



COPY

IN THE COURT OF COMMON PLEAS OF BLAIR COUNTY, PENNSYLVANIA

COMMONWEALTH OF PENNSYLVANIA

NO. 2024 CR 2724

vs.

LUIGI NICHOLAS MANGIONE,
Defendant

FILED
BLAIR COUNTY
ROBIN G. PATTON
2025 SEP 29 AM 8:02
CLERK OF COURT

HON. JACKIE ATHERTON BERNARD

PRESIDING JUDGE

PETE WEEKS, ESQUIRE

DISTRICT ATTORNEY

NICHOLE SMITH, ESQUIRE

FIRST ASST. DISTRICT ATTORNEY

THOMAS DICKEY, ESQUIRE

COUNSEL FOR DEFENDANT

ORDER

AND NOW, this 29th day of September 2025, the Court having received the Commonwealth's notice of federal government's denial of writ of habeas corpus ad prosequendum and also the Defendant's filing entitled "Response/Objection to Commonwealth's Notice of Federal Government's Denial of Habeas Corpus Ad Prosequendum", entry of the following Order is deemed appropriate:

It is hereby **ORDERED, DIRECTED, and DECREED** that:

1. The Commonwealth shall provide documentation in support of the writ denial within thirty (30) days of this Order. At a minimum, said documentation should be similar to the documentation (provided by the Commonwealth in its prior filings) from a pertinent federal authority relative to the prior notices of

intention to refuse a writ. The information is necessary for purposes of Rule 600 and the Commonwealth's exercise of due diligence.

2. In light of the representations made in Paragraph six (6) of the Defendant's recent filing which states: "The Defendant demands and insists that he be present in person for any and all critical stage proceedings in Pennsylvania and will not agree to waiver diminish in any way his right to be present as protected by the Constitution of the United States and of this Commonwealth," the Court deems the Defendant presently unwilling to appear remotely, as offered by the United States Attorney's Office in the Commonwealth's prior filings. Therefore, the hearing scheduled for November 7, 2025 at 1:30 p.m. is canceled.
3. The Defendant's request for a hearing relative to the Defendant's availability and/or due diligence efforts by the Commonwealth is deferred pending compliance with this order.
4. Notwithstanding the directives herein, the Commonwealth remains under an ongoing obligation to update the record and this Court every sixty (60) days on the status of the Defendant's availability for proceedings in Blair County, Pennsylvania. Additionally, the defense is obligated pursuant to the Commonwealth's update to advise this Court in writing by filing a proper certification of record as to the Defendant's demand for in-person appearance

or if he has reconsidered and will appear remotely. Said certification shall be filed within fourteen (14) days of the Commonwealth's recorded update regarding the Defendant's availability for transport.

BY THE COURT:


Jackie Atherton Bernard, J.

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