

## Commonwealth Docket Sheet

Commonwealth Court of Pennsylvania

Docket Number: 1171 CD 2020

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January 17, 2021



## CAPTION

In Re: Canvass of Absentee and  
Mail-In Ballots of November 3,  
2020 General Election

Appeal of: Donald J. Trump for President, Inc.

## CASE INFORMATION

Initiating Document: Notice of Appeal

Case Status: Closed

Case Processing Status: November 19, 2020 Completed

Journal Number:

Case Category: Election Case Type(s): Election

## CONSOLIDATED CASES

## RELATED CASES

## COUNSEL INFORMATION

Appellant Donald J. Trump for President, Inc.

Pro Se: No

IFP Status:

Attorney: Goldstein, Jonathan Shae  
Law Firm: Goldstein Law Partners, LLC  
Address: Goldstein Law Partners LLC  
11 Church Rd  
Hatfield, PA 19440  
Phone No: (610) 949-0444 Fax No:

Attorney: Hicks, Ronald Lee, Jr.  
Law Firm: Porter Wright Morris & Arthur, LLP  
Address: Porter Wright Morris & Arthur Llp  
6 Ppg PII FI 3  
Pittsburgh, PA 15222  
Phone No: (412) 235-1476 Fax No:

Attorney: McGee, Carolyn Batz  
Law Firm: Porter Wright Morris & Arthur, LLP  
Address: Porter Wright Morris & Arthur Llp  
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Pittsburgh, PA 15222  
Phone No: (412) 235-1488 Fax No:

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## COUNSEL INFORMATION

**Appellee The Black Political Empowerment Project**

Pro Se: No

IFP Status:

Attorney: De Palma, Claudia  
 Law Firm: Public Interest Law Center (The)  
 Address: Public Interest Law Center  
 1709 Benjamin Franklin Pkwy  
 Philadelphia, PA 19103  
 Phone No: (267) 546-1313 Fax No:

**Appellee NAACP-Pennsylvania State Conference**

Pro Se: No

IFP Status:

Attorney: De Palma, Claudia  
 Law Firm: Public Interest Law Center (The)  
 Address: Public Interest Law Center  
 1709 Benjamin Franklin Pkwy  
 Philadelphia, PA 19103  
 Phone No: (267) 546-1313 Fax No:

**Appellee Montgomery County Democratic Committee**

Pro Se: No

IFP Status:

Attorney: Ford, Timothy James  
 Law Firm: Dilworth Paxson, LLP  
 Address: Dilworth Paxson Llp  
 1500 Market St Ste 3500E  
 Philadelphia, PA 19102  
 Phone No: (215) 575-7017 Fax No: (215) 575-7200

**Appellee Montgomery County Board of Elections**

Pro Se: No

IFP Status:

Attorney: Brown, Mary C.  
 Law Firm: Brown McGarry Nimeroff LLC  
 Address: 1500 John F Kennedy Blvd Ste 610  
 Philadelphia, PA 19102  
 Phone No: (267) 861-5330 Fax No:

Attorney: Stein, Joshua Marc  
 Law Firm: Montgomery County Solicitor's Office  
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 Norristown, PA 19401  
 Phone No: (610) 278-3033 Fax No:

Attorney: McGarry, Raymond  
 Law Firm: Brown McGarry Nimeroff LLC  
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 Philadelphia, PA 19102  
 Phone No: (267) 861-5330 Fax No:

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## COUNSEL INFORMATION

**Appellee League of Women Votes of Pennsylvania**

Pro Se: No

IFP Status:

Attorney: De Palma, Claudia  
 Law Firm: Public Interest Law Center (The)  
 Address: Public Interest Law Center  
 1709 Benjamin Franklin Pkwy  
 Philadelphia, PA 19103  
 Phone No: (267) 546-1313

Fax No:

**Appellee Democratic Services Corporation**

Pro Se: No

IFP Status:

Attorney: McDonald, Michael R.  
 Law Firm: Ballard Spahr LLP  
 Address: 1735 Market St Fl 51  
 Philadelphia, PA 19103  
 Phone No: (215) 864-8425

Fax No:

**Appellee Democratic National Committee**

Pro Se: No

IFP Status:

Attorney: McDonald, Michael R.  
 Law Firm: Ballard Spahr LLP  
 Address: 1735 Market St Fl 51  
 Philadelphia, PA 19103  
 Phone No: (215) 864-8425

Fax No:

**Appellee Common Cause of Pennsylvania**

Pro Se: No

IFP Status:

Attorney: De Palma, Claudia  
 Law Firm: Public Interest Law Center (The)  
 Address: Public Interest Law Center  
 1709 Benjamin Franklin Pkwy  
 Philadelphia, PA 19103  
 Phone No: (267) 546-1313

Fax No:

**Other Kotula, Kathleen Marie**

Pro Se: No

IFP Status:

Attorney: Kotula, Kathleen Marie  
 Law Firm: Pennsylvania Department of State  
 Address: Bureau of Commissions, Elections and Legislation  
 306 North Office Building  
 Harrisburg, PA 17120  
 Phone No: (717) 783-0736

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## FEE INFORMATION

| Fee Dt     | Fee Name                                 | Fee Amt | Receipt Dt | Receipt No | Receipt Amt |
|------------|--|---------|------------|------------|-------------|
| 11/16/2020 | Notice of Appeal<br>Reason Waived: Other | 90.25   |            |            | 0.00        |

## AGENCY/TRIAL COURT INFORMATION

|                      |                   |                         |                   |
|----------------------|-------------------|-------------------------|-------------------|
| Order Appealed From: | November 13, 2020 | Notice of Appeal Filed: | November 16, 2020 |
| Order Type:          | Order Dated       |                         |                   |
| Documents Received:  | November 19, 2020 |                         |                   |

|                |   |                    |                                  |
|----------------|---|--------------------|----------------------------------|
| Court Below:   | Montgomery County Court of Common Pleas |                    |                                  |
| County:        | Montgomery                              | Division:          | Montgomery County Civil Division |
| Judge:         | Haaz, Richard P.                        | OTN:               |                                  |
| Docket Number: | 2020-18680                              | Judicial District: | 38                               |

## ORIGINAL RECORD CONTENT

| Original Record Item | Filed Date | Content Description |
|----------------------|------------|---------------------|
|----------------------|------------|---------------------|

Date of Remand of Record:

## BRIEFING SCHEDULE

| Appellant                                  | Appellee                                      |
|--|---|
| <b>Donald J. Trump for President, Inc.</b> | <b>Common Cause of Pennsylvania</b>           |
| <b>Brief</b>                               | <b>Brief</b>                                  |
| Due: November 19, 2020      Filed:         | Due: November 19, 2020      Filed:            |
|  | <b>Democratic National Committee</b>          |
|  | <b>Brief</b>                                  |
|  | Due: November 19, 2020      Filed:            |
|  | <b>Democratic Services Corporation</b>        |
|  | <b>Brief</b>                                  |
|  | Due: November 19, 2020      Filed:            |
|  | <b>League of Women Votes of Pennsylvania</b>  |
|  | <b>Brief</b>                                  |
|  | Due: November 19, 2020      Filed:            |
|  | <b>Montgomery County Board of Elections</b>   |
|  | <b>Brief</b>                                  |
|  | Due: November 19, 2020      Filed:            |
|  | <b>Montgomery County Democratic Committee</b> |
|  | <b>Brief</b>                                  |
|  | Due: November 19, 2020      Filed:            |
|  | <b>NAACP-Pennsylvania State Conference</b>    |
|  | <b>Brief</b>                                  |
|  | Due: November 19, 2020      Filed:            |



## BRIEFING SCHEDULE

## Appellee

The Black Political Empowerment Project  
Brief

Due: November 19, 2020

Filed:

## DOCKET ENTRY

| Filed Date               | Docket Entry / Filer   | Representing | Participant Type | Exit Date |
|--------------------------|--|--------------|------------------|-----------|
| <b>November 16, 2020</b> | Notice of Appeal Filed<br>Donald J. Trump for President,<br>Inc. |              | Appellant        |           |

|                          |                           |  |  |            |
|--------------------------|---------------------------|--|--|------------|
| <b>November 19, 2020</b> | Order Filed<br>Per Curiam |  |  | 11/19/2020 |
|--------------------------|---------------------------|--|--|------------|

Document Name: NOW, November 19, 2020, it is ordered as follows:

Comment: 1. The Court of Common Pleas of Montgomery County shall immediately transmit the record in this matter to this Court, to include the hearing transcript, if any. 2. The parties shall file and serve simultaneous briefs on the merits of the appeal (4 copies) on or before 5:00 p.m. on November 19, 2020, in the Prothonotary's Office in Harrisburg. Briefs and other filings should be filed via PACFile (the Pennsylvania appellate court electronic filing system) OR by email to CommCourtFiling@pacourts.us. Briefs may also be filed in person in the Prothonotary's Office with advance notice by appointment by calling 717-255-1650. 3. Appellant is excused from filing a Reproduced Record. 4. This appeal shall be submitted for decision on the briefs filed without oral argument, unless otherwise ordered. 5. In addition to transmitting and mailing copies of this order to counsel of record and any pro se party, the Prothonotary is directed to transmit and mail a copy to the Prothonotary of the Court of Common Pleas of Montgomery County and to Judge Richard P. Haaz of that Court.

|                          |                            |  |  |            |
|--------------------------|----------------------------|--|--|------------|
| <b>November 19, 2020</b> | Discontinued<br>Per Curiam |  |  | 11/19/2020 |
|--------------------------|----------------------------|--|--|------------|

Document Name: it appearing that Appellant filed a praecipe to withdraw notice of appeal in the

Comment: Court of Common Pleas of Montgomery County, this Court's prior order of this date is VACATED. The Prothonotary is directed to mark this matter CLOSED.

## DISPOSITION INFORMATION

|                       |  |                     |                   |
|-----------------------|--|---------------------|-------------------|
| Final Disposition:    | Yes  | Judgment Date:      |                   |
| Related Journal No:   |  | Disposition Author: | Per Curiam        |
| Category:             | Disposed Before Decision   | Disposition Date:   | November 19, 2020 |
| Disposition:          | Discontinued   |                     |                   |
| Disposition Comment:  | Court of Common Pleas of Montgomery County, this Court's prior order of this date is VACATED. The Prothonotary is directed to mark this matter CLOSED. |                     |                   |
| Dispositional Filing: |  | Filing Author:      |                   |
| Filed Date:           |  |                     |                   |