

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF: BLAIR
Magisterial District Number: 24-3-03
MDJ: Hon. PAULA M. AIGNER
Address: 311 UNION STREET
HOLLIDAYSBURG, PA 16648
Telephone: (814)693-3210



POLICE CRIMINAL COMPLAINT
COMMONWEALTH OF PENNSYLVANIA
VS.

MAR 14 2016

DEFENDANT:
ROBERT JOHN D'AVERSA
First Name Middle Name Last Name
788 MONASTERY RD., HOLLIDAYSBURG, PA 16648

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

DEFENDANT IDENTIFICATION INFORMATION
Docket Number: **CR-43-16** Date Filed: **3/14/2016** OTN/LiveScan Number: **T 770219-2** Complaint/Incident Number: **63-328** SID: _____ Request Lab Services? YES NO
GENDER: Male Female DOB: **01/28/1947** POB: _____ Add'l DOB: / / Co-Defendant(s): Gen. _____
RACE: White Asian Black Native American Unknown
ETHNICITY: Hispanic Non-Hispanic
HAIR COLOR: GRY (Gray) RED (Red/Auburn) SDY (Sandy) BLU (Blue) PLE (Purple) BRO (Brown)
 BLK (Black) ONG (Orange) WHI (White) XXX (Unk./Bald) GRN (Green) PNK (Pink)
 BLN (Blonde / Strawberry) Unknown
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: _____ License Number: _____ Expires: / /
DNA: YES NO DNA Location: _____ MNU Number: _____ WEIGHT (lbs.): _____
Defendant Fingerprinted: YES NO Ft. HEIGHT (in.): _____
Fingerprint Classification: _____

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 both be approved by the attorney for the Commonwealth prior to filing. See Pa.R.Crim.P. 507).

DANIEL J. DYE
(Name of the attorney for the Commonwealth) _____
(Signature of the attorney for the Commonwealth) _____
(Date) **3/14/16**

I, **SA JESSICA L. EGER / SSA ROBERT DRAWBAUGH**
(Name of the Affiant) _____ #444 / #171
(PSP/MPOETC -Assigned Affiant ID Number & Badge #)

of **OFFICE OF ATTORNEY GENERAL**
(Identify Department or Agency Represented and Political Subdivision) _____
do hereby state: (check appropriate box) **PA022400**
(Police Agency ORI Number)

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 **VARIOUS** **MULTIPLE LOCATIONS IN**
BELOW LISTED COUNTIES (Subdivision Code) (Place/Political Subdivision)

in **BLAIR AND CAMBRIA** [7 & 11] on or about **APRIL 1992 TO JANUARY 2010**
County (County Code) (Offense Date)



POLICE CRIMINAL COMPLAINT

| | | | |
|----------------|--------------------|---------------------|-------------------------------------|
| Docket Number: | Date Filed: / / | OTN/LiveScan Number | Complaint/Incident Number 63-328 |
| Defendant Name | First: ROBERT | Middle: JOHN | Last: D'AVERSA |

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.

| | | | | | | | | |
|--|--|---|--|--------------------|-------------------------------------|--------------------------------------|------------------------------------|----------------|
| <input checked="" type="checkbox"/> Inchoate Offense | <input type="checkbox"/> Attempt 18 901 A | <input type="checkbox"/> Solicitation 18 902 A | <input checked="" type="checkbox"/> Conspiracy 18 903 | | | | | |
| <input checked="" type="checkbox"/> 1 | 4304 | (1) | of the 18 | 1 | F-3 | | | |
| Lead? | Offense# | Section | Subsection | PA Statute (Title) | Counts | Grade | NCIC Offense Code | UCR/NIBRS Code |
| <input checked="" type="checkbox"/> PennDOT Data (if applicable) | Accident Number | | | | <input type="checkbox"/> Interstate | <input type="checkbox"/> Safety Zone | <input type="checkbox"/> Work Zone | |
| Statute Description (include the name of statute or ordinance): CONSPIRACY / ENDANGERING WELFARE OF CHILDREN | | | | | | | | |

| | | | | | | | | |
|---|--|---|---|--------------------|-------------------------------------|--------------------------------------|------------------------------------|----------------|
| <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 | | | | | |
| <input type="checkbox"/> 2 | 4304 | (1) | of the 18 | 1 | F-3 | | | |
| Lead? | Offense# | Section | Subsection | PA Statute (Title) | Counts | Grade | NCIC Offense Code | UCR/NIBRS Code |
| <input type="checkbox"/> PennDOT Data (if applicable) | Accident Number | | | | <input type="checkbox"/> Interstate | <input type="checkbox"/> Safety Zone | <input type="checkbox"/> Work Zone | |
| Statute Description (include the name of statute or ordinance): ENDANGERING WELFARE OF CHILDREN | | | | | | | | |

| | | | | | | | | |
|---|--|---|---|--------------------|-------------------------------------|--------------------------------------|------------------------------------|----------------|
| <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 | | | | | |
| <input type="checkbox"/> | | | of the | | | | | |
| Lead? | Offense# | Section | Subsection | PA Statute (Title) | Counts | Grade | NCIC Offense Code | UCR/NIBRS Code |
| <input type="checkbox"/> PennDOT Data (if applicable) | Accident Number | | | | <input type="checkbox"/> Interstate | <input type="checkbox"/> Safety Zone | <input type="checkbox"/> Work Zone | |
| Statute Description (include the name of statute or ordinance): | | | | | | | | |

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.

Acts of the accused:
Former Third Order Regular, Province of the Immaculate Conception Ministers Provincial Father's Anthony "Giles" Schnell, Robert D'Aversa and Anthony Criscitelli, conspired to, and did, endanger the welfare of children by placing, and continuing to place, Third Order Regular Franciscan Friar Brother Stephen Baker, in ministry, contact with the public and contact with children, from April 1992 to January 2010 after knowing about sexual abuse allegations against Brother Baker and numerous other Friars. The Minister Provincial is the head of the individual province and the only person able to make assignments of the Friars. The province is the employer of the friars.

Pursuant to 42 § 5552 (C)(3), the statute of limitations is extended until the minor reaches 50 years of age.
This course of conduct, and criminal conspiracy, allowed Brother Stephen Baker to sexually abused more than 88 children from Bishop McCort High School during 1992 to 2010. See attached presentment of the 37th Statewide Investigating Grand Jury.



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- 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 ___ through ___.

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.)

03/14/2016
(Date)

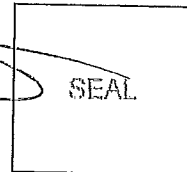
Jennica Y. [Signature]
(Signature of Affiant)

AND NOW, on this date March 14 2016 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.

24-3-03

(Magisterial District Court Number)

[Signature]
(Issuing Authority)





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AFFIDAVIT of PROBABLE CAUSE

Your Affiants, Special Agent Jessica L. Eger and Supervisory Special Agent Robert Drawbaugh, from the Bureau of Criminal Investigations with the Pennsylvania Office of Attorney General (hereinafter: OAG), being duly sworn, depose and says:

Your Affiants have been conducting an investigation of allegations of endangering welfare of children. The OAG's investigation has utilized a Statewide Investigating Grand Jury. As a result, the 37th Statewide Investigating Grand Jury made Presentment No. 43, same accepted by order of the Honorable Judge Norman Krumenaker, Supervising Judge. This Presentment, attached to this affidavit and incorporated herein by reference, recommends charges be filed by the Attorney General, or her designee, against the defendant.

Your Affiants have reviewed the above cited Presentment and aver that the factual findings described therein correspond to the OAG Investigative findings. Your Affiants have reviewed the sworn testimony given by the witnesses before the Grand Jury and find that it is consistent with the information contained within the Presentment. Your Affiants have reviewed the evidence presented to the Grand Jury and find that it comports with the results of the OAG investigate efforts and findings as to the allegations contained in this criminal complaint.

Your Affiants state, based upon the above facts which are listed in the attached document, there is probable cause to believe that the defendants, Anthony Joseph "Giles" Schinelli, Robert John D'Aversa and Anthony Joseph Criscitelli, committed the act detailed herein, in violation of Pennsylvania law.

I, JESSICA L. EGER/ ROBERT DRAWBAUGH, BEING DULY SWORN ACCORDING TO THE LAW, DEPOSE AND SAY THAT THE FACTS SET FORTH IN THE FOREGOING AFFIDAVIT ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE, INFORMATION AND BELIEF.

Jessica L. Eger / Robert Drawbaugh
(Signature of Affiant)

Sworn to me and subscribed before me this 14th day of March 2016
Date _____ _____ Magisterial District Judge

My commission expires first Monday of January, 2018

