

COMMONWEALTH	: IN THE COURT OF COMMON PLEAS
	: DAUPHIN COUNTY, PENNSYLVANIA
v.	:
	:
TIMOTHY M. CURLEY	: NO. 3614 CR 2013
	: NO. 5165 CR 2011
GARY CHARLES SCHULTZ	: NO. 3616 CR 2013
	: NO. 5164 CR 2011
GRAHAM BASIL SPANIER	: NO. 3615 CR 2013
	:

ORDER

AND NOW, this 1st day of February, 2017, upon consideration of Defendants' various Pre-Trial filings, and any responses thereto, and having heard oral argument on October 13, 2016, it is hereby ORDERED as follows:

1. Defendants' Petitions for Writ of Habeas Corpus are DENIED;
2. Defendants' Motions to Quash the summary charge of Failure to Report Child Abuse as barred by the Statute of Limitations is GRANTED;
3. Defendants' Motions to Quash the charges of Endangering the Welfare of Children and Conspiracy to commit same as barred by the Statute of Limitations is DENIED;
4. Defendants' Motions to Quash the charges of Endangering the Welfare of Children as barred by the *ex post facto* clause is DENIED;
5. Defendants' Motions to Quash the charge of Endangering the Welfare of Children under 18 Pa. C.S. §4304(a)(2) as the Statute is unconstitutionally vague is DENIED;

6. Defendants Schultz and Spanier's Motions to Quash the charge of Endangering the Welfare of Children under 18 Pa. C.S. §4304(a)(1) as violating basic principles of due process is DENIED;

7. Defendant Spanier's Motion to Quash the charges of Endangering the Welfare of Children, asserted on the basis that the charge does not apply to a person in his position is DENIED;

8. Defendants Curley and Spanier's Motions to Quash charge of Failure to Report Child Abuse, asserted on the basis that those Defendant are not mandated reporters is DENIED as MOOT.

9. Defendant Curley's Motion to Quash based on Prosecutorial Misconduct is DENIED;

10. Defendants Curley and Schultz's Motions to Suppress Grand Jury Statements and Testimony is rendered MOOT by stipulation of the Commonwealth;

11. Defendants Curley and Schultz's Motions for severance of counts is DENIED as MOOT;

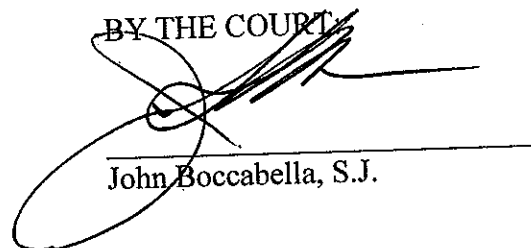
12. Defendants' Motions for severance of Defendants is DENIED;

13. Defendant Spanier's Motion for Change of Venue or Venire is DENIED;

and

14. Defendants' request for a Bill of Particulars is DENIED.

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