

MONROE COUNTY CLERK'S OFFICE  
ROCHESTER, NY

THIS IS NOT A BILL. THIS IS YOUR RECEIPT

Return To:

Receipt # 1331608

Index CRIMINAL

Book Page

No. Pages : 2

Instrument CRIMINAL INDEX NUMBER

Date : 11/24/2015

Time : 07:37:31AM

Control # 201511240006

Film # IN2015001163

Index # I2015013038

Employee : SueG

PUCCIO, FRANCESCO

PEOPLE OF THE STATE OF NEW YORK

NO FEE \$ 0.00

Total \$ 0.00

State of New York

MONROE COUNTY CLERK'S OFFICE

WARNING - THIS SHEET CONSTITUTES THE CLERKS  
ENDORSEMENT, REQUIRED BY SECTION 317-a(5) &  
SECTION 319 OF THE REAL PROPERTY LAW OF THE  
STATE OF NEW YORK. DO NOT DETACH OR REMOVE.

CHERYL DINOLFO

MONROE COUNTY CLERK



PI182-201511240006-2

FITZPATRICK 03254

STATE OF NEW YORK  
COUNTY COURT

COUNTY OF MONROE

THE PEOPLE OF THE STATE OF NEW YORK

-VS-

FRANCESCO PUCCIO

15/13038

FIRST COUNT:

THE GRAND JURY OF THE COUNTY OF MONROE, by this indictment, accuses the defendant, FRANCESCO PUCCIO, of the crime of Grand Larceny in the Second Degree, in violation of Sections 20.00 and 155.40, Subdivision 1 of the Penal Law of the State of New York, committed as follows:

The defendant, on or about and between May 19, 2011 and March 3, 2014, in the County of Monroe, State of New York, while acting alone or in concert with another, stole property and the value of the property exceeded fifty thousand dollars (\$50,000), to wit: a sum of U.S. currency which belonged to Shirley Kerwin.

  
SANDRA DOORLEY  
DISTRICT ATTORNEY OF MONROE COUNTY

2015 NOV 24 AM 7:31  
MONROE COUNTY CLERK  
FILED

STATE OF NEW YORK  
COUNTY COURT

COUNTY OF MONROE

THE PEOPLE OF THE STATE OF NEW YORK

-against-

FRANCESCO PUCCIO

Indictment #

CR# 15-667026-NYS

CPL § 710.30 Notice

CPL § 250.20 Demand

**PLEASE TAKE NOTICE** that the People intend to offer at the trial of the above case:

X Evidence of oral statements made by the defendant, to a public servant, New York State Police Investigator Frederick Sousa at Wyvil Avenue, Building 4, Scottsville, NY on August 4, 2014 (at or about 1:30 p.m.), the sum and substance of which is:

See attached two (2) page Incident Report by Investigator Sousa.

Evidence of a written statement made by the defendant to public servant(s) \_\_\_\_\_  
at \_\_\_\_\_ on \_\_\_\_\_ (at or about \_\_\_\_\_ a.m./p.m.), a copy of which  
is attached to this notice.

Testimony regarding an observation of the defendant at the time or place of commission of the offense and/or upon some other occasion relevant to the case, such testimony to be given by a witness who has previously identified the defendant at the following identification procedure(s) [The "Name of Witness" refers to name of witness making a positive identification]:

Date:	Type:	Place:	Approx. Time:	Name of Witness:
-------	-------	--------	---------------	------------------

**PLEASE TAKE FURTHER NOTICE** that if the defendant intends to offer for any purpose whatever testimony that at the time of the commission of the crime charged the defendant was at some place or places other than the scene of the crime and intends to call witnesses in support of such defense, the People request that the within eight days of the service of this demand the defendant serve upon the People and file a copy thereof with the court, a "**NOTICE OF ALIBI**" in accordance with Criminal Procedure Law Section 250.20(1).

X **THE PEOPLE ARE READY FOR TRIAL.** People v. Kendzia, 64 NY2d 331 (1985).

Dated: Rochester, New York  
November 20, 2015

Respectfully submitted,  
**SANDRA DOORLEY**  
Monroe County District Attorney  
832 Ebenezer Watts Building  
Rochester, New York 14614

3) On 08/04/14, I met KERWIN at her residence prior to her scheduled meeting with PUCCIO. Present upon my arrival was MARTIN and LINTON. PUCCIO arrived soon after and returned to KERWIN her deed, will, social security card, and car loan documents. He explained that the documents had been held to facilitate processing her recent reverse mortgage and to assist in minimizing her reoccurring expenses. He stated that these actions were necessary to, "Stop the bleeding," caused by KERWIN's uncontrolled spending. He added that his assistance was offered at no charge due to their long standing (10 year) business relationship.

He continued stating that around 2008 or 2009, KERWIN began making numerous withdrawals on her accounts for expenses including, but not limited to, home improvements, vehicle purchases, charitable donations, and medical expenses associated with her brother, STANLEY LEVICKAS', cancer treatments or monetary needs. These withdrawals were in addition to reoccurring and reportedly excessive expenses such as phone and cable bills, home security maintenance fees (\$180/month), and flood and homeowner's insurance (\$500,000 policy on residence w/~\$68,000 assessment). Despite reducing or eliminating many of these expenses, KERWIN's uncontrolled spending continued to outpace the gains made.

Concerned that KERWIN would deplete her finances in a few years' time he recommended that she establish an annuity account. KERWIN declined his recommendation due to its fixed distribution schedule and her desire to access her funds as needed. He then recommended that she enter into a loan with a trusted client of his, STANLEY CLARK. This would provide her with steady income at an interest rate higher than that offered by the banking industry, 5%. She agreed and subsequently entered into two unsecured personal loans with CLARK. The first occurred in 2011 in the amount of \$85,000. The second occurred in 2012 in the amount of \$25,000.



In 2013, a third unsecured personal loan was completed. This loan was in the amount of \$85,000 and was paid to PUCCIO at a rate of 3.9% interest. The three loans were authored by PUCCIO for the purpose of safe guarding KERWIN's finances from family abuses and her own uncontrolled spending. The loans were funded by distributions on her accounts. These distributions, considered as taxable income, caused her a sizeable tax liability. Because he failed to account for the tax liability created by his 2013 loan, he has promised to reimburse KERWIN for all payments made by her relative to the federal tax liability. No written agreement exists relative to this agreement. Copies of the three aforementioned loan agreements are included in the case file.

When advised that the NYSP would be reviewing this matter for possible fraud, PUCCIO did not immediately deny the allegation, but stated, "How are you going to prove that?" He then expressed concerns about KERWIN's recall of events and stated that he was, "Freaking out," because he had a family and kids. He continued to state that, "Whatever I did, I truly did in good conscience," and, "My intentions were to pay her back every single dime I was going to take." Despite the later statement, he denied defrauding her and indicated that he has been re-paying her \$600-\$900/month, a rate far above his required repayment amount. He added that he has also listed her as a beneficiary on his insurance policy to due to his concern for her financial well-being. He additionally reported no knowledge of financial transactions between CLARK and KERWIN beyond that of the previously reported loans. Any fraud involving KERWIN's finances was believed to have been perpetrated by KERWIN's sister-in-law, SANDRA LEVICKAS, who is reported to be an account trustee with power of attorney of KERWIN. A deposition was requested and declined, and the interview was concluded. Prior to our departure PUCCIO agreed to meet on 08/08/14 for surrender of all records of authorizations, tax documents, and distributions held in this matter.

This case involves FRANCESCO PUCCIO, Case # 2015-1163, Index # 2015/013038

12-03-2015 1:30PM ARRN NG

ADA:

CLERK: Erica Giambrone

Hon. James J. Piampiano

DEF ATTY:

REPT: CAROL ANN M. SCORZA

01-26-2016 9:30AM PLED

ADA: ROMAN MISULA

CLERK: Sarah Keltz

Hon. Judith A. Sinclair

DEF ATTY: JAMES NOBLES

REPT: PATRICIA N. STUVER

02-01-2016 9:30AM MOTIONS

ADA:

CLERK:

DEF ATTY:

REPT: NOT ON RECORD

03-29-2016 9:30AM PSI/SENTENCE

ADA:

CLERK:

DEF ATTY:

REPT: NOT ON RECORD

04-05-2016 9:30AM PSI/SENTENCED

ADA: JAMES EGAN

CLERK: Sarah Keltz

Hon. Judith A. Sinclair

DEF ATTY: BRIAN DECAROLIS

REPT: SHARI VITALONE

This person was born on January 1, 1973.

RESTITUTION ORDER

PRESENT: HON. JUDY SINCLAIR

AT A TERM OF THE SUPREME COURT OF THE  
COUNTY OF MONROE, STATE OF NEW YORK,  
ON THE 5<sup>TH</sup>, DAY OF APRIL, 2016

STATE OF NEW YORK  
SUPREME COURT

COUNTY OF MONROE

THE PEOPLE OF THE STATE OF NEW YORK

-vs-

IND. 1163/2015

FRANCESCO PUCCIO,  
440 Sundance Trail  
Webster, NY 14580  
DOB: 1/1/1973

CPLR RULE 5016(a)  
CPLR RULE 5018

SHIRLEY KERWIN  
4 Wyvil Avenue  
Scottsville, NY 14536

Plaintiff.

-vs-

FRANCESCO PUCCIO  
440 Sundance Trail  
Webster, NY 14580

Defendant.

At the time of sentencing on April 5, 2016, this Court ordered the above-named defendant to pay Restitution in the amount of \$111,108.83 to Shirley Kerwin, 4 Wyvil Avenue, Scottsville, NY 14536, it is hereby

ORDERED that the defendant pay \$111,108.83 to Shirley Kerwin, 4 Wyvil Avenue, Scottsville, NY 14536, and it is further

ORDERED that the Monroe County District Attorney be provided with a certified copy of this Order by the Monroe County Clerk and that thereafter the Monroe County District Attorney will file that with the Monroe County Clerk, and it is further

ORDERED that the Monroe County Clerk shall enter this Order in the same manner as a judgment in a civil action pursuant to CPLR Rule 5016(a), and it is further

ORDERED that the Monroe County Clerk shall docket the entered Order as a money judgment pursuant to CPLR Rule 5018.

ENTER:



HON. JUDY SINCLAIR  
New York State Supreme Court Justice

Dated: April 6, 2016

Monroe County Office of Probation - Community Corrections  
Court Order for Investigation and Pre-Sentence Investigation Waiver

MONROE SUPREME COURT

SPECIFIC INSTRUCTIONS: ☒ PSI ☐ Waiver of PSI ☐ Pre-Plea ☐ Reorder ☐ DWI Evaluation ☐ JUST  
☐ YO Verification ☐ Cert. Of Relief ☐ NYSDOC ☒ Victim Impact/Rest.  
☐ Sex Offender (Photo to be taken at Interview) ☐ Interpreter Needed(Language \_\_\_\_\_)

DEFENDANT: PUCCIO, FRANCESCO

Last First M.I. AKA  
ADDRESS: SUNDANCE TRAIL BLDG 440 WEBSTER NY 14580  
Street City State Zip Phone #

D.O.B. 01-01-1973 S.S.#: \_\_\_\_\_ NYSID # 08564948Z 501#: 67225575Z

SEX: ☒ M ☐ F RACE: ☒ White ☒ Black ☐ Hispanic ☐ Other

HON. SINCLAIR JAMES EGAN BRIAN DECAROLIS  
Judge/Judge District Attorney Defense Attorney

SCI/IND. #: 2015-1163 Filed: 11-20-2015 Arrn. Date: 12-03-2015 Crime Date: 05-19-2011

ATTACH DISPO MEMO/COPY OF INDICTMENT

Disposition Date: 1/26/16 Reporter at Disposition: Pat Stuver Disposition By: ☒ Plea ☐ Verdict

Convicted Of: Grand Larceny 2nd PL 155.40-01

Custody Status: ☐ Bail ☐ Jail ☒ ROR Return Date: 3/29/16 @ 9:30

Released To: ☐ ATI ☐ Pre-Trial

Sentence Promise: Probation (Rest @ rate of \$500 mo.)

Amount of: Fine \$ N/A Surcharge \$ 300 CVA \$ 25 Restitution \$ TBD Sex Off. \$ DNA \$ 50

Defendant is active with: ☐ ATI ☐ DRC/Pre-Trial ☐ Treatment Program:

Program Screens: ☐ CSS ☐ DRC ☐ Home Confinement ☐ ISP ☐ MISP ☐ DWI Weekend

After speaking with my attorney, permission is hereby given to release any confidential information regarding:

☐ Drug/Alcohol Treatment (List) ☐ School (List)  
☐ Medical (List) ☐ NYS Division of Parole  
☐ Psychiatric (List) ☐ Other (List)

SIGNATURES  
Defendant Parent/Guardian Witness

Defendant instructed to report to Probation: ☒ Immediately ☐ Await Contact

Completed By: Sarah Kutz Date: 1/26/16

MONROE COUNTY OFFICE OF PROBATION - COMMUNITY CORRECTIONS, 33 N. FITZHUGH ST. ROCHESTER, NY 14614 - (585) 753-3674

MONROE COUNTY CLERK

## Sarah Keltz

---

**From:** Sarah Keltz  
**Sent:** Tuesday, January 26, 2016 10:54 AM  
**To:** Cinde Hale; Cynthia Bleier; 'Ellen Rogers'; Guinevere Sealy; Jennifer Dinoto; Kathleen Magee; Linda Carter; 'Samantha Cook'  
**Cc:** Ashley M. Reichert  
**Subject:** People v Francesco Puccio 2015-1163  
**Attachments:** PSI ORDER People v Puccio.pdf

Attached is PSI Order.  
Original will be in courier mail.  
\*\*Courtesy notice to chambers.

Sarah Keltz  
Court Assistant to Hon. Judith A. Sinclair  
Supreme Court Justice  
(585) 371-3658

STATE OF NEW YORK  
SUPREME COURT

COUNTY OF MONROE

THE PEOPLE OF THE STATE OF NEW YORK

-vs-

Indictment No. 2015-1163

Francesco Puccio,

Defendant.

WAIVER OF APPEAL AND OTHER POSTCONVICTION CHALLENGES

I, the above-named defendant, in consideration for and as part of the plea agreement in this matter, hereby waive any and all rights to appeal from the judgment of conviction herein.

I have been advised by the Court of my right to appeal, my right to be represented by an attorney on appeal and my right to have an attorney assigned for me on appeal if I cannot afford one.

I further waive any rights I may have to bring any other post-conviction challenges to the conviction and/or sentence, such as motions to vacate judgment or set aside sentence and writs of habeas corpus, in state or federal courts.

It is my understanding and intention that the plea agreement in this matter will be a complete and final disposition of the matter. I make this waiver knowingly and voluntarily after having been fully advised of my rights by the Court and having had a full and fair opportunity to discuss these matters with my attorney.

Date

Defendant

Attorney for Defendant

Hon Judith A. Sinclair  
HON. JUDITH A. SINCLAIR  
SUPREME COURT JUSTICE

FILED  
2015 APR 8 AM 11:30  
MONROE COUNTY CLERK

STATE OF NEW YORK  
COUNTY COURT COUNTY OF MONROE

THE PEOPLE OF THE STATE OF NEW YORK

SCHEDULING ORDER

-VS-

IND. 2015-1163

FRANCESCO PUCCIO,

Defendant.

It is hereby

**ORDERED**, that pre-trial motions be served and filed by 1-18-16; and it is further

**ORDERED**, that answering papers in response to pre-trial motions be served and filed by 1-25-16; and it is further

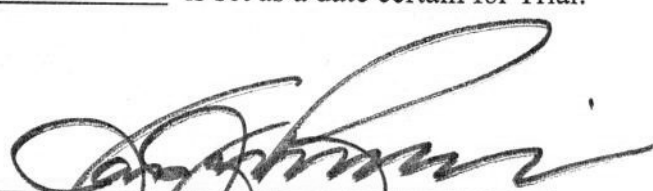
**ORDERED**, that pre-trial motions (CPL Article 255) are scheduled to be heard on 2-1-16, at 9<sup>30</sup> AM/PM; and it is further

**ORDERED**, that the Grand jury minutes be submitted to the Court forthwith along with the original exhibits; and it is further

**ORDERED**, that pre-trial hearings are scheduled for TBD at                      AM/PM.; and it is further

**ORDERED**, that TBD is set as a date certain for Trial.

Dated: December 3, 2015  
Rochester, New York

  
HON. JAMES J. PIAMPIANO  
COUNTY COURT JUDGE

STATE OF NEW YORK  
COUNTY COURT

COUNTY OF MONROE

THE PEOPLE OF THE STATE OF NEW YORK

-against-

FRANCESCO PUCCIO  
DOB: 01/01/1973

Defendant.

NOTICE OF  
READINESS  
FOR TRIAL

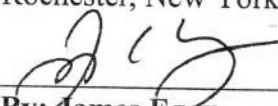
INDICTMENT  
NO. 116

FILED: November 20, 2015

PLEASE TAKE NOTICE that the People are ready for trial on all counts of the above referenced indictment which allegedly occurred on or about and between May 19, 2011 and March 3, 2014, and which are presently pending before the Monroe County Court and against the above-named defendant. The People are hereby announcing their readiness for trial by filing this notice with the Court, and by sending a copy of the Notice to defense counsel James Nobles, Esq. and to defendant, **Francesco Puccio**, pursuant to People v. Kendzia, 64 NY2d 631, 638 (1985).

Respectfully submitted,  
**Sandra Doorley**  
Monroe County District Attorney  
832 Ebenezer Watts Building  
Rochester, New York 14614

Dated: November 20, 2015  
Rochester, New York

By:   
**James Egan**  
Assistant District Attorney  
Phone: (585) 753-4682

To: **Francesco Puccio**  
Sundance Trail, Bldg. 440  
Webster, NY 14580

**James Nobles, Esq.**  
45 Exchange Blvd., Ste. 275  
Rochester, NY 14614

County Court Clerk  
Criminal Division  
Hall of Justice - Room 545  
Rochester, NY 14614

RECEIVED  
2015 NOV 20 PM 4:23  
CLERK SUPRENT/COUNTY CT  
STATE OF NEW YORK



STATE OF NEW YORK, COUNTY OF MONROE

SS:

AFFIRMATION OF SERVICE BY MAIL

I, Donna J. Bertolone, affirm under penalties of perjury, that I am not a party to the action, am over 18 years of age and reside in Rochester, New York.

That on November 23, 2015, your affiant served the within a notice, to appear upon JAMES NOBLES attorney(s) and FRANCESCO PUCCIO, in this action, residing at SUNDANCE TRAIL BLDG 440 WEBSTER NY 14580, the address designated by said attorney(s) for that purpose by depositing a true copy of same enclosed in a postpaid properly addressed wrapper, in - post office - official depository under the exclusive care and custody for the United States Office within the State of New York.



Donna J. Bertolone  
Senior Court Office Assistant

INDICTMENT 2015-1163

**DIVESTITURE TO SUPERIOR COURT (\$170 AND \$180 CPL)**

STATE OF NEW YORK  
COUNTY OF Monroe Wheatland COURT  
CITY/TOWN/VILLAGE

Scottsville  
CITY/TOWN OR VILLAGE NAME

HON. Harold H. Litter

ORI # Ny027151J

THE PEOPLE OF THE STATE OF NEW YORK  
-VS-

☒ ORDERED Held for Grand Jury on 7.15.15  
Prelim Hearing Held Waived Date  
Court Reporter FRANK SCARCE III  
DA/ADA BEN SKONSKY  
Returned to Local Crim Ct under CPL 180.40

Francesco Puccio

Divestiture after Indictment/SCI Notice  
Indictment/SCI #:  
Date Transmitted: 1 75 2016

**LOCAL COURT INFORMATION**

Docket # 15070042 Court Control Number 67225575Z Arraign Date 7/15/15

**DEFENDANT INFORMATION** m White 1.1.73 0856498Z  
SEX RACE DATE OF BIRTH NYSID NUMBER

NySP 7/10/15 James Nobles 585.546-1260  
ARREST DATE AGENCY DEFENSE COUNSEL (IF KNOWN) DEF. CSL. PHONE #

Defendant's Address: 129 Kings Gate N Bail Posted Y/N Yes  
(including zip code) Rochester, NY Bail Amount \$ 5000  
Bail Type (C/B) Cash

Special Needs: \_\_\_\_\_

**CHARGES HELD FOR ACTION OF THE GRAND JURY (including section numbers)**

Grand Larceny 2<sup>nd</sup> 155.40-1  
Felony of Conspiracy 4<sup>th</sup> 105.10-1

**THE FOLLOWING ARE BEING FORWARDED TO \_\_\_\_\_ COUNTY COURT (please check ☒ all that apply)**

<input checked="" type="checkbox"/> Felony Complaint (mandatory)	<input type="checkbox"/> Bail Papers	<input type="checkbox"/> License Forwarded to Albany
<input checked="" type="checkbox"/> Supporting Deposition (mandatory)	<input type="checkbox"/> Securing Order	<input type="checkbox"/> (Date Forwarded)
<input checked="" type="checkbox"/> UCS 540	<input type="checkbox"/> Notice of Appearance	<input checked="" type="checkbox"/> DCJS Report
<input type="checkbox"/> Arrest Report	<input type="checkbox"/> 501 Card	<input type="checkbox"/> UTT's (number enclosed)
<input type="checkbox"/> Other (DWI refusal, appearance ticket, etc.)		

Submit this form along with **originals** of the appropriate papers as provided in CPL §180.70(1) to the Superior Court, County of \_\_\_\_\_.

Until such time that these papers are received, this action is deemed to be still pending in the local criminal court.

☐ Please notify this court of the outcome of these charges.

BY JMP Court Clerk  
SIGNATURE TITLE

ORIGINAL

TITLE

FITZPATRICK 03267



25-August-2015

Local Court Criminal Disposition Report UCS-540-sei.  
NY027151J - 342737N Harold H. Litteer, Jr., Wheatland Town Court

CPY 1:jp

CPY 2:

CPY 3:

CPY 4:

**AMENDED**

SERIAL:02227981

DEF LNAME/F /M: Puccio, Francesco

DOB: 01/01/73 DOCKET #:15070042

501#: 67225575Z NYSID#: 08564948Z

ARST AGENCY ORI: NY1270100

ID:

AKA: ARST DT: 07/15/15 ARN DT: 07/15/15 C TYP: RE

INT DIS DT 1: / /	CODE:	INT DIS DT 2: / /	CODE:
INT DIS DT 3: / /	CODE:	INT DIS DT 4: / /	CODE:
INT DIS DT 5: / /	CODE:	INT DIS DT 6: / /	CODE:

DISPO COV CASE(S) IN: CT CD: DKT:  
CT CD: DKT:

C01: PL -155.40 -01 -N-001 DESC: -CF2- GRAND LARCENY 2

RED: - - - - - DESC: - - -

DDT: 07/15/15 DCODE: GJ ACD: / / CDE: DKT: RC:

SDT: / / SCODE: CUST/TIME: PROB: DR L: T:

CST: OPT: SEAL STAT:

FINE: STAT: SURCHARGE: STAT: T: CVAF: STAT:

C02: PL -105.10 -01 -N-001 DESC: -EF4- CONSPIRACY 4

RED: - - - - - DESC: - - -

DDT: 07/15/15 DCODE: GJ ACD: / / CDE: DKT: RC:

SDT: / / SCODE: CUST/TIME: PROB: DR L: T:

CST: OPT: SEAL STAT:

FINE: STAT: SURCHARGE: STAT: T: CVAF: STAT:

REMARKS:

ATTORNEY: James Nobles  
275 TIMES SQUARE BUILDING  
45 Exchange Boulevard  
Rochester, NY 14614

ORDERED BY: Harold H. Litteer, Jr.

DATE: 08/25/2015

AUTHORIZED SIGNATURE: \_\_\_\_\_

Page 1 of 1

16-July-2015

Local Court Criminal Disposition Report UCS-540-sei.

NY027151J - 342737N Harold H. Litteer, Jr., Wheatland Town Court

CPY 1: **jp** CPY 2: CPY 3: CPY 4:

SERIAL: **02227981**

DEF LNAME/F /M: **Puccio, Francesco**

DOB: **01/01/73** DOCKET #: **15070042**

501#: **67225575Z** NYSID#: **08564948Z** ARST AGENCY ORI: **NY1270100** ID:

AKA: ARST DT: **07/15/15** ARN DT: **07/15/15** C TYP: **RE**

INT DIS DT 1: / /	CODE:	INT DIS DT 2: / /	CODE:
INT DIS DT 3: / /	CODE:	INT DIS DT 4: / /	CODE:
INT DIS DT 5: / /	CODE:	INT DIS DT 6: / /	CODE:

DISPO COV CASE(S) IN: CT CD: DKT:  
CT CD: DKT:

C01: **PL -155.40** - **N-001** DESC: **-CF2- GRAND LARCENY 2**  
RED: - - - - - DESC: - - -  
DDT: **07/15/15** DCODE: **GJ** ACD: / / CDE: DKT: RC:  
SDT: / / SCODE: CUST/TIME: PROB: DR L: T:  
CST: OPT: SEAL STAT:  
FINE: STAT: SURCHARGE: STAT: T: CVAF: STAT:

C02: **PL -105.10** - **N-001** DESC: **-EF4- CONSPIRACY-4**  
RED: - - - - - DESC: - - -  
DDT: **07/15/15** DCODE: **GJ** ACD: / / CDE: DKT: RC:  
SDT: / / SCODE: CUST/TIME: PROB: DR L: T:  
CST: OPT: SEAL STAT:  
FINE: STAT: SURCHARGE: STAT: T: CVAF: STAT:

REMARKS:

ATTORNEY: **James Nobles**  
**275 TIMES SQUARE BUILDING**  
**45 Exchange Boulevard**  
**Rochester, NY 14614**

ORDERED BY: **Harold H. Litteer, Jr.**

DATE: **07/16/2015**

AUTHORIZED SIGNATURE: \_\_\_\_\_

Page 1 of 1

FITZPATRICK 03269

STATE OF NEW YORK  
LOCAL CRIMINAL COURT

COUNTY OF MONROE  
TOWN OF WHEATLAND

THE PEOPLE OF THE STATE OF NEW YORK

-- vs. --

FRANCESCO PUCCIO

01/01/1973

DOB

Defendant

FELONY COMPLAINT

ACCUSATION

BE IT KNOWN THAT, by this Felony Complaint, INV. FREDERICK J. SOUSA III stationed at New York State Police - Rochester accusess FRANCESCO PUCCIO, the above mentioned Defendant, with having committed the FELONY of GRAND LARCENY 2ND, in violation of Section 155.40, subsection 1 of the PENAL LAW of the State of New York.

That between the 19th Day of May, 2011 at about 12:00 AM and the 3rd Day of March, 2014 at about 12:59 PM in the Town of Wheatland, County of Monroe, said defendant did unlawfully commit the felony of grand larceny 2nd. A person is guilty of grand larceny in the second degree when he steals property and when the value of the property exceeds fifty thousand dollars. TO WIT: on the aforementioned time, date and place said defendant did, with the assistance of Stanley R. Clark, defraud Shirley R. Kerwin of \$344,794.61. All contrary to the provisions of law of the State of New York in the case made and provided for herein.

FACTS

The above allegations of fact are made by the complainant herein upon information and belief, with the sources of Complainant's information and the grounds for belief being the facts contained in the attached supporting depositions(s) of Shirley R. Kerwin, Stanley R. Clark and a police investigation.

IN A WRITTEN INSTRUMENT, ANY PERSON WHO KNOWINGLY MAKES A FALSE STATEMENT WHICH SUCH PERSON DOES NOT BELIEVE TO BE TRUE HAS COMMITTED A CRIME UNDER THE LAWS OF THE STATE OF NEW YORK PUNISHABLE AS A CLASS A MISDEMEANOR (PL §210.45).

NOTICE

AFFIRMED UNDER PENALTY OF PERJURY

THIS 15TH DAY OF JULY, 2015

  
INV. FREDERICK J. SOUSA III

FITZPATRICK 03270

FILED  
2016 APR -8 AM 11:30  
MONROE COUNTY CLERK

STATE OF NEW YORK  
LOCAL CRIMINAL COURT

COUNTY OF MONROE  
TOWN OF WHEATLAND

THE PEOPLE OF THE STATE OF NEW YORK

-- vs. --

FRANCESCO PUCCIO

01/01/1973

DOB

Defendant

FELONY COMPLAINT

FILED  
2016 APR--8 AM 11:33  
MONROE COUNTY

ACCUSATION

BE IT KNOWN THAT, by this Felony Complaint, INV. FREDERICK J. SOUSA III stationed at New York State Police - Rochester accusess FRANCESCO PUCCIO, the above mentioned Defendant, with having committed the FELONY of CONSPIRACY 4TH, in violation of Section 105.10, subsection 1 of the PENAL LAW of the State of New York.

That between the 19th Day of May, 2011 at about 12:00 AM and the 3rd Day of March, 2014 at about 12:59 PM in the Town of Wheatland, County of Monroe, said defendant did unlawfully commit the felony of conspiracy 4th. A person is guilty of conspiracy in the fourth degree when, with intent that conduct constituting a class B or class C felony be performed, he or she agrees with one or more persons to engage in or cause the performance of such conduct. TO WIT: on the aforementioned time, date and place said defendant did conspire with Stanley R. Clark and commit the crime of Grand Larceny in the Second degree, a Class C felony, against Shirley R. Kerwin. All contrary to the provisions of law of the State of New York in the case made and provided for herein.

FACTS

The above allegations of fact are made by the complainant herein upon information and belief, with the sources of Complainant's information and the grounds for belief being the facts contained in the attached supporting depositions(s) of Shirley R. Kerwin, Stanley R. Clark and a police investigation.

NOTICE

IN A WRITTEN INSTRUMENT, ANY PERSON WHO KNOWINGLY MAKES A FALSE STATEMENT WHICH SUCH PERSON DOES NOT BELIEVE TO BE TRUE HAS COMMITTED A CRIME UNDER THE LAWS OF THE STATE OF NEW YORK PUNISHABLE AS A CLASS A MISDEMEANOR (PL §210.45).

AFFIRMED UNDER PENALTY OF PERJURY

THIS 15TH DAY OF JULY, 2015

  
INV. FREDERICK J. SOUSA III

FITZPATRICK 03271



THE PEOPLE OF THE STATE OF NEW YORK  
VS

Francesco Puccio

DEFENDANT(S)

**LOCATION OF INCIDENT:**

STATE OF NEW YORK, LOCAL CRIMINAL COURT

COUNTY OF Monroe

Town  
Village

OF

WHEATLAND  
Scottsville

**LOCATION OF DEPOSITION:**

STATE OF NEW YORK

COUNTY OF Monroe

City OF Rochester

DATE:

07/31/14

TIME STARTED:

1:00

☐ AM  
☒ PM

FULL NAME:

Shirley R. Kerwin(02/25/37)

STATE THE FOLLOWING:

I currently live at 4 Wyvil Ave, Scottsville, NY. Up until 2007 I had approximately \$447,000.00 invested with AXA Equitable firm. In 2007 my financial advisor, Francesco Puccio started his own company called Invictus Wealth Strategies. I remember authorizing the transfer of \$50,000.00 in funds to his company. I do not remember authorizing any other funds to be transferred to Puccio. Last year Puccio convinced me to give him a personal loan in the amount of \$85,000.00. He also convinced me to give a friend of his a loan. I now am being told that I have no money left in my accounts and I owe back taxes for money that I have taken from my accounts. Mr. Puccio has now had me take a reverse mortgage on my home in order to pay this tax bill. I have not seen where the bulk of my money has gone, and I believe that Mr. Puccio has stolen my money. I would like the State Police to investigate the theft of my money.

**NOTICE**

(Penal Law Sec. 210.45)

In a written instrument, any person who knowingly makes a false statement which such person does not believe to be true has committed a crime under the laws of the state of New York punishable as a Class A Misdemeanor.

Affirmed under penalty of perjury

this 31 day of JULY, 20 14

- or -

\*Subscribed and Sworn to before me

this day of , 20

\* This form need be sworn to only when specifically required by the court.

*Shirley R. Kerwin*

(SIGNATURE OF DEPONENT) - Shirley R.

Kerwin(02/25/37)

(WITNESS)

*Jim D. Thomas*

(NAME OF PERSON TAKING DEPOSITION)

TIME ENDED

1:10

☐ AM  
☒ PM

## SUPPORTING DEPOSITION (CPL § 100.20)

PAGE 1 OF 2THE PEOPLE OF THE STATE OF NEW YORK  
— VS. —

DEFENDANT(S)

LOCATION OF INCIDENT:STATE OF NEW YORK LOCAL CRIMINAL COURTCOUNTY OF MONROETOWN OF WHEATLANDLOCATION OF DEPOSITION:

STATE OF NEW YORK

COUNTY OF MONROEVILLAGE OF SCOTTSVILLEOn DATE: 12/10/14at TIME STARTED: 1:15 PM

FULL NAME:

SHIRLEY R. KERWIN

state the following: IN THE SUMMER OF THIS YEAR, I REPORTED SUSPICIONS THAT MY FINANCIAL ADVISOR, FRANCESCO PUCCIO, HAD <sup>S-16 WITH</sup> STOLEN MONEY FROM MY IRA OR RETIREMENT ACCOUNTS. THROUGH CONTACT, THE VARIOUS INSTITUTIONS AND A SUBSEQUENT INVESTIGATION, I HAVE LEARNED THIS TO BE TRUE. I AM CURRENTLY AWARE THAT SOMEWHERE AROUND \$100,000 HAS BEEN TAKEN FROM MY ETRANE AND NATIONAL INTEGRITY ACCOUNTS BETWEEN 2012 AND 2014, AND DEPOSITED INTO AN ACCOUNT BELONGING TO STANLEY CLARK. ALTHOUGH FRANCESCO ARRANGED TWO LOANS FROM MYSELF TO STANLEY BETWEEN 2011 AND 2012, I DO NOT KNOW HIM PERSONALLY. I HAVE NEVER <sup>S-17</sup> STATED OR ~~FRANCESCO PERMISSIAL~~ KNOWINGLY AUTHORIZED ANY DISTRIBUTIONS OF MY MONIES TO STANLEY OR FRANCESCO, NOR HAVE I GIVEN THEM ANY REASON TO THINK SUCH. I HAVE ALSO NEVER KNOWINGLY AUTHORIZED ANY ACCOUNTS OF THEIRS TO RECEIVE DISTRIBUTIONS ON MY ACCOUNTS. I AM NOT SURE HOW ALL <sup>S-18 OF THIS</sup> OCCURRED, BUT I DO RECALL FRANCESCO HAVING ME SIGNED <sup>S-19</sup> SEVERAL BLANK DISTRIBUTIONS SOMETIME IN 2013. HE SAID THAT WOULD ALLEVIATE MY HAVING TO COME IN AND MEET HIM EVERY TIME I NEEDED A WITHDRAWAL. MY SIGNED OF OTHER DISTRIBUTION REQUESTS OR DOCUMENTS THAT DID NOT BENEFIT MY FINANCIAL INTERESTS LIKELY OCCURRED ON MULTIPLE OTHER OCCASIONS, <sup>AS WELL S.H</sup> BECAUSE I'VE BEEN WITH HIM <sup>S-20</sup> 26 YEARS, I TRUSTED HIM. I JUST SIGNED WHAT HE PUT IN FRONT OF ME

NOTICE

(Penal Law § 210.45)

In a written instrument, any person who knowingly makes a false statement which such person does not believe to be true has committed a crime under the laws of the state of New York punishable as a Class A Misdemeanor.

Affirmed under penalty of perjury

this 10<sup>TH</sup> day of DECEMBER, 2014  
- OR -

\* Subscribed and Sworn to before me

this \_\_\_\_\_ day of \_\_\_\_\_,

\* This form need be sworn to only when specifically required by the court

Shirley R. Kerwin  
(SIGNATURE OF DEPONENT)

(WITNESS)

JUSTIN L. HUNT  
JUDY FREEDMAN, J. SORSA III  
(NAME OF PERSON TAKING DEPOSITION)

TIME ENDED:

1:45 PM



SUPPORTING DEPOSITION (CPL § 100.20)

PAGE 2 OF 2

THE PEOPLE OF THE STATE OF NEW YORK  
— VS. —

DEFENDANT(S)

**LOCATION OF INCIDENT:**

STATE OF NEW YORK LOCAL CRIMINAL COURT

COUNTY OF MONROE

TOWN OF WHEATLAND

**LOCATION OF DEPOSITION:**

STATE OF NEW YORK

COUNTY OF MONROE

VILLAGE OF SCOTTSVILLE

On DATE: 12/10/14

at TIME STARTED: 11:55 PM

I, FULL NAME: SHIRLEY R. KERWIN

state the following:

ASSUMING IT WAS WHAT IT WAS PRESENTED OR THOUGHT TO BE. I CAN ONLY NOW  
ASSUME THAT <sup>S.K. THE</sup> ~~WAS~~ <sup>S. KNOT</sup> ~~FRANCESCO~~ <sup>S. KNOT</sup> ~~ARRANGED~~ BETWEEN MYSELF AND HIM, AND MYSELF  
AND STANLEY, WERE MEANT TO HELP SAFEGUARD MY SAVINGS, BUT WERE ANOTHER  
WAY TO STEAL THEM. I WANT WHOMEVER WAS INVOLVED IN DEFRAUDING ME OF MY  
MONIES ARRESTED FOR WHAT THEY DID. EOS S.K.

**NOTICE**

(Penal Law § 210.45)

In a written instrument, any person who knowingly makes a false statement which such person does not believe to be true has committed a crime under the laws of the state of New York punishable as a Class A Misdemeanor.

Affirmed under penalty of perjury

this 10TH day of DECEMBER, 2014  
- OR -

Shirley R. Kerwin  
(SIGNATURE OF DEPONENT)

\* Subscribed and Sworn to before me

this \_\_\_\_\_ day of \_\_\_\_\_,

(WITNESS)  
JOHN FREDERICK S. SANCIAL  
(NAME OF PERSON TAKING DEPOSITION)

TIME ENDED:  
11:45 PM

\* This form need be sworn to only when specifically required by the court

SUPPORTING DEPOSITION (CPL § 100.20)

PAGE 1 OF 1

THE PEOPLE OF THE STATE OF NEW YORK  
—VS.

DEFENDANT(S)

**LOCATION OF INCIDENT:**

STATE OF NEW YORK LOCAL CRIMINAL COURT

COUNTY OF MONROE

TOWN OF WHEATLAND

**LOCATION OF DEPOSITION:**

STATE OF NEW YORK

COUNTY OF MONROE

CITY OF ROCHESTER

On DATE: 9/8/14

at TIME STARTED: 7:35PM

FULL NAME: STANLEY R. CLARK (5/21/71)

state the following: FOR APPROXIMATELY THREE YEARS, I HAVE HAD FRANCESCO PULINO AS A FINANCIAL ADVISOR. HE I AM A FRIEND OF HIS WIFE TONIA. I AM ALSO FRIENDS WITH HIM. IN 2011 AND 2012, HE SET ME UP WITH AN \$85,000 AND \$25,000 LOAN FUNDED BY ANOTHER CLIENT OF HIS, SHIRLEY KERWIN. I DO NOT KNOW SHIRLEY AND HAVE NO REASON TO BELIEVE THAT SHE KNOWS ME. I HAVE <sup>RECEIVED</sup> ~~HAD~~ NO OTHER RECURRING FINANCIAL MONIES FROM HER. MY LOANS WITH SHIRLEY ARE UP TO DATE.

**NOTICE**

(Penal Law § 210.45)

In a written instrument, any person who knowingly makes a false statement which such person does not believe to be true has committed a crime under the laws of the state of New York punishable as a Class A Misdemeanor.

Affirmed under penalty of perjury

this 8<sup>TH</sup> day of SEPTEMBER, 2014

- OR -

\* Subscribed and Sworn to before me

this \_\_\_\_\_ day of \_\_\_\_\_

\* This form need be sworn to only when specifically required by the court

FILE REFUSED  
(SIGNATURE OF DEPONENT)

(WITNESS)  
JOE FITZPATRICK  
(NAME OF PERSON TAKING DEPOSITION)

TIME ENDED:  
7:46 PM

FITZPATRICK 03275

"NOT DOING ANYMORE WITHIN A LAWYER"

# Wheatland Town Court

July 15, 2015

Francesco Puccio  
129 Kings Gate N  
Rochester, NY

## Receipt # 068

Case no: 15070042

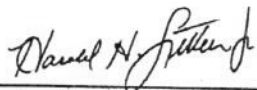
Paid by: James Nobles

Reason: ADD BAIL/OTHER

	Fine	Surchg	Civil Fee	Bail	Other	Total
Amount Received:	0.00	0.00	0.00	5000.00	0.00	5000.00

Ticket #	Statute/Section	Charge Text	Disposition	Fine	CivFee	SurChg
	PL 155.40	GRAND LARCENY 2	Grand Jury	0.00	0.00	0.00
	PL 105.10	CONSPIRACY-4	Grand Jury	0.00	0.00	0.00

No Money Due

  
\_\_\_\_\_  
Judge Harold H. Litterer, Jr.

# Wheatland Town Court

July 15, 2015

Francesco Puccio  
129 Kings Gate N  
Rochester, NY

## Receipt # 068

Case no: 15070042

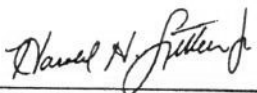
Paid by: James Nobles

Reason: ADD BAIL/OTHER

	Fine	Surchg	Civil Fee	Bail	Other	Total
Amount Received:	0.00	0.00	0.00	5000.00	0.00	5000.00

Ticket #	Statute/Section	Charge Text	Disposition	Fine	CivFee	SurChg
	PL 155.40	GRAND LARCENY 2	Grand Jury	0.00	0.00	0.00
	PL 105.10	CONSPIRACY-4	Grand Jury	0.00	0.00	0.00

No Money Due

  
\_\_\_\_\_  
Judge Harold H. Litterer, Jr.



Office of Probation – Community Corrections  
Monroe County, New York

Cheryl Dinolfo  
County Executive

Larry P. Mattle  
Chief Probation Officer

Todd E. Wersinger  
Deputy Chief Probation Officer

INFORMATION FOR DELINQUENCY

9/7/2017

CR No: 15-667026  
INDICTMENT/DOCKET NUMBER: I2015-1163  
PROBATION CASE NUMBER: CCS-2016-1606  
PIN No.: 145620

THE PEOPLE OF THE STATE OF NEW YORK  
VS.  
**Francesco Puccio**

TO: Hon. Judith Sinclair, Judge of New York State Supreme Court

I hereby certify and report that Francesco Puccio, who was **convicted of**

PL 155.40 01 C F 2 - Grand Larc-2nd:Property Value Exceeds \$50,000  
in the New York State Supreme Court on 01/26/2016 and sentenced to Probation on 04/07/2016,  
has violated a Condition of sentence by neglecting to comply with the terms thereof, and I  
therefore ask that Francesco Puccio be declared delinquent, and that

a **Notice to Appear** before this Court be sent to Francesco Puccio for said Delinquency.

Upon information and belief or personal knowledge of this officer, the probationer has violated  
the following conditions of Probation:

1. Probationer failed to pay restitution in the amount of \$ 111,108.83 plus a 5% surcharge of \$ 5,555.44 totaling \$ 116,664.27, at a rate of \$ 500.00 per month due by 3/5/2021, in that is currently in arrears \$ 500.00. Total balance owed is \$ 109,164.27.

**NOTICE:** False statements made herein are punishable as a Class A Misdemeanor pursuant to Section 210.45 of the Penal Law of the State of New York.

Kimberley Hill  
Kimberley Hill  
Probation Officer  
Phone: (585)753-3360

9/7/17  
DATE

Cindy Marriott  
Cindy Marriott  
Probation Supervisor  
(585)753-3254

9/7/17  
DATE



*Office of Probation – Community Corrections*  
**Monroe County, New York**

**Cheryl Dinolfo**  
*County Executive*

**Larry P. Mattle**  
*Chief Probation Officer*

**Todd E. Wersinger**  
*Deputy Chief Probation Officer*

**VIOLATION OF PROBATION SUMMARY**

SUBJECT : Francesco Puccio  
D.O.B. : 01/01/1973  
PROBATION CASE NO. CCS-2016-1606  
PIN NO. 145620

**BACKGROUND DATA:**

On 04/07/2016, Francesco Puccio was sentenced to 5 year (s) Probation by the Honorable Judith Sinclair in New York State Supreme Court following a plea of guilty to

PL 155.40 01 C F 2 - Grand Larc-2nd:Property Value Exceeds \$50,000

A copy of the probationer's Order and Conditions of Probation is attached.

**PROBATIONER'S ADJUSTMENT WHILE UNDER SUPERVISION:**

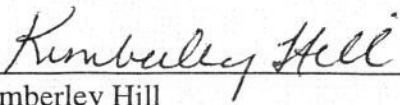
Probationer's adjustment to Supervision has been fair. He maintains stable residence and reports as directed. However, he owes a substantial amount of restitution, and is ordered to pay \$500.00 per month toward this. Restitution is owed to a victim of the Probationer's former business, and she is subsequently without her life savings and dependent on restitution payments. He did not make a payment for August 2017, despite assuring this Officer that he would do so and despite numerous travel requests since being sentenced to Probation.

Also, he reports employment at his wife's business, ICommercial, which is a financial consulting business. The Probationer denies that he is responsible for handling any money directly, however he has not provided this Officer with any verifiable description of his job or any tax records.

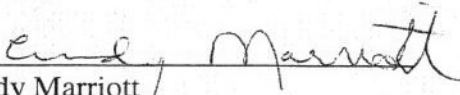
**RECOMMENDATION :**

It is respectfully recommended that the probationer be declared delinquent and returned to the sentencing Court and that a Notice to Appear be issued.

PREPARED BY:

  
Kimberley Hill  
Probation Officer  
(585)753-3360

APPROVED BY:

  
Cindy Marriott  
Probation Supervisor  
(585)753-3254

9/7/2017

OP4002N (VOPSUM)  
2/9/98 Rev. 3/1/03 Rev. 11/2010  
Form: Violation of Probation Summary - NTA





Office of Probation - Community Corrections  
Monroe County, New York

Cheryl Dinolfo  
County Executive

Larry P. Mattle  
Chief Probation Officer

Todd E. Wersinger  
Deputy Chief Probation Officer

NOTICE TO APPEAR (VIOLATION OF PROBATION)

2015-1163

HON:

Judith Sinclair  
New York State Supreme COURT

THE ATTACHED IS SENT TO YOU:

☒ For your information

☒ For your approval

☒ For your signature

PLEASE FORWARD THE ENTIRE PACKET TO THE

☐ COURT CLERK'S OFFICE (ROCHESTER CITY)

☒ SUPREME COURT CASE PROCESSING UNIT

☐ COUNTY COURT CASE PROCESSING UNIT

FOR PROCESSING.

Thank you.

Probation Officer

33 North Fitzhugh Street, Suite 2000 • Rochester, New York 14614-1233

[www.monroecounty.gov](http://www.monroecounty.gov)

**Sarah Keltz**

---

**From:** Ashley M. Reichert  
**Sent:** Thursday, September 14, 2017 3:06 PM  
**To:** kimberleyhill@monroecounty.gov; james@noblesdefense.com;  
RMisula@monroecounty.gov  
**Cc:** Donna Bertolone; Gretchen K. Ippolito; Sarah Keltz; LaWanda Fleming; Wendy Trippi  
**Subject:** Francesco Puccio, Indictment No. 2015-1163  
**Attachments:** [Untitled].pdf

Re: Francesco Puccio, Indictment No. 2015-1163 VOP

Dear Counselors,

Please be advised the above referenced matter is scheduled on **Wednesday, October 4, 2017 at 9:30 a.m.** for Notice to Appear on VOP.

Sincerely,  
Ashley Reichert, Secretary  
Honorable Judith A. Sinclair  
585-371-3651

-----Original Message-----

From: Hon. Judith Sindair [mailto:amrreiche@nycourts.gov]  
Sent: Thursday, September 14, 2017 2:04 PM  
To: Ashley M. Reichert <amreiche@nycourts.gov>  
Subject: Scan from MFP 10.7.7.46 - Hon. Judith Sindair's Chambers

-----  
Please open the attached document. This document was digitally sent to you using an HP Digital Sending device.



New York State Supreme Court

The People of the State of  
New York

Against

Francesco Puccio  
A Person on Probation

**NOTICE TO APPEAR**  
(Sec. 410.10 Sub. 1, CPL)

TO: Francesco Puccio  
11 Watersong Trail  
Webster, NY 14580

On October 4, 2017 at 9:30 a.m. you are hereby required to appear before the  
undersigned, The Hon. Judith Sinclair, of the above Court at Hall of Justice Rochester N.Y. for  
the purpose of answering to the charge of the Monroe County Office of Probation - Community  
Corrections that you are in violation of your sentence of Probation.

Failure to appear as required without reasonable cause will result in the issuance of a  
warrant of arrest for Violation of Probation.

IT IS FURTHER ORDERED: that as of this date, you are Declared Delinquent.

DATE: 9/14/2017

Judith Sinclair  
Hon. Judith Sinclair  
Judge of New York State Supreme Court

c: Kimberley Hill

MCOP4006  
4/11/17  
Form: VOP Notice to Appear



Office of Probation – Community Corrections  
Monroe County, New York

Cheryl Dinolfo  
County Executive

Larry P. Mattle  
Chief Probation Officer

Todd E. Wersinger  
Deputy Chief Probation Officer

**COURT DISPOSITION ON PROBATION REPORT**

TO: Hon. Judith Sinclair  
New York State Supreme Court

FROM: Central Intake and Court Services

DEFENDANT: **Francesco Puccio**

ML NUMBER: 145620 CASE NUMBER: CCS-2016-1606

We are requesting that the following information be forwarded to our office by completing the appropriate sections of this form. Please attach the Probation Report and Order and Conditions of Probation, if applicable. Thank you for your cooperation in this matter.

**VIOLATION OF PROBATION request enclosed.**

Date Delinquency Declared: \_\_\_\_\_ Date VOP Warrant Issued: \_\_\_\_\_

Date arraigned on Violation Notice/Warrant: \_\_\_\_\_

Final Disposition: ☐ Plea of Guilty ☐ Guilty by Verdict ☐ Not Guilty  
☒ Other Date: 10/4/17

Sentence/Disposition: \_\_\_\_\_ Date: \_\_\_\_\_

Special Conditions (if any): \_\_\_\_\_

Probation: ☐ Revoked ☒ VOP Dismissed  
☐ Restored ☐ Restored/Conditions Modified

☐ Time Extended (less Jail time): \_\_\_\_\_

New Probation Expiration Date: \_\_\_\_\_

Sarah Keltz  
Judge Court Clerk

**PLEASE RETURN THIS DISPOSITION SHEET TO PROBATION**

Client# 1982329 Reg# 3911296  
Kimberley Hill

33 North Fitzhugh Street, Suite 2000 · Rochester, New York 14614-1233

[www.monroecounty.gov](http://www.monroecounty.gov)

MCOP8001CR VOP Rev 03-2016  
Disposition sheet – crim VOP

FITZPATRICK 03283

## Sarah Keltz

---

**From:** Sarah Keltz  
**Sent:** Monday, October 16, 2017 4:39 PM  
**To:** Bethany Preston - Probation; Cheryl Vitale - Probation; Kathleen Magee - Probation; Laurie Doyle Yohe - Probation; Linda Carter - Probation; Samantha Cook - Probation  
**Cc:** 'KimberleyHill@monroecounty.gov'  
**Subject:** VOP Disposition People v Francesco Puccio  
**Attachments:** VOP Disposition for Puccio.pdf

Attached. Original in courier mail.

Sarah Keltz  
Court Assistant to Hon. Judith A. Sinclair  
Monroe Supreme & County Courts  
(585) 371-3658