

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF: MONTGOMERY



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

Magisterial District Number: 38-1-14  
MDJ: Hon. PAUL N. LEO  
Address: 414 S YORK RD, SUITE 200  
HATBORO, PA 19040  
Telephone: (215)957-5935

DEFENDANT: (NAME and ADDRESS):  
JOHN BECKER  
First Name Middle Name Last Name Gen.  
6 SAW BUCK CIRCLE, APT.A, HORSHAM, PA 19044

**NCIC Extradition Code Type**

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

**DEFENDANT IDENTIFICATION INFORMATION**

Docket Number		Date Filed	OTN/LiveScan Number	Complaint/Incident Number	SID	Request Lab Services? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
GENDER	DOB 08/15/1969	POB	Add'l DOB / /	Co-Defendant(s) <input type="checkbox"/>		
<input checked="" type="checkbox"/> Male <input type="checkbox"/> Female	First Name	Middle Name	Last Name	Gen.		
AKA						
RACE	<input checked="" type="checkbox"/> White	<input type="checkbox"/> Asian	<input type="checkbox"/> Black	<input type="checkbox"/> Native American	<input type="checkbox"/> Unknown	
ETHNICITY	<input type="checkbox"/> Hispanic	<input checked="" type="checkbox"/> Non-Hispanic		<input type="checkbox"/> Unknown		
HAIR COLOR	<input type="checkbox"/> GRY (Gray)	<input type="checkbox"/> RED (Red/Aubn.)	<input type="checkbox"/> SDY (Sandy)	<input type="checkbox"/> BLU (Blue)	<input type="checkbox"/> PLE (Purple)	<input checked="" type="checkbox"/> BRO (Brown)
	<input type="checkbox"/> BLK (Black)	<input type="checkbox"/> ONG (Orange)	<input type="checkbox"/> WHI (White)	<input type="checkbox"/> XXX (Unk./Bald)	<input type="checkbox"/> GRN (Green)	<input type="checkbox"/> PNK (Pink)
	<input type="checkbox"/> BLN (Blonde / Strawberry)					
EYE COLOR	<input type="checkbox"/> BLK (Black)	<input checked="" type="checkbox"/> BLU (Blue)	<input checked="" type="checkbox"/> BRO (Brown)	<input type="checkbox"/> GRN (Green)	<input type="checkbox"/> GRY (Gray)	
	<input type="checkbox"/> HAZ (Hazel)	<input type="checkbox"/> MAR (Maroon)	<input type="checkbox"/> PNK (Pink)	<input type="checkbox"/> MUL (Multicolored)	<input type="checkbox"/> XXX (Unknown)	
Driver License	State PA	License Number 21898514	Expires: 08/16/2013	WEIGHT (lbs.)		
DNA	<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	DNA Location		155		
FBI Number		MNU Number		Ft. HEIGHT In.		
Defendant Fingerprinted	<input type="checkbox"/> YES <input type="checkbox"/> NO				5	7
Fingerprint Classification:						

**DEFENDANT VEHICLE INFORMATION**

Plate #	State	Hazmat <input type="checkbox"/>	Registration Sticker (MM/YY)	Comm'l Veh. Ind. <input type="checkbox"/>	School Veh. <input type="checkbox"/>	Oth. NCIC Veh. Code	Reg. same as Def. <input type="checkbox"/>
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).

SDAG JOHN FLANNERY

(Name of the attorney for the Commonwealth)

(Signature of the attorney for the Commonwealth)

(Date)

I, GERARD BRENNAN

(Name of the Affiant)

EMPL # 656951 BADGE #454

(PSP/MPOETC -Assigned Affiant ID Number & Badge #

of PA OFFICE OF ATTORNEY GENERAL

(Identify Department or Agency Represented and Political Subdivision)

PA 0222400

(Police Agency ORI Number)

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 [ ]

(Subdivision Code) (Place-Political Subdivision)

in MONTGOMERY  
County

[46]

(County Code)

on or about DIVERSE DATES FROM DECEMBER 1, 2009 THROUGH

01/22/2011



# POLICE CRIMINAL COMPLAINT

Docket Number:	Date Filed: / /	OTN/LiveScan Number	Complaint/Incident Number 36-633
Defendant Name	First: JOHN	Middle:	Last: BECKER

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 type="checkbox"/> Lead?	1	3921	A	of the	18 PA C.S.A	10	F2		
	Offense#	Section	Subsection		PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code
<b>PennDOT Data (if applicable)</b>	Accident Number					<input type="checkbox"/> Safety Zone		<input type="checkbox"/> Work Zone	

Statute Description (include the name of statute or ordinance): Theft by Unlawful Taking or Disposition

Acts of the accused associated with this Offense: The Defendant, John Becker, while assigned as the evidence custodian for the Hatboro Police Department, unlawfully took and exercised unlawful control over the following ten (10) firearms without authorization from the evidence room knowing that this property is stolen with the intent to deprive the Hatboro PD thereof. (1) Luger 9mm, serial#6533, (2) Beretta .32 Cal., serial#DAA206783, (3) Ruger .357, serial#570-94173, (4) Charter Arms 38 Cal, serial#187723, (5) Smith & Wesson 45 cal, serial#S160305, (6) Jennings 380 Cal, serial#614381, (7) Kel-Tec 32 Cal, serial#52689, (8) Beretta 32 Cal, serial#595747, (9) Ruger 22 Cal, serial#146621, (10) Harrington & Richardson 12 Gage shotgun, serial#AP221678

<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 type="checkbox"/> Lead?	2	3921	A	of the	18 PA C.S.A	3	F3		
	Offense#	Section	Subsection		PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code
<b>PennDOT Data (if applicable)</b>	Accident Number					<input type="checkbox"/> Safety Zone		<input type="checkbox"/> Work Zone	

Statute Description (include the name of statute or ordinance): Theft by Unlawful Taking or Disposition

Acts of the accused associated with this Offense: The Defendant, John Becker, while assigned as the evidence custodian for the Hatboro Police Department, unlawfully took and exercised unlawful control over \$18,186 in US Currency, an Omega watch valued at \$2,700 and numerous controlled substances as detailed in the affidavit valued over \$2,000 with the intent to deprive the Hatboro PD thereof.

<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 type="checkbox"/> Lead?	3	780-113	A(16)	of the	35 P.S.	1	M-1		
	Offense#	Section	Subsection		PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code
<b>PennDOT Data (if applicable)</b>	Accident Number					<input type="checkbox"/> Safety Zone		<input type="checkbox"/> Work Zone	

Statute Description (include the name of statute or ordinance): Possession of a Controlled Substance

Acts of the accused associated with this Offense: The Defendant, John Becker acting without official authorization while purporting to act in his official capacity as a Detective Sergeant for the Hatboro Police Department did take and possess a substantial amount of narcotics from the Hatboro Police Evidence room as listed in the affidavit and also did utilize Nathan Casale and Chrissie Mercurio to purchase controlled substances on numerous instances for his personal use.



# POLICE CRIMINAL COMPLAINT

Docket Number:	Date Filed: / /	OTN/LiveScan Number	Complaint/Incident Number 36-633
Defendant Name	First: JOHN	Middle:	Last: BECKER

- 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 \_\_\_.

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.)**

SA GERARD BRENNAN #454

\_\_\_\_\_ (Date)

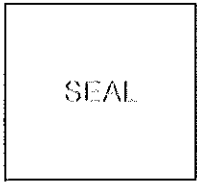
\_\_\_\_\_ (Signature of Affiant)

AND NOW, on this date \_\_\_\_\_ 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.

\_\_\_\_\_ (Magisterial District Court Number)

\_\_\_\_\_ (Issuing Authority)





# POLICE CRIMINAL COMPLAINT

Docket Number:	Date Filed: / /	OTN/LiveScan Number	Complaint/Incident Number 36-633
Defendant Name	First: JOHN	Middle:	Last: BECKER

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<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"/> Lead?	4	5301	A	of the	18 PA C.S.A.	4	M-2		
Offense#	Section	Subsection	PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code		

PennDOT Data (if applicable)	Accident Number	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description (include the name of statute or ordinance): Official Oppression

Acts of the accused associated with this Offense: The Defendant, John Becker acting without official authorization while purporting to act in his official capacity as a Detective Sergeant for the Hatboro Police Department did subject Courtney Strawder and Kenneth Scott to detention and subsequent search and again acting without official authorization while purporting to act in his official capacity as a detective Sergeant with the Hatboro Police department did utilize Nathan Casale and Chrissie Mercurio to purchase controlled substances.

<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"/> Lead?	5	2902	A (1)	of the	18 PA C.S.A	4	M-1		
Offense#	Section	Subsection	PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code		

PennDOT Data (if applicable)	Accident Number	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description (include the name of statute or ordinance): Unlawful Restraint

Acts of the accused associated with this Offense: The Defendant, John Becker acting without official authorization while purporting to act in his official capacity as a Detective Sergeant for the Hatboro Police Department did subject Courtney Strawder and Kenneth Scott to detention and subsequent search and again acting without official authorization while purporting to act in his official capacity as a Detective Sergeant with the Hatboro Police department did utilize Nathan Casale and Chrissie Mercurio to purchase controlled substances, thus holding them in a condition of involuntary servitude.

<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"/> Lead?	6	2902	A(2)	of the	18 PA C.S.A	4	M-1		
Offense#	Section	Subsection	PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code		

PennDOT Data (if applicable)	Accident Number	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description (include the name of statute or ordinance): Unlawful Restraint

Acts of the accused associated with this Offense: The Defendant, John Becker acting without official authorization while purporting to act in his official capacity as a Detective Sergeant for the Hatboro Police Department did subject Courtney Strawder and Kenneth Scott to detention and subsequent search and again acting without official authorization while purporting to act in his official capacity as a Detective Sergeant with the Hatboro Police department did utilize Nathan Casale and Chrissie Mercurio to purchase controlled substances, thus holding them in a condition of involuntary servitude.



# POLICE CRIMINAL COMPLAINT

Docket Number:	Date Filed: / /	OTN/LiveScan Number	Complaint/Incident Number 36-633
Defendant Name	First: JOHN	Middle:	Last: BECKER

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 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"/> 7	2906	A(1)	of the	18 PA C.S.A.	4	M1		
Lead?	Offense#	Section	Subsection	PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code

PennDOT Data (if applicable)	Accident Number	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description (include the name of statute or ordinance): Criminal Coercion

Acts of the accused associated with this Offense: The Defendant, John Becker acting without official authorization while purporting to act in his official capacity as a Detective Sergeant for the Hatboro Police Department did subject Courtney Strawder and Kenneth Scott to detention and subsequent search and again acting without official authorization while purporting to act in his official capacity as a detective Sergeant with the Hatboro Police department did utilize Nathan Casale and Chrissie Mercurio to purchase controlled substances.

<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"/> 8	2906	A (2)	of the	18 PA C.S.A.	4	M-1		
Lead?	Offense#	Section	Subsection	PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code

PennDOT Data (if applicable)	Accident Number	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description (include the name of statute or ordinance): Criminal Coercion

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<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"/> 9	2906	A (4)	of the	18 PA C.S.A.	4	M-1		
Lead?	Offense#	Section	Subsection	PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code

PennDOT Data (if applicable)	Accident Number	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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**COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF MONTGOMERY  
AFFIDAVIT OF PROBABLE CAUSE  
FOR WARRANT OF ARREST FOR JOHN BECKER**

Your Affiant is Gerard M. Brennan, a sworn Special Agent, employed by the Pennsylvania Office of the Attorney General, Bureau of Criminal Investigation Section, Eastern Regional Office. Your Affiant's primary duties are to investigate criminal activity reported to the Office of Attorney General. Your Affiant was a member of the Philadelphia Police Department for approximately twenty-seven years and spent sixteen years as a detective with the Major Crimes Unit.

Your Affiant has been assigned to investigate alleged Theft By Failure to Make the Required Disposition of Funds §3927 (F3), Official Oppression §5301 (M2), Violation of The Controlled Substance Act and other related charges committed by John Becker (hereinafter referred to as Becker), who was a sworn Detective with the Hatboro Police Department (Montgomery County, Pennsylvania) between July 25, 1994 and June 6, 2011. Becker allegedly committed these crimes in Bucks County and Montgomery County Pennsylvania starting in approximately December 2009 and ending in January 2011.

Your Affiant being duly sworn according to law deposes and says:

On January 29, 2011, Detective Timothy Carroll of the Bucks County Detective Unit interviewed Courtney Strawder who gave the following account in summary: Strawder stated that on or about January 20, 2011, she was contacted by Nate Casale (hereinafter referred to as N. Casale). Strawder had known N. Casale and his wife, Kim Casale (hereinafter referred to as K. Casale) for approximately a year and a half through their work in Warminster, Pennsylvania. Strawder admitted to selling controlled substances to N. Casale and K. Casale in the past. On January 20, 2011 N. Casale contacted Strawder and said he had \$400.00 and wanted Percocet and Oxycontin pills. Strawder agreed and called N. Casale on January 21, 2011 to coordinate the transaction. Strawder agreed to sell eight (8) Oxycontin pills for \$380.00 to N. Casale.

On January 22, 2011 at about 5:00 PM, Strawder met N. Casale and K. Casale in front of the Lee's Hoagie Shop, located at 614 York Road, Warminster, PA. N. Casale gave Strawder \$380.00 and Strawder agreed to contact N. Casale when she obtained the Oxycontin. Strawder returned to her vehicle and sent a text message to her contact. Strawder said she observed a white Sport Utility vehicle parked next to her and observed a white male, wearing a police badge around his neck, exit the white SUV and approach her passenger side window. Strawder later identified the male as John Becker. Strawder said Becker spoke in a loud, forceful manner and stated, "I just saw what you did.... You did a fucking drug deal... Where are the pills?" Strawder said she was afraid and gave Becker permission to search her vehicle. Strawder said Becker identified himself as "John" and said he was either "a Horsham or Hatboro Narcotics Officer". Strawder said Becker entered her vehicle and took \$340.00 from her purse.

Strawder stated Becker asked for her cell phone number, entered the number in his phone and threatened to have "twenty" police cars arrive to arrest her if she did not cooperate. Strawder said Becker gave back the \$340.00 and told her he was conducting a drug investigation at the Lee's Hoagie Shop. Becker instructed Strawder to go inside the Lee's Hoagie Shop and buy drugs for him.

Strawder said she approached Lee's Hoagie Shop, decided not go inside, and called a friend, Ken Scott (hereinafter referred to as Scott). Strawder told Scott she had been stopped by an undercover cop and needed to obtain pills. Scott hung up the phone. Strawder returned to her vehicle, met Becker, and gave him her \$340.00. Strawder told Becker she attempted to buy the Oxycontin from Scott, an employee at Lee's Hoagie Shop, but was unsuccessful.

Strawder told Detective Carroll that Becker displayed a badge around his neck, wore regular clothing, but did not show her official identification or photo identification. Strawder did not see any other undercover or uniformed police officers or vehicles present during this encounter. Strawder said she was concerned by the encounter and was not sure that Becker was really a police officer so she notified the Warminster Police Department on January 25, 2011 regarding the incident.

Your Affiant subsequently verified that Strawder filed a report with the Warminster Police Department on January 25, 2011.

On February 3, 2011, Detective Carroll interviewed Ken Scott. Scott said he worked at Lee's Hoagie Shop, located at 614 York Road, Warminster Township. Scott said on January 22, 2011 at approximately 5:00 PM, Strawder contacted him and he agreed to sell her eight (8) Oxycontin pills for \$380.00. Scott believed Strawder would sell the pills to another person. Scott said he was making deliveries when Strawder called him again and said she was with an undercover cop and needed the pills. Scott stated he thought it was a set up, so he threw the pills out the car window. Scott said he returned to the Lee's Hoagie Shop and was approached by a white male, who identified himself as "Officer John Becker". Scott said Becker wore regular clothes and had a badge around his neck. Scott said Becker physically searched his person and vehicle, and then asked Scott about pills. Scott described Becker as being "crazed", "nuts" and "frantic". Scott described Becker's mood change through the ordeal from authoritative when he ordered, "you're going to cop for me!", then meeker as he begged, "here's my money, go get me some pills", then threatening as he told Scott he could face ten years in jail for conspiracy.

On March 2, 2011, Bucks County Deputy Chief Michael Mosiniak and Detective Carroll interviewed Nathan Casale. N. Casale said he had known John Becker (hereinafter referred to as Becker) for approximately ten years. N. Casale said he and his wife, K. Casale, were Becker's informants and they provided narcotics information and made drug purchases for Becker's police investigations. N. Casale said he conducted purchases from four area drug dealers, including Strawder, at Becker's direction.

N. Casale and his wife believed these were a part of an authorized Hatboro Police Investigation because Becker told them he would “move up the drug distribution ladder” and Becker would arrest the main suppliers. N. Casale said he believed Becker was conducting legitimate drug investigations with a goal of pursuing bigger dealers.

N. Casale explained to Detectives how initially Becker acted very professional and thoroughly searched him and his vehicle before and after every drug buy, which Your Affiant knows to commonly accepted police standards. N. Casale said over time Becker became increasingly casual and stopped searching him before or after purchases. N. Casale said Becker never searched K. Casale. N. Casale said he never observed other Police Officers around when he made drug purchase for Becker, which Your Affiant knows to be outside of commonly accepted police standards.

N. Casale detailed to Detective Mosiniak and Carroll the various drug dealers, purchases and quantities he made for Becker between 2009 and 2011.

N. Casale stated about two or three years ago, at Becker’s direction, he purchased Oxycontin or other pain pills from a male, who had been identified by law enforcement, but will be referred to as Subject #1. N. Casale stated he did not remember how many times he bought from Subject 1.

N. Casale said during the previous year, Becker instructed him to make approximately twenty-five (25) to thirty (30) purchases of 8-balls of Cocaine and/or Oxycontin pills from a male, who had been identified by law enforcement, but will be referred to as Subject #2. Becker provided N. Casale money and recovered the drugs from N. Casale at N. Casale’s business, which is located at 732 Easton Road, Horsham, PA.

N. Casale stated between September 2010 and November 2010, Becker directed him to make about five (5) or six (6) purchases of Oxycontin pills, in 30 mg or 80 mg tabs, from a male, who had been identified by law enforcement, but will be referred to as Subject #3. These purchases occurred in Warrington Township and Warminster Township, Bucks County, PA. N. Casale provided these controlled substances to Becker.

N. Casale stated between December 2010 and January 2011, Becker again tasked him to make about five (5) or six (6) purchases of “30 mg Roxicet pain pills for \$200-\$300” from Strawder. N. Casale said he, and K. Casale, last attempted to buy drugs from Strawder on January 22, 2011 in a the shopping center parking lot near York Road and Street Road in Warminster Township, PA. N. Casale said he planned to purchase eight (8) Roxicet pills for \$380.00 and later provided these controlled substances to Becker. As detailed above, the transaction was not completed.

On March 2, 2011, Deputy Chief Mosiniak and Detective Carroll questioned John Becker in a recorded interview at the Hatboro Police Department. The Detectives questioned Becker concerning the January 22, 2011 incident that occurred at 614 York Road, Warminster Township, Bucks County, PA.



Becker admitted he knew N. Casale for approximately ten years and used N. Casale as an informant. Becker explained he was prescribed Oxycontin and had been using N. Casale to get him more pills. Becker explained that in 2003 he was diagnosed with TRAPS, which is an immune deficiency disease which causes severe joint pain. Becker said he had surgery and was prescribed Oxycontin for pain relief.

Becker said on or about January 21, 2011, he contacted N. Casale to arrange a purchase of Oxycontin pills from Courtney Strawder. Becker said he met N. Casale, gave him \$380.00 and expected N. Casale to meet Strawder in the Lee's Hoagie parking lot, at 614 York Road, in Warminster Township. Becker said N. Casale called him and said he met Strawder, gave her the money, but she did not have the pills. Becker stated he approached Strawder in Lee's Hoagie parking lot and confronted her about the pills. Strawder told him she intended to buy the pills from an employee of Lee's Hoagie Shop, so confronted a guy, later identified as Kenneth Scott, about the pills inside the Lee's Hoagie store. Becker admitted he identified himself as a Police Officer during the above confrontations.

Becker told Detectives he let N. Casale think he was making undercover purchases based on police investigation(s). Becker said he would give N. Casale money so N. Casale could buy controlled substances. Becker would then meet with N. Casale and take possession of the drugs. Becker stated he used the controlled substances, such as cocaine, for his own pain relief. Becker said he did not want N. Casale to know he was using the drugs himself, so he told N. Casale the purchases were to assist an ongoing police investigation that would eventually work up the ladder and be turned over to the County Law Enforcement or the Drug Enforcement Agency.

Becker said many drug purchases occurred at N. Casale's shop, located in Horsham Township, Montgomery County, PA. Becker said he also orchestrated drug purchases at a Wawa Store on Easton Rd, Montgomery County, PA, the Walgreens' Store, located at County Line Road and York Road, Bucks County, PA, and other various locations in Bucks and Montgomery Counties. Becker stated that N. Casale typically bought him cocaine, Oxycontin, and/or Percocet from various individuals, including Subject #1, Subject #2, Subject #3 and Strawder at his direction. Becker said he used his own money for these purchases and consumed the drugs for his personal use. Becker said other times he had N. Casale use his own money to purchase the drugs and he would later reimburse N. Casale upon receipt of the drugs. Becker believed he had the Casale's purchase drugs on about twenty (20) twenty-five (25) occasions, and at no time were the purchase for law enforcement or any other legitimate purpose. Becker further stated he did not prepare police reports, did not submit evidence, or report these purchases of controlled substances or use of undercover informants.

Becker also told the Bucks County Detectives he was the Hatboro Police Department's Evidence Custodian. Becker admitted taking controlled substances, such as Oxycontin and other pain medication, from the Hatboro Police Evidence room on a "handful" of occasions during the previous six (6) to eight (8) months, indicating approximately August 2010 through January 2011.

On April 1, 2010, Montgomery County Detective Steven Furlong interviewed Christy Mercurio (hereinafter referred to as Mercurio). Mercurio stated on April 4, 2010, she was arrested by Hatboro Police Officer Christopher Swoyer for Driving Under the Influence. Subsequent to her DUI arrest, Swoyer introduced Mercurio to Becker. As a result, Mercurio agreed to be an informant for Becker. Becker explained she could make drug purchases in exchange for consideration on her Driving Under the Influence charges.

Mercurio detailed the following drug purchases which all occurred under the direction and instruction of Becker:

On November 6, 2010, Mercurio purchased one bag of cocaine from a male, who had been identified by law enforcement, but will be referred to as Subject #4. Becker had Mercurio withdraw \$100.00 from her ATM account and meet with Subject #4 at his house. Mercurio said she purchased the bag of cocaine for \$40.00, contacted Becker after the purchase and met him in Hatboro where she delivered the cocaine to Becker.

On November 13, 2010, Becker gave Mercurio \$100.00 and instructed her to purchase two bags of cocaine from Subject #4 at his house. Mercurio made the purchase, met Becker and delivered the cocaine.

On December 3, 2010, Becker instructed Mercurio to buy two bags of cocaine from Subject #4 at his house. Becker had Mercurio withdraw \$80.00 from her ATM account. Mercurio made the purchase, met Becker and delivered the cocaine.

Around Christmas 2010, Becker provided Mercurio \$120.00 and instructed her to buy five bags of cocaine from Subject #4. Mercurio stated that Subject #4 owed her two bags so she informed Becker that the price was \$120.00. Mercurio stated she made the purchase, met Becker and delivered the cocaine.

On another occasion, Mercurio met Becker at the Acme parking lot in Hatboro. Becker instructed Mercurio to purchase two bags of cocaine for \$120.00. Mercurio made the purchase from Subject #4, met Becker and delivered him the cocaine. Becker acted differently and didn't talk to her after the buy.

On December 21 or 22, 2010, Becker instructed Mercurio to buy \$120.00 of cocaine from Subject #4. Mercurio made the purchase, met Becker and provided him the cocaine. On this occasion, Mercurio stated that she was upset when she observed Becker's young son in the vehicle.

Mercurio told Detective Furlong on at least one occasion she was in fear for her safety when she was alone in Subject #4's house when he attempted to coerce her to have sex in exchange for the cocaine. Mercurio said Becker always reassured her Officers were in the area for safety, but she never observed any other officers.

Mercurio said she believed she was working for Becker in an official capacity, but recalled never having to meet other officers, fill out forms, or provide court testimony. Mercurio stated Becker frequently asked to get him Oxycontin.

During this investigation, Chief James Gardner of the Hatboro Police Department verified Mercurio was arrested in 2010 for DUI by Hatboro Police Officer Swoyer. According to Department records, Mercurio agreed to cooperate in narcotics investigations and she did meet with Officer Timothy Grady and Becker. There was no record of Becker having submitted reports or evidence concerning Mercurio's informant work. Similarly, there were no records indicating any other Officer was present during Becker's interactions with Mercurio, which was against Department policy and normal operating procedures.

On April 11, 2011, Bucks County Detective Timothy Carroll and Montgomery County Detective Lieutenant Mark Berstiel conducted a written interview of John Becker. Becker's attorney, Charles Peruto, Jr., was present. Becker said he was a Detective Sergeant with the Hatboro Police Department and an evidence custodian. Becker admitted to taking items from the evidence room without authorization. Specifically, Becker admitted on several occasions between August or September 2010 that he took controlled substances, such as Xanax, cocaine and heroin, and other pain pills, from the evidence room. Becker also admitted to taking a watch in the end of 2010 or beginning of 2011, which he sold for \$300-\$400.00 at a pawn shop on Rt. 611 in Warrington, PA. Becker denied taking money from the evidence room. Becker admitted to using Mercurio as an informant and used her about two (2) or three (3) times to buy \$40.00 bags of cocaine which Becker said he used for his personal use.

On May 27, 2011, Your Affiant interviewed Montgomery County Detective Steven Furlong. Detective Furlong stated on April 14, 2011 he visited First Pennsylvania Precious Metals, located at 25 N. Easton Road, Warrington, Bucks County, PA. Detective Furlong spoke to the owner, Guy Berger (hereinafter referred to as Berger), who provided a September 24, 2010 sales transaction, in which Becker sold an Omega watch in the amount of \$350.00. Becker provided his name, DOB August 15, 1969, address 1270 Barness Drive, Warminster, PA, and OLN#21898514. Detective Furlong verified Becker's biographical information and the address of 1270 Barness Drive to be Becker's parent's residence. Detective Furlong said he notified Hatboro Police Department of the findings.

On June 2, 2011, Your Affiant interviewed Chief James Gardner of the Hatboro Police Department. Chief Gardner said he had been Chief of Police since August of 2002, and also had been an evidence custodian. Chief Gardner said Becker was employed as a Police Sergeant/Detective and was the department evidence custodian since August 1, 2003. Chief Gardner reviewed the evidence procedures at the Hatboro Police Department and advised Becker had keys and access to evidence room and storage areas. Chief Gardner said he and Becker were the only employees with keys and combination to the evidence room and storage areas. Chief Gardner stated he kept his set of keys in a locked key box inside the Chief's Office.

On June 2, 2011, Your Affiant interviewed Hatboro Police Sergeant Cameron Goold. Shortly after March 2, 2011, Sergeant Goold conducted an inventory of the Hatboro Police Department's evidence room. Sergeant Goold determined the following items were missing:

Case# 2010-3294- Unmarked bottle containing 3 white pills, numerous blue pills, some whole cut.

Case# 2010-3211- 4 Oxycodone pills.

Case# 2010-3104- 9 Oxycodone pills, 1 Clonazepam pill, 1 partial over the counter headache medicine pill.

Case# 2010-3043- 1 Percocet Pill.

Case# 2010-2222- 8 Hydrocodone pills.

Case# 2010-1495- 15 Adderall pills.

Case# 2010-1050- 3 bags- weight of 6.51 grams of Cocaine, 1 bag of Cocaine residue.

Case# 2009-3750- 2 Alprazolam pills and 1 Oxycodone pill

Case# 2009-3221- 26 Lorazepam pills

Case# 2009-0786- 4 Acetaminophen/Hydrocodone pills, 11 Acetaminophen/Oxycodone pills

Case# 2009-0283- 27.62 grams of Cocaine/Ecstasy mixture, 4.18 grams of Cocaine, 35.68 grams of a non-controlled substance and 46 Ecstasy pills

Case# 2010-2820- US Currency- \$186.00

Case# 2010-1050- US Currency- \$61.00

Case# 2010-0721- US Currency- \$15,505.00

Case# 2010-0544- US Currency- \$2,018.00

Case# 2009-1946- US Currency- \$205.00

Case# 2009-0458- US Currency- \$211.00

Case# 2010-3186- Omega watch- valued at \$2,700.00

Firearms:

- Luger 9mm, model PO8, serial number 6533
- Beretta .32 cal., model 3032, serial number DAA206783
- Ruger 357, model SP101, serial number 570-94173

As a result of the information listed above, Sergeant Goold conducted a gun history check. The above listed firearms were sold to Clayton's Hunting and Fishing Inc, Horsham, PA, on January 3, 2011. Sergeant Goold contacted Clayton's and determined the seller of the above listed firearms was John Becker, 1270 Barness Drive, Warminster, PA.

Goold stated that the Hatboro Police Department began keeping evidence records on the computer in approximately 2004. Goold stated that as a result of the information that he received via the computer records, he checked the written evidence records dating back to 1992. Goold stated the written evidence records indicated that the following guns were missing from the evidence room: (1) Jennings .380 cal., Automatic, serial number 614381, (1) Kel-Tec .32 cal., Automatic, serial number 52689, (1) Beretta .32 Cal., Automatic, serial number 595747, (1) Harrington & Richardson 12 gage Shotgun, serial number AP221678 and (1) Ruger .22 Cal., Automatic, serial number 146621. Goold stated that he also conducted a gun history check on the above guns and there is no record of their being sold and they are currently missing from the evidence room.

On June 7, 2011, Your Affiant obtained a sealed search warrant issued by Montgomery County Court of Common Pleas Judge Thomas Branca for the residence of John Becker, 310 Saw Mill Lane, Apartment 3E, Horsham, Montgomery County, PA. On June 8, 2011, Agents from the Pennsylvania Attorney General's Office executed this search warrant and subsequently confiscated several items determined to be evidence from the Hatboro Police Department Evidence Room. Specifically, one item displayed a Hatboro Police Department evidence number sticker displaying the number: 2008-0783-1. Sergeant Goold verified evidence # 2008-0783-1 was Hatboro Police Department Evidence, which had been designated as "destroyed" by Becker in his duties as the Evidence Custodian.

On June 16, 2011, Your Affiant recovered a Charter Arms .38 Cal. Serial #187723 handgun, which was sold to Clayton's on January 5, 2011 by John Becker and resold to a Pennsylvania resident.

On June 16, 2011, Your Affiant recovered a Smith & Wesson .45 Cal. Serial #160305 handgun, which was sold to Clayton's on January 5, 2011 by John Becker and resold to a Pennsylvania resident.

On June 17, 2011, SA Dennis Murray recovered a Ruger, model SP101, serial #570-94173 handgun, which was sold to Clayton's on January 3, 2011 by John Becker and resold to a Pennsylvania resident.

On June 22, 2011, Your Affiant recovered a Beretta .32 Cal., serial #DAA206783 handgun. The gun was sold to Clayton's on January 3, 2011 by John Becker and resold to a Pennsylvania resident.

On June 30, 2011, Your Affiant conducted a recorded interview of Tom Clayton (hereinafter referred to as Clayton), the owner of Clayton's Hunting and Fishing Store. Clayton said in January 2011 John Becker, wearing a police badge, identified himself and sold him a Luger 9mm, model PO8, serial number 6533; a Beretta .32 cal., model 3032, serial number DAA206783; a Ruger 357, model SP101, serial number 570-94173; a Charter Arms 38 cal., model Undercover, serial number 187723; and a Smith & Wesson 45 cal., model 1955, serial number S160305. Clayton stated he believed Becker to be the lawful owner of the firearms and in a normal course of business he resold the firearms to individuals in Pennsylvania and Texas. Clayton said he later saw a Philadelphia Intelligencer Article about Becker resigning from the Hatboro Police Department and recognized the photo of Becker in the article to be the same person who sold him the firearms in January 2011.

In August 2011, Becker's attorney, Vincent DiFabio, contacted the Pennsylvania Office of Attorney General to advise Becker was in possession of four (4) additional firearms from the Hatboro Police Department Evidence Room. Vincent DiFabio coordinated the voluntary turnover of these weapons. On August 12, 2011, Your Affiant and SSA Michael Davis met Becker at the Warminster Police Department, Bucks County, PA. Becker voluntarily signed a Consent To Search form for his 2004 Hyundai SUV, PA#HVR2346, VIN#KM8SB12B74U660080. Becker advised Agents the below identified firearms were located in the trunk area of his vehicle. Your Affiant entered Becker's Hyundai SUV and located the below firearms in Becker's vehicle:

- .22 Cal. Ruger serial#146621
- .380 Cal. Beretta serial#595747
- .32 Cal. Keltec serial#52689
- .380 Cal. Jennings serial#614381

On November 1, 2011, Your Affiant recovered a Luger, serial# 6533 handgun. The gun was sold to Clayton's on January 3, 2011 by John Becker and subsequently resold to a resident of Texas.

Your Affiant stated that the Harrington & Richardson 12 gage Shotgun, serial number AP221678 taken from the Hatboro Police Department evidence room has not been recovered.

Your Affiant stated that, based upon the above facts, there is probable cause to believe that the defendant, John Becker, did commit the below listed acts in violation of Pennsylvania Law:

**18 PA C.S.A.**

**§ 3921 (a) Theft by Unlawful Taking or Disposition (F2) 10 counts**

**§ 3921 (a) Theft by Unlawful Taking or Disposition (F3) 3 counts**

**§ 5301 (a) Official Oppression (M2) 4 counts**

**§ 2902 (a)(1)(2) Unlawful Restraint (M1) 4 counts**

**§ 2906 (a)(1)(2)(4) Criminal Coercion (M1) 4 counts**

**35 P.S.**

**§ 780-113 (a)16 Knowingly & Intentionally Possessing a Controlled Substance (M1)**

I, Gerard Brennan, being duly sworn according to 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.

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Gerard Brennan, Special Agent  
Pennsylvania Office of Attorney General

Sworn to me and subscribed before me this \_\_\_\_\_ day of \_\_\_\_\_, 2012

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**MAGISTERIAL DISTRICT JUDGE**

**SEAL**