

**1932CR002613 Commonwealth vs. Lajoie, Scott**

**Case Type**  
 Criminal  
**Case Status**  
 Closed  
**File Date**  
 06/21/2019  
**DCM Track:**  
  
**Initiating Action:**  
 ABUSE PREVENTION ORDER, VIOLATE c209A §7  
**Status Date:**  
 09/27/2019  
**Case Judge:**  
  
**Next Event:**

[All Information](#) | 
 [Party](#) | 
 [Charge](#) | 
 [Event](#) | 
 [Docket](#) | 
 [Disposition](#)

**Party Information**

**Lajoie, Scott**  
 - Defendant

Alias	<b>Party Attorney</b> Attorney • McDermott, Esq., Sean A • Bar Code • 552045 • Address • Sean A. McDermott, Esq. PO Box 1836 North Falmouth, MA 02556 • Phone Number • (508)548-1102
-------	--

[More Party Information](#)

**Party Charge Information**

**Lajoie, Scott**  
 - Defendant  
 Charge # 1:  
 209A7-4 - Misdemeanor - more than 100 days incarceration ABUSE PREVENTION ORDER, VIOLATE c209A §7

Original Charge 209A7-4 ABUSE PREVENTION ORDER, VIOLATE c209A §7 (Misdemeanor - more than 100 days incarceration)	<b>Charge Disposition</b> Disposition Date Disposition 09/27/2019 Dismissed - Defendant Deceased
--	--

**Lajoie, Scott**  
 - Defendant  
 Charge # 2:  
 265/13M/A-0 - Misdemeanor - more than 100 days incarceration ASSAULT ON FAMILY / HOUSEHOLD MEMBER c265 §13M(a)

Original Charge 265/13M/A-0 ASSAULT ON FAMILY / HOUSEHOLD MEMBER c265 §13M(a) (Misdemeanor - more than 100 days incarceration)	<b>Charge Disposition</b> Disposition Date Disposition 09/27/2019 Dismissed - Defendant Deceased
---	--

**Events**

Date	Session	Location	Type	Result
06/24/2019 08:30 AM	Arraignment Session, Courtroom 1		Arraignment	Held-Arraignment/58A Danger Request
06/28/2019 08:30 AM	Pretrial Session, Courtroom 5		Detention Hearing (276 s58A)	Held - 58A-Dang Hring held
07/26/2019 08:30 AM	Pretrial Session, Courtroom 5		Pretrial Hearing	Held
08/26/2019 08:30 AM	Trial Session, Courtroom 2		Jury Trial (CR)	Reschedule of Hearing
09/24/2019 08:30 AM	Trial Session, Courtroom 2		Jury Trial (CR)	Reschedule of Hearing
10/23/2019 09:00 AM	Trial Session, Courtroom 2		Jury Trial (CR)	Reschedule of Hearing
10/25/2019 08:30 AM	Pretrial Session, Courtroom 5		Hearing to Review Status	Reschedule of Hearing

**Docket Information**

Docket Date	Docket Text	Image Avail.
06/21/2019	Complaint issued with arrest warrant.	
06/21/2019	Statement of facts filed	<a href="#">Image</a>
06/21/2019	Warrant issued: Straight Warrant issued on 06/21/2019 for Lajoie, Scott	
06/24/2019	Served: Straight Warrant served on 06/24/2019 for Lajoie, Scott	
06/24/2019	Event Resulted: Arraignment scheduled on: 06/24/2019 08:30 AM Has been: Held-Arraignment/58A Danger Request For the following reason: On Order of the Court Hon. Kevin J. Finnerty, Presiding	

Docket Date	Docket Text	Image Avail.
06/24/2019	Defendant arraigned before Court, advised of right to counsel. Judge Finnerty, Hon. Kevin J.	
06/24/2019	Commonwealth's request for finding under C276 §56A filed. Judge Finnerty, Hon. Kevin J.	
06/24/2019	Court finds abuse is alleged in connection with the charged offense. C276 §56A. Judge Finnerty, Hon. Kevin J.	
06/24/2019	Commonwealth files written motion based on dangerousness for order of pre-trial detention or release with conditions under C276§58A. Judge Finnerty, Hon. Kevin J.	<a href="#">Image</a>
06/24/2019	Plea of Not Guilty entered on all charges. Judge Finnerty, Hon. Kevin J.	
06/24/2019	Defendant is ordered committed without bail because FINAL HEARING ON DANGEROUSNESS PENDING (276 S.58) to Bristol County House of Correction returnable for 06/28/2019 08:30 AM Detention Hearing (276 s58A); mittimus issued.  Court location of next event (if not this court): Further Orders:  Judge Finnerty, Hon. Kevin J.	
06/24/2019	Appearance filed On this date Sean A McDermott, Esq. added as Appointed - Able to Contribute for Defendant Scott Lajoie Appearance filed for the purpose of Case in Chief by Judge Hon. Kevin J. Finnerty.	
06/28/2019	Event Resulted: Detention Hearing (276 s58A) scheduled on: 06/28/2019 08:30 AM Has been: Held - 58A-Dang Hring held For the following reason: On Order of the Court Hon. Robert S Ovoian, Presiding	
06/28/2019	Order and reasons for pretrial detention on finding of dangerousness (C276/58A) Judge Ovoian, Hon. Robert S	<a href="#">Image</a>
06/28/2019	Defendant is ordered committed without bail because DEFENDANT HELD ON DANGEROUSNESS (276 s. 58A) to Bristol County House of Correction returnable for 10/25/2019 08:30 AM Hearing to Review Status; mittimus issued  Court location of next event (if not this court): Further Orders:  Judge Ovoian, Hon. Robert S	
06/28/2019	Habeas Corpus for prosecution issued to Bristol County House of Correction returnable for 07/28/2019 08:30 AM Pretrial Hearing. Further Orders:  Judge: Ovoian, Hon. Robert S	
06/28/2019	Commonwealth's motion for Pre-Trial Detention filed and ALLOWED  Judge: Ovoian, Hon. Robert S	<a href="#">Image</a>
07/26/2019	Event Resulted: Pretrial Hearing scheduled on: 07/26/2019 08:30 AM Has been: Held Hon. Katie Rayburn, Presiding	
07/26/2019	Pretrial conference report filed  Judge: Rayburn, Hon. Katie	<a href="#">Image</a>
07/26/2019	Habeas Corpus for prosecution issued to Bristol County House of Correction returnable for 08/26/2019 08:30 AM Jury Trial (CR); Further Orders:  Judge Rayburn, Hon. Katie	
08/28/2019	Event Resulted: Jury Trial (CR) scheduled on: 08/26/2019 08:30 AM Has been: Reschedule of Hearing For the following reason: On Order of the Court Hon. Therese M Wright, Presiding	
08/28/2019	Habeas Corpus for prosecution issued to Bristol County House of Correction returnable for 09/24/2019 08:30 AM Jury Trial (CR); Further Orders:  Judge: Wright, Hon. Therese M	
09/24/2019	Event Resulted: Jury Trial (CR) scheduled on: 09/24/2019 08:30 AM Has been: Not Held Hon. David P Sorrenti, Presiding	
09/24/2019	Habeas Corpus for prosecution issued to Bristol County House of Correction returnable for 10/23/2019 09:00 AM Jury Trial (CR); Further Orders:  Judge: Sorrenti, Hon David P	
09/27/2019	Event Resulted: Motion Hearing (CR) scheduled on: 09/27/2019 08:30 AM Has been: Not Held - Dismiss or to be Dismiss All Charges For the following reason: On Order of the Court Hon. Kevin J. Finnerty, Presiding	
09/27/2019	All charges disposed - No future events - Defendant discharged. Judge Finnerty, Hon. Kevin J.	
09/27/2019	Docket report of court proceedings to date Judge Finnerty, Hon. Kevin J.	
10/01/2019	Charges Disposed: Charge # 1 ABUSE PREVENTION ORDER, VIOLATE c209A §7 On 09/27/2019 Judge Hon. Kevin J. Finnerty Dismissed - Defendant Deceased  Charge # 2 ASSAULT ON FAMILY / HOUSEHOLD MEMBER c265 §13M(a) On 09/27/2019 Judge Hon. Kevin J. Finnerty Dismissed - Defendant Deceased	
10/01/2019	Event Resulted: Jury Trial (CR) scheduled on: 10/23/2019 09:00 AM Has been: Reschedule of Hearing For the following reason: Brought forward Hon. Kevin J. Finnerty, Presiding	
10/01/2019	Event Resulted: Hearing to Review Status scheduled on: 10/25/2019 08:30 AM Has been: Reschedule of Hearing For the following reason: On Order of the Court Hon. Kevin J. Finnerty, Presiding	

**Case Disposition**DispositionDate

Dismissed

10/01/2019



Warrant Report

06/21/2019

Warrant #: 19-316-WA  
Incident #: 19-4220-OF

Requesting Officer: Officer Athanasios Parousis  
Application Date: 06/21/2019  
Warrant for: SCOTT LAJOIE

#	SUSPECT(S)	SEX	RACE	AGE	SSN	PHONE
1	LAJOIE, SCOTT 65 DIVISION ST Apt. #2 FALL RIVER MA 02721	M	W	49	031-64-5288	774-225-3221

Military Active Duty: N  
 HEIGHT: 509      WEIGHT: 160      HAIR: BROWN      EYES: BROWN  
 BODY: SLIM      COMPLEXION: LIGHT  
 DOB: 10/20/1969      PLACE OF BIRTH: FALL RIVER, MA  
 STATE ID: MA10057798      FBI ID: 451651TB2  
 LICENSE NUMBER: MA 031645288      ETHNICITY: NOT HISPANIC  
 PCF #: 00001901770

[APPEARANCE]

GLASSES WORN: YES

[FAMILY/EMPLOYMENT INFORMATION]

MARITAL STATUS: DIVORCED  
 FATHER'S NAME: LAJOIE, ROBERT  
 MOTHER'S NAME: COUTURE, CONNIE  
 OCCUPATION: DISABLED

#	OFFENSE(S)	ATTEMPTED	TYPE
	LOCATION TYPE: Residence/Home/Apt./Condo 65 DIVISION ST Apt. #2 FALL RIVER MA	Zone: Zone 184, Sec 12	
1	ABUSE PREVENTION ORDER, VIOLATE 209A/7      209A      7 OCCURRED: 06/21/2019      0000	N	Misdemeanor
2	ASSAULT ON FAMILY / HOUSEHOLD MEMBER 265/13M/A      265      13M OCCURRED: 06/21/2019      0000 WEAPON/FORCED USED: None	N	Misdemeanor

Warrant Report

06/21/2019

Warrant #: 19-316-WA  
Incident #: 19-4220-OF

#	VICTIM(S)	SEX	RACE	AGE	SSN	PHONE
1	CAMPBELL, REBECCA A 65 DIVISION ST Apt. #APT 2 FALL RIVER MA 02724	F	W	45	032-56-2460	774-520-5685
	DOB: 10/29/1973 INJURIES: None ETHNICITY: Not of Hispanic Origin RESIDENT STATUS: Resident VICTIM CONNECTED TO OFFENSE NUMBER(S): 1 2 RELATION TO: LAJOIE SCOTT					Boy/Girl Friend

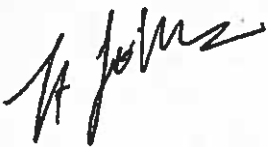
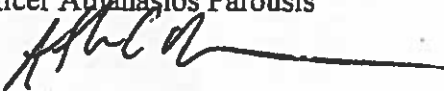
On 06/21/19 at approximately 12:14 AM Officers Guy Furtado, Peter Cummings Jr. and I, Officer Athanasios Parousis were dispatched to 65 Division Street apt 2 regarding a domestic argument. Upon our arrival I spoke with Rebecca Campbell DOB 10/29/73 regarding this incident. Rebecca stated that her fiance, Scott Lajoie DOB 10/20/69, had just threatened to squirt butane on the floor and burn the house down. She stated that she has a restraining order against Scott but the only condition of the order is for Scott not to abuse her. Rebecca stated that Scott did not have any butane in his hand when he made the threat but was fearful that he would actually follow through with the statement. She stated that she immediately called 911 on her cellphone, at which point Scott fled the apartment. I confirmed that there was an active restraining order in effect, 1932 RO 247. The order was granted on 03/21/19 and served the same day at 2:44 PM. This order was later modified on 03/27/19 and served by Officer Sakhon Uon at 1:00 PM. The order expires on 03/19/20 and the sole condition is for Scott not to abuse Rebecca.

Officers Furtado and Cummings searched the area for Scott to no avail. I provided Rebecca with a copy of the FRPD domestic violence rights forms. She signed the form and stated that she understood her rights. Rebecca stated that she would go to the court house in the morning and request to have her order modified.

Based on the above listed statements I respectfully request that a warrant for the arrest of Scott Lajoie DOB 10/20/69 be issued for the charges of 1. Violation of an Abuse Prevention Order and 2. Assault on Family/Household Member.

Submitted under the pains and penalties of perjury.

Officer Athanasios Parousis



PC # 15-8  
hearing to  
be held on 6/28/19  
Printy  
6-24-19

BRISTOL, SS

COMMONWEALTH OF MASSACHUSETTS

DISTRICT COURT DEPT.

NO: 1532CR002613

COMMONWEALTH

v.

Scott Lajoie

COMMONWEALTH'S MOTION FOR ORDER OF PRE-TRIAL DETENTION

Pursuant to Mass Gen Laws Ch. 276 § 58A, the Commonwealth moves that the Court order that the defendant be detained pending trial, reserving its right to have cash bail set. The defendant is charged with:

\_\_\_\_\_ ; a felony offense that has as an element of the offense the use, attempted use, or threatened use of physical force against the person of another;

\_\_\_\_\_ ; a felony that by its nature involves a substantial risk that physical force against the person of another may result, including the crime of burglary and arson;

\_\_\_\_\_ a violation of Mass Gen Laws Ch. 269 § 10(a)(c)(m) or 10G;

\_\_\_\_\_ a violation of an order pursuant to Mass Gen Laws Ch. 208 § 18, 34B, or 34C; Ch. 209A § 3, 4, or 5; or Ch. 209C § 15 or 20;

X 209A Violation \_\_\_\_\_ ; a misdemeanor or felony involving abuse, as defined in section one of chapter 209A, or while an order of protection issued under chapter 209A was in effect against said person;

\_\_\_\_\_ ; an offense for which a mandatory minimum term of three years or more is prescribed under Mass Gen Laws Ch. 94C;

\_\_\_\_\_ a charge of intimidation of a witness, Mass Gen Laws Ch. 268 § 13B;


\_\_\_\_\_ charge of a third or subsequent violation of section 24 of chapter 90 within 10 years of the previous conviction for such violation.

The Commonwealth requests a hearing on this motion.

JUN 24 2019

*Filed in court*

Respectfully submitted  
For the Commonwealth  
Thomas M. Quinn III  
District Attorney  
By,

  
Assistant District Attorney

Date: 6/24/19

**FINDINGS AND ORDER  
on Motion for Detention  
under G.L. c. 276, § 58A**

DOCKET NO.

1932CR2613

MASSACHUSETTS TRIAL COURT

DEFENDANT'S NAME:

Scott Lajoie

COURT DIVISION:

Fall River

**SECTION I FINDINGS**

The REASONS for the Court's order under G.L. c. 276, § 58A, are:

Assault on Family/Household Member

1.  The defendant is charged with an offense designated in G.L. c. 276, § 58A(1). Violate Abuse Prev. order
2.  The nature and seriousness of the danger posed to any person or to the community that would result in the defendant's release \_\_\_\_\_
3.  The nature and circumstances of the offense charged \_\_\_\_\_
4.  The potential penalty the defendant faces \_\_\_\_\_
5.  The defendant's family ties \_\_\_\_\_
6.  The defendant's employment record \_\_\_\_\_
7.  The defendant's history of mental illness \_\_\_\_\_
8.  The defendant's reputation \_\_\_\_\_
9.  The risk that the defendant will obstruct or attempt to obstruct justice or threaten, injure or intimidate, or attempt to threaten, injure or intimidate a prospective witness or juror \_\_\_\_\_
10.  The defendant's record of convictions \_\_\_\_\_
11.  The defendant's record for illegal drug distribution \_\_\_\_\_
12.  The defendant's present drug dependency \_\_\_\_\_
13.  The defendant is on bail awaiting adjudication of a prior charge \_\_\_\_\_
14.  The acts alleged in this case involve abuse as defined in G.L. c. 209A, § 1, or a violation of a temporary or permanent order issued pursuant to G.L. c. 208, §§ 18, 34B or 34C; G.L. c. 209, § 32; G.L. c. 209A, §§ 3, 4 or 5, or G.L. c. 209C, §§ 15 or 20.
15.  The defendant has a history of orders issued against him or her pursuant to the statutes listed in item 14 \_\_\_\_\_
16.  The defendant is on probation, parole, or other release pending completion of a sentence for any conviction.
17.  The defendant is on release pending sentence or appeal for any conviction.

**SECTION II FINDINGS**

Additional findings of fact and further explanation if necessary:

Long history of violent & assaultive behavior w/ and w/out weapons

DATE:

JUN 28 2019

JUSTICE:

Robert A. Moian



**ORDER OF RELEASE ON PERSONAL RECOGNIZANCE WITHOUT SURETY**

I find the Commonwealth has not met its burden of clear and convincing evidence that no conditions of release will reasonably assure the safety of individuals or the community. The evidence does not demonstrate that the defendant's release on personal recognizance (1) will endanger the safety of another person or the community or (2) will not reasonably assure the appearance of the defendant.

**ORDER OF PRETRIAL DETENTION**

Following the Commonwealth's motion for a detention hearing pursuant to G.L. c. 276, §58A(2), and after a hearing conducted in accordance with G.L. c. 276, §58A(2) & (5), I find, based upon clear and convincing evidence, that no conditions of release imposed upon the defendant will reasonably assure the safety of  another person, namely, Rebecca Campbell, and/or  the community. G.L. c. 276, §58A(3). I therefore ORDER the detention of the defendant pending trial. The defendant shall be brought to trial as soon as reasonably possible, but in the absence of good cause, the defendant shall not be detained for a period exceeding 120 days, excluding any period of delay as defined in Mass. R. Crim. P. 36 (b)(2). I further order the defendant be committed to custody or confinement in a correctional facility separate, to the extent practicable, from persons awaiting or serving sentence or being held in custody pending appeal. I further ORDER that the defendant be afforded reasonable opportunity for private consultation with counsel. The Court's reasons for this order are listed in Sections I and II.

**ORDER OF CONDITIONAL RELEASE**

Following the Commonwealth's motion for a detention hearing pursuant to G.L. c. 276, § 58A(2), and after a hearing conducted in accordance with G.L. c. 276, § 58A(4) & (5), I find that the defendant's release on personal recognizance alone will not reasonably assure the appearance of the defendant as required or will endanger the safety of another person in the community. G.L. c. 276, § 58A (2). I THEREFORE IMPOSE THE FOLLOWING CONDITIONS which I find are the least restrictive conditions that will reasonably assure the appearance of the defendant as required and the safety of all other persons and the community. G.L. c. 276, § 58A (2)(B). The Court's reasons for this order are listed in Sections I and II.

1.  Defendant will not commit a federal, state or local crime during the period of release. Should the defendant commit a violation of this or any other condition imposed by this order, the order may be revoked and the defendant ordered to pretrial detention. G.L. c. 276, § 58B. (This condition is required in all orders. G.L. c. 276, § 58B)
2.  Defendant will remain in the custody of \_\_\_\_\_, who agrees to assume supervision and to report any violation of a release of condition to this Court, and is able reasonably to assure the Court that the defendant will appear as required and will not pose a danger to the safety of any person or the community.
3.  Defendant will maintain or actively seek employment;
4.  Defendant will maintain or commence an education program;
5.  Defendant will abide by the following specific restrictions on personal associations, place of abode or travel: \_\_\_\_\_
6.  Defendant will avoid all contact with the alleged victim(s) of the crime charged and with any potential witness(es) who may testify concerning the offense: \_\_\_\_\_
7.  Defendant will report on a regular basis to the following law enforcement agency, pretrial service agency, or other agency as follows: \_\_\_\_\_
8.  Defendant will comply with the following curfew: \_\_\_\_\_
9.  Defendant will not possess a firearm, destructive device, or other dangerous weapon;
10.  Defendant will refrain from the excessive use of alcohol or any use of a narcotic drug or other controlled substance, without a prescription from a licensed medical practitioner;
11.  Defendant will undergo available medical, psychological, or psychiatric treatment, or treatment for drug or alcohol dependency and/or remain in a specified institution if required for that purpose, as follows: \_\_\_\_\_
12.  The defendant will execute an agreement to forfeit property upon failing to appear as required and provide proof of ownership, value and encumbrances (see separate agreement attached hereto).
13.  Defendant shall execute a bail bond in the sum of \$ \_\_\_\_\_;
14.  Defendant will return to the custody of \_\_\_\_\_ for the following hours after release for employment, schooling or limited purpose, as follows: \_\_\_\_\_
15.  Defendant will satisfy the following other conditions: \_\_\_\_\_

DATE: JUN 28 2019

JUSTICE:

*Robert J. Nolan*

DATE:

DEFENDANT: I have read and understand these conditions. I understand if I violate any condition it may result in my arrest and incarceration, and the revocation of my release.

DATE:

INTERPRETER: Signature of Interpreter, if any: I have translated the terms of this Order and the acknowledgement set forth above to the defendant prior to his / her signature.

**PRETRIAL CONFERENCE REPORT**

Mass.R.Crim.P. 11(a)(2)(A)

DOCKET NO(s)

19 CR 2613

Trial Court of Massachusetts  
District Court Department



Commonwealth vs.

SCOTT LAJOIE

NAME OF DEFENDANT

(To be completed and signed by both parties and submitted to the court at the Pretrial Hearing unless defendant tenders a plea or admission)

A pretrial conference between the parties was conducted on

7/26, 2019

, with the following results:

**I. DISCOVERY**

1. **AUTOMATIC DISCOVERY FOR DEFENSE.** Pursuant to Mass.R.Crim.P. 14(a)(1)(A), the prosecution has disclosed to the defense and the defense has been permitted to discover, inspect, and copy:

**[Completed]** all items and information subject to automatic discovery.

**[Not Completed]** all items and information subject to automatic discovery, *except the following:*

2. **AUTOMATIC RECIPROCAL DISCOVERY FOR PROSECUTION.** Pursuant to Mass.R.Crim.P. 14(a)(1)(B), the defense has disclosed to the prosecution and the prosecution has been permitted to discover, inspect, and copy:

**[Completed]** all items and information subject to automatic reciprocal discovery.

**[Not Completed]** all items and information subject to automatic reciprocal discovery, *except the following:*

*Not yet applicable because the prosecution has not yet completed all automatic or ordered discovery.*

3. **UNRESOLVED DISCOVERY ISSUES.** With respect to any discovery to which the parties are or may be entitled, automatically or by court order, pursuant to Mass.R.Crim.P. 14 and which has not yet been provided:

The parties agree as follows *(list items and agreed upon date of delivery, inspection, etc.):*

The defense is filing herewith the following motion(s) to compel discovery:

The prosecution is filing herewith the following motion(s) to compel discovery:

4. **CERTIFICATE OF COMPLIANCE.** The undersigned acknowledge that each party must file a Certificate of Compliance when the party has provided all discovery required by rule, agreement, or court order, pursuant to Mass.R.Crim.P. 14(a)(3).

5. **SUBSEQUENTLY DISCOVERED MATERIAL.** The undersigned acknowledge their continuing duties regarding discovery pursuant to Mass.R.Crim.P. 14(a)(4).

**II. OTHER PRETRIAL MATTERS**

6. **NON-DISCOVERY MOTIONS.** In addition to any discovery-related motions listed above, the following motions will be filed on matters upon which the parties have *not* reached an agreement:

7. NOTICE OF ALIBI (Mass.R.Crim.P. 14[b][1]). The Commonwealth hereby notifies the defendant that the time, date, and place of the alleged offense was as follows:

Defendant agrees, if an alibi defense will be offered, to notify the Commonwealth in writing on or before \_\_\_\_\_, 20\_\_\_\_, of the place(s) at which the defendant claims to have been at the time of the alleged offense and the names and addresses of the defendant's alibi witnesses, or may here so state:

The Commonwealth agrees to notify the defendant in writing within 7 days of service of the defendant's notice of alibi, of the names and addresses of witnesses on whom it intends to rely to establish defendant's presence at the scene of the alleged offense or to rebut any of the defendant's alibi witnesses. Both parties acknowledge their continuing duty under Mass.R.Crim.P. 14(b)(1)(C) to disclose additional alibi witnesses.

8. NOTICE OF OTHER DEFENSES (Mass.R.Crim.P. 14[b][2], [3]). If defendant intends to rely upon the defense of lack of criminal responsibility or upon a defense based upon a license, claim of authority or ownership, or exemption, or parental discipline, defendant must notify the Commonwealth within 21 days of the assignment of a trial date, or may here so state:

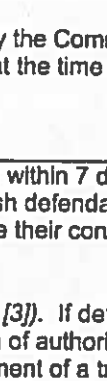
9. STIPULATIONS OF FACT: \_\_\_\_\_


10. CASE INFORMATION (not binding):

No. of Witnesses: Prosecution \_\_\_\_\_ Defense 1 Estimated length of trial: 1

11. CASE INFORMATION (binding):  With Jury.  Jury Waived [Prepare jury waiver form for the Court].

12. CERTIFICATION. The undersigned certify that the information set forth above is accurate and complete as of the date of this Pretrial Conference Report. Pursuant to Mass. R. Crim. P. 11(a)(2)(A), any agreement between the parties set forth herein shall be binding and shall control the subsequent course of the proceedings.

  
 Assistant District Attorney

  
 Defense Counsel  
 Pro Se Defendant

Defendant's Signature (required if waiver of constitutional right or stipulation of material fact set forth herein)

III. COURT ORDERS

(To be completed by Judge.) After hearing, the Court orders as follows:

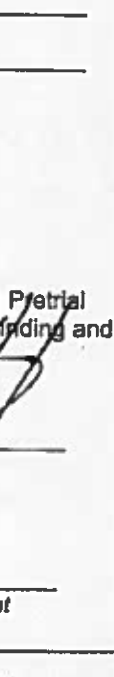
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Counsel report discovery is complete. All outstanding discovery must be provided to opposing counsel by \_\_\_\_\_

Pretrial motion hearing date: \_\_\_\_\_ Filing deadline: \_\_\_\_\_  Evidentiary  Non-evidentiary

Motions to be heard on trial date and witness lists must be served on the opposing party and filed no later than four (4) weeks prior to trial.

The balance of the legal counsel fee must be paid by \_\_\_\_\_ Trial Status date: \_\_\_\_\_ Trial date: 8/26/19

  
Justice

7/26/19  
Date

**1932CR001197 Commonwealth vs. Lajoie, Scott**

Case Type  
Criminal

Case Status  
Closed

File Date  
03/21/2019

DCM Track:

Initiating Action:  
ASSAULT W/DANGEROUS WEAPON c265 §15B(b)

Status Date:  
07/17/2019

Case Judge:

Next Event:

All Information Party Charge Event Docket Disposition

**Party Information**

Lajoie, Scott  
- Defendant

Allas

**Party Attorney**

- Attorney
- Eagan, Esq., Robert J
- Bar Code
- 628374
- Address
- Robert J. Eagan
- 161 South Main St
- Fall River, MA 02721
- Phone Number
- (508)672-2100
- Attorney
- McDermott, Esq., Sean A
- Bar Code
- 552045
- Address
- Sean A. McDermott, Esq.
- PO Box 1836
- North Falmouth, MA 02556
- Phone Number
- (508)548-1102

[More Party Information](#)

**Party Charge Information**

Lajoie, Scott  
- Defendant  
Charge # 1:  
265/15B/A-0 - Felony ASSAULT W/DANGEROUS WEAPON c265 §15B(b)

Original Charge 265/15B/A-0 ASSAULT W/DANGEROUS WEAPON c265 §15B(b) (Felony)	<b>Charge Disposition</b> Disposition Date Disposition 07/11/2019 Dismissed - Lack of Prosecution
Amended Charge	

Lajoie, Scott  
- Defendant  
Charge # 2:  
265/13A/A-1 - Misdemeanor - more than 100 days incarceration ASSAULT c265 §13A(a)

Original Charge 265/13A/A-1 ASSAULT c265 §13A(a) (Misdemeanor - more than 100 days incarceration)	<b>Charge Disposition</b> Disposition Date Disposition 07/11/2019 Dismissed - Lack of Prosecution
Amended Charge	

Lajoie, Scott  
- Defendant  
Charge # 3:  
275/2-0 - Misdemeanor - more than 100 days incarceration THREAT TO COMMIT CRIME c275 §2

Original Charge 275/2-0 THREAT TO COMMIT CRIME c275 §2 (Misdemeanor - more than 100 days incarceration)	<b>Charge Disposition</b> Disposition Date Disposition 07/11/2019 Dismissed - Lack of Prosecution
Amended Charge	

**Events**

Date	Session	Location	Type	Result
03/21/2019 09:00 AM	Arraignment Session, Courtroom 1		Arraignment	Held - Bail or Conditions of Release ordered
03/27/2019 08:30 AM	Pretrial Session, Courtroom 5		Detention Hearing (276 s58A)	Held - Bail or Conditions of Release ordered
03/28/2019 08:30 AM	Pretrial Session, Courtroom 5		Hearing to Review Status	Reschedule of Hearing
03/29/2019 08:30 AM	Pretrial Session, Courtroom 5		Hearing to Review Status	Review Completed
04/04/2019 02:30 PM	Arraignment Session, Courtroom 1		Motion Hearing (CR)	Held - Motion allowed
04/08/2019 08:30 AM	Arraignment Session, Courtroom 1		Motion to Continue	Held - Motion allowed
04/29/2019 09:44 AM	Arraignment Session, Courtroom 1		Motion Hearing (CR)	Held - Motion allowed
04/30/2019 08:30 AM	Pretrial Session, Courtroom 5		Pretrial Hearing	Reschedule of Hearing
05/01/2019 08:30 AM	Pretrial Session, Courtroom 5		Pretrial Hearing	Reschedule of Hearing

Date	Session	Location	Type	Result
05/29/2019 09:00 AM	Pretrial Session, Courtroom 5	PTS	Pretrial Hearing	Held-PT
06/21/2019 03:45 PM	Arraignment Session, Courtroom 1		Pretrial Prob. Viol. Hearing	Held-Warr to issue for Viol PT Cond
06/24/2019 08:30 AM	Arraignment Session, Courtroom 1		Default Removal Hearing	Held
06/28/2019 08:30 AM	Pretrial Session, Courtroom 5		Motion Hearing (CR)	Held - Motion allowed
07/11/2019 08:30 AM	Trial Session, Courtroom 2		Jury Trial (CR)	Not Held - Dismiss or to be Dismiss All Charges
09/26/2019 08:30 AM	Pretrial Session, Courtroom 5		Hearing to Review Status	Event Cancelled

### Docket Information

Docket Date	Docket Text	Image Avail.
03/21/2019	Complaint issued upon new arrest.	
03/21/2019	Statement of facts filed.	<a href="#">Image</a>
03/21/2019	Defendant is ordered committed without bail because FINAL HEARING ON DANGEROUSNESS PENDING (278 S.58) to Bristol County House of Correction returnable for 03/27/2019 09:30 AM Detention Hearing (276 s58A); mittimus issued.  Court location of next event (if not this court): Further Orders:  Judge: McGovern, Hon. James J	
03/21/2019	Appearance filed On this date Robert J Eagan, Esq. added as Appointed - Able to Contribute for Defendant Scott Lajoie Appearance filed for the purpose of Case in Chief by Judge Hon. James J McGovern.	
03/21/2019	Event Resulted: Arraignment scheduled on: 03/21/2019 09:00 AM Has been: Held - Bail or Conditions of Release ordered For the following reason: On Order of the Court Hon. James J McGovern, Presiding Appeared: Staff:	
03/21/2019	Defendant arraigned before Court, advised of right to counsel. Judge: McGovern, Hon. James J	
03/21/2019	Plea of Not Guilty entered on all charges. Judge: McGovern, Hon. James J	
03/21/2019	Commonwealth files written motion based on dangerousness for order of pre-trial detention or release with conditions under C276§58A.  Judge: McGovern, Hon. James J	<a href="#">Image</a>
03/27/2019	Defendant is ordered committed without bail because OTHER REASON: to Bristol County House of Correction returnable for 03/28/2019 08:30 AM Hearing to Review Status; mittimus issued.  Court location of next event (if not this court): Further Orders: GPS/ Scram Placement  Judge: Sharkansky, Hon. Edward H	
03/27/2019	Event Resulted: Detention Hearing (276 s58A) scheduled on: 03/27/2019 08:30 AM Has been: Held - Bail or Conditions of Release ordered For the following reason: On Order of the Court Hon. Edward H Sharkansky, Presiding Appeared: Staff:	
03/27/2019	Order of GPS Supervision Conditions  Judge: Sharkansky, Hon. Edward H	
03/28/2019	Event Resulted: Hearing to Review Status scheduled on: 03/28/2019 08:30 AM Has been: Reschedule of Hearing For the following reason: On Order of the Court Hon. James J McGovern, Presiding Appeared: Staff:	
03/28/2019	Defendant is ordered committed without bail because OTHER REASON: to Bristol County House of Correction returnable for 03/29/2019 08:30 AM Hearing to Review Status; mittimus issued.  Court location of next event (if not this court): Further Orders: TO BE FITTED WITH GPS & SCRAM IF AVAILABLE  Judge: McGovern, Hon. James J	
03/29/2019	Event Resulted: Hearing to Review Status scheduled on: 03/29/2019 08:30 AM Has been: Review Completed For the following reason: On Order of the Court Hon. Kevin J. Finnerty, Presiding Appeared: Staff:	
03/29/2019	Special Conditions of release in addition to bail or recognizance imposed: Electronic monitoring - GPS, Electronic monitoring - Sobrieter, Other condition(s): To Sign Conditions  Judge: Finnerty, Hon. Kevin J.	
03/29/2019	Event Resulted: Pretrial Hearing scheduled on: 05/01/2019 08:30 AM Has been: Reschedule of Hearing For the following reason: Brought forward Hon. Kevin J. Finnerty, Presiding Appeared: Staff:	
04/03/2019	Order of pretrial conditions of release under G.L.c. 276 § 58 filed.  Judge: Sharkansky, Hon. Edward H	<a href="#">Image</a>
04/04/2019	Event Resulted: Motion Hearing (CR) scheduled on: 04/04/2019 02:30 PM Has been: Held - Motion allowed Hon. Franco J Gobeume, Presiding Appeared: Staff:	

<u>Docket Date</u>	<u>Docket Text</u>	<u>Image Avail.</u>
04/04/2019	Defendant's Criminal motion to orally presented to the court to go to the doctors to get his prescription refilled today. Allowed	
04/08/2019	Event Resulted: Pretrial Hearing scheduled on 04/30/2019 08:30 AM Has been: Reschedule of Hearing For the following reason: Defendant's request without objection Hon. Kevin J. Finnerty, Presiding	
04/08/2019	Event Resulted: Motion to Continue scheduled on: 04/08/2019 08:30 AM Has been: Held - Motion allowed Hon. Kevin J. Finnerty, Presiding	
04/08/2019	Motion to CONTINUE ALLOWED.	<a href="#">Image</a>
04/29/2019	Event Resulted: Motion Hearing (CR) scheduled on: 04/29/2019 09:44 AM Has been: Held - Motion allowed Hon. David P Sorrenti, Presiding	
04/29/2019	Defendant's motion to revise/revoke bail or conditions of release filed and ALLOWED.	<a href="#">Image</a>
05/29/2019	Event Resulted: Pretrial Hearing scheduled on: 05/29/2019 09:00 AM Has been: Held-PT Hon. Edward H Sharkansky, Presiding	
05/29/2019	Pretrial conference report filed Judge: Sharkansky, Hon. Edward H	<a href="#">Image</a>
05/29/2019	Defendant's Election of Jury or Jury-Waived Trial filed Judge: Sharkansky, Hon. Edward H	
05/29/2019	Defendant's Criminal motion to revise/revoke bail or conditions of release orally presented to the court Allowed	
05/29/2019	Order of pretrial conditions of release under G.L. c. 276 § 58 filed.	<a href="#">Image</a>
06/21/2019	Event Resulted: Pretrial Prob. Viol. Hearing scheduled on 06/21/2019 03:45 PM Has been: Held-Warr to issue for Viol PT Cond Hon. Edward H Sharkansky, Presiding	
06/21/2019	Probation requests case be advanced for issuance of warrant due to the following reasons: positive scam Judge: Sharkansky, Hon. Edward H	<a href="#">Image</a>
06/24/2019	Defendant is ordered committed without bail because OTHER REASON: to Bristol County House of Correction returnable for 06/28/2019 08:30 AM Motion Hearing (CR); mittimus issued.  Court location of next event (if not this court): Further Orders:  Judge: Finnerty, Hon. Kevin J.	
06/24/2019	Event Resulted: Default Removal Hearing scheduled on: 06/24/2019 08:30 AM Has been: Held For the following reason: On Order of the Court Hon. Kevin J. Finnerty, Presiding	
06/24/2019	Appearance filed On this date Soan A McDermott, Esq. added as Appointed - Indigent Defendant for Defendant Scott Lajoie	
06/24/2019	Appearance filed for the purpose of Bail Only by Judge Hon. Kevin J. Finnerty.	
06/24/2019	Commonwealth's motion to revise/revoke bail or conditions of release filed with the following, if any, supporting documents:  Judge: Finnerty, Hon. Kevin J.	<a href="#">Image</a>
06/28/2019	Event Resulted: Motion Hearing (CR) scheduled on: 06/28/2019 08:30 AM Has been: Held - Motion allowed For the following reason: On Order of the Court Hon. Robert S Ovoian, Presiding	
06/28/2019	Commonwealth's motion to revise/revoke bail or conditions of release filed and ALLOWED.	<a href="#">Image</a>
06/28/2019	Defendant is ordered committed without bail because DEFENDANT'S BAIL HAS BEEN REVOKED (276 s. 58) to Bristol County House of Correction returnable for 09/26/2019 08:30 AM Hearing to Review Status, mittimus issued.  Court location of next event (if not this court): Further Orders:  Judge: Ovoian, Hon. Robert S	
06/28/2019	Habeas Corpus for prosecution issued to Bristol County House of Correction returnable for 07/11/2019 08:30 AM Jury Trial (CR): Further Orders:  Judge: Ovoian, Hon. Robert S	
06/28/2019	Order revoking Pre-trial release based upon new offense 1932CR2613	<a href="#">Image</a>
07/11/2019	Event Resulted: Jury Trial (CR) scheduled on: 07/11/2019 08:30 AM Has been: Event Cancelled For the following reason: All Charges disposed or Dismissed Hon. Kevin J. Finnerty, Presiding	
07/16/2019	Event Resulted: Hearing to Review Status scheduled on: 09/26/2019 08:30 AM Has been: Event Cancelled For the following reason: All Charges disposed or Dismissed Hon. Kevin J. Finnerty, Presiding	
07/16/2019	Charges Disposed: Charge # 1 ASSAULT W/DANGEROUS WEAPON c265 §15B(b) On: 07/11/2019 Judge: Hon. Kevin J. Finnerty Dismissed - Lack of Prosecution  Charge # 2 ASSAULT c265 §13A(a) On: 07/11/2019 Judge: Hon. Kevin J. Finnerty Dismissed - Lack of Prosecution  Charge # 3 THREAT TO COMMIT CRIME c275 §2 On: 07/11/2019 Judge: Hon. Kevin J. Finnerty Dismissed - Lack of Prosecution	

**Docket**    *Docket Text*  
**Date**

*Image  
Avail.*

07/17/2019 All charges disposed - No future events - Defendant discharged.

**Case Disposition**

**Disposition**

**Date**

Pending

03/21/2019

COMMONWEALTH OF MASSACHUSETTS

Bristol, ss.

Fall River District Court  
1932 CR 1197

COMMONWEALTH

v.

SCOTT LAJOIE

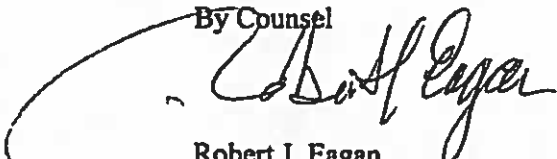
MOTION TO AMEND CONDITIONS OF RELEASE

Now comes Counsel for the Defendant and moves this Honorable Court allow a change in the terms of release to permit the Defendant to reside with the alleged victim, whose civil restraining order has been amended by the court to a "no abuse" only order.

FALL RIVER  
DISTRICT COURT  
FILED

2019 APR 29 A 9:43

By Counsel



Robert J. Eagan  
161 South Main St,  
Fall River, MA 02721  
BBO# 628374  
508-672-2100

April 29, 2019

CERTIFICATE OF SERVICE

I, Robert Eagan do certify that I have provided a copy of the within Motion to the Office of the District Attorney and also to the probation department.

*4/29/19 Motion Amended Sanetti, J.*