

COMMONWEALTH OF
PENNSYLVANIA
COUNTY OF: Bucks County



POLICE CRIMINAL COMPLAINT
COMMONWEALTH OF PENNSYLVANIA
VS.

Magisterial District Number: 07207
MDJ: Hon. Judge Michael W. Petrucci
Address: 28 North State Street
Newtown Pennsylvania 18940
Telephone: (215) 968-1657

DEFENDANT:

(NAME and ADDRESS):

Erin Elizabeth Burke
First Name Middle Name Last Name Gen.
[REDACTED] South Norwood Avenue
Newtown Pennsylvania 18940

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-142-26	Date Filed 08/10/2026	OTN/LiveScan Number Q1021073-4	Complaint Number 52CC-26-00017	Incident Number 52-26-16419	Request Lab Services? ☐ YES ☒ NO
GENDER ☐ Male ☒ Female	DOB [REDACTED]	POB	Add'l DOB / /	Co-Defendant(s) ☐	
First Name		Middle Name		Last Name	
AKA		Gen.			
RACE ☒ White ☐ Asian ☐ Black ☐ Native American ☐ Unknown					
ETHNICITY ☐ Hispanic ☒ Non-Hispanic ☐ Unknown					
HAIR COLOR ☐ GRY (Gray) ☐ RED (Red/Aubn.) ☐ SDY (Sandy) ☐ BLU (Blue) ☐ PLE (Purple) ☒ BRO (Brown) ☐ BLK (Black) ☐ ONG (Orange) ☐ WHI (White) ☐ XXX (Unk./Bald) ☐ GRN (Green) ☐ PNK (Pink) ☐ BLN (Blonde / Strawberry)					
EYE COLOR ☐ BLK (Black) ☐ BLU (Blue) ☐ BRO (Brown) ☐ GRN (Green) ☐ GRY (Gray) ☒ HAZ (Hazel) ☐ MAR (Maroon) ☐ PNK (Pink) ☐ MUL (Multicolored) ☐ XXX (Unknown)					
DNA ☐ YES ☒ NO	DNA Location			WEIGHT (lbs.)	
FBI Number	MNU Number			155	
Defendant Fingerprinted ☐ YES ☒ NO				Ft. HEIGHT In.	
Fingerprint Classification:				5	04

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).

(Name of the attorney for the Commonwealth)

(Signature of the attorney for the Commonwealth)

(Date)

I, **NICHOLAS D. MOFFETT**
(Name of the Affiant)

302854 **5276**
(PSP/MPDET - Assigned Affiant ID Number & Badge #)

of **Newtown Township PD | Newtown Township**
(Identify Department or Agency Represented and Political Subdivision)
do hereby state: (check appropriate box)

PA0091200
(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 [**216**] **Newtown Township**
27 Blacksmith Road Newtown Pennsylvania 18940
(Subdivision Code) (Place/Political Subdivision)

in **Bucks County** [**09**] on or about **07/24/2026 09:32**
(County Code) (Offense Date)



POLICE CRIMINAL COMPLAINT

Docket Number:
-42-26

Date Filed: OTN/LiveScan Number
0 1073-

Complaint Number
52CC-26-00017

Incident Number
52-26-16419

Defendant Name

First:
Erin

Middle:
Elizabeth

Last:
Burke

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.)

☒ Inchoate Offense	☐ Attempt 18 901 A	☐ Solicitation 18 902 A	☐ Conspiracy 18 903
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Number of Victims Age 60 or Older

☒ 1	4304	A1	18	1	F3	3806	90Z
Lead? Offense#	Section	Subsection	PA Statute	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code
PennDOT Data if a licable	Accident Number			☐ Interstate	☐ Safety Zone	☐ Work Zone	

Statute Description (include the name of statute or ordinance):

Endangering Welfare of Children - Parent/Guardian/Other Commits Offense

Acts of the accused associated with this Offense:

A parent, guardian or other person supervising the welfare of a child under 18 years of age, or a person that employs or supervises such a person, commits an offense if he knowingly endangers the welfare of the child by violating a duty of care, protection or support. That is to say the Defendant, Erin Elizabeth Burke, while employed to supervise the wellbeing of a child, did endanger the welfare of a child and violate a duty of care and protection by subjecting the 2 year old child to an assault committed by Burke.

☐ Inchoate Offense	☐ Attempt 18 901 A	☐ Solicitation 18 902 A	☐ Conspiracy 18 903
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Number of Victims Age 60 or Older

☐ 2	2701	A1	18	1	M1	1313	13B
Lead? Offense#	Section	Subsection	PA Statute	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code
PennDOT Data if a licable	Accident Number			☐ Interstate	☐ Safety Zone	☐ Work Zone	

Statute Description (include the name of statute or ordinance):

Simple Assault

Acts of the accused associated with this Offense:

Except as provided under section 2702 (relating to aggravated assault), a person is guilty of simple assault if he/she attempts to cause or intentionally, knowingly or recklessly causes bodily injury to another. That is to say the Defendant, Erin Elizabeth Burke, while employed as a caregiver, did cause bodily injury to a 2 year old child in the form of scratches and abrasions to the left arm, right arm, and neck of the child.

☐ Inchoate Offense	☐ Attempt 18 901 A	☐ Solicitation 18 902 A	☐ Conspiracy 18 903
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Number of Victims Age 60 or Older

☐							
Lead? Offense#	Section	Subsection	PA Statute	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code
PennDOT Data if a licable	Accident Number			☐ Interstate	☐ Safety Zone	☐ Work Zone	

Statute Description (include the name of statute or ordinance):

Acts of the accused associated with this Offense:

POLICE CRIMINAL COMPLAINT

Docket Number:

-1 -26

Date Filed:

8/ /2022

OTN/LiveScan Number

2107 -4

Complaint Number

52CC-26-00017

Incident Number

52-26-16419

Defendant Name

First:
Erin

Middle:
Elizabeth

Last:
Burke

2. 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.
3. 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.
4. This complaint consists of the preceding page(s) numbered 1 through 3.
5. I certify that this filing complies with the provisions of the *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania* that require filing confidential information and documents differently than non-confidential information and documents.

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.)

August 6
(Date)

2026
(Year)

[Signature]
(Signature of Affiant)

AND NOW, on this date 8/6/26 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.

07-2-07
(Magisterial District Court Number)

[Signature]
(Issuing Authority)



RECEIVED
2026 AUG -6 P 2:05
DISTRICT COURT
07-2-07



POLICE CRIMINAL COMPLAINT

Docket Number: 142-26 Date Filed: 0 OTN/LiveScan Number: 3-4 Complaint Number: 52CC-26-00017 Incident Number: 52-26-16419

Defendant Name: First: Erin Middle: Elizabeth Last: Burke

AFFIDAVIT of PROBABLE CAUSE

Your Affiant, Detective Nicholas Moffett, Badge 5276, is an Act 120 certified and sworn police officer employed by Newtown Township Police Department in Bucks County Pennsylvania. Your Affiant has been a police officer since March of 2019 and is currently assigned to the Criminal Investigations Division of the Newtown Township Police Department. Your Affiant has prior training and experience investigating and prosecuting cases related to the endangerment of juveniles and incidents relating to assault. The facts provided in the following Affidavit are based on reports provided to police, victim/witness statements and other evidence collected throughout the investigation. This Affidavit has been prepared to establish probable cause and does not contain an exhaustive account of all evidence/information related to this incident. Your Affiant shall hereby be referred to as "me" or "I".

On Friday July 24, 2026 at 2350 hours, the Newtown Township Police Department received notification of a ChildLine referral relating to an incident which allegedly occurred within Newtown Township Bucks County Pennsylvania. The ChildLine referral was submitted by an administrator employed by the Newtown Discovery Preschool located at 27 Blacksmith Road, Newtown, PA 18940. The submission stated, "Superficial scratch on the child's neck and back of both arms. Self report to admin team". The referral identified the child as a 2-year-old student enrolled at the Newtown Discovery Preschool and further identified the actor as an employee, Erin Elizabeth Burke.

On Monday July 27, 2026 this case was assigned to me for investigation. I contacted the 2-year-old child's mother who provided me with images she had taken of the injuries her son sustained. These injuries consisted of two scratches to the right side of the child's neck with one being larger than the other. The pictures also document a scratch and abrasion to the back of the right arm just below the shoulder and two scratches to the upper bicep of the left arm.

At 1220 hours I went to the Newtown Discovery Preschool and met with the Director and Executive Director. I was advised that as part of internal protocol, all employees involved are required to submit a written statement to their supervisors in email form. I was provided with written statements from Burke along with statements from another teacher who was a witness and the administrator who submitted the ChildLine referral. The Director advised that Burke self-reported the incident to her administrator by contacting the front desk and requesting another teacher come to the room to be with the students while she spoke with her administrator. Upon hearing that a student had been scratched, the administrator went to the child and observed the injuries which were documented with photographs which were later provided to me. The administrator then reviewed the surveillance video footage from within the classroom. Based on Burke's behavior on the video, the administrator made the decision to send Burke home, contact the Director and Executive Director of the preschool, contact the parents of the child and submit the ChildLine referral. The surveillance video footage from inside the classroom was provided to me and shows Burke attempting to change the clothes of the child who appears to be whining/crying. Burke then stands up and picks the child up before moving him across the classroom and drops him face down from approximately 6 inches in

I, NICHOLAS D. MOFFETT, 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.

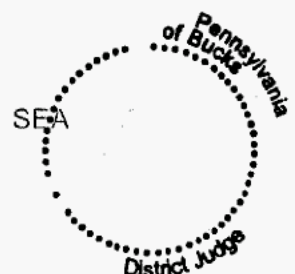
I CERTIFY THAT THIS FILING COMPLIES WITH THE PROVISIONS OF THE CASE RECORDS PUBLIC ACCESS POLICY OF THE UNIFIED JUDICIAL SYSTEM OF PENNSYLVANIA THAT REQUIRE FILING CONFIDENTIAL INFORMATION AND DOCUMENTS DIFFERENTLY THAN NON-CONFIDENTIAL INFORMATION AND DOCUMENTS.

NiMoffett

(Signature of Affiant)

Sworn to me and subscribed before me this 8/16/26 day of August 2026, Magisterial District

My commission expires first Monday of January, 2028





**POLICE CRIMINAL COMPLAINT
AFFIDAVIT CONTINUATION PAGE**

Docket Number:

-12-

Date Filed:

08/20/26

OTN/LiveScan Number

1021073-

Complaint Number

52CC-26-00017

Incident Number

52-26-16419

Defendant Name

First:

Erin

Middle:

Elizabeth

Last:

Burke

AFFIDAVIT of PROBABLE CAUSE CONTINUATION

the air onto a cushioned mat area. Burke then moves across the room in a clearly agitated manner with demonstrative hand movements while the child remains face down on the mat. Approximately 25 seconds later, Burke returns to the child, moves him a short distance on the mat so that he is still face down but facing a different direction and then forcefully pushes the child's head into a pillow. Approximately 8 seconds later, Burke picks the child up and firmly moves him back into his original position but now laying face up. Burke then immediately moves the child's position again to now be seated on the mat. Burke then puts shoes on the child and picks him up again to move him to another part of the room. While carrying the child across the room, Burke inadvertently knocks another child down with her leg without noticing. Burke Briefly places the child on a changing table to wipe his nose before moving him back to the cushioned mat area in the corner of the room. She places the child down on the ground. The child briefly appears on his hands and knees before Burke forcefully pushes the child into a face down laying position. Burke again pushes the child's head into a pillow from behind. Burke then stands up and uses her foot to push the child's legs to a different part of the mat area. Approximately 40 seconds later, Burke returns to the mat area where the child is still laying face down. Burke grabs the child's ankles and pulls him by the ankles a distance almost equivalent to the child's body length. She then stands the child up who then begins to walk across the room to re-join the rest of the class by the door. Burke walks up behind the child, grabs the child's left wrist and quickly walks toward the rest of the class while the child struggles to keep up with the pace. Once Burke reaches the carpet area with the other students seated, she picks the child up completely suspended by his left wrist and swings him forward and into a seated position next to his classmates. Burke returns approximately 10 seconds later and picks the child up again this time carrying him to the sink area where she can be seen washing the child's hands. She then picks the child up and moves him back to the carpet with the rest of the class. Approximately 38 seconds later, Burke picks the child up again and carries him across the room. While walking, she forcefully pushes the child's head into her own chest. For the next 20 seconds, Burke can be seen holding the child and trying to talk to him before moving him back to the carpet area again. At this time, an assistant teacher approaches the child and attempts to console him to get him to stop crying. The assistant teacher continues to console the child for approximately 30 seconds in total but about 20 seconds into this, Burke approaches and appears to be speaking to the child and the assistant teacher in an agitated manner. Burke picks the child up again, carries him to a different corner of the room and proceeds to change the child's clothing again partially out of camera view. During this clothing change, Burke can be seen attempting to place a striped polo shirt onto the child's head. She struggles to get the child's head into the shirt and can be seen attempting to force the shirt over the child's head in a manner aggressive enough to cause the child's head to whip back and forth four times. Burke continues the clothing change in a clearly agitated manner and once finished, moves the child back to the carpet area where the rest of the class is seated. Burke gathers her backpack and bag of clothing and proceeds out of the classroom with the children. It is unclear and which specific time the injuries were sustained to the child due to Burke not taking notice of the injuries on camera and due to the multiple instances of these areas of the child being contacted in a rough manner.

On Tuesday July 28, 2026 at 1035 hours, I went to Erin Burke's residence, knocked on the door and asked to speak with her about this incident. I was invited inside at which time Burke was asked to explain her version of events. Burke admitted that she was overwhelmed and burnt out at work Friday July 24, 2026. She stated that she lost her cool and handled the situation in a very poor way. She stated that she was frustrated that the child was crying about not wanting to go outside. She agreed that she was too rough with the child and that her behavior was unacceptable. She confirmed that the injuries to the child's arms and neck were caused by her grabbing the child out of frustration. She stated that she should have taken a step back and allowed the assistant teacher to console the crying child rather than taking her frustration out on him.

After consultation with the Bucks County District Attorney's Office, the charges listed on this criminal complaint were approved for prosecution.

Based on the above listed facts and circumstances, I believe that probable cause exists to charge Erin Elizabeth Burke with the crimes of Endangering the Welfare of a Child and Simple Assault. I ask that this criminal complaint be signed by your Honor and that Burke be brought forth to face these accusations.

(Signature of Affiant)