

**UNITED STATES OF AMERICA
NATIONAL CREDIT UNION ADMINISTRATION
Alexandria, Virginia**

)	
In the Matter of)	
)	Docket No.: 18-0018-R2
Edward John Malone)	
)	

NOTICE OF PROHIBITION

WHEREAS on or about March 17, 2016, Edward John Malone (“Malone”) was sentenced on the charges of Conspiracy-Receiving Stolen Property, 18 Pa. Cons. Stat. § 903; Theft by Unlawful Taking-Movable Property, 18 Pa. Cons. Stat. § 3921(a); and Receiving Stolen Property, 18 Pa. Cons. Stat. § 3925(a), charges to which he previously pleaded guilty, in the State of Pennsylvania’s Court of Common Pleas of Westmoreland County, in connection with his employment at Mt. Pleasant Area School Employees Federal Credit Union;

WHEREAS violations of 18 Pa. Cons. Stat. §§ 903, 3921(a), and 3925(a) are criminal offenses involving dishonesty and breach of trust;

NOW, THEREFORE, YOU ARE HEREBY NOTIFIED THAT:

1. Pursuant to 12 U.S.C. § 1785(d)(1)(A) and 12 U.S.C. § 1829(a)(1)(A), Malone is prohibited from becoming an “institution affiliated party” of any insured depository institution, as defined in 12 U.S.C. § 1786(r); otherwise participating, directly or indirectly, in the conduct of the affairs of any insured depository institution; and owning or controlling, directly or indirectly, any insured depository institution;

COURT OF COMMON PLEAS OF WESTMORELAND COUNTY

DOCKET



Docket Number: CP-65-CR-0001332-2016

CRIMINAL DOCKET

Court Case

Commonwealth of Pennsylvania

v.

Edward John Malone

Page 1 of 9

CASE INFORMATION

Judge Assigned: Hathaway, Rita D.

Date Filed: 03/22/2016

Initiation Date: 02/25/2016

OTN: T 763810-1

LOTN:

Originating Docket No: MJ-10311-CR-0000047-2016

Initial Issuing Authority: Mr. Roger Eckels

Final Issuing Authority: Mr. Roger Eckels

Arresting Agency: Westmoreland County District Attorney's Office

Arresting Officer: Brown, William D.

Complaint/Incident #: 14421

Case Local Number Type(s)

Case Local Number(s)

RELATED CASES

Related Docket No	Related Case Caption	Related Court	Association Reason
Joined Codefendant Cases CP-65-CR-0001333-2016	Comm. v. Malone, Laura L	CP-10-65-Crim	Consolidated Cases

STATUS INFORMATION

Case Status:	Status Date	Processing Status	Arrest Date:
Adjudicated	11/27/2017	Awaiting ARD Completion	02/25/2016
	11/27/2017	Awaiting Completion of ARD Program	
	03/22/2016	Awaiting Filing of Information	
			Complaint Date: 02/25/2016

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COURT OF COMMON PLEAS OF WESTMORELAND COUNTY

DOCKET

Docket Number: CP-65-CR-0001332-2016

CRIMINAL DOCKET

Court Case



Commonwealth of Pennsylvania

v.

Edward John Malone

CALENDAR EVENTS

Page 2 of 9

<u>Case Calendar</u> <u>Event Type</u>	<u>Schedule</u> <u>Start Date</u>	<u>Start</u> <u>Time</u>	<u>Room</u>	<u>Judge Name</u>	<u>Schedule</u> <u>Status</u>
Formal Arraignment	04/27/2016	8:30 am	Courtroom 7	President Judge Rita D. Hathaway	Cancelled
Call of the Criminal List	10/25/2016	9:00 am	Courtroom 1	Judge Meagan Bilik-DeFazio	Scheduled
Trial	10/31/2016	9:00 am		Judge Meagan Bilik-DeFazio	Continued
Call of the Criminal List	12/28/2016	1:00 pm	Courtroom 7	President Judge Rita D. Hathaway	Scheduled
Trial	01/09/2017	9:00 am	Courtroom 7	President Judge Rita D. Hathaway	Continued
Call of the Criminal List	03/02/2017	9:00 am	Courtroom 7	President Judge Rita D. Hathaway	Scheduled
Trial	03/06/2017	9:00 am	Courtroom 7	President Judge Rita D. Hathaway	Cancelled
Trial	03/06/2017	9:00 am	Courtroom 3	Judge Christian F. Scherer	Moved
Status Conference	05/19/2017	9:00 am	Courtroom 7	President Judge Rita D. Hathaway	Scheduled
Status Conference	08/04/2017	9:00 am	Courtroom 7	President Judge Rita D. Hathaway	Scheduled
Plea Court	10/13/2017	9:00 am	Courtroom 7	President Judge Rita D. Hathaway	Cancelled
Plea Court	11/27/2017	9:00 am	Courtroom 7	President Judge Rita D. Hathaway	Scheduled

DEFENDANT INFORMATION

Date Of Birth: 07/10/1951 City/State/Zip: Mount Pleasant, PA 15666

CASE PARTICIPANTS

<u>Participant Type</u>	<u>Name</u>
Defendant	Malone, Edward John

BAIL INFORMATION

Malone, Edward John

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	02/25/2016	Unsecured		\$10 000.00		

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	4	F3	18 § 903	Conspiracy - Receiving Stolen Property	01/01/2012	T 763610-1
2	1	F3	18 § 3921 §5A	Theft By Unlaw Taking-Movable Prop	01/01/2012	T 763610-1

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COURT OF COMMON PLEAS OF WESTMORELAND COUNTY

DOCKET

Docket Number: CP-65-CR-0001332-2016

CRIMINAL DOCKET

Court Case



Commonwealth of Pennsylvania

v.

Edward John Malone

CHARGES

Page 3 of 9

<u>Seq.</u>	<u>Orig Seq.</u>	<u>Grade</u>	<u>Statute</u>	<u>Statute Description</u>	<u>Offense Dt.</u>	<u>OTN</u>
3	2	F3	18 § 3925 §§A	Receiving Stolen Property	01/01/2012	T 763610-1
99999	3		18 § 903	Conspiracy - Theft By Unlaw Taking-Movable Prop	01/01/2012	T 763610-1

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/Diversión Program Type</u>	<u>Incarceration/Diversiónary Period</u>	<u>Start Date</u>	
<u>Sentence Conditions</u>			

Waived for Court (Lower Court)

Defendant Was Present

Lower Court Disposition	03/17/2016	Not Final	
1 / Conspiracy - Receiving Stolen Property	Waived for Court (Lower Court)	F3	18 § 903
2 / Theft By Unlaw Taking-Movable Prop	Waived for Court (Lower Court)	F3	18 § 3921 §§ A
3 / Receiving Stolen Property	Waived for Court (Lower Court)	F3	18 § 3925 §§ A
99,999 / Conspiracy - Theft By Unlaw Taking-Movable Prop	Waived for Court (Lower Court)		18 § 903

Proceed to Court (Arraignment Waived)

Defendant Was Not Present

Information Filed	04/06/2016	Not Final	
1 / Conspiracy - Receiving Stolen Property	Held for Court	F3	18 § 903
2 / Theft By Unlaw Taking-Movable Prop	Held for Court	F3	18 § 3921 §§ A
3 / Receiving Stolen Property	Held for Court	F3	18 § 3925 §§ A
99,999 / Conspiracy - Theft By Unlaw Taking-Movable Prop	Withdrawn		18 § 903

ARD - County Open

Plea Court	11/27/2017	Not Final	
1 / Conspiracy - Receiving Stolen Property	ARD - County Open	F3	18 § 903
Hathaway, Rita D.	11/27/2017		
ARD	1.00 Years		11/27/2017
ARD - ARD			
2 / Theft By Unlaw Taking-Movable Prop	ARD - County Open	F3	18 § 3921 §§ A
Hathaway, Rita D.	11/27/2017		
ARD	1.00 Years		11/27/2017
ARD - ARD			
3 / Receiving Stolen Property	ARD - County Open	F3	18 § 3925 §§ A
Hathaway, Rita D	11/27/2017		
ARD	1.00 Years		11/27/2017
ARD - ARD			

COURT OF COMMON PLEAS OF WESTMORELAND COUNTY

DOCKET

Docket Number: CP-65-CR-0001332-2016

CRIMINAL DOCKET

Court Case



Commonwealth of Pennsylvania

v.

Edward John Malone

Page 4 of 9

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>		

99,999 / Conspiracy - Theft By Unlaw Taking-Movable Prop	Withdrawn	18 § 903
Hathaway, Rita D.	11/27/2017	

COMMONWEALTH INFORMATION

Name: Michael A. Pacek
Assistant District Attorney

Supreme Court No: 084054

Phone Number(s):
724-830-3949 (Phone)
724-830-3949 (Other)

Address:
Westmoreland CO Da's Office
2 N Main St Ste 206
Greensburg, PA 15601-2405

ATTORNEY INFORMATION

Name: Christopher E. Nichols
Private

Supreme Court No: 083855

Rep. Status: Active

Phone Number(s):
724-834-0770 (Phone)

Address:
35 W Pittsburgh St
Greensburg, PA 15601-2323
Representing: Malone, Edward John

ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
1	02/25/2016		Eckels, Roger
Bail Set - Malone, Edward John			
1	03/17/2016		Nichols, Christopher E.
Waiver of Appearance at Arraignment and Entry of Plea			
1	03/22/2016		Court of Common Pleas - Westmoreland County
Original Papers Received from Lower Court			
1	04/01/2016		Commonwealth of Pennsylvania
Restitution Claim Form Victim \$3,232.82			
1	04/06/2016		Commonwealth of Pennsylvania
Information Filed (Arraignment Waived)			

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COURT OF COMMON PLEAS OF WESTMORELAND COUNTY

DOCKET



Docket Number: CP-65-CR-0001332-2016

CRIMINAL DOCKET

Court Case

Commonwealth of Pennsylvania

Page 5 of 9

v.

Edward John Malone

ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
2	04/06/2016		Commonwealth of Pennsylvania
Notice of Consolidation			
1	11/22/2016		Bilik-DeFazio, Meagan
Order Granting Motion for Continuance			
It is hereby ORDERED, ADJUDGED AND DECREED that the case is continued to the next available trial term by motion of defense.			
1	12/28/2016		Hathaway, Rita D.
Order Granting Motion for Continuance			
It is Ordered, Adjudged & Decreed that the Call of the Criminal List hearing scheduled for 12/28/16 is hereby continued to the March Trial Term. The trial is also continued to the next available trial term.			
1	03/02/2017		Hathaway, Rita D.
Order Granting Motion for Continuance			
Continuance granted until the May CMC for Status by motion of the Defense. Exclude time. Attorney Nichols to enter appearance. Notice to be sent to Attorney Chris Nichols.			
1	04/25/2017		Court of Common Pleas - Westmoreland County
Hearing Notice			
1	05/19/2017		Nichols, Christopher E.
Entry of Appearance			
C Nichols enters an appearance			
2	05/19/2017		Hathaway, Rita D.
Order Granting Motion for Continuance			
A continuance granted until August Criminal Motions Court for a Status by motion of defense; Exclude time;			
1	07/12/2017		Court of Common Pleas - Westmoreland County
Hearing Notice			
1	08/04/2017		Hathaway, Rita D.
Order Granting Motion for Continuance			
Continuance granted until NACMC Plea by motion of defense. Exclude time.			

COURT OF COMMON PLEAS OF WESTMORELAND COUNTY

DOCKET

Docket Number: CP-65-CR-0001332-2016

CRIMINAL DOCKET

Court Case



Commonwealth of Pennsylvania

v.

Edward John Malone

Page 6 of 9

ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
1	09/18/2017		Court of Common Pleas - Westmoreland County
Hearing Notice			
1	10/06/2017		Hathaway, Rita D.
Order Granting Motion for Continuance			
Guilty Plea Hearing scheduled for 10/13/2017 is hereby continued to the next Criminal Motions Court for the the purpose of guilty plea./Time Excludable.			
1	11/07/2017		Court of Common Pleas - Westmoreland County
Hearing Notice			
1	11/27/2017		Hathaway, Rita D.
Order Granting Motion to Admit Defendant into ARD Program			
2	11/27/2017		Hathaway, Rita D.
ARD Penalties Imposed			
Cts. 1, 2, 3, One Year ARD- Restitution paid in full to be released by Clerk of Courts to Victim.			
1	12/04/2017		Court of Common Pleas - Westmoreland County
Penalty Assessed			
1	12/06/2017		Court of Common Pleas - Westmoreland County
Itemized Account of Fines, Costs, Fees and Restitution			
1	12/13/2017		Westmoreland County Adult Probation Office
Payment Agreement			

COURT OF COMMON PLEAS OF WESTMORELAND COUNTY

DOCKET

Docket Number: CP-65-CR-0001332-2016

CRIMINAL DOCKET

Court Case



Commonwealth of Pennsylvania

Page 7 of 9

v.

Edward John Malone

PAYMENT PLAN SUMMARY

<u>Payment Plan No</u>	<u>Payment Plan Freq.</u>	<u>Next Due Date</u>	<u>Active</u>	<u>Overdue Amt</u>
<u>Responsible Participant</u>			<u>Suspended</u>	<u>Next Due Amt</u>
65-2017-P000003167	Monthly	02/28/2018	Yes	\$0 00
Malone, Edward John			No	\$25.00

<u>Payment Plan History:</u>	<u>Receipt Date</u>	<u>Payor Name</u>	<u>Participant Role</u>	<u>Amount</u>	
	11/27/2017	Payment		\$3,232.82	
	12/28/2017	Payment	Malone, Edward John	Defendant	\$25.00
	01/30/2018	Payment	Malone, Edward John	Defendant	\$25.00

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COURT OF COMMON PLEAS OF WESTMORELAND COUNTY

DOCKET

Docket Number: CP-65-CR-0001332-2016

CRIMINAL DOCKET

Court Case



Commonwealth of Pennsylvania

v.

Edward John Malone

Page 8 of 9

CASE FINANCIAL INFORMATION

Last Payment Date: 01/30/2018

Total of Last Payment: -\$25.00

Malone, Edward John Defendant	<u>Assessment</u>	<u>Payments</u>	<u>Adjustments</u>	<u>Non Monetary Payments</u>	<u>Total</u>
Costs/Fees					
ATJ	\$4.00	\$0.00	\$0.00	\$0.00	\$4.00
Admin Fee (Westmoreland)	\$11.50	\$0.00	\$0.00	\$0.00	\$11.50
Booking Center Fee (Westmoreland)	\$50.00	\$0.00	\$0.00	\$0.00	\$50.00
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
Crime Victims Compensation (Act 96 of 1984)	\$35.00	-\$35.00	\$0.00	\$0.00	\$0.00
DNA Detection Fund (Act 185-2004)	\$250.00	\$0.00	\$0.00	\$0.00	\$250.00
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
LCP Fee (Westmoreland)	\$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	-\$15.00	\$0.00	\$0.00	\$10.00
Non-Jury/ARD (Westmoreland)	\$165.90	\$0.00	\$0.00	\$0.00	\$165.90
Reg - ARD Adult Pro (Westmoreland)	\$128.50	\$0.00	\$0.00	\$0.00	\$128.50
Reg - ARD District Att (Westmoreland)	\$22.75	\$0.00	\$0.00	\$0.00	\$22.75
Reg - ARD General Court (Westmoreland)	\$192.25	\$0.00	\$0.00	\$0.00	\$192.25
Reg - ARD Sheriff (Westmoreland)	\$6.50	\$0.00	\$0.00	\$0.00	\$6.50
OSP (Westmoreland/State) (Act 35 of 1991)	\$270.00	\$0.00	\$0.00	\$0.00	\$270.00
OSP (Westmoreland/State) (Act 35 of 1991)	\$270.00	\$0.00	\$0.00	\$0.00	\$270.00
Costs/Fees Totals:	\$1,586.90	-\$50.00	\$0.00	\$0.00	\$1,536.90
Restitution					
Restitution	\$3,232.82	-\$3,232.82	\$0.00	\$0.00	\$0.00
Restitution Totals:	\$3,232.82	-\$3,232.82	\$0.00	\$0.00	\$0.00
Grand Totals:	\$4,819.72	-\$3,282.82	\$0.00	\$0.00	\$1,536.90

COURT OF COMMON PLEAS OF WESTMORELAND COUNTY

DOCKET

Docket Number: CP-65-CR-0001332-2016

CRIMINAL DOCKET

Court Case



Commonwealth of Pennsylvania

v.

Edward John Malone

Page 9 of 9

** - Indicates assessment is subrogated