaint/Incident Number 202003-1701
Defendant Name	First: RYAN	Middle: JOSEPH	Last: MARSHALL

- I ask that a warrant of arrest or a summons be issued and that the defendant be required to answer the charges I have made.
- I verify that the facts set forth in this complaint are true and correct to the best of my knowledge or information and belief. This verification is made subject to the penalties of Section 4904 of the Crimes Code (18 Pa.C.S. § 4904) relating to unsworn falsification to authorities.
- This complaint consists of the preceding page(s) numbered 1 through 3.
- I certify that this filing complies with the provisions of the *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania* that require filing confidential information and documents differently than non-confidential information and documents.

The acts committed by the accused, as listed and hereafter, were against the peace and dignity of the Commonwealth of Pennsylvania and were contrary to the Act(s) of the Assembly, or in violation of the statutes cited.
(Before a warrant of arrest can be issued, an affidavit of probable cause must be completed, sworn to before the issuing authority, and attached.)

AUGUST 13 _____ 2020 _____
 (Date) (Year)


 (Signature of Affiant)

AND NOW, on this date 8-13-2020 I certify that the complaint has been properly completed and verified.

An affidavit of probable cause must be completed before a warrant can be issued.

141-1-01
 (Magisterial District Court Number)


 (Issuing Authority)





POLICE CRIMINAL COMPLAINT

Docket Number:	Date Filed: 08/13/2020	OTN/LiveScan Number	Complaint/Incident Number 202003-1701
Defendant Name	First: TAMMY	Middle: SUE	Last: CABLE

AFFIDAVIT of PROBABLE CAUSE

This Affidavit is being filed upon information that this Chief County Detective located on a Cellular telephone of Ryan Joseph MARSHALL, who at the time was the Law Clerk of Fayette County Common Pleas Judge Steve LESKINEN.

This Affiant is a duly sworn Police Officer in the State of Pennsylvania and is employed as the Chief County Detective for the Fayette County District Attorney's Office. This Officer has been so employed in this capacity since February of 2016. Prior to this enlistment, this Officer served 26(twenty-six) years with the Pennsylvania State Police and was Honorably Discharged from the Pennsylvania State Police on January 29, 2016. This Officer served three years as a Patrol Trooper, 22(twenty two) years as a Criminal Investigator specializing in Violent crimes and Criminal Homicides and one year as a Patrol Unit Supervisor.


This Chief County Detective was informed of this incident on 03/17/2020. This Incident was brought to this officer's attention by the Register of Wills, Jeffrey L REDMON. The information received was that a Fayette County Courthouse employee, Tammy CABLE had filed a motion in front of the Honorable Steven LESKINEN for a guardianship for Elmer L. KISNER JR. DOB: 04/25/25. The routine motion was filed on 03/05/2020 with Common Pleas Judge LESKINEN in which the motion was signed on 03/06/20. A relative proceeded to the Register of Wills on 03/09/20 to retrieve the motion from the Register of Wills in which a problem arose when the Register of Wills discovered that these documents were in error. On 03/07/2020, Elmer L KISNER JR. passed away. Subsequently, the motion was rescinded. Tammy CABLE is employed in the Administrative Office of the Fayette County Courts and investigation possibly revealed that Law Clerk Ryan Joseph MARSHALL aided CABLE in this incident. . This Officer then conducted a search warrant on the contents of Ryan Joseph MARSHALL'S Cellular telephone and its contents. Search produced 8 recordings on MARSHALL'S cellular telephone from inside the courtroom of Judge Steve LESKINEN. The Common Pleas Judge was asked about these recording in which permission was not given to record proceedings.

I, DET JOHN F. MARSHALL, BEING DULY SWORN ACCORDING TO THE LAW, DEPOSE AND SAY THAT THE FACTS SET FORTH IN THE FOREGOING AFFIDAVIT ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE, INFORMATION AND BELIEF.

I CERTIFY THAT THIS FILING COMPLIES WITH THE PROVISIONS OF THE CASE RECORDS PUBLIC ACCESS POLICY OF THE UNIFIED JUDICIAL SYSTEM OF PENNSYLVANIA THAT REQUIRE FILING CONFIDENTIAL INFORMATION AND DOCUMENTS DIFFERENTLY THAN NON-CONFIDENTIAL INFORMATION AND DOCUMENTS.


(Signature of Affiant)

Sworn to me and subscribed before me this 13TH day of AUGUST 2020

8-13-20 Date  , Magisterial District Judge

My commission expires first Monday of January, 2022



Commonwealth of Pennsylvania
Court of Common Pleas
County of Fayette
14th Judicial District



INFORMATION

Commonwealth of Pennsylvania
v.
Ryan Joseph Marshall

Docket No: CP-26-CR-0000859-2021

The Attorney for the Commonwealth of Pennsylvania by this information charges that in the County of Fayette, Pennsylvania, Ryan Joseph Marshall:

COUNT 1: Intercept Communications - (F3)

On or about: 01/02/2020 **18 § 5703 §§ 1**

Intentionally intercepted, endeavored to intercept, or procured another person to intercept or endeavor to intercept, a wire, electronic, or oral communication.; to wit; the defendant intercepted oral communications on his cellular telephone from inside a Fayette County Courtroom.

COUNT 2: Intercept Communications - (F3)

On or about: 01/02/2020 **18 § 5703 §§ 1**

Intentionally intercepted, endeavored to intercept, or procured another person to intercept or endeavor to intercept, a wire, electronic, or oral communication.; to wit; the defendant intercepted oral communications on his cellular telephone from inside a Fayette County Courtroom.

COUNT 3: Intercept Communications - (F3)

On or about: 01/02/2020 **18 § 5703 §§ 1**

Intentionally intercepted, endeavored to intercept, or procured another person to intercept or endeavor to intercept, a wire, electronic, or oral communication.; to wit; the defendant intercepted oral communications on his cellular telephone from inside a Fayette County Courtroom.

COUNT 4: Intercept Communications - (F3)

On or about: 01/02/2020 **18 § 5703 §§ 1**

Intentionally intercepted, endeavored to intercept, or procured another person to intercept or endeavor to intercept, a wire, electronic, or oral communication.; to wit; the defendant intercepted oral communications on his cellular telephone from inside a Fayette County Courtroom.

COUNT 5: Intercept Communications - (F3)

On or about: 01/02/2020 **18 § 5703 §§ 1**

Intentionally intercepted, endeavored to intercept, or procured another person to intercept or endeavor to intercept, a wire, electronic, or oral communication.; to wit; the defendant intercepted oral communications on his cellular telephone from inside a Fayette County Courtroom.

COUNT 6: Intercept Communications - (F3)

On or about: 01/02/2020 **18 § 5703 §§ 1**

Intentionally intercepted, endeavored to intercept, or procured another person to intercept or endeavor to intercept, a wire, electronic, or oral communication.; to wit; the defendant intercepted oral communications on his cellular telephone from inside a Fayette County Courtroom.



INFORMATION

**Commonwealth of Pennsylvania
v.
Ryan Joseph Marshall**

Docket No: CP-26-CR-0000859-2021

The Attorney for the Commonwealth of Pennsylvania by this information charges that in the County of Fayette, Pennsylvania, Ryan Joseph Marshall:

COUNT 7: Intercept Communications - (F3)

On or about: 01/02/2020 **18 § 5703 §§ 1**
Intentionally intercepted, endeavored to intercept, or procured another person to intercept or endeavor to intercept, a wire, electronic, or oral communication.; to wit; the defendant intercepted oral communications on his cellular telephone from inside a Fayette County Courtroom.

COUNT 8: Intercept Communications - (F3)

On or about: 01/02/2020 **18 § 5703 §§ 1**
Intentionally intercepted, endeavored to intercept, or procured another person to intercept or endeavor to intercept, a wire, electronic, or oral communication.; to wit; the defendant intercepted oral communications on his cellular telephone from inside a Fayette County Courtroom.

COUNT 9: Unlawful Use of An Audio or Video Device in Court - (M2)

On or about: 01/02/2020 **18 § 5103.1 §§ A**
In that, on or about said date, the defendant in any manner and for any purpose uses or operates a device to capture, record, transmit or broadcast a photograph, video, motion picture or audio of a proceeding or person within a judicial facility or in an area adjacent to or immediately surrounding a judicial facility without the approval of the court or presiding judicial officer.; to wit; The defendant audio recorded proceedings in the Fayette County Court Room utilizing his cellular telephone.

COUNT 10: Unlawful Use of An Audio or Video Device in Court - (M2)

On or about: 01/02/2020 **18 § 5103.1 §§ A**
In that, on or about said date, the defendant in any manner and for any purpose uses or operates a device to capture, record, transmit or broadcast a photograph, video, motion picture or audio of a proceeding or person within a judicial facility or in an area adjacent to or immediately surrounding a judicial facility without the approval of the court or presiding judicial officer.; to wit; The defendant audio recorded proceedings in the Fayette County Court Room utilizing his cellular telephone.

COUNT 11: Unlawful Use of An Audio or Video Device in Court - (M2)

On or about: 01/02/2020 **18 § 5103.1 §§ A**
In that, on or about said date, the defendant in any manner and for any purpose uses or operates a device to capture, record, transmit or broadcast a photograph, video, motion picture or audio of a proceeding or person within a judicial facility or in an area adjacent to or immediately surrounding a judicial facility without the approval of the court or presiding judicial officer.; to wit; The defendant audio recorded proceedings in the Fayette County Court Room utilizing his cellular telephone.

COUNT 12: Unlawful Use of An Audio or Video Device in Court - (M2)

On or about: 01/02/2020 **18 § 5103.1 §§ A**



INFORMATION

Commonwealth of Pennsylvania
v.
Ryan Joseph Marshall

Docket No: CP-26-CR-0000859-2021

The Attorney for the Commonwealth of Pennsylvania by this information charges that in the County of Fayette, Pennsylvania, Ryan Joseph Marshall:

In that, on or about said date, the defendant in any manner and for any purpose uses or operates a device to capture, record, transmit or broadcast a photograph, video, motion picture or audio of a proceeding or person within a judicial facility or in an area adjacent to or immediately surrounding a judicial facility without the approval of the court or presiding judicial officer;; to wit; The defendant audio recorded proceedings in the Fayette County Court Room utilizing his cellular telephone.

COUNT 13: Unlawful Use of An Audio or Video Device in Court - (M2)

On or about: 01/02/2020 **18 § 5103.1 §§ A**

In that, on or about said date, the defendant in any manner and for any purpose uses or operates a device to capture, record, transmit or broadcast a photograph, video, motion picture or audio of a proceeding or person within a judicial facility or in an area adjacent to or immediately surrounding a judicial facility without the approval of the court or presiding judicial officer;; to wit; The defendant audio recorded proceedings in the Fayette County Court Room utilizing his cellular telephone.

COUNT 14: Unlawful Use of An Audio or Video Device in Court - (M2)

On or about: 01/02/2020 **18 § 5103.1 §§ A**

In that, on or about said date, the defendant in any manner and for any purpose uses or operates a device to capture, record, transmit or broadcast a photograph, video, motion picture or audio of a proceeding or person within a judicial facility or in an area adjacent to or immediately surrounding a judicial facility without the approval of the court or presiding judicial officer;; to wit; The defendant audio recorded proceedings in the Fayette County Court Room utilizing his cellular telephone.

COUNT 15: Unlawful Use of An Audio or Video Device in Court - (M2)

On or about: 01/02/2020 **18 § 5103.1 §§ A**

In that, on or about said date, the defendant in any manner and for any purpose uses or operates a device to capture, record, transmit or broadcast a photograph, video, motion picture or audio of a proceeding or person within a judicial facility or in an area adjacent to or immediately surrounding a judicial facility without the approval of the court or presiding judicial officer;; to wit; The defendant audio recorded proceedings in the Fayette County Court Room utilizing his cellular telephone.

COUNT 16: Unlawful Use of An Audio or Video Device in Court - (M2)

On or about: 01/02/2020 **18 § 5103.1 §§ A**

In that, on or about said date, the defendant in any manner and for any purpose uses or operates a device to capture, record, transmit or broadcast a photograph, video, motion picture or audio of a proceeding or person within a judicial facility or in an area adjacent to or immediately surrounding a judicial facility without the approval of the court or presiding judicial officer;; to wit; The defendant audio recorded proceedings in the Fayette County Court Room utilizing his cellular telephone.

Commonwealth of Pennsylvania
Court of Common Pleas
County of Fayette
14th Judicial District



INFORMATION

**Commonwealth of Pennsylvania
v.
Ryan Joseph Marshall**

Docket No: CP-26-CR-0000859-2021

The Attorney for the Commonwealth of Pennsylvania by this information charges that in the County of Fayette, Pennsylvania, Ryan Joseph Marshall:

Citation of Statute
and Section:

- 1 18 § 5703 §§ 1 (F3)
- 2 18 § 5703 §§ 1 (F3)
- 3 18 § 5703 §§ 1 (F3)
- 4 18 § 5703 §§ 1 (F3)
- 5 18 § 5703 §§ 1 (F3)
- 6 18 § 5703 §§ 1 (F3)
- 7 18 § 5703 §§ 1 (F3)
- 8 18 § 5703 §§ 1 (F3)
- 9 18 § 5103.1 §§ A (M2)
- 10 18 § 5103.1 §§ A (M2)
- 11 18 § 5103.1 §§ A (M2)
- 12 18 § 5103.1 §§ A (M2)
- 13 18 § 5103.1 §§ A (M2)
- 14 18 § 5103.1 §§ A (M2)
- 15 18 § 5103.1 §§ A (M2)
- 16 18 § 5103.1 §§ A (M2)

All of which is against the Act of Assembly and the peace and dignity of the Commonwealth.

I 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.

Fayette County District Attorney
Richard Bower