

Miscellaneous Docket Sheet

Commonwealth Court of Pennsylvania

Docket Number: 122 MD 2016**Page 1 of 7****April 23, 2018****CAPTION**

In Re: The Nomination Petitions of
Marni Snyder as a Democratic
Candidate for State Representative
in the 182nd Legislative District

Petition of: Michael T. Connor and
Andrew Allison

CASE INFORMATION

Initiating Document: Objection to Nominating Petition

Case Status: Closed

Case Processing Status: March 22, 2016 Completed

Journal Number:

Case Category: Election Case Type(s): Objection to Nomination Papers

CONSOLIDATED CASES**RELATED CASES****COUNSEL INFORMATION**

Petitioner **Connor, Michael T.**

Pro Se: No

IFP Status:

Attorney: Otter, Lawrence M.

Address: PO Box 575
Silverdale, PA 18962-0575

Phone No: (267) 261-2948 Fax No:

Phone No: (215) 230-5330

Petitioner **Allison, Andrew**

Pro Se: No

IFP Status:

Attorney: Otter, Lawrence M.

Address: PO Box 575
Silverdale, PA 18962-0575

Phone No: (267) 261-2948 Fax No:

Phone No: (215) 230-5330

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COUNSEL INFORMATION

Other **Kotula, Kathleen**

Pro Se: No

IFP Status:

Attorney: Kotula, Kathleen Marie
 Law Firm: PA Department of State
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 Harrisburg, PA 17120

Phone No: (717) 783-0736

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Respondent **Snyder, Marni**

Pro Se: No

IFP Status:

Attorney: Stretton, Samuel C.
 Law Firm: Law Office of Samuel C. Stretton
 Address: 301 S High St
 PO Box 3231
 West Chester, PA 19381-3231

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Fax No: (610) 696-2919

FEE INFORMATION

Fee Dt	Fee Name	Fee Amt	Receipt Dt	Receipt No	Receipt Amt
02/23/2016	Miscellaneous Docket Filing Fee	65.50	02/23/2016	2016-CMW-H-000458	65.50
03/23/2016	Subpoena	60.00	03/23/2016	2016-CMW-H-000724	60.00

AGENCY/TRIAL COURT INFORMATION

Court Below:

County:

Division:

Order Appealed From:

Judicial District:

Documents Received: February 23, 2016

Notice of Appeal Filed:

Order Type:

OTN(s):

Lower Ct Docket No(s):

Lower Ct Judge(s):

ORIGINAL RECORD CONTENT

Original Record Item	Filed Date	Content Description
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Date of Remand of Record:

BRIEFING SCHEDULE

None

None

DOCKET ENTRY

Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
February 23, 2016	Objection to Nominating Petition Connor, Michael T. Allison, Andrew		Petitioner Petitioner	

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DOCKET ENTRY

Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
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DOCKET ENTRY

Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
February 24, 2016	Order Filed Per Curiam			02/24/2016
Document Name: Scheduling and Case Management Order				

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DOCKET ENTRY

Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
	Comment: NOW, February 24, 2016, upon consideration of the petition to set aside nomination petition:			
	1. IT IS HEREBY ORDERED:			
	A. Hearing on the petition to set aside nomination petition is scheduled for March 21, 2016, at 10:00 a.m., in Courtroom Number 2, Widener Building, Philadelphia. Objector is directed to secure the services of a court stenographer for the hearing. Failure of Objector to secure the services of a court stenographer may result in the dismissal of this matter.			
	B. If signature lines are challenged, Objector shall secure, by request or subpoena, the presence of a Statewide Uniform Registry of Electors (SURE) system operator at the hearing.			
	C. A pre-trial conference may be scheduled at any time after March 11, 2016.			
	D. No later than 5:00 p.m. on March 10, 2016, Objector shall personally serve a copy of this order, a copy of the petition to set aside nomination petitions (if the petition to set aside has not previously been served) and, if signature line challenges are at issue, one digital media device (CD or USB Flash Drive) containing the objections in spreadsheet format and a key to the codes used in the spreadsheet, on Marni Snyder, Candidate, or an adult member of Candidate's family. Objector shall file a proof of service with the Chief Clerk promptly thereafter.			
	E. Objector shall personally or by registered mail serve a copy of this order on the Secretary of the Commonwealth and promptly thereafter file a proof of service with the Chief Clerk.			
	F. At the time of hearing, Objector shall offer proof of timely service of the petition to set aside on the Secretary of the Commonwealth.			
	G. All counsel are under a continuing obligation and are hereby ordered to serve a copy of this order upon all unrepresented parties, if any, and upon all counsel entering an appearance subsequent to the entry of this order.			
	2. It is FURTHER ORDERED:			
	A. Objector shall file a list of all witnesses to be called at the hearing and the curriculum vitae and expert reports of all expert witnesses. Any witness not identified shall be precluded from testifying except for good cause shown.			
	B. Candidate shall file a list of all witnesses to be called at the hearing and the curriculum vitae and expert reports of all expert witnesses. Any witness not identified shall be precluded from testifying except for good cause shown.			
	3. If signature line challenges are at issue, it is FURTHER ORDERED:			
	A. Objector shall immediately arrange to meet with Candidate or Candidate's representative and, if appropriate, with a SURE system operator, to review before the hearing each and every challenged signature line.			
	B. Objector and Candidate shall file a stipulation of the parties that identifies:			
	(a) the total number of completed signature lines submitted;			
	(b) the total number of uncontested signature lines submitted;			
	(c) the total number of signature lines challenged;			
	(d) each and every signature line to which there is an objection, identified by page number and line number, and the basis for the objection;			
	(e) each and every signature line to be stricken as invalid or for which an objection is to be withdrawn, identified by page number and line number, if the parties can reach such a stipulation.			
	C. Candidate shall file a list of all signature lines, identified by page number and line number, that are facially defective and that Candidate intends to rehabilitate. Candidate shall also state the manner in which Candidate intends to rehabilitate the signature lines.			
	4. Objector and Candidate may each file a memorandum of law in support of their respective positions by the time and date specified in paragraph 5 of this order. No further memoranda will be permitted unless ordered by the Court.			

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Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
	<p>5. Unless otherwise ordered, all filings required or permitted by paragraphs 2, 3 and 4 of this order shall be filed no later than 12:00 o'clock noon on March 18, 2016 with the Chief Clerk at the Pennsylvania Judicial Center, Suite 2100, 601 Commonwealth Avenue, P.O. Box 69185, Harrisburg, PA 17106-9185. Parties may file via PACFile (the Pennsylvania appellate court electronic filing system) but may NOT file by facsimile or e-mail without express prior permission from the Court.</p> <p>6. Failure to comply with any provision of this order may preclude the noncompliant party from entering any evidence, and may result in the imposition of monetary sanctions.</p>			
February 29, 2016	Hearing Continued Per Curiam			02/29/2016
	<p>Document Name: NOW, February 29, 2016, hearing on the petition to set aside nomination petition, previously</p> <p>Comment: set for March 21, 2016 at 10:00 a.m. in Courtroom Number 2, The Widener Building, 1339 Chestnut Street, One South Penn Square, Philadelphia, Pennsylvania is CONTINUED to March 29, 2016 at 9:30 a.m. in the same location. No later than 5:00 p.m., Thursday, March 10, 2016, Objectors shall personally serve a copy of this order, the February 24, 2016 order, and a copy of the petition to set aside nomination petitions (if the petition to set aside has not previously been served) and, if signature line challenges are at issue, one digital media device (CD or USB Flash Drive) containing the objections in spreadsheet format and a key to the codes used in the spreadsheet, on Marni Snyder, Candidate, or an adult member of Candidate's family. Objectors shall file a proof of service with the Chief Clerk promptly thereafter. Objectors shall personally or by registered mail serve a copy of this order on the Secretary of the Commonwealth and promptly thereafter file a proof of service with the Chief Clerk. In all other respects, the February 24, 2016 Scheduling and Case Management Order remains in effect.</p>			
March 1, 2016	Entry of Appearance Stretton, Samuel C.	Snyder, Marni	Respondent	
March 1, 2016	Application for Continuance Stretton, Samuel C.	Snyder, Marni	Respondent	
March 10, 2016	Order Filed Friedman, Rochelle S.			03/10/2016
	<p>Document Name: Objector's motion to continue the 3-29-16 hearing is taken under advisement. A telephone conference</p> <p>Comment: in this matter is scheduled for 3-15-16, 4:00 pm. Counsel of record shall call 717-255-5560. The conference number is 501836 and the passcode is 633965. Cell phones may not be used. Counsel shall be prepared to advise the court of the status of this matter, including any stipulations that have been reached. Counsel shall also advise the court as to the alternative dates for a hearing, should a hearing in this matter be necessary.</p>			
March 14, 2016	Memorandum of Law Filed Stretton, Samuel C.	Snyder, Marni	Respondent	
	Document Name: Pre-Trial Memorandum of Respondent			
March 14, 2016	Order Filed Friedman, Rochelle S.			03/14/2016
	<p>Document Name: the telephone conf. in this matter is scheduled for Tuesday, 3/15/16 at 4:00 p.m.</p> <p>Comment: is confirmed.</p> <p>Counsel is advised that the telephone number and passcodes listed in this court's March 10, 2016, order have changed. Counsel of record shall call 717-231-3379. The conference number is 6012 and the security PIN is 4698. Cell phones may not be used.</p>			

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Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
March 16, 2016	Order Granting Application for Continuance Friedman, Rochelle S.			03/16/2016
	Document Name: the motion to continue the 3/29/16 hearing is GRANTED. Upon agreement if the parties Comment: the hearing in the above-captioned matter is now scheduled for March 22, 2016, at 9:30 a.m. in Courtroom Number 2, The Widener Building, 1339 Chestnut Street, One South Penn Square, Philadelphia., Pennsylvania.			
March 21, 2016	Report Filed Otter, Lawrence M.	Allison, Andrew	Petitioner	
	Otter, Lawrence M.	Connor, Michael T.	Petitioner	
	Document Name: Petitioners' Case Management Report			
March 21, 2016	Memorandum of Law Filed Stretton, Samuel C.	Snyder, Marni	Respondent	
	Document Name: Supp. Pre-Trial Memorandum of the Respondent, Marni Snyder			
March 22, 2016	Petition to Set Aside Denied Friedman, Rochelle S.			03/22/2016
	Document Name: AND NOW, this 22nd day of March, 2016, upon consideration of the evidence presented at the Comment: hearing on this day, this court denies the petition of Michael T. Connor and Andrew Allison to set aside the nomination petition of Marni Snyder as a Democratic candidate for State Representative in the 182nd Legislative District. The Secretary of the Commonwealth is directed to place the name of Marni Snyder on the April 26, 2016; primary election ballot as a candidate for the Democratic nomination for State Representative in the 182nd Legislative District. Each party shall bear his or her own costs. Opinion to follow.			
March 30, 2016	Opinion Friedman, Rochelle S.			03/30/2016
	Document Name: (4pgs) Comment: This Opinion is issued in support of this Court's March 22, 2016, order denying Michael T. Connor's and Andrew Allison's (together, Objectors)petition to set asid the nomination peitio of Marni Snyder (Candidate) as a candidate for the Democratic nomination for State Representative in the 182nd Legislative District.			

DISPOSITION INFORMATION

Final Disposition:	Yes		
Related Journal No:		Judgment Date:	
Category:	Decided	Disposition Author:	Friedman, Rochelle S.
Disposition:	Petition to Set Aside Denied	Disposition Date:	March 22, 2016
Disposition Comment:	hearing on this day, this court denies the petition of Michael T. Connor and Andrew Allison to set aside the nomination petition of Marni Snyder as a Democratic candidate for State Representative in the 182nd Legislative District. The Secretary of the Commonwealth is directed to place the name of Marni Snyder on the April 26, 2016; primary election ballot as a candidate for the Democratic nomination for State Representative in the 182nd Legislative District. Each party shall bear his or her own costs. Opinion to follow.		
Dispositional Filing:		Filing Author:	
Filed Date:			