

Miscellaneous Docket Sheet

Commonwealth Court of Pennsylvania

Docket Number: 126 MD 2017**Page 1 of 7****August 18, 2017****CAPTION**

Commonwealth of Pennsylvania,
 Department of Environmental Protection,
 Petitioner

v.

Grant Township of Indiana County and
 The Grant Township Board of Supervisors,
 Respondents

CASE INFORMATION

Initiating Document: Petition for Review

Case Status: Active

Case Processing Status: August 2, 2017 Awaiting Petitioner Paperbooks

Journal Number:

Case Category: Miscellaneous Case Type(s): Declaratory Judgment

CONSOLIDATED CASES**RELATED CASES****COUNSEL INFORMATION****Petitioner Department of Environmental Protection**

Pro Se: No

IFP Status:

Attorney: Watling, Richard Thurston
 Law Firm: PA Department of Environmental Protection
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 Phone No: (412) 442-4262 Fax No:

Attorney: Heilman, Michael John
 Law Firm: Pennsylvania Department of Environmental Protection
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Attorney: Herman, John H.
 Law Firm: Pennsylvania Department of Environmental Protection
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Miscellaneous Docket Sheet**Docket Number: 126 MD 2017****Page 2 of 7****August 18, 2017****COUNSEL INFORMATION****Petitioner Department of Environmental Protection**

Pro Se: No

IFP Status:

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 Law Firm: Pennsylvania Department of Environmental Protection
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 400 Market St
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Respondent The Grant Township Board of Supervisors

Pro Se: No

IFP Status:

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Attorney: Long, Natalie Anne
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Attorney: Dunne, Elizabeth M.
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 Honolulu, HI 96836
 Phone No: (808) 554-1409 Fax No:

Respondent Grant Township of Indiana County

Pro Se: No

IFP Status:

Attorney: Welch, Christopher Shawn
 Law Firm: Budash & Welch, LLP
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FEE INFORMATION

Fee Dt	Fee Name	Fee Amt	Receipt Dt	Receipt No	Receipt Amt
03/27/2017	Miscellaneous Docket Filing Fee	65.50	03/27/2017	2017-CMW-H-000692	65.50
04/05/2017	Copy Work by Clerk (Per Page)	130.00	04/05/2017	2017-CMW-H-000776	130.00

AGENCY/TRIAL COURT INFORMATION

Court Below:
 County: Division:
 Order Appealed From: Judicial District:
 Documents Received: March 27, 2017 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

Petitioner	Respondent
Department of Environmental Protection	Grant Township of Indiana County
Brief	Brief
Due: September 1, 2017 Filed:	Due: October 3, 2017 Filed:
	The Grant Township Board of Supervisors
	Brief
	Due: October 3, 2017 Filed:

DOCKET ENTRY

Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
March 27, 2017	Petition for Review Filed Department of Environmental Protection Document Name: In The Nature of Complaint Seeking Declaratory and Injunctive Relief		Petitioner	
March 27, 2017	Filed - Other Watling, Richard Thurston Document Name: Verification	Department of Environmental Protec	Petitioner	
March 27, 2017	Petition for Preliminary Injunction Watling, Richard Thurston Heilman, Michael John Herman, John H. Document Name: Application for Expedited Special Relief in the Nature of a Preliminary Injunction.	Department of Environmental Protec Department of Environmental Protec Department of Environmental Protec	Petitioner Petitioner Petitioner	

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Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
March 27, 2017	Amended Certificate of Service Watling, Richard Thurston Heilman, Michael John Herman, John H.	Department of Environmental Protec Department of Environmental Protec Department of Environmental Protec	Petitioner Petitioner Petitioner	
March 29, 2017	Hearing Scheduled Pellegrini, Dan Document Name: hearing on pet.'s application for special relief in the nature of a preliminary injunction is set Comment: for April 12, 2017 at 1:00 p.m. in Courtroom 3001, Third Floor, 601 Commonwealth Avenue, Harrisburg, Pennsylvania. The hearing is scheduled at the same time as the hearing on petitioner's application for preliminary injunction in Dept. of Environmental Protection v. Highland Township, et al., No. 123 M.D. 2017. Any answer to the application for special relief shall be filed and served not later than April 7, 2017.			03/29/2017
March 30, 2017	Notice Exited Commonwealth Court Filing Office			03/30/2017
April 7, 2017	Entry of Appearance Long, Natalie Anne Long, Natalie Anne	Grant Township of Indiana County The Grant Township Board of Super	Respondent Respondent	
April 7, 2017	Certificate of Service Filed Long, Natalie Anne Long, Natalie Anne Document Name: of Entry of Appearance	Grant Township of Indiana County The Grant Township Board of Super	Respondent Respondent	
April 7, 2017	Application for Relief Watling, Richard Thurston Heilman, Michael John Long, Natalie Anne Long, Natalie Anne Document Name: Joint Application for Expedited Special Relief in the Nature of a Stipulated Order.	Department of Environmental Protec Department of Environmental Protec Grant Township of Indiana County The Grant Township Board of Super	Petitioner Petitioner Respondent Respondent	

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DOCKET ENTRY

Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
April 10, 2017	Order Filed Wojcik, Michael H.			04/10/2017
	<p>Document Name: upon review of Pet.'s Application for Expedited Special Relief in the Nature of a Preliminary Injunction and the parties' Joint Application for Expedited Special Relief in the Nature of a Stipulated Order, and noting that counsel for all parties to this appeal have stipulated to the entry of this Order, it is hereby ORDERED as follows:</p> <ol style="list-style-type: none"> 1. The implementation and/or enforcement of Section 303 of the Home Rule Charter against the Commonwealth of Pennsylvania, its agencies, and its employees acting within the scope of their employment, is ENJOINED until such time as a final determination on the merits of the Petition for Review is rendered. 2. Hearing on Petitioner's Application for Expedited Special Relief in the Nature of a Preliminary Injunction set for April 12, 2017, at 1:00 p.m. is CANCELLED. 3. Petitioner's Application for Expedited Special Relief in the Nature of a Preliminary Injunction is DISMISSED as moot. 4. Respondents' time to respond to the Petition for Review is hereby EXTENDED to May 8, 2017. 			
April 17, 2017	Entry of Appearance Salador, Keith Jason	Department of Environmental Protec	Petitioner	
April 26, 2017	Application to be Admitted Pro Hac Vice Filed Long, Natalie Anne Long, Natalie Anne	Grant Township of Indiana County The Grant Township Board of Super	Respondent Respondent	
	Document Name: of Elizabeth M. Dunne, Esquire.			
May 8, 2017	Answer and New Matter Long, Natalie Anne Long, Natalie Anne	Grant Township of Indiana County The Grant Township Board of Super	Respondent Respondent	
May 11, 2017	Order Granting Application to be Admitted Pro Hac Vice Colins, James G.			05/12/2017
	<p>Document Name: upon consideration of the motion of</p> <p>Comment: Long, Esquire, for admission pro hac vice of Elizabeth M. Dunne, Esquire, on behalf of respondents Grant Township of Indiana County and the Grant Township Board of Supervisors, it is hereby ordered:</p> <ol style="list-style-type: none"> (1) Elizabeth M. Dum1e, Esquire, is admitted pro hac vice to the bar of the Commonwealth of Pennsylvania under Pennsylvania Bar Admission Rule 301, as co-counsel on behalf of respondents in this matter; (2) Elizabeth M. Dunne, Esquire, shall abide by the rules of this Court including all disciplinary rules; (3) Elizabeth M. Dunne, Esquire, shall immediately notify this Court of any matter affecting her standing at the bar of any other court where she can be admitted to practice; and (4) Natalie A. Long, Esquire, the moving attorney herein, shall continue to be responsible as counsel of record for the conduct of this matter on behalf of the respondents. 			

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Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
May 19, 2017	Answer Filed Long, Natalie Anne Long, Natalie Anne	Grant Township of Indiana County The Grant Township Board of Super	Respondent Respondent	
	Document Name: in the Nature of a Complaint Seeking Declaratory and Injunctive Relief New Matter and Comment: Counterclaim.			
June 19, 2017	Preliminary Objections Watling, Richard Thurston Heilman, Michael John	Department of Environmental Protec Department of Environmental Protec	Petitioner Petitioner	
	Document Name: P.O.'s to New Matter and Counterclaim of Respondents			
July 5, 2017	Application for Extension of Time to File Long, Natalie Anne Long, Natalie Anne	Grant Township of Indiana County The Grant Township Board of Super	Respondent Respondent	
	Document Name: to Respond to Preliminary Objections.			
July 10, 2017	Application for Relief Watling, Richard Thurston Heilman, Michael John Herman, John H.	Department of Environmental Protec Department of Environmental Protec Department of Environmental Protec	Petitioner Petitioner Petitioner	
	Document Name: Amended Notice to Plead.			
July 10, 2017	Praecipe to Withdraw Long, Natalie Anne Long, Natalie Anne Dunne, Elizabeth M. Dunne, Elizabeth M.	Grant Township of Indiana County The Grant Township Board of Super Grant Township of Indiana County The Grant Township Board of Super	Respondent Respondent Respondent Respondent	
	Document Name: Praecipe to Withdraw Motion for Extension of Time.			
July 18, 2017	Answer to Preliminary Objections Long, Natalie Anne Long, Natalie Anne Dunne, Elizabeth M. Dunne, Elizabeth M.	Grant Township of Indiana County The Grant Township Board of Super Grant Township of Indiana County The Grant Township Board of Super	Respondent Respondent Respondent Respondent	
July 26, 2017	Order Filed Leadbetter, Bonnie Brigance			07/27/2017
	Document Name: argument on pet.'s preliminary objections to the new matter and counterclaim Comment: of respondents and the answer in opposition thereto, is scheduled for August 21, 2017 at 1:30 p.m. The argument shall be conducted by telephone call to the offices of counsel of record, and shall originate from the chambers of a designated judge of the Commonwealth Court sitting in Harrisburg. CELL PHONES MAY NOT BE USED.			

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Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
July 28, 2017	Application for Continuance Watling, Richard Thurston Heilman, Michael John Dunne, Elizabeth M. Dunne, Elizabeth M. Long, Natalie Anne	Department of Environmental Protec Department of Environmental Protec Grant Township of Indiana County The Grant Township Board of Super Grant Township of Indiana County	Petitioner Petitioner Respondent Respondent Respondent	
	Document Name: Jt. App for Br. Sch and to Continue Oral Arg. regarding P.O.'s set for August 21st			
August 1, 2017	Order Granting Application for Continuance Pellegrini, Dan			08/02/2017
	Document Name: Argument on petitioner's preliminary objections to new matter and counterclaim			
	Comment: of respondents, previously set for August 21, 2017 at 1:30 p.m., via telephone conference is continued to October 10, 2017 at 1:30 p.m., via telephone conference. Briefs in support of preliminary objections (2 copies) shall be filed and served on or before September 1, 2017. Briefs in opposition to preliminary objections (2 copies) shall be filed and served on or before October 3, 2017. The argument shall be conducted by telephone call to the offices of counsel of record, and shall originate from the chambers of a designated judge of the Commonwealth Court sitting in Harrisburg. CELL PHONES MAY NOT BE USED.			