

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF: MONTGOMERY



**POLICE CRIMINAL COMPLAINT**  
**COMMONWEALTH OF PENNSYLVANIA**  
**VS.**

Magisterial District Number: Court of Common Pleas 38-1  
Address: William R. CARPENTER  
COURT HOUSE, NORRISTOWN  
Telephone: (610) 278-5402 PA- 19404

DEFENDANT: (NAME and ADDRESS):  
PATRICK ROCCO REESE  
First Name Middle Name Last Name Gen.  
939 MEADE STREET, DUNMORE, PA 18512

**NCIC Extradition Code Type**

- 1-Felony Full
- 2-Felony Ltd.
- 3-Felony Surrounding States
- 4-Felony No Ext.
- 5-Felony Pend.
- 6-Felony Pend. Extradition Determ.
- A-Misdemeanor Full
- B-Misdemeanor Limited
- C-Misdemeanor Surrounding States
- D-Misdemeanor No Extradition
- E-Misdemeanor Pending
- F-Misdemeanor Pending Extradition Determ.
- Distance: \_\_\_\_\_

**DEFENDANT IDENTIFICATION INFORMATION**

Docket Number: \_\_\_\_\_ Date Filed: 08/06/2015 OTN/LiveScan Number: \_\_\_\_\_ Complaint/Incident Number: 2015-1173 SID: \_\_\_\_\_ Request Lab Services?  YES  NO

GENDER:  Male  Female  
DOB: 08/14/1967 POB: \_\_\_\_\_ Add'l DOB: / / Co-Defendant(s):   
First Name: \_\_\_\_\_ Middle Name: \_\_\_\_\_ Last Name: \_\_\_\_\_ Gen.: \_\_\_\_\_

RACE:  White  Asian  Black  Native American  Unknown  
ETHNICITY:  Hispanic  Non-Hispanic  Unknown

HAIR COLOR:  GRY (Gray)  RED (Red/Aubn.)  SDY (Sandy)  BLU (Blue)  PLE (Purple)  BRO (Brown)  BLK (Black)  ONG (Orange)  WHI (White)  XXX (Unk./Bald)  GRN (Green)  PNK (Pink)  BLN (Blonde / Strawberry)

EYE COLOR:  BLK (Black)  BLU (Blue)  BRO (Brown)  GRN (Green)  GRY (Gray)  HAZ (Hazel)  MAR (Maroon)  PNK (Pink)  MUL (Multicolored)  XXX (Unknown)

Driver License: State PA License Number 21646639 Expires: 08/15/2016 WEIGHT (lbs): \_\_\_\_\_

DNA:  YES  NO DNA Location: \_\_\_\_\_

FBI Number: \_\_\_\_\_ MNU Number: \_\_\_\_\_ Ft. HEIGHT (in): \_\_\_\_\_

Defendant Fingerprinted:  YES  NO 5 6

**DEFENDANT VEHICLE INFORMATION**

Plate #: \_\_\_\_\_ State: \_\_\_\_\_ Hazmat:  Registration Sticker (MM/YY): \_\_\_\_\_ / Comm'l Veh. Ind.:  School Veh.:  Oth. NCIC Veh. Code: \_\_\_\_\_ Reg. same as Def.:   
VIN: \_\_\_\_\_ Year: \_\_\_\_\_ Make: \_\_\_\_\_ Model: \_\_\_\_\_ Style: \_\_\_\_\_ Color: \_\_\_\_\_

Office of the attorney for the Commonwealth  Approved  Disapproved because: \_\_\_\_\_

(The attorney for the Commonwealth may require that the complaint, arrest warrant affidavit, or form be approved by the attorney for the Commonwealth prior to filing. See Pa.R.Crim.P. 507).

District Attorney Risa Vetri Ferman Signature of the attorney for the Commonwealth: [Signature] Date: 08/06/2015  
(Name of the attorney for the Commonwealth)

I, DETECTIVE PAUL M. BRADBURY (Name of the Affiant) (PSP/MPOETC -Assigned Affiant ID Number & Badge # 49)

of MONTGOMERY COUNTY DETECTIVE BUREAU (Identify Department or Agency Represented and Political Subdivision) (Police Agency ORI Number) PA0465200

do hereby state: (check appropriate box)  
1.  I accuse the above named defendant who lives at the address set forth above  
 I accuse the defendant whose name is unknown to me but who is described as \_\_\_\_\_

I accuse the defendant whose name and popular designation or nickname are unknown to me and whom I have therefore designated as John Doe or Jane Doe with violating the penal laws of the Commonwealth of Pennsylvania at [208] \_\_\_\_\_ LOWER PROVIDENCE TWP (Subdivision Code) (Place-Political Subdivision)  
AND/OR NORRISTOWN BOROUGH AND/OR HARRISBURG

in MONTGOMERY AND [46,22] on or about SEPTEMBER 9<sup>TH</sup> - DECEMBER 30<sup>TH</sup> 2014  
DAUPHIN County (County Code) (Offense Date)



# POLICE CRIMINAL COMPLAINT

Docket Number:	Date Filed: 08/06/2015	OTN/LiveScan Number	Complaint/Incident Number 2015-1173
Defendant Name	First: PATRICK	Middle: ROCCO	Last: REESE

The acts committed by the accused are described below with each Act of Assembly or statute allegedly violated, if appropriate. When there is more than one offense, each offense should be numbered chronologically. (Set forth a brief summary of the facts sufficient to advise the defendant of the nature of the offense(s) charged. A citation to the statute(s) allegedly violated, without more, is not sufficient. In a summary case, you must cite the specific section(s) and subsection(s) of the statute(s) or ordinance(s) allegedly violated. The age of the victim at the time of the offense may be included if known. In addition, social security numbers and financial information (e.g. PINs) should not be listed. If the identity of an account must be established, list only the last four digits. 204 PA.Code §§ 213.1 – 213.7.)

<input checked="" type="checkbox"/> Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903
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<input checked="" type="checkbox"/>	1	4955		of the	18 PA C.S.A	1				
Lead?	Offense#	Section	Subsection		PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code	

<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description (include the name of statute or ordinance): 18 PA. C.S.A. 4955 VIOLATION OF PROTECTIVE ORDERS

Acts of the accused associated with this Offense: Violated Protective Order issued on 27<sup>th</sup> day of August, 2014 by William R. Carpenter, Supervising Judge that, among other things, provided "(4) Employees of the Office of the Attorney General shall not have have access to transcripts of proceedings before the Grand Jury or Supervising Judge, exhibits, or other information pertaining to the Special Prosecutor's investigation" by gaining access to information pertaining to the Special Prosecutors investigation. The Protective Order issued by Judge Carpenter was issued pursuant to section 4954.

<input type="checkbox"/> Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903
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<input type="checkbox"/>				of the						
Lead?	Offense#	Section	Subsection		PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code	

<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
-------------------------------------	--------------------------------------	------------------------------------

Statute Description (include the name of statute or ordinance):

Acts of the accused associated with this Offense:

<input type="checkbox"/> Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903
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<input type="checkbox"/>				of the						
Lead?	Offense#	Section	Subsection		PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code	

<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description (include the name of statute or ordinance):

Acts of the accused associated with this Offense:



# POLICE CRIMINAL COMPLAINT

Docket Number:	Date Filed: 08/06/2015	OTN/LiveScan Number	Complaint/Incident Number 2015-1173
Defendant Name	First: PATRICK	Middle: ROCCO	Last: REESE

- I ask that a warrant of arrest or a summons be issued and that the defendant be required to answer the charges I have made.
- I verify that the facts set forth in this complaint are true and correct to the best of my knowledge or information and belief. This verification is made subject to the penalties of Section 4904 of the Crimes Code (18 Pa.C.S. § 4904) relating to unsworn falsification to authorities.
- This complaint consists of the preceding page(s) numbered 1 through 3.

The acts committed by the accused, as listed and hereafter, were against the peace and dignity of the Commonwealth of Pennsylvania and were contrary to the Act(s) of the Assembly, or in violation of the statutes cited.  
**(Before a warrant of arrest can be issued, an affidavit of probable cause must be completed, sworn to before the issuing authority, and attached.)**

AUGUST

06, 2015  
(Date)


  
 (Signature of Affiant)

AND NOW, on this date AUGUST 6, 2015 I certify that the complaint has been properly completed and verified.

An affidavit of probable cause must be completed before a warrant can be issued.

COURT OF COMMON PLEAS OF MONTGOMERY COUNTY  
 (Magisterial District Court Number)

38-1

  
 (Issuing Authority)



## **Affidavit of Probable Cause**

### **Commonwealth vs. Patrick R. Reese**

Last year, the Thirty-Fifth Statewide Investigating Grand Jury, Notice #123, examined the improper release of secret Grand Jury information from a prior 2009 Statewide Investigating Grand Jury Investigation. The 2009 Statewide Investigating Grand Jury Investigation included, amongst other probes, an inquiry into the finances of former NAACP head J. Whyatt Mondesire. Detailed information from the 2009 Statewide Investigating Grand Jury Investigation was published by the Philadelphia Daily News in an article on June 6, 2014 (Friday, June 6, 2014: Daily News article written by Chris Brennan: "Wonder Bread' State A.G. is curious about that big 2009 probe of ex-NAACP boss finances."). The Honorable William R. Carpenter, presiding as the Supervising Judge of the Thirty-Fifth Statewide Investigating Grand Jury, appointed a Special Prosecutor, Thomas E. Carluccio, Esquire.

The Philadelphia Inquirer published an article on March 16, 2014, entitled Sources: Kathleen Kane shut down probe of Philly Democrats. The story was written by reporters Angela Couloumbis and Craig R. McCoy. This article, which was highly critical of Kane, detailed allegations that Attorney General Kane was personally responsible for not pursuing prosecutions for individuals who had been caught in an undercover sting involving politicians accepting bribes, an investigation referred to as the "Ali Investigation." This was an investigation that had been led by then Chief Deputy Attorney General Frank G. Fina while he was in the Office of the Attorney General. Fina left the office in January of 2013 shortly after Kane took office. Soon after, Fina began working as an Assistant District Attorney for the Philadelphia District

Attorney's Office. The District Attorney of Philadelphia is R. Seth Williams. Investigators believe that the information contained in the June 6, 2014, Philadelphia Daily News article was leaked from the Office of Attorney General in response to the March 16, 2014, Philadelphia Inquirer article.

During the course of the grand jury proceeding, the Office of the Attorney General of Pennsylvania became a subject of the leak investigation. The Special Prosecutor thereafter subpoenaed numerous employees from the Office of Attorney General to testify before the grand jury.

On August 27, 2014, Judge Carpenter issued a protective order under 18 Pa.C.S.A. § 4954 ("Protective Orders") that provided, in relevant part, "[e]mployees of the Office of the Attorney General shall not have access to transcripts of proceedings before the Grand Jury or the Supervising Judge, exhibits, or other information pertaining to the Special Prosecutor's investigation" (*Order*, Dated Aug. 27th, 2014, at ¶ 4 (Carpenter, J.)) (attached as "Exhibit A"). Judge Carpenter issued the order because: the identities of witnesses subpoenaed by the Special Prosecutor, as well as the dates and times of their scheduled testimony, were widely known within the Office of the Attorney General; the Office of Attorney General was acquiring transcripts of grand jury witness testimony; and witnesses had been confronted as they arrived to testify and subjected to intimidating conduct.

On December 19, 2014, this Court made an investigative referral to Montgomery County District Attorney Risa Vetri Ferman. The referral involved the Thirty-Fifth Statewide Investigating Grand Jury's recommendation that criminal charges be filed against Attorney General Kathleen G. Kane. Those recommended charges related to possible violations of grand jury secrecy and other crimes that occurred in Montgomery County, Pennsylvania. In addition, Judge Carpenter issued a disclosure order permitting District Attorney Risa

Vetri Ferman to use information gathered in the Thirty-Fifth Statewide Grand Jury, Notice #123, to investigate the matter.

Among the information obtained by the Thirty-Fifth Statewide Investigating Grand Jury, Notice #123, were audit results from the Symantec Enterprise Vault system ("Evault"). This is a program that the Office of Attorney General's computer system uses to store the emails that are sent or received from its employees. When an email is either sent or received from an employee, a copy is automatically archived into the Evault system. Regardless of the action taken by the user—whether it is opening, deleting, forwarding, etc. an email—a copy is saved into the Evault system.

Access to the Evault system is restricted to those employees who have been given access by the Information Technology Section ("IT") and have a user account and password. There are two employees from IT who act as Administrators and can view, search, and make changes in the Evault system. There is another group of employees, referred to as Reviewers, who can view the content of, search for, and print emails. The number of Reviewers is extremely limited.

The Thirty-Fifth Statewide Investigating Grand Jury, Notice #123, was provided with the Evault audit results for Patrick Reese. These audit results log and track all activity of the Reviewer, including search terms and the subject line of viewed emails. Reese was first granted permission to access the Evault system on March 25, 2014. Reese was granted permission by Administrators to the Evault system at the request of David C. Peifer. This made Reese a Reviewer. Peifer is the Attorney General's Special Agent in Charge of the Bureau of Special Investigations.

Reese is a Supervisory Special Agent on Attorney General Kane's Executive Protection Detail and also acts in the capacity of her driver. Investigators learned that Reese is considered one of Attorney General Kane's closest confidants. David Tyler, the former Chief Operating Officer for the Office of Attorney General, told investigators that Reese, the Special Agent in Charge of the Attorney General's security, was considered the "go between" with the Attorney General. Other employees of the Office of Attorney General referred to him as "Chief of Staff." Former First Assistant Adrian R. King, Jr., testified that Kane tasked Peifer, and her security detail, which includes Reese, with "secretly or surreptitiously review[ing] emails of employees." Peifer is also considered part of Attorney General Kane's "inner circle."

While investigators from the Montgomery County Detective Bureau were analyzing these Evault audit results, they discovered that Reese was engaging in search patterns involving the Thirty-Fifth Statewide Investigating Grand Jury. The keyword searches and corresponding emails appeared to be dealing with matters regarding the Thirty-Fifth Statewide Investigating Grand Jury, Notice #123. The Evault audit results analyzed by investigators date back to March of 2014, however, the searches involving the Thirty-Fifth Statewide Investigating Grand Jury occurred at times after the issuance of the August 27th, 2014, Protective Order.

Investigators learned of a directive issued by Kane on September 9, 2014, thirteen days after Judge Carpenter issued the Protective Order intended to address, among other issues, alleged intimidation by Office of Attorney General employees against witnesses appearing before the Thirty-Fifth Statewide Investigating Grand Jury, Notice #123. On September 9, 2014, Peifer personally informed the IT Administrators that, at the request of Attorney General Kane, they were to remove five employees who previously had authorization to access the Evault system. This reduced the number of

Reviewers down to three employees: Peifer, Reese, and Geoffrey Moulton, Jr. Moulton worked as a Special Deputy Attorney General and conducted a review of a high profile, child sexual abuse investigation that was previously conducted by the Office of Attorney General.

Investigators determined that after the privileges of the five other employees had been revoked, Reese's "Query" searches regarding matters involving the Thirty-Fifth Statewide Investigating Grand Jury, Notice #123, intensified. Between September 9, 2014, and December 9, 2014, these searches increased in frequency and were clearly directed at gaining access to information they were prohibited from knowing. These prohibitions were in place to protect the integrity of the Grand Jury, something that Reese disregarded with each "Query" search.

Examples of the "Query" search terms used between September 9, 2014 and December 9, 2014, include: "Carpenter," "tomc3" (beginning of private email address for Special Prosecutor Thomas Carluccio), "CCarlucc@montcopa.org" (work email address for Hon. Carolyn T. Carluccio, Judge of the Court of Common Pleas of Montgomery County and wife of Special Prosecutor Carluccio), "Barker" (James Barker is the former Office of Attorney General, Chief Deputy Attorney General in the Criminal Law Division, Appeals and Legal Services Section. Barker supervised the Grand Jury for the Office of Attorney General.), "acoulumbis" (beginning of work email for Angela Coulumbis, reporter for the Philadelphia Inquirer), "cmccoy" (beginning of work email for Craig R. McCoy, reporter for the Philadelphia Inquirer), and "seth williams" (the District Attorney of Philadelphia). Some of the email subject lines returned by the "Query" searches were "Subpoenas," "Grand Jury," "Notice 123," "Transcripts," "Protective Order," and "Special Prosecutor." It is clear to investigators that the above searches were intended to gather



information about the Thirty-Fifth Statewide Investigating Grand Jury, Notice #123 and were in violation of the Protective Order.

On the same day, September 9, 2014, that access to Evault was restricted, at Kane's direction, Reese began gathering information he was prohibited from knowing related to the Thirty-Fifth Statewide Investigating Grand Jury, Notice #123. He made the following "Query" searches: "carpenter," "barker," "fina," "tomc3," and "castille." The final "Query" search term, investigators concluded, was an attempt by Reese to gather information on then Pennsylvania Supreme Court Chief Justice Ronald D. Castille, who supervised all Statewide Investigating Grand Juries, including the Thirty-Fifth.

On September 10, 2014 and September 11, 2014, Reese was searching the Evault in an attempt to gather information regarding the Thirty-Fifth Statewide Investigating Grand Jury, Notice #123. The "Query" search terms used during this period of time include: "Special Prosecutor," "justices," "carpenter," and "tomc3."

On December 3, 2014, as the Thirty-Fifth Statewide Investigating Grand Jury was nearing the conclusion of its investigation into Kane, Reese was using the following "Query" search terms: "perjury" and "removal from office."

Subsequently, pursuant to a sealed search warrant served upon the Office of Attorney General, investigators were provided with the content of those emails the search of which they deemed to be suspicious due to the email subject lines. Included in this list is the audit date on which Reese viewed the emails.

Based on an analysis of the contents of these emails, investigators concluded that Reese searched for Judge Carpenter's emails, the Special Prosecutor's emails, and other emails concerning the Thirty-Fifth Statewide


Investigating Grand Jury, Notice #123. This includes: viewing subpoenas of witnesses called to appear before the Grand Jury; dates that witnesses were scheduled to appear before the Grand Jury; learning the identity of a Grand Juror; and emails concerning the Protective Order.

Based on the above, investigators believe that Reese repeatedly violated Judge Carpenter's clear directive that "[e]mployees of the Office of the Attorney General shall not have access to transcripts of proceedings before the Grand Jury or the Supervising Judge, exhibits, or other information pertaining to the Special Prosecutor's investigation" (Order, Dated Aug. 27th, 2014, at ¶ 4 (Carpenter, J.)).



Det. Paul Michael Bradbury-Montgomery County Detectives

SWORN TO AND SUBSCRIBED BEFORE ME THIS 6 DAY OF AUGUST, 2015.

  
COURT of common PLEAS of MONTGOMERY  
Issuing Authority PLEAS  
38-1

## **Attachment "A"**

IN THE COURT OF COMMON PLEAS  
MONTGOMERY COUNTY, PENNSYLVANIA

IN RE: : SUPREME COURT OF PENNSYLVANIA  
: NO. 176 M.D. MISC DKT. 2012  
THE THIRTY-FIVE STATEWIDE :  
: MONTGOMERY COUNTY COMMON PLEAS  
INVESTIGATING GRAND JURY : M.D. 1424-2014  
:  
: NOTICE NO. 123

ORDER

AND NOW, this 27th day of August, 2014, it is hereby ORDERED, pursuant to 18 Pa.C.S. § 4954 (relating to protective orders), that:

1. The Office of the Attorney General, except upon specific authorization by this Court or the Special Prosecutor, shall refrain from any involvement in, or access to, the investigative efforts of the Special Prosecutor.
2. Employees of the Office of the Attorney General shall refrain from engaging in, or soliciting, any act of obstruction, intimidation or retaliation against any witness summoned by the Grand Jury in the Special Prosecutor's investigation.
3. All transcripts of Grand Jury testimony shall be given only from the stenographer or their employer directly to the Supervising Judge and the Special Prosecutor, no copy shall be given to the Attorney General's Office.

4. Employees of the Office of the Attorney General shall not have access to transcripts of proceedings before the Grand Jury or Supervising Judge, exhibits, or other information pertaining to the Special Prosecutor's investigation. All information related to the work of the Special Prosecutor shall be kept in the custody of the Special Prosecutor and Supervising Judge.

5. Any person, including employees of the Office of the Attorney General, who engage in any act of obstruction, intimidation or retaliation against a witness summoned by the Grand Jury in the Special Prosecutor's investigation may be prosecuted as set forth in 18 Pa.C.S. § 4955 (relating to violation of orders) and any other applicable provisions of the Crimes Code of Pennsylvania.

6. The Special Prosecutor shall serve a copy of this Order upon the Office of the Attorney General.

7. The contents of this Order are sealed, and shall not be disclosed (either verbally or in writing) by the Office of the Attorney General to any individual outside of the Office of the Attorney General under penalty of contempt of court.

BY THE COURT:

Handwritten signature of William R. Carpenter in black ink, written over a horizontal line.

WILLIAM R. CARPENTER, J.  
Supervising Judge

**Copies sent on August 27, 2014**

**By First Class Mail to:**

**Kathleen G. Kane, Pennsylvania Attorney General**

**Thomas E. Carluccio, Esquire**

IN THE COURT OF COMMON PLEAS  
MONTGOMERY COUNTY, PENNSYLVANIA

IN RE: : SUPREME COURT OF PENNSYLVANIA  
THE THIRTY-FIVE STATEWIDE : NO. 176 M.D. MISC. DKT. 2012  
INVESTIGATING GRAND JURY :  
: MONTGOMERY COUNTY COMMON PLEAS  
: M.D. 1424-2014  
:  
: NOTICE NO. 123

SEALING ORDER

AND NOW, this 27th day of August, 2014, it is hereby ORDERED, that the attached Order of August 27, 2014 be filed under seal with the Clerk of Courts of Montgomery County until further Order of this Court.

BY THE COURT:



WILLIAM R. CARPENTER, J.  
Supervising Judge