

Appeal Docket Sheet

Superior Court of Pennsylvania

Docket Number: 3089 EDA 2018

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March 28, 2024



CAPTION

City of Allentown,
Appellant
v.
Lehigh County Authority

CASE INFORMATION

Initiating Document: Notice of Appeal

Case Status: Closed

Case Processing Status: December 30, 2019 Completed

Journal Number: J-A13005-19

Case Category: Civil Case Type(s): Contracts

CONSOLIDATED CASES

RELATED CASES

SCHEDULED EVENT

Next Event Type: Next Event Due Date:

COUNSEL INFORMATION

Appellant **City of Allentown**

Pro Se: No

IFP Status: No

Attorney: Comerford, Christie Callahan

Law Firm: Litigation - Class Actions, Commercial Litigation

Address: Dilworth Paxon Llp
1500 Market St Ste E 3500
Philadelphia, PA 19102-2101

Phone No: (215) 575-7187 Fax No:

Appellee **Lehigh County Authority**

Pro Se: No

IFP Status:

Attorney: Chwastyk, Devin John

Address: McNees Wallace & Nurick LLC
Po Box 1166
Harrisburg, PA 17108-1166

Phone No: (717) 237-5482 Fax No:

FEE INFORMATION

Fee Dt	Fee Name	Fee Amt	Receipt Dt	Receipt No	Receipt Amt
10/24/2018	Notice of Appeal	90.25	10/31/2018	2018-SPR-E-001920	90.25

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AGENCY/TRIAL COURT INFORMATION

Order Appealed From:	September 25, 2018	Notice of Appeal Filed:	October 24, 2018
Order Type:	Order Entered		
Documents Received:	October 31, 2018		

Court Below:	Lehigh County Court of Common Pleas		
County:	Lehigh	Division:	Lehigh County Civil Division
Judge:	Reichley, Douglas G.	OTN:	
Docket Number:	2018-C-1765	Judicial District:	31

ORIGINAL RECORD CONTENT

Original Record Item	Filed Date	Content Description
Original Record In (2) Parts	January 03, 2019	
Trial Court Opinion	January 03, 2019	
Testimony	September 13, 2019	

Date of Remand of Record: December 30, 2019

BRIEFING SCHEDULE

Appellant

City of Allentown
Brief

Due: February 12, 2019

Filed: February 12, 2019

Appellee

Lehigh County Authority
Brief

Due: March 14, 2019

Filed: March 14, 2019

Reply Brief

Due: April 1, 2019

Filed: March 29, 2019

Supplemental Reproduced Record

Due: March 14, 2019

Filed: March 14, 2019

Reproduced Record

Due: February 12, 2019

Filed: February 12, 2019

DOCKET ENTRY

Filed Date	Docket Entry / Representing	Participant Type	Filed By
October 31, 2018	Notice of Appeal Docketed	Appellant	City of Allentown
October 31, 2018	Docketing Statement Exited (Civil)		Superior Court of Pennsylvania
November 14, 2018	Docketing Statement Received (Civil)	Appellant	City of Allentown
November 19, 2018	Order - Rule to Show Cause		Per Curiam

Comment: In light of the City of Allentown's status as a party to this action, the appeal taken in this matter may possibly be within the appellate jurisdiction of the Commonwealth Court. See 42 Pa.C.S. §762(a)(4); Pa.R.A.P. 751. Accordingly, Appellant is directed to show cause within fourteen (10) days of the date of this order as to why this appeal should not be transferred to Commonwealth Court. Failure to respond to this directive may result in transfer of this appeal without further notice.

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DOCKET ENTRY

Filed Date	Docket Entry / Representing	Participant Type	Filed By
November 20, 2018	Order		Per Curiam
	<p>Comment: In light of the City of Allentown's status as a party to this action, the appeal taken in this matter may possibly be within the appellate jurisdiction of the Commonwealth Court. See 42 Pa.C.S. §762(a)(4); Pa.R.A.P. 751.</p> <p>Accordingly, Appellant is directed to show cause within fourteen (14) days of the date of this amended order as to why this appeal should not be transferred to Commonwealth Court. Failure to respond to this directive may result in transfer of this appeal without further notice.</p> <p>This order amends the Rule to Show Cause Order from 11/19/2018.</p>		
December 3, 2018	Response to Rule to Show Cause City of Allentown	Appellant	Comerford, Christie Callahan
December 6, 2018	Order Discharging Rule to Show Cause		Per Curiam
	<p>Comment: Through this Court's November 20, 2018 Order, Appellant was directed to show cause why this appeal should not be transferred to the Commonwealth Court. Appellant filed a response. The Court will take no action at this time but will refer the issues to the merits panel to be assigned to this case. The November 20, 2018 show-cause order is hereby DISCHARGED.</p>		
January 3, 2019	Trial Court Record Received		Lehigh County Court of Common Pleas
January 3, 2019	Trial Court Opinion Received		Lehigh County Court of Common Pleas
January 3, 2019	Briefing Schedule Issued		Superior Court of Pennsylvania
February 4, 2019	Designation of Contents of Reproduced Record Appellant		City of Allentown
February 12, 2019	Appellant's Brief and Reproduced Record Combined Filed Appellant		City of Allentown
	<p>Comment: - Combined with Vol. I of Reproduced Record</p> <p>- to included filing - Vol. II, III, IV, & V</p>		
February 12, 2019	Reproduced Record Filed Appellant		City of Allentown
February 12, 2019	Reproduced Record Filed Appellant		City of Allentown

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Filed Date	Docket Entry / Representing	Participant Type	Filed By
February 12, 2019	Reproduced Record Filed	Appellant	City of Allentown
February 12, 2019	Reproduced Record Filed	Appellant	City of Allentown
February 13, 2019	Reply Letter(s) Printed		Superior Court of Pennsylvania
March 1, 2019	Reply Received (Argument) Expedited	Appellant	City of Allentown
March 14, 2019	Appellee's Brief Filed	Appellee	Lehigh County Authority
March 14, 2019	Appellee's Supplemental Reproduced Record Filed	Appellee	Lehigh County Authority
March 20, 2019	Paper Version of PACFiled Document Received	Appellee	Lehigh County Authority
	Document Name: Supplemental Reproduced Record		
	Comment: Supplemental Reproduced Record		
March 20, 2019	Paper Version of PACFiled Document Received	Appellee	Lehigh County Authority
	Document Name: Appellee's Brief		
	Comment: Appellee's Brief		
March 29, 2019	Appellant's Reply Brief	Appellant	City of Allentown
April 5, 2019	Paper Version of PACFiled Document Received	Appellant	City of Allentown
	Document Name: Appellant's Reply Brief		
	Comment: Appellant's Reply Brief		
April 9, 2019	Argument Letter Sent		Kohler, Benjamin D.
April 9, 2019	Argument Letter Sent		Kohler, Benjamin D.
April 15, 2019	Acknowledgement of Argument Notice	Appellee	Lehigh County Authority
September 19, 2019	Paper Version of PACFiled Document Received	Appellant	City of Allentown
	Document Name: Appellant's Brief and Reproduced Record		
	Comment: Appellant's Brief and Reproduced Record		
November 7, 2019	Affirmed		Shogan, Jacqueline O.

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DOCKET ENTRY

Filed Date	Docket Entry / Representing	Participant Type	Filed By
December 30, 2019	Remitted to Lower Court or Agency		Superior Court of Pennsylvania
January 10, 2020	Acknowledgement of Record Remittal		Lehigh County Civil Division

SESSION INFORMATION

Journal Number: J-A13005-19
 Consideration Type: Argument Panel
 Listed/Submitted Date: May 21, 2019

Panel Composition:

The Honorable Jacqueline O. Shogan	Judge
The Honorable Carolyn H. Nichols	Judge
Gene Strassburger	Judge

DISPOSITION INFORMATION

Final Disposition:	Yes	Judgment Date:	November 7, 2019
Related Journal No:	J-A13005-19	Disposition Author:	Shogan, Jacqueline O.
Category:	Decided	Disposition Date:	November 7, 2019
Disposition:	Affirmed	Filing Author:	Shogan, Jacqueline O.
Dispositional Filing:	Opinion		
Filed Date:	11/7/2019 12:00:00AM		