



**Lackawanna County Court of Common Pleas
Court Summary**

Rudick, Andrei
Washington, DC 20016
Aliases:
Rudic, Andrei

DOB:02/11/1965

Sex:Male
Eyes:Hazel
Hair:Brown
Race:Caucasian

Active

Tioga

CP-59-MD-0000019-2009

Proc Status: Transfer Case

DC No:

OTN:K6116681

Arrest Dt: 06/18/2007

Trial Dt:

Legacy No:

<u>Seq No</u>	<u>Statute</u>	<u>Grade</u>	<u>Description</u>	<u>Disposition</u>
1	18 § 2702	F2	Aggravated Assault	
2	18 § 2702	F2	Aggravated Assault	
3	18 § 2701		Simple Assault	
4	18 § 2701		Simple Assault	
5	18 § 5503	M3	Disorderly Conduct	
6	18 § 5503	M3	Disorderly Conduct	
7	18 § 2705	M2	Recklessly Endangering Another Person	
8	18 § 2705	M2	Recklessly Endangering Another Person	
9	18 § 2705	M2	Recklessly Endangering Another Person	

Closed

Lackawanna

CP-35-CR-0002343-2007

Proc Status: Completed

DC No:

OTN:K6116681

Arrest Dt: 06/18/2007

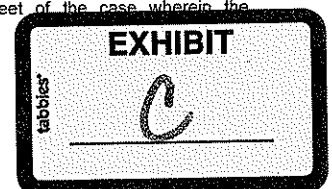
Disp Date: 12/04/2008

Disp Judge: Gerulo, Vito P.

<u>Seq No</u>	<u>Statute</u>	<u>Grade</u>	<u>Description</u>	<u>Disposition</u>
1	18 § 2702	F2	Aggravated Assault	Nolle Prossed
2	18 § 2702	F2	Aggravated Assault	Nolle Prossed
3	18 § 2701		Simple Assault	Nolle Prossed
4	18 § 2701		Simple Assault	Nolle Prossed
5	18 § 5503	M3	Disorderly Conduct	Nolle Prossed
6	18 § 5503	M3	Disorderly Conduct	Nolle Prossed
7	18 § 2705	M2	Recklessly Endangering Another Person	Guilty Plea
	03/18/2009	Probation	Other	Min: 1 Year(s) Max: 1 Year(s)
8	18 § 2705	M2	Recklessly Endangering Another Person	Guilty Plea
	03/18/2009	Probation	Other	Min: 1 Year(s) Max: 1 Year(s)
9	18 § 2705	M2	Recklessly Endangering Another Person	Guilty Plea
	03/18/2009	Probation	Other	Min: 1 Year(s) Max: 1 Year(s)

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Please note that if the offense disposition information is blank, this only means that there is not a "final disposition" recorded in the Common Pleas Criminal Court Case Management System for this offense. In such an instance, you must view the public web docket sheet of the case wherein the offense is charged in order to determine what the most up-to-date disposition information is for the offense.





**Lackawanna County Court of Common Pleas
Court Summary**

Rudick, Andrei (Continued)

Closed (Continued)

Montgomery

CP-46-CR-0006724-2005 Proc Status: Sentenced/Penalty Imposed DC No: OTN:K1215686
 Arrest Dt: Disp Date: 02/22/2006 Disp Judge: Carpenter, William R.
 Def Atty: Kroberger, Jeffrey Alan - (PR)

<u>Seq No</u>	<u>Statute</u>	<u>Grade</u>	<u>Description</u>	<u>Disposition</u>
<u>Sentence Dt.</u>	<u>Sentence Type</u>	<u>Program Period</u>	<u>Sentence Length</u>	
1	75 § 3802	M	DUI: Gen Imp/Inc of Driving Safely - 1st Off	Guilty Plea
02/22/2006	Probation	Other		Min: 6 Month(s) Max: 6 Month(s)
2	75 § 3802	M	DUI: Gen Imp (BAC .08 - .10) 1St Off	Dismissed - Other
3	75 § 3802	M	DUI: Cont Subs - Comb Alc/Drug - 1st Off	Dismissed - Other
4	75 § 1301	S	Dr Unregist Veh	Nolle Prossed

Tioga

CP-59-CR-0000209-2005 Proc Status: Completed DC No: OTN:H9386893
 Arrest Dt: 05/26/2005 Disp Date: Disp Judge:
 Def Atty: Rague, James Thomas III - (PR)

<u>Seq No</u>	<u>Statute</u>	<u>Grade</u>	<u>Description</u>	<u>Disposition</u>
1	18 § 2701	M2	Simple Assault	

CP-59-CR-0000210-2006 Proc Status: Sentenced/Penalty Imposed DC No: OTN:K1295792
 Arrest Dt: 05/28/2006 Disp Date: 03/05/2007 Disp Judge: Dalton, Robert E. Jr.
 Def Atty: Stenhach, George - (PR)

<u>Seq No</u>	<u>Statute</u>	<u>Grade</u>	<u>Description</u>	<u>Disposition</u>
<u>Sentence Dt.</u>	<u>Sentence Type</u>	<u>Program Period</u>	<u>Sentence Length</u>	
1	75 § 3802	M	DUI: Gen Imp/Inc of Driving Safely - 1st Off	Nolle Prossed
2	75 § 3309	S	Disregard Traffic Lane (Single)	Nolle Prossed
3	75 § 3714	S	Careless Driving	Nolle Prossed
4	75 § 3802	M1	DUI: Highest Rte of Alc (BAC .16+) 2nd	Guilty Plea
03/05/2007	Confinement	90 Days - 5 Years		Min: 90 Day(s) Max: 5 Year(s)

CP-59-SA-0000036-2006 Proc Status: Completed DC No: OTN:
 Arrest Dt: Disp Date: 03/08/2007 Disp Judge: Dalton, Robert E. Jr.
 Def Atty: Rague, James Thomas III - (PR)

<u>Seq No</u>	<u>Statute</u>	<u>Grade</u>	<u>Description</u>	<u>Disposition</u>
1	75 § 1543	S	Permitting violation of title - Driv While Oper Priv Susp Or Revoked	Not Guilty

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COURT OF COMMON PLEAS OF LACKAWANNA COUNTY

DOCKET



Docket Number: CP-35-CR-0002343-2007

CRIMINAL DOCKET

Court Case

Commonwealth of Pennsylvania

v.

Andrei Rudick

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CASE INFORMATION

Cross Court Docket Nos: CP-59-MD-0000019-2009

Judge Assigned:

Date Filed: 08/02/2007

Initiation Date: 06/18/2007

OTN: K6116681

Lower Court Docket No: CR-0000397-07

Initial Issuing Authority: Alyce Hailstone Farrell

Final Issuing Authority: Alyce Hailstone Farrell

Arresting Agency: Scranton City Police Dept

Arresting Officer: Gieda, Anthony

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	04/06/2009	Completed	06/18/2007
	03/18/2009	Sentenced/Penalty Imposed	
	02/24/2009	Awaiting Sentencing	
	02/24/2009	Awaiting PSI	
	12/04/2008	Awaiting Sentencing	
	10/11/2007	Warrant Lifted	
	10/05/2007	Warrant Returned Served	
	10/05/2007	Bench Warrant Returned	
	09/27/2007	Awaiting Formal Arraignment	
	08/02/2007	Awaiting Filing of Information	

Complaint Date: 06/18/2007

CALENDAR EVENTS

<u>Case Calendar Event Type</u>	<u>Schedule Start Date</u>	<u>Start Time</u>	<u>Room</u>	<u>Judge Name</u>	<u>Schedule Status</u>
Arraignment	09/14/2007	9:00 am			Scheduled
Sentencing	03/18/2009	1:30 pm		Judge Vito P. Gerouio	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>
08/01/2007	MDJ Confinement	Lackawanna County Prison	Bail Not Posted	Yes

COURT OF COMMON PLEAS OF LACKAWANNA COUNTY

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Docket Number: CP-35-CR-0002343-2007

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DEFENDANT INFORMATION

Date Of Birth: 02/11/1965 City/State/Zip: Blossburg, PA 16912

Alias Name
Rudic, Andrei

CASE PARTICIPANTS

<u>Participant Type</u>	<u>Name</u>
Defendant	Rudick, Andrei

BAIL INFORMATION

Rudick, Andrei					Nebbia Status: None
<u>Bail Action</u>	<u>Date</u>	<u>Bail Type</u>	<u>Percentage</u>	<u>Amount</u>	
Set	06/18/2007	Monetary		\$40,000.00	
					<u>Bail Posting Status</u> <u>Posting Date</u>

CHARGES

<u>Seq.</u>	<u>Orig Seq.</u>	<u>Grade</u>	<u>Statute</u>	<u>Statute Description</u>	<u>Offense Date</u>	<u>OTN</u>
1	1	F2	18 § 2702 §§A3	Aggravated Assault	06/17/2007	K6116681
2	2	F2	18 § 2702 §§A3	Aggravated Assault	06/17/2007	K6116681
3	3		18 § 2701 §§A	Simple Assault	06/17/2007	K6116681
4	4		18 § 2701 §§A1	Simple Assault	06/17/2007	K6116681
5	5	M3	18 § 5503 §§A	Disorderly Conduct	06/17/2007	K6116681
6	6	M3	18 § 5503 §§A	Disorderly Conduct	06/17/2007	K6116681
7	7	M2	18 § 2705	Recklessly Endangering Another Person	06/17/2007	K6116681
8	8	M2	18 § 2705	Recklessly Endangering Another Person	06/17/2007	K6116681
9	9	M2	18 § 2705	Recklessly Endangering Another Person	06/17/2007	K6116681

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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>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>		
<u>Linked Offense - Sentence</u>	<u>Link Type</u>	<u>Linked Docket Number</u>

Lower Court Proceeding (generic)

Lower Court Disposition	08/01/2007	Not Final
1 / Aggravated Assault	Held for Court (Lower Court)	18§2702§§A3
2 / Aggravated Assault	Held for Court (Lower Court)	18§2702§§A3
3 / Simple Assault	Held for Court (Lower Court)	18§2701§§A
4 / Simple Assault	Held for Court (Lower Court)	18§2701§§A1
5 / Disorderly Conduct	Held for Court (Lower Court)	18§5503§§A
6 / Disorderly Conduct	Held for Court (Lower Court)	18§5503§§A

Guilty Plea

Final Pre-Trial Conference	12/04/2008	Final Disposition
1 / Aggravated Assault	Nolle Prossed	18§2702§§A3
Geroulo, Vito P.	03/18/2009	
2 / Aggravated Assault	Nolle Prossed	18§2702§§A3
Geroulo, Vito P.	03/18/2009	
3 / Simple Assault	Nolle Prossed	18§2701§§A
Geroulo, Vito P.	03/18/2009	
4 / Simple Assault	Nolle Prossed	18§2701§§A1
Geroulo, Vito P.	03/18/2009	
5 / Disorderly Conduct	Nolle Prossed	18§5503§§A
Geroulo, Vito P.	03/18/2009	
6 / Disorderly Conduct	Nolle Prossed	18§5503§§A
Geroulo, Vito P.	03/18/2009	
7 / Recklessly Endangering Another Person	Guilty Plea	18§2705
Geroulo, Vito P.	03/18/2009	

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Disposition

Case Event

Disposition Date

Final Disposition

Sequence/Description

Offense Disposition

Section

Sentencing Judge

Sentence Date

Credit For Time Served

Sentence/Diversion Program Type

Incarceration/Diversionary Period

Start Date

Sentence Conditions

Linked Offense - Sentence

Link Type

Linked Docket Number

Probation

Min of 1.00 Years

Max of 1.00 Years

Other

No drugs or alcohol

3 AA PER WEEK

8 / Recklessly Endangering Another Person

Guilty Plea

18§2705

Geroulo, Vito P.

03/18/2009

Min of 1.00 Years

Max of 1.00 Years

Other

Probation

9 / Recklessly Endangering Another Person

Guilty Plea

18§2705

Geroulo, Vito P.

03/18/2009

Min of 1.00 Years

Max of 1.00 Years

Other

Probation

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COMMONWEALTH INFORMATION

Name: Kathleen Granahan
District Attorney

Supreme Court No: 069680

Phone Number(s):
(570) 963-6717 (Phone)
(570) 963-6725 (Fax)

Address:
Lackawanna Co DA's Office
200 N Washington Avenue
Scranton PA 18503

ATTORNEY INFORMATION

Name: John Petorak Jr., Esq. *
Private

Supreme Court No: 038026

Rep. Status: Lower Court

Phone Number(s):
(570) 348-0776 (Phone)
(570) 348-2755 (Fax)

Address:
Lackawanna Co Pub Defenders
321 Spruce St Ste 201
Scranton PA 18503

Representing: Rudick, Andrei

* *Entry of Appearance Not Filed*
(570) 348-0776 (Phone)
(570) 348-2755 (Fax)

Address:
321 Spruce Street Ste 201
Scranton PA 18503

Representing: Rudick, Andrei

* *Entry of Appearance Not Filed*
(570) 348-0776 (Phone)
(570) 348-2755 (Fax)

Address:
Lackawanna Co Pub Defenders
200 N WASHINGTON AVE
Scranton PA 18503

Representing: Rudick, Andrei

* *Entry of Appearance Not Filed*

COURT OF COMMON PLEAS OF LACKAWANNA COUNTY

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ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	
1	08/02/2007		Original Papers Received from Lower Court Court of Common Pleas - Lackawanna County
1	08/13/2007		PETITION FOR REDUCTION OF BAIL Petorak, John Jr.
2	08/13/2007		order scheduling hearing on Defendant's Petition for Reduction of Bail Geroulo, Vito P.
1	09/27/2007		Information Filed Granahan, Kathleen
1	09/28/2007		Bench Warrant Issued DEF FAILED TO APPEAR FOR PRETRIAL CONFERENCE Geroulo, Vito P.
2	09/28/2007		Court Ordered - Listed for Pretrial Geroulo, Vito P.
1	10/05/2007		BENCH WARRANT SENT TO SHERIFFS OFFICE Rinaldi, Mary F.
2	10/05/2007		Bench Warrant Returned Affiant
1	10/11/2007		Order Lifting Bench Warrant Geroulo, Vito P.

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ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	
1	10/19/2007		Furlough Order Geroulo, Vito P.
1	10/31/2007		Transcript of Proceedings Preliminary Hearing Before Alyce Farrell, Esquire D.J. On August 1, 2007 Erin Walker - Lackawanna Cty Court Reporter
2	12/04/2008		Guilty Plea Geroulo, Vito P.
1	03/18/2009		Order - Sentence/Penalty Imposed Geroulo, Vito P.
2	03/18/2009		Guideline Sentence Form Lackawanna County Probation Department
1	03/31/2009		Penalty Assessed Court of Common Pleas - Lackawanna County
1	04/01/2009		Payment Plan Introduction Letter Court of Common Pleas - Lackawanna County
1	04/06/2009		Transferred to CP-04-59-Crim Unknown Filer
1	05/06/2009		Penalty Satisfied Rudick, Andrei

COURT OF COMMON PLEAS OF LACKAWANNA COUNTY

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CASE FINANCIAL INFORMATION

Last Payment Date: 05/06/2009

Total of Last Payment: -\$581.50

Rudick, Andrei Defendant	<u>Assessment</u>	<u>Payments</u>	<u>Adjustments</u>	<u>Non Monetary Payments</u>	<u>Total</u>
Costs/Fees					
State Court Cost (Act 204 of 1976)	\$10.00	-\$10.00	\$0.00	\$0.00	\$0.00
Commonwealth Cost - HB627 (Act 167 of 1992)	\$8.60	-\$8.60	\$0.00	\$0.00	\$0.00
County Court Costs (Act 204 of 1976)	\$27.90	-\$27.90	\$0.00	\$0.00	\$0.00
Crime Victims Compensation (Act 96 of 1984)	\$35.00	-\$35.00	\$0.00	\$0.00	\$0.00
Domestic Violence Compensation (Act 44 of 1988)	\$10.00	-\$10.00	\$0.00	\$0.00	\$0.00
Victim Witness Services (Act 111 of 1998)	\$25.00	-\$25.00	\$0.00	\$0.00	\$0.00
Firearm Education and Training Fund (158 of 1994)	\$5.00	-\$5.00	\$0.00	\$0.00	\$0.00
JCP	\$8.00	-\$8.00	\$0.00	\$0.00	\$0.00
ATJ	\$2.00	-\$2.00	\$0.00	\$0.00	\$0.00
DA's Fingerprint Assess. (Lackawanna)	\$150.00	-\$150.00	\$0.00	\$0.00	\$0.00
Automation Fee (Lackawanna)	\$5.00	-\$5.00	\$0.00	\$0.00	\$0.00
Costs of Prosecution - CJEA	\$50.00	-\$50.00	\$0.00	\$0.00	\$0.00
JCP	\$8.00	-\$8.00	\$0.00	\$0.00	\$0.00
ATJ	\$2.00	-\$2.00	\$0.00	\$0.00	\$0.00
JCP	\$8.00	-\$8.00	\$0.00	\$0.00	\$0.00
ATJ	\$2.00	-\$2.00	\$0.00	\$0.00	\$0.00
County Costs (Lackawanna)	\$15.00	-\$15.00	\$0.00	\$0.00	\$0.00
Adult Probation Drug Test Fund (Lackawanna)	\$90.00	-\$90.00	\$0.00	\$0.00	\$0.00
Plea F/M (Lackawanna)	\$120.00	-\$120.00	\$0.00	\$0.00	\$0.00
Costs/Fees Totals:	\$581.50	-\$581.50	\$0.00	\$0.00	\$0.00
Grand Totals:	\$581.50	-\$581.50	\$0.00	\$0.00	\$0.00

** - Indicates assessment is subrogated

**INFORMATION
IN THE COURT OF COMMON PLEAS OF LACKAWANNA COUNTY,
PENNSYLVANIA
CRIMINAL DIVISION**

Criminal Action No. 07 CR 2343

COMMONWEALTH OF PENNSYLVANIA

VS.

ANDREI RUDIC

The District Attorney of Lackawanna County, by this Information charges that on or about Sunday, the 17th day of June, 2007, in said County of Lackawanna, Andrei Rudic did,

COUNT I: AGGRAVATED ASSAULT

(18 C.P.S.A. Sec. 2702 (a-3));Grade:Felony 2;\$25,000.00;10 years;

did attempt to cause or did intentionally and knowingly cause bodily injury to any of the officers, agents, employees or others persons enumerated in subsection (c), while in the performance of his official duty, in that the said Andrei Rudic did swing at Patrolman Gieda striking him at pushing him into a wall.

COUNT II: AGGRAVATED ASSAULT

(18 C.P.S.A. Sec. 2702 (a-3));Grade:Felony 2;\$25,000.00;10 years;

did attempt to cause or did intentionally and knowingly cause bodily injury to any of the officers, agents, employees or others persons enumerated in subsection (c), while in the performance of his official duty, in that the said Andrei Rudic did bite Security Guard John Kurilla, a Health Care worker at the CMC Hospital, piercing the skin all the way down to the bone.

COUNT III: SIMPLE ASSAULT

(18 C.P.S.A. Sec. 2701 (a-1));Grade:Misdemeanor 2;\$5,000.00;2 years;

attempt to cause or did intentionally, knowingly or recklessly cause bodily injury to one Patrolman Tony Gieda, to wit; the defendant did swing at Patrolman Gieda, striking him and pushing him into a wall.

COUNT IV: SIMPLE ASSAULT

(18 C.P.S.A. Sec. 2701 (a-1));Grade:Misdemeanor 2;\$5,000.00;2 years;

attempt to cause or did intentionally, knowingly or recklessly cause bodily injury to one Security Guard John Kurilla, to wit; the defendant bite the victim's left fourth finger from the skin all the way down to the bone.

REMOVED FROM THE RECORD

**MARY F. RINALDI
LACKAWANNA COUNTY
SEP 28 A 9:32
CLERK OF JUDICIAL RECORDS**

**AUG 22 2008
CLERK OF JUDICIAL RECORDS
MARY F. RINALDI**

Andrei Rudic, -- Docket Number: 07 CR 2343

COUNT V: DISORDERLY CONDUCT

(18 C.P.S.A. Sec. 5503 (a-1));Grade:Misdemeanor 3;\$2,500.00;1 year;

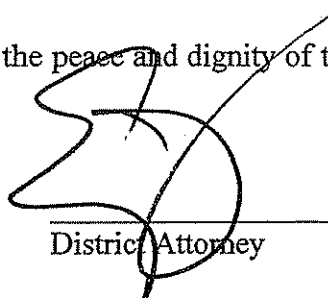
with intent to cause public inconvenience, annoyance or alarm, or recklessly created a risk thereof, and did so with the intent to cause substantial harm or serious inconvenience or to persist in disorderly conduct after reasonable warning or request to desist, to wit; the defendant refused to comply with commands of security and police.

COUNT VI: DISORDERLY CONDUCT

(18 C.P.S.A. Sec. 5503 (a-1));Grade:Misdemeanor 3;\$2,500.00;1 year;

with intent to cause public inconvenience, annoyance or alarm, or recklessly created a risk thereof, and did so with the intent to cause substantial harm or serious inconvenience or to persist in disorderly conduct after reasonable warning or request to desist, to wit; the defendant fought with officers failing to comply with commands to desist.

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



District Attorney

Docket Number of Final Issuing Authority: **CR-0000397-07**
 2. Common Pleas Docket Number: **CR 2343 2007**
 3. State Identification Number: **32760376** **JTN** **K 611668-1**

Final Issuing Authority/to be completed by Final Issuing Authority: **ALYCE H. FARRELL**
 DISTRICT NO.: **45 1 02**
 5. Transferred from Initial Issuing Authority: _____
 DISTRICT NO.: _____

6. Name and Address (Last Name First):
RUDICK, ANDREI
228 GRANGER STREET
BLOSSBURG, PA 16912
 7. Date of Transfer: _____
 8. Docket No. of Initial Issuing Authority: **CR-0000397-07**
 9. Affiant Who Signed Complaint (Name and Address):
ANTHONY J. GIEDA
SCRANTON CITY PD
100 S WASHINGTON AVE
SCRANTON, PA 18503

10. Date of Birth: **02 11 65**
 11. Sex: **M**
 12. Race: **W**
 13. Operator License Number: **20633489**
 14. State: **PA**
 15. ORI: **PA0350400**
 16. OCA: _____
 17. Badge Number/Officer I.D.: **MO22623A**

3. Date of Arrest: **06 18 07**
 19. Date Complaint Filed or Citation Issued or Filed: **06 18 07**
 20. Summons Date Issued: _____
 21. Warrant: _____
 22. Summons Returned: _____
 23. Preliminary Arraignment Date: **06 18 07**
 24. Time: **9:45A**
 25. Date Waived to Court: _____

Prelim. Hear./Sum. Trial: **08 01 07**
 27. Address of Preliminary Hearing/Summary Trial:
LACKAWANNA COUNTY COURTHOUSE, SCRANTON, PA 18503
 32. Date Set For Preliminary Hearing: _____
 33. CONT.

28. Description of Charges	Off. Char.	Grading	29. Offense Date	30. Section and Subsection	31. Disposition	MM	DD	YY	33. CONT.
A AGGRAVATED ASSAULT		F2	06 17 07	CC2702A3	HDCT	08	01	07	
B AGGRAVATED ASSAULT		F2	06 17 07	CC2702A3	HDCT	06	25	07	A
C SIMPLE ASSAULT			06 17 07	CC2701A	HDCT				
D SIMPLE ASSAULT			06 17 07	CC2701A1	HDCT				
E DISORDERLY CONDUCT - COURT CASE		M3	06 17 07		HDCT				
F DISORDERLY CONDUCT - COURT CAS		M3	06 17 07		HDCT				

4. Advised of His Right to Apply for Assignment of Counsel? Yes No
 35. Public Defender Requested by the Defendant? Yes No
 36. Application Provided for Appointment of Public Defender? Yes No
 37. In cases where so required, I the within named Issuing Authority, did make a reasonable effort to settle the difference between the Defendant and the Complainant on: _____

38. Codefendant(s) Name: _____
 39. OTN: _____
 38. Codefendant(s) Name: _____
 39. OTN: _____

40. Enter 'C' for witness for Complainant- Enter 'D' for Witness for Defendant

41. Witnesses Names and Addresses and Names and Addresses of persons (not more than 2), Defendant wishes to be Notified for trial	42. Sworn	43. Testified	44. Defense Persons to be notified
CARRIGHAN, P.M. 1800 MULBERRY ST, SCRANTON, PA 18510			
VILLA, JOHN 1800 MULBERRY ST, SCRANTON, PA 18510			
EDA, ANTHONY 340 N WASHINGTON AV, SCRANTON, PA 18503			

2007 AUG - 2 P 1:55 PM
 CRIMINAL DIVISION
 CLERK OF JUDICIAL RECORDS

Attorney's Name and Address for:
 Commonwealth: **GRANAHAN, ATTY KATHLEEN**
ASST DA, SCRANTON, PA 18503
 48. I.D. No.: **69680**

6. Complainant: _____
 47. Defendant: **PETORAK, ATTORNEY JOHN**
321 SPRUCE ST,
SUITE 200 - BANK TOWERS
SCRANTON, PA 18503
 Private Other
 48. I.D. No.: **38026**

1. Date of Decision: _____
 50. Fines: **.00**
 51. Costs: **.00**
 52. Judgment of Sentence: **BAL: \$.00**

Name and Address of Corporate Surety and Agent or Individual Surety-Preliminary Arraignment
 Bail at Preliminary Arraignment
 Type: _____
 54. Amount: **\$**
 55. Date Set: _____
*****SEE CURRENT BAIL INFORMATION PAGE*****
 56. Date Bail Posted: _____

Name and Address of Corporate Surety and Agent or Individual Surety-Preliminary Hearing
 Current Bail/Bail at Preliminary Hearing
 Type: _____
 58. Amount: **\$**
 59. Date Set: **2/2008**
*****SEE CURRENT BAIL INFORMATION PAGE*****
 60. Date Bail Posted: _____

If Committed Date: **06 18 07**
 61. Code: **C**
 63. Place of Confinement: **LACKAWANNA COUNTY PRIS SCRANTON PA**

COPY: CLERK OF COURTS
CLERK OF JUDICIAL RECORDS
MARIE RINALDI
 64. Date Transcript Sent to Court: **08 02 07**

Certified this 8/1/07 day of _____
 My commission expires first Monday of January 2010. SEAL
A. [Signature]

I, the above named Issuing Authority certify that this Transcript is a true and correct Transcript of the Docket.

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF: Lackawanna



**POLICE
CRIMINAL COMPLAINT**

COMMONWEALTH OF PENNSYLVANIA
VS.

DEFENDANT:

NAME and ADDRESS
ANDREI RUDIC 228 GRANGER ST BLOSSBURG PA 16912

Magisterial District Number <u>45-1-02</u>
MDJ Name: Hon. MAG. FARRELL
Address: <u>135 JEFFERSON AVENUE</u> <u>SCRANTON PA 18503</u>
Telephone: () <u>570-963-6518</u>

Docket No.: <u>CR-397-07</u>
Date Filed: <u>06/18/2007</u>
OTN: <u>K611668-1</u>

Defendant's Race/Ethnicity <input checked="" type="checkbox"/> White <input type="checkbox"/> Black <input type="checkbox"/> Asian <input type="checkbox"/> Native American <input type="checkbox"/> Hispanic <input type="checkbox"/> Unknown	Defendant's Sex <input type="checkbox"/> Female <input checked="" type="checkbox"/> Male	Defendant's D.O.B. <u>02/11/1965</u>	Defendant's Social Security Number <u>07-48-2071</u>	Defendant's SID (State Identification Number) <u>327-60-37-6</u>
Defendant's A.K.A. (also known as)	Defendant's Vehicle Information Plate Number	State Registration Sticker (MM/YY)	Defendant's Driver's License Number State <u>PA</u> <u>20633489</u>	
Complaint/Incident Number <u>20070617M4388</u>	LiveScan Tracking Number	Complaint/Incident Number if other Participants		UCR/NIBRS Code <u>0440/13B</u>

ORIGINAL
Do Not Remove From File

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. Pa.R.Crim.P. 507.)

ADA SHANE CONLIN

VIA PHONE

06/17/2007

(Name of Attorney for Commonwealth-Please Print or Type)

(Signature of Attorney for Commonwealth)

(Date)

ANTHONY GIEDA

582

(Name of Affiant-Please Print or Type)

(Officer Badge Number/I.D.)

of Scranton Police Department

PA0350400

20070617M4388

(Identify Department or Agency Represented and Political Subdivision)

(Police Agency or ORI Number)

(Originating Agency Case Number (OCA))

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 the defendant whose name and popular designation or nickname is unknown to me and whom I have therefore designated as John Doe

with violating the penal laws of the Commonwealth of Pennsylvania at _____
(Place-Political Subdivision)

1800 MULBERRY ST SCRANTON CMC HOSPITAL

in Lackawanna County on or about 17 June 2007 at approx. 21:17 hr.

Participants were: (if there were participants, place their names here, repeating the name of the above defendant)

RUDIC, ANDREI

Defendant's Name: ANDREI RUDIC

Docket Number:



POLICE CRIMINAL COMPLAINT

2. The acts committed by the accused were:
(Set forth a summary of the facts sufficient to advise the defendant of the nature of the offense charged. A citation to the statute allegedly violated, without more, is not sufficient. In a summary case, you must cite the specific section and subsection of the statute or ordinance allegedly violated.)

AGGRAVATED ASSAULT The Actor, ANDREI RUDIC, on or about, 6-17-07, in the County of Lackawanna, attempted to cause or intentionally or knowingly caused bodily injury to, PTLM. ANTHONY GIEDA, police officers in the performance of duty, that is to say the actor, DID SWING AT PTLM. GIEDA, ACTUALLY STRIKING HIM AND PUSHING HIM INTO A WALL, in violation of Section 2702(a) (3) of the Pennsylvania Crimes Code, Act of December 6, 1972, as amended, 18 Pa. C.S. 2702(a) (3).

AGGRAVATED ASSAULT The Actor, ANDREI RUDIC, on or about, 6-17-07, in the County of Lackawanna, attempted to cause or intentionally or knowingly caused bodily injury to, CMC SECURITY GUARD JOHN KURILLA, A HEALTH CARE WORKER in the performance of duty, that is to say the actor, WHILE TRYING TO RESTRAIN RUDIC, RUDIC ACTUALLY BIT KURILLA'S LEFT 4TH FINGER, PIERCING THE SKIN ALL THE WAY DOWN TO THE BONE, in violation of Section 2702(a) (3) of the Pennsylvania Crimes Code, Act of December 6, 1972, as amended, 18 Pa. C.S. 2702(a) (3).

SIMPLE ASSAULT The Actor, ANDREI RUDIC, on or about, 6-17-07, in the County of Lackawanna, attempts to cause or intentionally, knowingly or recklessly caused bodily injury to, PTLM. ANTHONY GIEDA, that is to say the actor, SWUNG AT THIS OFFICER AND ACTUALLY DID CONTACT WITH THE SWING PUSHING ME INTO THE WALL, in violation of Section 2701(a) (1) of the Pennsylvania Crimes Code, Act of December 6, 1972, as amended, Pa. C.S. 2701(a) (1)

(Continued)

all of which were against the peace and dignity of the Commonwealth of Pennsylvania and contrary to the Act of Assembly, or in violation of

1. 2702	A3	of the	18	1
(Section)	(Subsection)		(PA Statute)	(counts)
2. 2702	A3	of the	18	1
(Section)	(Subsection)		(PA Statute)	(counts)
3. 2701	AB	of the	18	1
(Section)	(Subsection)		(PA Statute)	(counts)
4. 2701	A	of the	18	1
(Section)	(Subsection)		(PA Statute)	(counts)

3. I ask that a warrant or a summons be issued and that the defendant be required to answer the charges I have made. (In order for a warrant of arrest to issue, the attached affidavit of probable cause must be completed and sworn to before the issuing authority.)

4. 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.C. 4904) relating to unsworn falsification to authorities.

6-17-07

(Signature of Affiant)

AND NOW, on this date 6-18-07 I certify that the complaint has been properly completed and verified. An affidavit of probable cause must be completed in order for a warrant to issue.

45-3-03
(Magisterial District)

(Issuing Authority)

SEAL

Defendant's Name: ANDREI RUDIC

Docket Number:



POLICE CRIMINAL COMPLAINT

2. The acts committed by the accused were:

(Set forth a summary of the facts sufficient to advise the defendant of the nature of the offense charged. A citation to the statute allegedly violated, without more, is not sufficient. In a summary case, you must cite the specific section and subsection of the statute or ordinance allegedly violated.)

SIMPLE ASSAULT The Actor, ANDREI RUDIC, on or about, 6-17-07, in the County of Lackawanna, attempts to cause or intentionally, knowingly or recklessly caused bodily injury to, CMC SECURITY GUARD JOHN KURILLA, that is to say the actor, WHILE BEING RESTRAINED HAD BIT INTO KURILLA'S LEFT 4TH FINGER, ACTUALLY BITING DOWN TO THE BONE, in violation of Section 2701(a) (1) of the Pennsylvania Crimes Code, Act of December 6, 1972, as amended, Pa. C.S. 2701(a) (1)

DISORDERLY CONDUCT The Actor, ANDREI RUDIC, on or about, 6-17-07, in the County of Lackawanna, with intent to cause substantial harm or serious public inconvenience, annoyance or alarm, engaged in fighting or threatening, or in violent or tumultuous behavior, or created a hazardous or physically offensive condition by any act or acts which served no legitimate purpose, namely, REFUSING TO COMPLY WITH COMMANDS OF SECURITY AND POLICE, and did persist in disorderly conduct after reasonable warning or request to desist, in violation of Section 5503(a) (1) and/or (2) and/or (4) of the Pennsylvania Crimes Code, Act of December 6, 1972, as amended, 18 Pa. C.S. 5503(a) (1) (2) & (4). [M-3

DISORDERLY CONDUCT The Actor, ANDREI RUDIC, on or about, 6-17-07, in the County of Lackawanna, with intent to cause substantial harm or serious public inconvenience, annoyance or alarm, engaged in fighting or threatening, or in violent or tumultuous

(Continued)

all of which were against the peace and dignity of the Commonwealth of Pennsylvania and contrary to the Act of Assembly, or in violation of

1. 2701	A	of the	18	1
(Section)	(Subsection)		(PA Statute)	(counts)
2. 5503	A	of the	18	1
(Section)	(Subsection)		(PA Statute)	(counts)
3. 5503	A	of the	18	1
(Section)	(Subsection)		(PA Statute)	(counts)
4.		of the		
(Section)	(Subsection)		(PA Statute)	(counts)

3. I ask that a warrant or a summons be issued and that the defendant be required to answer the charges I have made. (In order for a warrant of arrest to issue, the attached affidavit of probable cause must be completed and sworn to before the issuing authority.)

4. 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.C. 4904) relating to unsworn falsification to authorities.

6-17-07

(Signature of Affiant)

AND NOW, on this date 6-18-07 I certify that the complaint has been properly completed and verified. An affidavit of probable cause must be completed in order for a warrant to issue.

(Magisterial District)

(Issuing Authority)

SEAL

Defendant's Name: ANDREI RUDIC
Docket Number:



**POLICE
CRIMINAL COMPLAINT**

2. The acts committed by the accused were:
 (Set forth a summary of the facts sufficient to advise the defendant of the nature of the offense charged. A citation to the statute allegedly violated, without more, is not sufficient. In a summary case, you must cite the specific section and subsection of the statute or ordinance allegedly violated.)

behavior, or created a hazardous or physically offensive condition by any act or acts which served no legitimate purpose, namely, FOUGHT WITH OFFICERS FAILING TO COMPLY WITH COMMANDS TO DESIST, and did persist in disorderly conduct after reasonable warning or request to desist, in violation of Section 5503(a) (1) and/or (2) and/or (4) of the Pennsylvania Crimes Code, Act of December 6, 1972, as amended, 18 Pa. C.S. 5503(a) (1) (2) & (4). [M-3

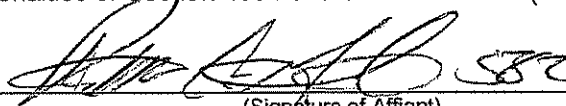
all of which were against the peace and dignity of the Commonwealth of Pennsylvania and contrary to the Act of Assembly, or in violation of

1. _____ of the _____
 (Section) (Subsection) (PA Statute) (counts)
2. _____ of the _____
 (Section) (Subsection) (PA Statute) (counts)
3. _____ of the _____
 (Section) (Subsection) (PA Statute) (counts)
4. _____ of the _____
 (Section) (Subsection) (PA Statute) (counts)

3. I ask that a warrant or a summons be issued and that the defendant be required to answer the charges I have made. (In order for a warrant of arrest to issue, the attached affidavit of probable cause must be completed and sworn to before the issuing authority.)

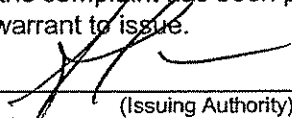
4. I verify that the facts set forth in this complaint are true and correct to the best of my knowledge or information and belief. This verification is made subject to the penalties of Section 4904 of the Crimes Code (18 PA C.C. 4904) relating to unsworn falsification to authorities.

6-17-07


 (Signature of Affiant)

AND NOW, on this date 6-18-07, I certify that the complaint has been properly completed and verified. An affidavit of probable cause must be completed in order for a warrant to issue.

 (Magisterial District)


 (Issuing Authority)

SEAL

Defendant's Name: ANDREI RUDIC

Docket Number:



POLICE CRIMINAL COMPLAINT

AFFIDAVIT OF PROBABLE CAUSE

On 06-17-07 this officer had been working an extra duty job at the CMC Hospital. I had been with security observing a 302 patient in Rm. 32. The patient, ANDREI RUDIC had been brought to the CMC from Marworth for an evaluation. When I arrived at 2000 hrs for the start of my shift, RUDIC had been acting up in the room, failing to listen to commands from security. Several times RUDIC had been moving things around in the room, and had been playing with the medical equipment in the room. Security continually informed him that he needed to desist in the activities. At one point this officer also had to go into the room to stop his behavior.

At aprox. 2115 hrs., RUDIC was calling for a nurse stating that he wanted his medication. The nurse, CHRIS TYRRELL had come to the room to speak with RUDIC. She had informed him that she was waiting for orders from the ER doctor for the medication. At this point RUDIC started to scream at TYRRELL. Security then entered the room to stop RUDIC from screaming at TYRRELL. At this point, myself, CMC Security guards JOHN KURILLA, and PM CARRIGHAN had entered the room to reason with RUDIC. RUDIC started to get nervous and had been pacing in the room. RUDIC had been advised that he needs to sit down on the stretcher, which he was refusing to do. As we were trying to get him to sit down, he started to walk around the one side of the stretcher at the foot of it, and started to walk around towards the head. As he came to the head of the stretcher, he had grabbed a chair that had been in the corner of the room, and threw it against the wall behind me. That is when security guard KURILLA started to walk up behind RUDIC. RUDIC stated at this point that he is SCHIZOID PARANOID, and he cant be closed in on. After making that comment, he came around the top of the stretcher, and took a swing at me, actually hitting me(at this time I cannot remember where he hit me)and I then went into the wall. Security guards KURILLA and CARRIGHAN then came after RUDIC, as I got my footing, I grabbed RUDIC to attempt to restrain him. All 3 of us had a hold of him, and we then took him down, and had him stomach down on the stretcher. We were trying to restrain him, when he started to resist us. We then took him down to the ground, and were still having a hard time trying to control him. While we were trying to control him, and handcuff him, security guard KURILLA had been controlling his upper body and had an arm

(Continued)

I, ANTHONY GIEDA 582, BEING DULY SWORN

ACCORDING TO LAW, DEPOSE AND SAY THAT THE FACTS SET FORTH IN THE FORGOING AFFIDAVIT ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE, INFORMATION, AND BELIEF.

[Handwritten signature] 587 (Signature of Affiant)

Sworn to me and subscribed before me this ___ day of _____,

[Handwritten signature] Magisterial District Judge

My commission expires first Monday of January, _____

SEAL

Ant's Name: ANDREI RUDIC

et Number:



POLICE
CRIMINAL COMPLAINT

AFFIDAVIT OF PROBABLE CAUSE

on his head. KURILLA'S arm had slid off of RUDIC'S head towards his face, at which point RUDIC then bit down on KURILLA'S left hand, injuring his 4th finger, actually biting down right to the bone. Upon releasing the hold on KURILLA'S hand, he was completely handcuffed and then placed up on the stretcher. At this time the handcuff's were double locked. The stretcher had been prepared for leather restraints, and upon placing him up on the stretcher he was placed into the leather restraints, and then the cuffs were removed. KURILLA was treated at the hospital for the injury. The charges of Aggravated Assault 2 Cts., Simple Assault 2 cts., and Disorderly Conduct 2cts. were approved by ADA Shane Conlin.

I, ANTHONY GIEDA

582

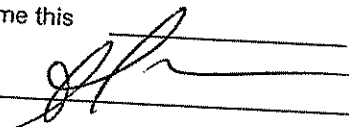
, BEING DULY SWORN

ACCORDING TO LAW, DEPOSE AND SAY THAT THE FACTS SET FORTH IN THE FORGOING AFFIDAVIT ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE, INFORMATION, AND BELIEF.



(Signature of Affiant)

Sworn to me and subscribed before me this _____ day of _____, _____.


_____, Magisterial District Judge

My commission expires first Monday of January, _____

SEAL

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF STATE
BEFORE THE STATE BOARD OF DENTISTRY

Commonwealth of Pennsylvania, :
Bureau of Professional and :
Occupational Affairs :
vs. : Docket No. 2074-46-07
Andrei Rudic, D.M.D., : File No. 07-46-10343
Respondent :

Department of State
Office of the Secretary
100 North Second Street
Harrisburg, PA 17122-0001
Tel: 717-781-2000
Fax: 717-781-2001
www.dos.pa.gov

CONSENT AGREEMENT AND ORDER

The Commonwealth and Respondent stipulate as follows in settlement of the above-captioned case:

1. This matter is before the State Board of Dentistry ("Board") pursuant to The Dental Law, Act of May 1, 1933, P.L. 216, No. 76, as amended ("Act"), 63 P.S. §120 et seq.

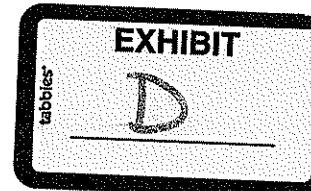
2. At all relevant and material times, Andrei Rudic ("Respondent") held a license to practice dentistry in the Commonwealth of Pennsylvania, License No. DS-035103.

3. The Respondent admits that the following facts are true:

a. Respondent's license is current through March 31, 2009, and may be renewed thereafter upon the filing of the appropriate documentation and payment of the necessary fees.

b. Respondent's last known address is 228 Granger Street, Blossburg, PA 16912.

c. On or about August 29, 2005, the Respondent was arrested and charged by the Upper Dublin Township (Montgomery County) Police Department



with one count of Driving Under the Influence (DUI) of Alcohol in violation of 75 P.S. §3802(a)(1).

d. On or about February 22, 2006, the Respondent plead guilty in the Montgomery County Court of Common Pleas to the criminal charges as referenced in paragraph 3c.

e. On or about March 17, 2006, the Respondent was sentenced by the Montgomery County Court of Common Pleas to probation for the criminal charges as referenced in paragraph 3c.

f. On or about May 28, 2006, the Respondent was arrested and charged by the Pennsylvania State Police with one count of Driving Under the Influence (DUI): Highest Rate of Alcohol (BAC .16+) in violation of 75 P.S. §3802(c).

g. On or about March 5, 2007, the Respondent plead guilty in the Tioga County Court of Common Pleas to the criminal charges referenced in paragraph 3f.

h. On or about March 5, 2007, the Respondent was sentenced by the Tioga County Court of Common Pleas to imprisonment for a minimum of 90 days to a maximum of five (5) years for the criminal charges referenced in paragraph 3f.

i. During March 2007, the Respondent submitted an online renewal application to the Board for Respondent's License No. DS-035103 for the biennial period of April 1, 2007 to March 31, 2009.

j. As referenced in paragraph 3i, the Respondent annotated a "Yes" response on the online renewal application to the following question: "Since your last renewal, have you been convicted of a crime?".

k. On or about March 19, 2007, the Respondent submitted correspondence to the Board concerning the online renewal application referenced in paragraph 3i.

l. Respondent stated the following in the correspondence referenced in paragraph 3k: "I have been in therapy since last year with a psychologist by the name of Joe Canonico. Furthermore, I have attended AA meetings regularly. I am currently incarcerated but on work release since March 5, 2007. Although I would have preferred to pursue treatment for my alcoholism at a rehabilitation clinic, Judge Dalton felt that he did not feel he had the jurisdiction in Tioga County to make such an exception."

4. Based upon the factual allegations in paragraph 3 above, the Board is authorized to suspend, revoke or otherwise restrict Respondent's license under 63 P.S. §123.1(a)(11) in that Respondent was unable to practice dentistry with reasonable skill and safety to patients by reason of illness or drunkenness.

5. The parties consent to the issuance of the following Order in settlement of this matter:

a. Respondent's License No. DS-035103 is indefinitely **SUSPENDED** for no less than three (3) years, such suspension to be immediately **STAYED** in favor of no less than three (3) years of **PROBATION**, said probation to be subject to the following terms and conditions:

GENERAL

(1) Respondent shall fully and completely comply and cooperate with the Bureau of Professional and Occupational Affairs, Professional Health Monitoring Program (“PHMP”), Disciplinary Monitoring Unit (“DMU”) and its agents and employees in their monitoring of Respondent’s impairment under this Consent Agreement and Order (“Agreement”).

(2) Respondent shall abide by and obey all laws of the United States, the Commonwealth of Pennsylvania and its political subdivisions and all rules and regulations and laws pertaining to the practice of the profession in this Commonwealth or any other state or jurisdiction in which Respondent holds a license to practice the profession. Summary traffic violations shall not constitute a violation of this Agreement.

(3) Respondent shall at all times cooperate with the PHMP and its agents and employees in the monitoring, supervision and investigation of Respondent’s compliance with the terms and conditions of this Agreement. Respondent shall cooperate with any requests for written reports, records or verifications of actions that may be required by the PHMP; the requested shall be obtained and submitted at Respondent’s expense.

(4) Respondent’s failure to fully cooperate with the PHMP shall be deemed a violation of this Agreement.

(5) Respondent shall not falsify, misrepresent or make material omission of any information submitted pursuant to this Agreement.

(6) Respondent may not be absent from the Commonwealth of Pennsylvania for any period exceeding twenty (20) days unless Respondent seeks and receives prior written permission from the PHMP subject to any additional terms and conditions required by the PHMP.

(7) In the event Respondent relocates to another jurisdiction, within five days (5) days of relocating Respondent shall either enroll in the other jurisdiction's impaired professional program and have the reports required under this Agreement sent to the PHMP, or if the other jurisdiction does not have an impaired professional program, Respondent shall notify the licensing board of the other jurisdiction that Respondent is impaired and enrolled in this Program. In the event Respondent fails to do so, in addition to being in violation of this Agreement, the periods of suspension and probation shall be tolled.

(8) Respondent shall notify the PHMP in writing within five (5) days of the filing of any criminal charges against Respondent; the final disposition of any criminal charges against Respondent; the initiation of any legal action pertaining to Respondent's practice of the profession; the initiation of charges, action, restriction or limitation related to Respondent's practice of the profession by a professional licensing authority of any state or jurisdiction or the Drug Enforcement Agency of

the United States Department of Justice; or any investigation, action, restriction or limitation related to Respondent's privileges to practice the profession at any health care facility.

(9) Respondent shall notify the PHMP by telephone within 48 hours and in writing within five (5) days of any change of Respondent's home address, phone number, employment status, employer and/or change in practice at a health care facility. Failure to timely advise the PHMP under this subsection due to the PHMP office being closed is not an excuse for not leaving a voice mail message with this information.

(10) Respondent shall cease or limit his practice of dentistry if the PHMP case manager directs that Respondent do so.

EVALUATION - TREATMENT

(11) If an assessment/treatment evaluation has not been done by a PHMP-approved provider within thirty (30) days prior to the effective date of this Agreement, or within thirty (30) days subsequent to the effective date of this Agreement, Respondent shall have forwarded to the PHMP-DMU, P.O. Box 10569, Harrisburg, PA 17105-0569, (717) 783-4857 or (800) 554-3428, a written evaluation by a PHMP-approved provider assessing Respondent's fitness to actively practice the profession. If the provider determines that Respondent is not fit to practice, Respondent shall immediately cease practicing the profession and not practice until a PHMP-approved provider and the PHMP case manager

practice until a PHMP-approved provider and the PHMP case manager determine that Respondent is fit to resume practice with reasonable skill and safety to patients.

(12) Respondent shall provide the PHMP-approved provider with a copy of any prior evaluations and counseling records and a copy of this Agreement.

(13) Respondent shall authorize, in writing, the PHMP to have a copy of the PHMP-approved provider's written evaluation reports.

(14) If the PHMP approved provider's evaluation includes recommendations that Respondent obtain treatment, Respondent must fully comply with those recommendations as part of these probationary requirements.

(15) Respondent shall arrange and ensure that written treatment reports from all PHMP-approved providers are submitted to the PHMP upon request or at least every sixty (60) days after the effective date of this Agreement. The reports shall contain at least the following information:

(i) Verification that the provider has received a copy of this Agreement and understands the conditions of this probation;

(ii) A treatment plan, if developed;

(iii) Progress reports, including information regarding compliance with the treatment plan;

- (iv) Physical evaluations, if applicable;
- (v) The results of any testing;
- (vi) Modifications in treatment plan, if applicable;
- (vii) Administration or prescription of any drugs to

Respondent; and

- (viii) Discharge summary and continuing care plan at discharge.

(16) Respondent shall identify a primary care physician who shall send written notification to the Respondent's PHMP case manager certifying Respondent's health status as requested.

SUPPORT GROUP ATTENDANCE

(17) Respondent shall attend and actively participate in any support group programs recommended by the provider or the PHMP case manager at the frequency recommended by the provider, but no less than twice a week.

(18) Respondent shall provide written verification of all support group attendance to the PHMP on at least a monthly basis or as otherwise directed by the PHMP.

ABSTENTION

(19) Respondent shall completely abstain from the use of controlled substances, caution legend (prescription) drugs, mood altering

drugs or drugs of abuse including alcohol in any form, except under the following conditions:

(i) Respondent is a bona fide patient of a licensed health care practitioner who is aware of Respondent's impairment and participation in the PHMP;

(ii) Such medications are lawfully prescribed by Respondent's treating practitioner and approved by the PHMP case manager; and

(iii) Respondent notifies the PHMP, by telephone within 48 hours and in writing within five (5) days of receiving the medication: the name of the practitioner prescribing the drug, the illness or medical condition diagnosed; the type, strength, amount and dosage of the medication; and a signed statement consenting to the release of medical information from the prescribing practitioner to the PHMP or its designated representative for the purpose of verification.

MONITORED PRACTICE

(20) "Practice" includes employment in any position requiring a current professional license.

(21) Respondent shall not practice unless a PHMP-approved treatment provider recommends that practice in writing and the PHMP case manager gives written permission to practice.

(22) When permitted to return to practice, Respondent shall not do any of the following unless Respondent first obtains written approval from the PHMP case manager:

(i) Practice in any capacity that involves the administration of controlled substances;

(ii) Function as a supervisor;

(iii) Practice in a private setting or without direct supervision;

~~(iv) ---Work in an emergency room, operating room, intensive care unit, cardiac catheterization laboratory, or coronary care unit.~~

(23) Respondent may not work in any practice setting, including attendance at a medical school clinical course, without direct supervision;

(24) If Respondent is practicing, Respondent shall give any employer, supervisor or instructor (supervisor) a copy of this Agreement within five (5) days of the effective date of this Agreement.

(25) Respondent shall give any prospective employer and supervisor a copy of this Agreement when applying for employment in the practice of the profession.

(26) Respondent shall provide the PHMP by telephone within 48 hours, and in writing within five (5) days of the effective date of this Agreement or obtaining employment, notification of the following:

(i) Name(s) and address(es) of supervisor(s) who will be responsible for evaluating Respondent's practice if required by PHMP;

(ii) The name(s) and address(es) of the place(s) at which Respondent will practice the profession and a description of Respondent's duties and responsibilities at such places of practice; and

(iii) Any restrictions on Respondent's practice.

(27) Respondent shall ensure that Respondent's supervisor submits to the PHMP the following information in writing:

(i) Verification, at the time Respondent obtains or changes a supervisor, that the employer and supervisor have received a copy of this Agreement and understand the conditions of this probation;

(ii) An evaluation of Respondent's work performance on a 60-day or more frequent basis as requested by the PHMP; and

(iii) Immediate notification of any suspected violation of this probation by Respondent.

BODY FLUID TOXICOLOGY SCREENING

(28) Respondent shall submit to random unannounced and observed body fluid toxicology screens ("ROBS") for the detection of substances prohibited under this Agreement as directed by the PHMP. A positive result on a body fluid toxicology screen shall constitute an irrefutable violation of this Agreement unless Respondent has complied with the provisions of this Agreement pertaining to the use of drugs. Failure to provide a specimen when requested will be considered a violation of this Agreement.

(29) Respondent shall avoid all foods that contain poppy seeds. Ingestion of poppy seeds will not be accepted as a valid explanation for a positive screen.

REPORTING/RELEASES

(30) Respondent, Respondent's treatment providers, supervisor(s), employers or other persons required to submit reports under this Agreement shall cause such reports, data or other information to be filed with the PHMP, unless otherwise directed, at:

PHMP-DMU
Box 10569
Harrisburg, PA 17105-0569

(31) Respondent consents to the release by the PHMP of any information or data produced as a result of this probation, including written provider evaluations, to any treatment provider, supervisor,

Commonwealth's attorney, hearing examiner or Board members in the administration and enforcement of this Agreement.

(32) Respondent shall sign any required waivers or release forms requested by the PHMP for any and all records, including medical or other health-related and psychological records, pertaining to treatment and monitoring rendered to Respondent during this probation and any corresponding criminal probation, as well as any employment, personnel, peer review or review records pertaining to Respondent's practice of the profession during this probation, to be released to the PHMP, the Commonwealth's attorney, hearing examiner or Board members in the administration and enforcement of this Agreement.

COSTS

(33) Respondent shall be responsible for all costs incurred in complying with the terms of this Agreement, including but not limited to psychiatric or psychotherapy treatments, and reproduction of treatment or other records. Any toxicology screens, ROBS, and any subsequent reanalysis of specimens required by PHMP shall be paid for by Respondent. Failure of Respondent to pay any of these costs in a timely manner shall constitute a violation of this Agreement.

BUREAU/PHMP EVALUATIONS

(34) Upon request of the PHMP, the Respondent shall submit to mental or physical evaluations, examinations or interviews by a PHMP-

approved treatment provider or the PHMP. Respondent's failure to submit to such an examination, evaluation or interview shall constitute a violation of this Agreement.

VIOLATION OF THIS AGREEMENT

(35) Notification of a violation of the terms or conditions of probation contained in this Agreement shall result in the **IMMEDIATE TERMINATION** of the period of probation, and **ACTIVATION** of an **INDEFINITE SUSPENSION** of Respondent's license to practice the profession in the Commonwealth of Pennsylvania as follows:

(i) The prosecuting attorney for the Commonwealth shall present to the Board's Probable Cause Screening Committee ("Committee") a Petition that indicates that Respondent has violated any terms or conditions of this Agreement.

(ii) Upon a probable cause determination by the Committee that Respondent has violated any of the terms or conditions of this Agreement, the Committee shall, without holding a formal hearing, issue a preliminary order vacating the stay of the within suspension, terminating this probation and activating the suspension of Respondent's license.

(iii) Respondent shall be notified of the Committee's preliminary order within three (3) business days

of its issuance by certified mail and first class mail, postage prepaid, sent to the Respondent's last registered address on file with the Board, or by personal service if necessary.

(iv) Within twenty (20) days of mailing of the preliminary order, Respondent may submit a written answer to the Commonwealth's Petition and request that a formal hearing be held concerning Respondent's violation of probation, in which Respondent may seek relief from the preliminary order activating the suspension. Respondent shall mail the original answer and request for hearing to the Department of State, Bureau of Professional and Occupational Affairs, Office of Prothonotary, 2601 North Third Street, P.O. Box 2649, Harrisburg, PA 17105-2649, and a copy to the prosecuting attorney for the Commonwealth, as well as all subsequent filings in the matter.

(v) If Respondent submits a timely answer and request for a formal hearing, the Board or a designated hearing examiner shall convene a formal hearing within forty-five (45) days from the date of the Prothonotary's receipt of Respondent's request for a formal hearing.

(vi) Respondent's submission of a timely answer and request for a hearing shall not stay the suspension of

Respondent's license under the preliminary order. The suspension shall remain in effect unless the Board or the hearing examiner issues an order after the formal hearing staying the suspension again and reactivating the probation.

(vii) The facts and averments in this Agreement shall be deemed admitted and uncontested at this hearing.

(viii) If the Board or hearing examiner after the formal hearing makes a determination against Respondent, a final order will be issued sustaining the suspension of Respondent's license and imposing any additional disciplinary measures deemed appropriate.

(ix) If Respondent fails to timely file an answer and request for a hearing, the Board shall issue a final order affirming the suspension of Respondent's license.

(x) If Respondent does not make a timely answer and request for a formal hearing and a final order affirming the suspension is issued, or the Board or the hearing examiner makes a determination against Respondent sustaining the suspension of Respondent's license, after at least three (3) years of active suspension and any additional imposed discipline, Respondent may petition the Board for reinstatement based upon an affirmative showing that

Respondent has at least 36 months of sustained documented recovery, a PHMP-approved provider's evaluation that Respondent is fit to safely practice, and verification that Respondent has abided by and obeyed all laws of the United States, the Commonwealth of Pennsylvania and its political subdivisions, and all rules and regulations pertaining to the practice of the profession in this Commonwealth.

(36) Respondent's failure to fully comply with any terms of this Agreement may also constitute grounds for additional disciplinary action.

(37) Nothing in this Agreement shall preclude the prosecuting attorney for the Commonwealth from filing charges or the Board from imposing disciplinary action or corrective measures for violations or facts not contained in this Agreement.

(38) After successful completion of probation, Respondent may petition the Board to reinstate Respondent's license to unrestricted, non-probationary status upon an affirmative showing that Respondent has complied with all terms and conditions of this Agreement and that Respondent's resumption of unsupervised practice does not present a threat to the public health and safety.

6. Respondent acknowledges receipt of an Order to Show Cause in this matter.

Respondent knowingly and voluntarily waives the right to an administrative hearing in this matter, and to the following rights related to that hearing: to be represented by counsel at the

hearing; to present witnesses and testimony in defense or in mitigation of any sanction that may be imposed for a violation; to cross-examine witnesses and to challenge evidence presented by the Commonwealth; to present legal arguments by means of a brief; and to take an appeal from any final adverse decision.

7. This Agreement shall take effect immediately upon its approval and adoption by the Board.

8. Respondent agrees, as a condition of entering into this Agreement, not to seek modification of it at a later date without first obtaining the express written concurrence of the Prosecution Division of the Department of State.

9. This Agreement is between the prosecuting attorney and Respondent only. Except as otherwise noted, this Agreement is to have no legal effect unless and until the Office of General Counsel approves the contents as to form and legality and the Board approves and adopts the Agreement.

10. Should the Board not approve this Agreement, presentation to and consideration of it by the Board shall not prejudice the Board or any of its members from further participation in the adjudication of this matter. This paragraph is binding on the participants even if the Board does not approve this Agreement.

11. This Agreement contains the whole agreement between the participants. There are no other terms, obligations, covenants, representations, statements or conditions, or otherwise, of any kind whatsoever concerning this Agreement.

12. Respondent verifies that the facts and statements set forth in this Agreement are true and correct to the best of Respondent's knowledge, information and belief. Respondent

understands that statements in this Agreement are made subject to the criminal penalties of 18 Pa.C.S. §4904 relating to unsworn falsification to authorities.



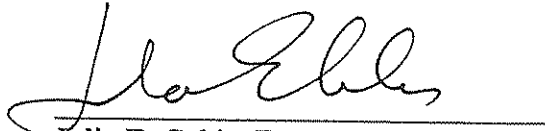
Keith E. Bashore, Esq.
Prosecuting Attorney
Department of State

DATED: 2/8/08



Andrei Rudic, D.M.D.
Respondent

DATED: 2/4/08



Julia E. Gabis, Esq.
Attorney for Respondent

DATED: 2/4/08

ORDER


AND NOW, this 7th day of March, 2008, the State Board of Dentistry approves and adopts the foregoing Consent Agreement and incorporates the terms of paragraph-5, which shall constitute the Board's Order and is now issued in resolution of this matter.

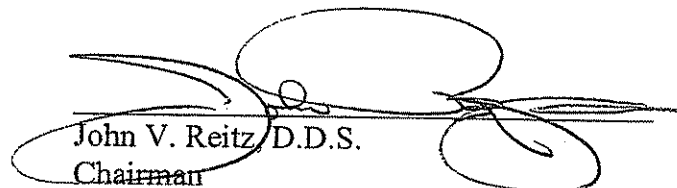
This Order shall take effect immediately.

BY ORDER:

**BUREAU OF PROFESSIONAL AND
OCCUPATIONAL AFFAIRS**

STATE BOARD OF DENTISTRY


Basil L. Merenda
Commissioner


John V. Reitz D.D.S.
Chairman

File No. 07-46-10343

Date of Mailing: March 10, 2008

For the Commonwealth: Keith E. Bashore, Esquire
Prosecuting Attorney
P. O. Box 2649
Harrisburg, PA 17105-2649

For Respondent: Julia E. Gabis, Esquire
401 East Elm Street, 2nd Floor
Conshohocken, PA 19428

BEFORE THE WEST VIRGINIA BOARD OF DENTAL EXAMINERS

WEST VIRGINIA BOARD)
OF DENTAL EXAMINERS)

Plaintiff,)

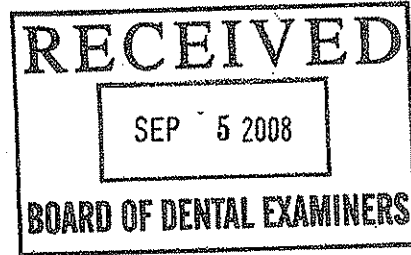
CASE #: 2000-008

vs.)

DR. ANDREI RUDIC)

Defendant.)

TO: DR. ANDREI RUDIC

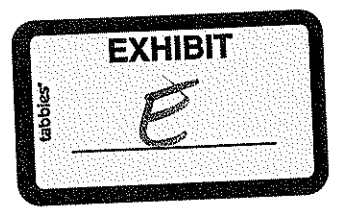


ORDER AND CONSENT AGREEMENT

This the 2nd day of June, 2001, came the West Virginia Board of Dental Examiners, by John F. Parkulo, Assistant Executive Secretary of the Board, and came the Defendant, Dr. Andrei Rudic in person and by Counsel, Alvin E. Gurganus, II, and represented to the Board of Dental Examiners that they had reached a mutual consent agreement for the disposition of the above referenced matter.

Thereafter, the Assistant Executive Secretary for the Board, and Counsel for the Defendant expressed the Consent Agreement as entered into between the Defendant and the Board as follows:

That the Defendant, Dr. Andrei Rudic would Consent to be disciplined under the new Dental Practice Act that will became law July 1, 2001, as found in Chapter 30, Article 4, Section 1, et. seq. of the West Virginia Code as amended and by signature waives his right and entitlement to be disciplined under the current Act for the Complaint as filed in this matter and by such waiver Consents and agrees to be disciplined under the new law by admitting to engaging in simple negligence in the practice of dentistry inasmuch as said Defendant involuntarily, but negligently, engaged in the abandonment of a patient, to wit: Ms. Donna Sweeney, in part due to circumstances



beyond his control, in that his office and dental equipment were unusable due to contamination when a sewage pipe in the ceiling of that office burst and damaged his office and equipment in its entirety.

Furthermore, as part of the Consent Agreement with the Board by the Defendant, with advise of Counsel, would agree to a fine of \$1,000.00 and costs assessed in this matter in the aggregate amount of \$2,000.00, and furthermore receive a written reprimand from the Board from such involuntary abandonment of said patient.

Whereupon after thorough and mature consideration of the same, the Board does accept the Consent Agreement as proposed by the Defendant, Dr. Andrei Rudic, by and with the advise and Consent of Counsel, and representative of the Board, and therefore does **ORDER, ADJUDGE AND DECREE** that Dr. Andrei Rudic shall receive a written reprimand for the involuntary, yet negligent, abandonment of the patient, to wit: Ms. Donna Sweeny, due to circumstances beyond the Defendant's control in that his office and dental equipment became unusable due to contamination when a sewage pipe in the ceiling of his office burst during the course of the treatment of said patient.

It is further **ORDERED, ADJUDGED AND DECREED** that as part of the Consent in this matter that Dr Andrei Rudic will be fined \$1,000.00 and will be assessed the costs of the hearing in this matter in the amount of \$2,000.00, and received this Consent Agreement as his written reprimand as cited herein.

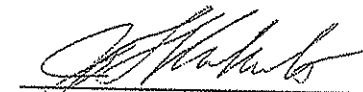
Furthermore the Board accepts the waiver of Dr. Andrei Rudic's right to be disciplined under the current provisions of Chapter 30, Article 4, Section 1, et. seq. of the West Virginia Code as amended in order to be disciplined under the new law to become effective July 1, 2001 which new legislation allows for the finding of simple negligence as the Board has consented and agreed by this Order, and his signature hereto.

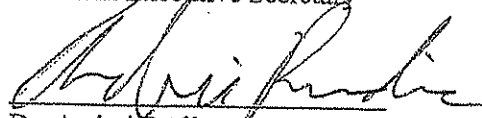
It is further **ORDERED, ADJUDGED AND DECREED** that any violation of this Order and Consent Decree will result in the immediate revocation of Dr. Andrei Rudic's licensure to practice dentistry in the State of West Virginia, the same of which, Dr. Andrei Rudic by entering his signature hereto in this Order and Consent Agreement, confirms these terms and conditions as set forth herein and will voluntarily tender his license upon the violation of any one and/or combination of any of the above.


This being a full and complete rendition of all of the matters in the above designated case the same is hereby concluded and service of an attested copy of this Order on all parties shall serve as notice of the contents of the same.

ENTER:


Bernard J. Grubler, DDS
President


John F. Parkulo
Assistant Executive Secretary


Dr. Andrei Rudic
D.M.D.
9/26/01


Alvin E. Gurganus, II, Esq.
Counsel for Defendant

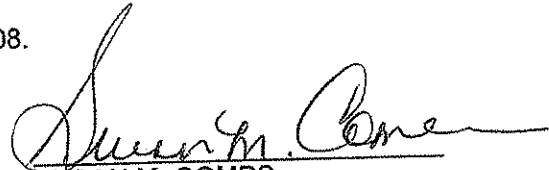
10-10-2001
DATE

(SEAL)

CERTIFICATION

I, Susan M. Combs, Assistant Executive Secretary, of the West Virginia Board of Dental Examiners do hereby certify that the foregoing **Order and Consent Agreement** concerning Dr. Andrei Rudic is a true and accurate copy of the original. Please be advised that I, Susan M. Combs, assist in the management the records of the West Virginia Board of Dental Examiners.

Dated this the 2nd day of September, 2008.



SUSAN M. COMBS
Assistant Executive Secretary
West Virginia Board of Dental Examiners
PO Box 1447
Crab Orchard, WV 25827

