

VOP CFN Policy

Please be advised the Criminal Trial Division is pleased to announce a new violation of probation/parole hearing protocol that will improve judicial economy. The new protocol will make better use of courtroom resources and the assets and valuable time of the District Attorney, Public Defender, the Private Bar, Sheriff, Probation Department, Clerk of Quarter Sessions, private bar, and the County and State Prisons.

Starting January 2009, inmates with violation of probation matters will still have their Gagnon 1 hearings heard at the prison. All first listings of the Gagnon 2 hearing will be scheduled by Active Criminal Records before a judicial authority in compliance with federal, state and local mandates. If the matter is not disposed of at the Gagnon 2 hearing due to unresolved issues, the case is to be marked as “**continued to further notice pending outcome of the open matter**”. This will allow the commitment to remain enforced on the inmate until the direct violation case(s) is disposed.

The Probation Department will monitor the case until the case reaches final disposition; at which time, the Probation Department will notify Active Criminal Records that the violation of probation case can now be listed for a final violation of probation/parole hearing. Active Criminal Records will schedule the violation hearing based on your current schedules in the Common Pleas Case Management System's (CPCMS) Calendaring function. They will schedule the hearing consistent with your calendaring requirements and adhering to applicable state and county regulations. Cases will be listed before commitments are eligible for certification. Additionally note, the prison population management unit will continue to notify individual judges as well as Active Criminal Records of pending certifications so that the case can be scheduled timely.