

**Rule 101A\*(1); 77 MM 1992. Approval of Police Complaints and Arrest Warrant Affidavits by Attorney for the Commonwealth-Local Options.**

The District Attorney of Bucks County having filed a certification pursuant to Pa.R.Crim.P. 101A, criminal complaints and arrest warrant affidavits by police officer, as defined in the Rules of Criminal Procedure, in the following classes of offenses:

Criminal Homicide, 18 Pa.C.S. §2501

Murder, 18 Pa.C.S. §2502

Voluntary Manslaughter, 18 Pa.C.S. §2503

Involuntary Manslaughter, 18 Pa.C.S. §2504

Rape, 18 Pa.C.S. §2504

Involuntary Deviate Sexual Intercourse, 18 Pa.C.S. §3123

Commercial Bribery, 18 Pa.C.S. §4108

Bribery in Official and Political Matters, 18 Pa.C.S. §4701

Threats and Other Improper Influence in Official and Political Matters,  
18 Pa.C.S. §4702

Retaliation for Past Official Action, 18 Pa.C.S. §4703

Perjury, 18 Pa.C.S. §4902

Interception, Disclosure or Use of Wire or Oral Communications, 18 Pa.C.S.  
§5703

Possession, Sale, Distribution, Manufacture or Advertisement of Intercepting  
Devices, 18 Pa.C.S. §5705

Homicide by Vehicle, 75 Pa.C.S. §3732

Election Code Violations, 25 Pa.C.S. (all offenses)

Criminal Attempt (to commit any of the above-noted offenses), 18 Pa.C.S. §901

Criminal Solicitation (to commit any of the above-noted offenses), 18 Pa.C.S. §902

Criminal Solicitation (to commit any of the above-noted offenses), 18 Pa.C.S. §903

shall not hereafter be accepted by any judicial officer unless the complaint and affidavit has the approval of an attorney for the Commonwealth prior to filing.

If an attorney for the Commonwealth disapproves a police complaint, arrest warrant affidavit, or both, the attorney shall furnish to the police officer who prepared the complaint, affidavit, or both a written notice of the disapproval, in substantially the following form, and the attorney shall maintain a record of the written notice.

D.A. File Number \_\_\_\_\_

COMMONWEALTH OF PENNSYLVANIA

BUCKS COUNTY

NOTICE AND RECORD OF DISAPPROVAL

Commonwealth of Pennsylvania : Complaint/Affidavit/Application of:

V. : \_\_\_\_\_

\_\_\_\_\_ : Charge \_\_\_\_\_

\_\_\_\_\_ : Police Number \_\_\_\_\_

\_\_\_\_\_ : Police Department \_\_\_\_\_

Occurrence Date \_\_\_\_\_ Time \_\_\_\_\_ Location \_\_\_\_\_

Summary of Facts and Probable Cause

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

PCIC/NCIC check reveals no outstanding warrants.

Date: \_\_\_\_\_ Sources of Information \_\_\_\_\_

REASON(S) FOR DISAPPROVAL

(Please check appropriate reason)

\_\_\_ IC = Insufficient Corroboration

\_\_\_ LJ = Lacks Jurisdiction

\_\_\_ IE = Insufficient Evidence

\_\_\_ LP = Lacks Prosecutorial Merit

\_\_\_ II = Identification Inconclusive

\_\_\_ UW = Unavailable or Uncooperative Witness

\_\_\_ IJ = Interest of Justice

\_\_\_ UV = Unavailable or Uncooperative Victim

\_\_\_ IS = Inadmissible Evidence

\_\_\_ WC = Witness  
Credibility/Contradicted

\_\_\_ IP = Insufficient Probable Cause

\_\_\_ ID = Inadequate Description of  
Person, Premises, or Property

\_\_\_ NS = Insufficient Cause for  
Nighttime Search

Other:

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Disapproved by: \_\_\_\_\_

Date: \_\_\_\_\_

\_\_\_\_\_  
Attorney for Commonwealth

No defendant shall have the right to relief based solely upon a violation of this Rule.

BY THE COURT

R. BARRY MCANDREWS

*President Judge*

No defendant shall have the right to relief based solely upon a violation of this rule.