

Arraignment Memorandum – Criminal

Town/Village Court of: MILTON County of: SARATOGA

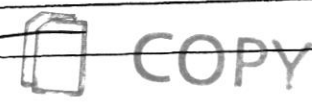
Judge: TIMOTHY M. BROWN Date: 10/03/23 Time: 3:10 AM

People vs. CRAIG N. ROSS Defendant's DOB: _____

Defendant's Address, Telephone Number, Email: _____

Counsel Present at Arraignment Name and Address: CAFA THOMAS McDOUGALL

Arraigning for another Court? Yes No If yes, indicate other Court _____

Transferred to other Court? Yes No Date transferred: _____ 

DEFENDANT – Read Accusatory Instrument

Charged with violation(s) of: KIDNAPPING 1ST

Qualifying Offense – REMAND Yes No

Non-Qualifying Offense Yes No

YO Eligible Yes No

Defendant informed of all rights Yes No

Defendant furnished w/copy of Accusatory Instrument(s) Yes No

Defendant furnished w/ copy of Supporting Deposition(s) Yes No

Defendant requests counsel be assigned Yes No

If No, Name/Address of Counsel if known: P.D. APP. GIVEN

TV-1 or TV-2 completed and transmitted Yes No

Release decisions (ROR, Non-Monetary Conditions, Monetary Bail, etc.)

DA Bail recommendation: Yes No By whom: BUCKLEY Amount/Terms REMAND

Release on own Recognizance (ROR): Yes No

Non-Monetary Conditions: Yes No Conditions: _____

Monetary Bail Set (Qualifying Offense Only): Yes No Posted: Yes No If yes, by whom: _____

1. Form & Amount REMAND 2. Form & Amount REMAND

3. Partial/Unsecured Bond & Amount (Required) REMAND

Order of Protection matters

Order of Protection Issued/Modified (circle) Yes No

TOP submitted to Family Protection Registry through WebDVS Yes No

Felony Preliminary Hearing scheduled (120/144 hours reminder) Yes No DATE & TIME: 10/6/23 9AM

Securing Order Completed: Yes Adjourned Date & Time: 10/17/2023 @ 10:30AM

NOTES:

NO JURISDICTION TO SET BAIL
SURRENDER ANY AND ALL FIREARMS (TOP)

STATE OF NEW YORK

COUNTY OF SARATOGA

Justice Court, Town/Village of Milton

ORDER

_____ X
 THE PEOPLE OF THE STATE OF NEW YORK)
)
 -against-)
)
Craig N. Ross)
 Defendant)
 _____ X

Assignment of Counsel
 (Upon Issuing a Securing Order Fixing Bail
 Or Ordering Defendant Held Without Bail)
 [22 NYCRR Section 200.26(c)]
 Docket/Case No. _____

The defendant having been brought before the Court on 10/03/2023 [Date] at 03:10 [Time] for arraignment on an accusatory instrument filed with the Court, and it appearing that the defendant is financially unable to obtain counsel, the Court makes the following assignment of counsel, pursuant to County Law section 722:

- Saratoga County Public Defender** _____ [indicate Public Defender Office, Conflict or Alternate Defender Office, Legal Aid Society or named attorney, as appropriate] is assigned to represent the defendant in this criminal case and in any proceedings related to a DOCCS/Parole warrant executed while this case is pending;
OR
- _____ [enter name of Administrator of Assigned Counsel Program] is directed to, without delay, select and assign an appropriate attorney from the Administrator's list of eligible attorneys to represent the defendant in this criminal case and in any proceedings related to a DOCCS/Parole warrant executed while this case is pending.

CHARGE(S) AGAINST DEFENDANT: PL 135.25 Kidnapping 1st Degree

NAME(S) OF CO-DEFENDANT(S): _____

BAIL AMOUNT: Remanded without bail

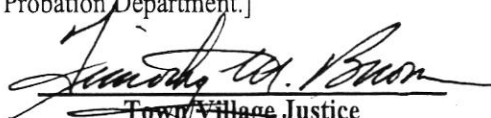
TERM(S) OF SECURING ORDER [e.g., cash bail, insurance co. bond]: NONE

DATE AND TIME OF NEXT COURT APPEARANCE: 10/17/2023 at 10:30 AM PM

OTHER: Preliminary hearing set for 10/06/2023

- A copy of the accusatory instrument(s) is/are attached.
- The defendant has been provided, in writing, with the name, business address and telephone number of assigned counsel.
- The appropriate pre-trial services agency or pre-trial services unit of the County Probation Department (if any) has been notified of this assignment by telephone, and by faxed (or other) delivery of a copy of this order of assignment, in accordance with 22 NYCRR 200.26(c). [Do NOT send copy of accusatory instrument to pre-trial services agency or pre-trial services unit of Probation Department.]

DATED: 10/03/2023



 Town/Village Justice
 MILTON

Pursuant to 22 NYCRR § 200.26(c): Assigned counsel and pre-trial services agency/unit (if any) to be notified of this assignment by telephone, and by faxed (or other) delivery of a copy of this order of assignment, upon issuance of securing order or, if not practicable, within 24 hours thereafter, but not later than 48 hours thereafter if extraordinary circumstances so require.

The People of the State of New York

Securing Order

vs.

Craig N. Ross

Docket/Case Number: _____

AKA(s): _____

CJTN: _____

Address: _____

NYSID: _____

Sex: Male Race: White DOB: _____

EYO: Yes No

YO: Yes No

The above-named defendant is CHARGED WITH or CONVICTED OF the following offense(s):

Charge	Charge Weight	Charge Description	No. of Counts
PL 135.25	AF <input checked="" type="checkbox"/>	Kidnapping in the First Degree	1

The Court has considered the kind and degree of control or restriction necessary to reasonably assure the defendant's return to court and compliance with any court conditions and has selected a securing order consistent with its determination under CPL 510.10(1). If not placed on the record, the basis for court's determination and choice of securing order is as follows:

A-1 Felony court must remand

It is ORDERED that the defendant is (select one):

- Released on recognizance.
- Released under non-monetary conditions as follows (check all that apply):
 - Contact with pre-trial services as follows: _____
 - Placement in pre-trial supervision as follows: _____
 - Placement by pre-trial supervision in mandatory programming as follows:
 - counseling mental health treatment chemical dependence treatment violence intervention other
 - _____
 - Referral to a crisis stabilization center as follows: _____
 - Removal to a hospital pursuant to section 9.43 of the mental hygiene law
 - Travel restrictions as follows: _____
 - Surrender passport
 - Refrain from possessing a firearm, destructive device, or dangerous weapon
 - Refrain from associating with certain persons connected with this case as follows: _____
 - Make diligent efforts to maintain: employment housing enrollment in school or educational programming
 - Obey any order of protection issued by a court of competent jurisdiction in this state, another state, or a territorial or tribal jurisdiction
 - Obey conditions set by the court addressed to the safety of a victim of a family offense as defined in CPL §530.11
 - Electronic monitoring under the supervision of _____ for a period of _____ days as follows: _____
 - Other conditions: _____

Committed to the custody of _____ and bail is fixed as follows (select at least 3 types, except for nominal bail):

[Juvenile Offender] to be lodged in a place certified by the Office of Children and Family Services as a juvenile detention facility for the reception of children, being a Juvenile Offender at the time the crime was allegedly committed.

[Adolescent Offender] to be lodged in a place certified by the Office of Children and Family Services and the State Commission on Corrections as a specialized secure juvenile detention facility for older youth, being an Adolescent Offender at the time the crime was allegedly committed.

(check if applicable) Pursuant to CPL §510.10(5), although the Court would not or could not otherwise require bail or remand, the Court has set nominal bail in the form specified in CPL § 520.10(1)(a) upon the defendant's voluntary request. (NOTE: The form of bail specified in CPL § 520.10(1)(a) is cash bail only.)

\$ _____ Cash, or

\$ _____ Credit Card or similar device, or

\$ _____ Insurance Company Bail Bond, or

\$ _____ Secured Appearance Bond (Form CRC 3292), or

\$ _____ Partially Secured Appearance Bond with a _____% deposit (Form CRC 3293), or

\$ _____ Unsecured Appearance Bond (Form CRC 3294), or

\$ _____ Secured Surety Bond (Form CRC 3292), or

\$ _____ Partially Secured Surety Bond with a _____% deposit (Form CRC 3293), or

\$ _____ Unsecured Surety Bond (Form CRC 3294).

NOTE: A partially secured and/or unsecured surety bond must be selected.

NOTE: Surety or appearance bonds must be submitted to the court using the applicable form as indicated above and require approval by the court before the defendant may be released from custody.

(check if applicable) Nominal bail on this matter is set at one dollar (\$1) because defendant currently has other detainers/holds. Once all other detainers/holds, excluding other criminal cases secured by one dollar (\$1) bail, are satisfied, the securing order on this matter **will convert to release on recognizance**, subject to any additional conditions of release indicated below, without further action by the court.

Additional conditions of the defendant's release upon the posting of monetary bail are as follows (check all that apply):

Contact with pre-trial services as follows:

Placement in pre-trial supervision as follows:

Placement by pre-trial supervision in mandatory programming as follows:

counseling mental health treatment chemical dependence treatment violence intervention other

Referral to a crisis stabilization center as follows:

Removal to a hospital pursuant to section 9.43 of the mental hygiene law

Travel restrictions as follows:

Surrender passport

Refrain from possessing a firearm, destructive device, or dangerous weapon

Refrain from associating with certain persons connected with this case as follows:

Make diligent efforts to maintain: employment housing enrollment in school or educational programming

Obey any order of protection issued by a court of competent jurisdiction in this state, another state, or a territorial or tribal jurisdiction

Obey conditions set by the court addressed to the safety of a victim of a family offense as defined in CPL §530.11

Electronic monitoring under the supervision of _____ for a period of _____ days as follows:

Other conditions:

- Committed to the custody of Saratoga County Sheriff and remanded without bail.
 - [Juvenile Offender] to be lodged in a place certified by the Office of Children and Family Services as a juvenile detention facility for the reception of children, being a Juvenile Offender at the time the crime was allegedly committed.
 - [Adolescent Offender] to be lodged in a place certified by the Office of Children and Family Services and the State Commission on Corrections as a specialized secure juvenile detention facility for older youth, being an Adolescent Offender at the time the crime was allegedly committed.

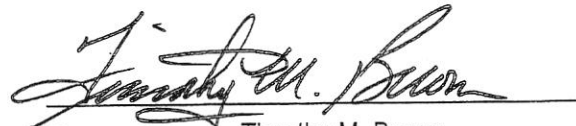
It is further **ORDERED** that the defendant's future attendance in court is required as follows:

Court Name:	Milton Town Court	<input type="checkbox"/>
Address:	345 Rowland Street	<input type="checkbox"/>
City, State, Zip:	Ballston Spa, NY 12020	<input type="checkbox"/>
Date/Time:	<u>10/17/2023</u> at <u>10:30</u> <input checked="" type="radio"/> AM <input type="radio"/> PM	
Part/Room/Floor:	Courtroom	
Before Judge:	Hon. Timothy M. Brown	
For the purpose of:	Further Proceedings	

TAKE NOTICE that:

- a defendant released on recognizance, or under non-monetary conditions, or after posting bail must appear in court as directed, must not commit a crime, must obey conditions of release, if any, and shall be subject to consequences set forth on the record for violation of release conditions, including but not limited to revoking the current securing order and imposing a more restrictive securing order.
- a defendant committed to custody shall be produced by the custodial authority as directed, and upon release from custody, the custodial authority shall advise the defendant of the obligation to appear in court on the next scheduled court date as directed by the court.

Dated: 10/03/2023


 Hon. Timothy M. Brown
 Justice/Judge

COURT

THE PEOPLE OF THE STATE OF NEW YORK

PARKER
ADMONISHMENT

against

Craig Ross, Defendant

You must respond to a direction to appear at any and all events which are a part of the ongoing Criminal Justice System proceedings in respect of your case.

If you fail to appear, without valid excuse communicated to the District Attorney and the Court, the proceedings may go on without you, even including a trial. Furthermore, if you are convicted, being either present or absent, and yet you fail to appear for sentencing, without a valid excuse, you will be sentenced even though you are absent.

As a further consequence of your failure to appear, your bail premium and/or collateral may be forfeited.

Though your attorney would be present, he or she cannot be expected to do their best on your behalf without you present to cooperate in your own defense.

You must come to Court when called, either by the District Attorney, the Court, your Counsel, or the bondsman, or any person on behalf of any of these persons or offices.

Also, if there is a plea bargain in your case which calls for a specific sentence, and if you fail to appear for sentencing without a valid reason, or if you are arrested pending a sentence or do not cooperate with the Probation Department in the preparation of a Pre-Sentence Investigation, the Court will be free to sentence you to any lawful sentence the Court feels appropriate, including the maximum permitted jail time.

Your signature on this document, along with that of your counsel, is significant to the Court. It means, that with the aid of your counsel, you fully understand the admonishment, and agree to be bound by it.

I have read and understand the above and agree to be bound by it as a condition of my being released on bail, or on my own recognizance, and have consulted with my attorney prior to signing this document.

Date: 10/3/23
Jessica M. Moran Milton
Judge Court

Defendant: [Signature]
Counsel: [Signature]

ORI No: _____
Order No: _____
NYSID No: _____
CJTN No. 70460122N
Present: Hon TIMOTHY M. BROWN

At a term of the MILTON Court County of NY
at the Courthouse at (address) BALLSTON SPA State of New York

People of the State of New York
-against-
CRAIG N. ROSS
Defendant
Date of Birth: _____

ORDER OF PROTECTION
Non-Family Offense – C.P.L. 530.13²
(Not involving victims of domestic violence)
 Youthful Offender (check if applicable)
Part _____ Index/Docket No. _____
Indictment No., if any: _____
Charges 135.25 P.L. KIDNAPPING
(Check one): Ex parte
 Defendant Present in Court

NOTICE: YOUR FAILURE TO OBEY THIS ORDER MAY SUBJECT YOU TO MANDATORY ARREST AND CRIMINAL PROSECUTION, WHICH MAY RESULT IN YOUR INCARCERATION FOR UP TO SEVEN YEARS FOR CONTEMPT OF COURT. IF THIS IS A TEMPORARY ORDER OF PROTECTION AND YOU FAIL TO APPEAR IN COURT WHEN YOU ARE REQUIRED TO DO SO, THIS ORDER MAY BE EXTENDED IN YOUR ABSENCE AND THEN CONTINUES IN EFFECT UNTIL A NEW DATE SET BY THE COURT.

TEMPORARY ORDER OF PROTECTION. Whereas good cause has been shown for the issuance of a temporary order of protection [as a condition of recognizance release on bail adjournment in contemplation of dismissal],
 ORDER OF PROTECTION. Whereas defendant has been convicted of [specify crime or violation]:

And the Court having made a determination in accordance with section 530.13 of the Criminal Procedure Law,
IT IS HEREBY ORDERED that the above-named defendant observe the following conditions of behavior:

(Check applicable paragraphs and subparagraphs):

- Stay away from [name(s) of protected person(s) or witness(es)]: [REDACTED]
- and/or from the home of _____
- school of _____
- business of _____
- place of employment of _____
- other ANY [REDACTED] MAY BE FOUND

- Refrain from communication or any other contact by mail, telephone, e-mail, voice-mail or other electronic or any other means with [specify protected person(s)]: [REDACTED];
- Refrain from remotely controlling, monitoring or otherwise interfering with any electronic device or other object affecting the home, vehicle or property of the protected person(s) by connection through any means, including, but not limited to, the internet, Bluetooth, a wired or wireless network, or other wireless technology.
- Refrain from harassing, intimidating, threatening or otherwise interfering with the victim or victims of, or designated witnesses to, the alleged offense and such members of the family or household of such victim(s) or witness(es) as shall be specifically named [specify]: [REDACTED];
- Refrain from intentionally injuring or killing without justification the following companion animal(s) (pet(s)) [specify type(s) and, if available, name(s)]: _____;
- Surrender any and all handguns, pistols, revolvers, rifles, shotguns and other firearms owned or possessed, including, but not limited to, the following: NY SP and do not obtain any further guns or other firearms. Such surrender shall take place immediately, but no later than [specify date/time]: _____ at: A.S.A.P.

And it is further ordered that the above-named Defendant's license to carry, possess, repair, sell or otherwise dispose of a firearm or firearms, if any, pursuant to Penal Law §400.00, is hereby suspended or revoked (note: final order only), and/or the Defendant shall remain ineligible to receive a firearm license during the period of this order. (Check all applicable boxes).
NOTE: If this paragraph is checked, a copy of this form must be sent to: New York State Police, Pistol Permit Section, State Campus Building #22, 1220 Washington Avenue, Albany, New York 12226-2252.

Specify other conditions defendant must observe for the purposes of protection: _____

² Use this form for non-family offense orders of protection, issued pursuant to CPL §530.13, that are not issued to protect victims of family offenses, intimate partners and family and household members and are not entered onto the statewide domestic violence registry. See Exec. L. §221-a(1); CPL §§530.11(1), 530.12(1), 530.13.

12/31/23

IT IS FURTHER ORDERED that this order of protection shall remain in force until and including [specify date]: 12/31/23, but if you fail to appear in court on this date, the order may be extended and continue in effect until a new date set by the Court.

DATED: 10/02/23

[Signature]
JUDGE / JUSTICE
COURT (COURT SEAL)

- Defendant advised in Court of issuance and contents of Order.
- Order personally served on Defendant in Court

[Signature]
(Defendant's signature)

- Order to be served by other means [specify]: _____
- Warrant issued for Defendant
- ADDITIONAL SERVICE INFORMATION: [specify]: _____

The Criminal Procedure Law provides that presentation of a copy of this order of protection to any police officer or peace officer acting pursuant to his or her special duties shall authorize, and in some situations may require, such officer to arrest a defendant who has violated its terms and to bring him or her before the Court to face penalties authorized by law.

Federal law requires that this order must be honored and enforced by state and tribal courts, including courts of a state, the District of Columbia, a commonwealth, territory or possession of the United States, if the person against whom the order is sought is an intimate partner of the protected party and has been or will be afforded reasonable notice and opportunity to be heard in accordance with state law sufficient to protect that person's rights (18 U.S.C. §§2265, 2266).

It is a federal crime to:

- cross state lines to violate this order or to stalk, harass or commit domestic violence against an intimate partner or family member;
- buy, possess or transfer a handgun, rifle, shotgun or other firearm or ammunition while this Order remains in effect
(Note: there is a limited exception for military or law enforcement officers but only while they are on duty); and
- buy, possess or transfer a handgun, rifle, shotgun or other firearm or ammunition after a conviction of a domestic violence-related crime involving the use or attempted use of physical force or a deadly weapon against an intimate partner or family member, even after this Order has expired. (18 U.S.C. "922(g)(8), 922(g)(9), 2261, 2261A, 2262).

STATE OF NEW YORK

COUNTY OF SARATOGA

TOWN COURT

TOWN of MILTON

Defendant: NA (Relationship to alleged victim)

Alleged Victim: NA (Relationship to defendant)

THE PEOPLE OF THE STATE OF NEW YORK

-- VS. --

Date of Birth

CRAIG N ROSS

Defendant(s)

COPY

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BE IT KNOWN THAT, by this FELONY COMPLAINT, KYLE W HUTTER, as the Complainant herein, STATIONED at SP WILTON accuses the above mentioned Defendant(s), with having COMMITTED the FELONY of KIDNAPPING-1ST in violation of Section 135.25 Subdivision of the PENAL Law of the State of New York.

That on or about 10/02/2023 at about 06:30 PM

in the TOWN of MILTON, County of SARATOGA, the defendant(s)

did intentionally, knowingly and unlawfully commit the felony of Kidnapping:With Intent To Collect Ransom. A person is guilty of kidnapping in the first degree when he abducts another person and when: 1. His intent is to compel a third person to pay or deliver money or property as ransom, or to engage in other particular conduct, or to refrain from engaging in particular conduct. Kidnapping in the first degree is a class A-I felony.

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On the aforementioned date and approximate time said defendant did while at 2133 Barrett Road, Town of Milton, County of Saratoga, State of New York intentionally, knowingly and unlawfully commit the felony of Kidnapping in the first degree. The defendant did abduct [redacted], and wrote a ransom letter with the intent to compel the payment of monies as ransom for her. All contrary to the statute made and provided.

The above allegations of fact are made by the Complainant herein on direct knowledge and/or upon information and belief, with the sources of Complainant's information and the grounds for belief being the facts contained in the attached SUPPORTING DEPOSITION(s) of: NEW YORK STATE POLICE INVESTIGATION

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In a written instrument, any person who knowingly makes a false statement which such person does not believe to be true has committed a crime under the laws of the State of New York punishable as a Class A Misdemeanor. (PL 210.45)

Affirmed under penalty of perjury this 02 ND day of OCTOBER, 2023

Inv. Kyle Hutter

COMPLAINANT -

--OR-- Subscribes and sworn to before me this day of 20



NEW YORK STATE COURTS

Milton Town Court County of Saratoga

345 Rowland Street, Ballston Spa, NY 12020

Phone: (518) 885-9267 Fax: (518) 884-8317 e-mail: _____

The People of the State of New York

Court Date Reminder Information

vs.

Craig N Ross

Docket No. _____

By law, the court is required to collect your contact information and to send you reminders for your court dates. Please provide your contact information as follows:

Mobile Phone:	Home Phone:	Email Address:		
Mailng Address	Street Address:	City:	State: <u>NY</u>	Zip:

Please indicate how you prefer to be reminded of your court dates (check one):

Text Message
 Email Message
 Voice Call/Phone Message
 Letter/U.S. Mail

The court or a pretrial services agency will send you reminders for your court dates using the contact information you provided. By signing this form, you are verifying that the contact information above is correct. If your contact information changes, or if you want to change your reminder preference, you must notify the court as soon as possible.

You must appear for every scheduled court date as instructed by the judge even if you do not get a reminder. If you do not appear for any court date, the judge can issue a warrant for your arrest, and you could be subject to additional charges or penalties under the law without further notice.

Defendant's Acknowledgement:

Dated: 10/3/2023

Defendant's Signature

CC: