

Miscellaneous Docket Sheet

Commonwealth Court of Pennsylvania

Docket Number: 423 MD 2009

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October 17, 2017

**CAPTION**

Commonwealth of Pennsylvania,
Office of Attorney General, by
Kathleen G. Kane,
Attorney General,
Petitioner

v.

Peach Bottom Township, and
Peach Bottom Township Board
of Supervisors,
Respondents

CASE INFORMATION

Initiating Document: Petition for Review

Case Status: Closed

Case Processing Status: December 30, 2014 Completed

Journal Number:

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

CONSOLIDATED CASES**RELATED CASES****COUNSEL INFORMATION****Petitioner Kane, Kathleen G.**

Pro Se: No

IFP Status:

Attorney: Bucknum, Susan L.
Law Firm: Office of Attorney General
Address: Litigation Section, 15th Floor
Strawberry Square
Harrisburg, PA 17120
Phone No: (717) 787-2944 Fax No: (717) 772-4526

Attorney: Forney, Susan Jane
Law Firm: PA Office of Attorney General
Address: Atty. Gen. Litigation Sect.
15th Floor Strawberry Square
Harrisburg, PA 17120
Phone No: (717) 787-9831 Fax No: (717) 772-4526

Attorney: Neuhauser, Gregory R.
Law Firm: PA Office of Attorney General
Address: Ofc of Attorney General
15TH Fl Strawberry Sq
Harrisburg, PA 17120
Phone No: (717) 787-8106 Fax No: (717) 772-4526

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COUNSEL INFORMATION

Petitioner Corbett, Thomas W., Jr.

Pro Se: No

IFP Status:

Attorney: Bucknum, Susan L.
 Law Firm: Office of Attorney General
 Address: Litigation Section, 15th Floor
 Strawberry Square
 Harrisburg, PA 17120
 Phone No: (717) 787-2944 Fax No: (717) 772-4526

Attorney: Forney, Susan Jane
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 15TH Fl Strawberry Sq
 Harrisburg, PA 17120
 Phone No: (717) 787-8106 Fax No: (717) 772-4526

Respondent Peach Bottom Township Board of Supervisors

Pro Se: No

IFP Status:

Attorney: Malone, Gilbert G.
 Law Firm: Malone & Neubaum
 Address: 42 S Duke St
 York, PA 17401
 Phone No: (717) 843-8001 Fax No: (717) 852-0587

Respondent Peach Bottom Township

Pro Se: No

IFP Status:

Attorney: Malone, Gilbert G.
 Law Firm: Malone & Neubaum
 Address: 42 S Duke St
 York, PA 17401
 Phone No: (717) 843-8001 Fax No: (717) 852-0587

FEE INFORMATION

Fee Dt	Fee Name	Fee Amt	Receipt Dt	Receipt No	Receipt Amt
08/12/2009	Miscellaneous Docket Filing Fee	40.00	08/12/2009	2009-CMW-H-001926	40.00
02/04/2010	Petition for Reargument	15.00	02/04/2010	2010-CMW-H-000262	15.00

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AGENCY/TRIAL COURT INFORMATION

Court Below: Attorney General
 County: Division: Attorney General
 Order Appealed From: Judicial District:
 Documents Received: August 12, 2009 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
Corbett, Thomas W., Jr.	Peach Bottom Township
Brief	Brief
Due: Filed: January 19, 2010	
Due: April 3, 2013	Peach Bottom Township Board of Supervisors
	Brief

DOCKET ENTRY

Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
August 12, 2009	Petition for Review Filed Kane, Kathleen G.		Petitioner	
	Document Name: In the Nature of a Complaint for Declaratory Judgment and Injunctive Relief			
August 13, 2009	Notice Exited Commonwealth Court Filing Office			08/13/2009
August 18, 2009	Affidavit Filed Corbett, Thomas W., Jr.		Petitioner	
	Document Name: Affidavit of Service			
September 14, 2009	Answer and New Matter Peach Bottom Township Board of Supervisors Peach Bottom Township		Respondent Respondent	
October 14, 2009	Answer to New Matter Corbett, Thomas W., Jr.		Petitioner	
	Document Name: Petitioner's Response to New Matter			
December 7, 2009	Petition to Intervene (Pa.R.C.P. 2328) Peach Bottom Concerned Citizens Group, Inc		Possible Intervenor	
	Document Name: Petition to Intervene			

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Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
December 22, 2009	Answer to Application for Intervention (Pa.R.A.P. 1531b) Corbett, Thomas W., Jr.		Petitioner	
	Document Name: Petitioner's Opposition to Petition to Intervene			
December 23, 2009	Hearing Scheduled Feudale, Barry F.			12/24/2009
	Document Name: Hearing on the petition to intervene & the petitioner's opposition thereto is set for 1/20/2010 at Comment: 10:00 a.m., CR 3001, PJC, Hbg., PA.			
January 19, 2010	Petitioner's Brief Filed Corbett, Thomas W., Jr.		Petitioner	
	Document Name: Petitioner's Bench Brief for Hearing on Intervention			
January 20, 2010	Order Denying Petition to Intervene (Pa.R.C.P. 2328) Quigley, Keith B.			01/21/2010
	Document Name: After hearing on the petition to intervene filed by Peach Bottom Concerned Citizens Group, Inc. & Comment: the petitioner's opposition thereto, the petition to intervene is denied.			
January 20, 2010	Memorandum of Law Filed Peach Bottom Concerned Citizens Group, Inc		Possible Intervenor	
	Document Name: Proposed Intervor's Bench Brief for Hearing on Intervention			
February 4, 2010	Application for Reargument Peach Bottom Concerned Citizens Group, Inc		Possible Intervenor	
	Document Name: Peach Bottom Concerned Citizens Group, Inc.'s Application for Reargument of Order			
February 16, 2010	Order Denying Application for Reargument Quigley, Keith B.			02/17/2010
	Document Name: Upon consideration of the application for reargument filed by proposed intervenor Peach Comment: Bottom Concerned Citizens Group, Inc., the application is denied.			
August 31, 2011	Application to Amend Corbett, Thomas W., Jr.		Petitioner	
	Document Name: Praecepto to Amend Caption to Conform with the Appointment of Attorney General Linda L. Kelly			
September 4, 2012	Application for Relief Bucknum, Susan L.	Corbett, Thomas W., Jr.	Petitioner	
	Document Name: Unopposed App. to request a scheduling order for discovery and dispositive motions.			
September 6, 2012	Order Granting Application for Relief Quigley, Keith B.			09/07/2012
	Document Name: Discovery in this matter shall be completed by 12/31/12. Dispositive motions & briefs in support Comment: (3 copies) shall be filed by 1/31/13. (See Order)			
November 29, 2012	Application for Relief Bucknum, Susan L.	Corbett, Thomas W., Jr.	Petitioner	
	Document Name: Unopposed app. to extend the deadlines for discovery and dispositive motions.			

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Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
November 30, 2012	Order Granting Application for Relief Brobson, P. Kevin			12/03/2012
	Document Name: Discovery in this matter shall be completed by 3/1/13. Dispositive motions & briefs in support Comment: (3 copies) shall be filed by 4/3/13. No further ext.'s will be granted w/out showing good cause. Upon disposition of dispositive motions, if any, the Court shall schedule this action for trial.			
January 18, 2013	Praecipe Bucknum, Susan L.	Corbett, Thomas W., Jr.	Petitioner	
	Document Name: Praecipe to Amend Caption			
February 26, 2013	Application for Relief Bucknum, Susan L. Neuhauser, Gregory R. Bucknum, Susan L. Neuhauser, Gregory R.	Kane, Kathleen G. Kane, Kathleen G. Corbett, Thomas W., Jr. Corbett, Thomas W., Jr.	Petitioner Petitioner Petitioner Petitioner	
	Document Name: Pet.'s application to rescind the Court's 11/30/12 Order setting deadlines for discovery and Comment: dispositive motions.			
February 27, 2013	Order Granting Application for Relief Brobson, P. Kevin			02/28/2013
	Document Name: Pet. shall file a petition for leave to file an amended PFR or a status report advising the Court of Comment: this matter by 3/15/13.			
March 15, 2013	Application to Amend Bucknum, Susan L. Bucknum, Susan L. Neuhauser, Gregory R. Neuhauser, Gregory R.	Kane, Kathleen G. Corbett, Thomas W., Jr. Kane, Kathleen G. Corbett, Thomas W., Jr.	Petitioner Petitioner Petitioner Petitioner	
	Document Name: Petitioner's Application to file Amended PFR			
March 15, 2013	Amended Bucknum, Susan L. Neuhauser, Gregory R. Bucknum, Susan L. Neuhauser, Gregory R.	Kane, Kathleen G. Kane, Kathleen G. Corbett, Thomas W., Jr. Corbett, Thomas W., Jr.	Petitioner Petitioner Petitioner Petitioner	
	Document Name: Petition for Review (attached as Exhibit A to the Pet for Leave to File) in compliance with Comment: Court Order of April 8, 2013.			
April 8, 2013	Order Granting Application to Amend Oler, J. Wesley, Jr.			04/09/2013
	Document Name: The Chief Clerk is directed to docket the Amended PFR attached as Exhibit A to the Pet. for Comment: Leave to File as the Amended PFR in this matter. Any responsive pleading to the Amended PFR shall be filed & served by 5/8/13.			
April 17, 2013	Praecipe Bucknum, Susan L. Neuhauser, Gregory R. Bucknum, Susan L. Neuhauser, Gregory R.	Kane, Kathleen G. Kane, Kathleen G. Corbett, Thomas W., Jr. Corbett, Thomas W., Jr.	Petitioner Petitioner Petitioner Petitioner	
	Document Name: to File Verification for Amended PFR			

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Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
May 8, 2013	Answer and New Matter Malone, Gilbert G. Malone, Gilbert G.	Peach Bottom Township Peach Bottom Township Board of St	Respondent Respondent	
Document Name: to Pet.'s Complaint for Declaratory Judgment and Injunctive Relief				
June 6, 2013	Answer to New Matter Bucknum, Susan L. Neuhauser, Gregory R. Bucknum, Susan L. Neuhauser, Gregory R.	Kane, Kathleen G. Kane, Kathleen G. Corbett, Thomas W., Jr. Corbett, Thomas W., Jr.	Petitioner Petitioner Petitioner Petitioner	
December 30, 2014	Praecipe for Discontinuance Bucknum, Susan L. Bucknum, Susan L.	Kane, Kathleen G. Corbett, Thomas W., Jr.	Petitioner Petitioner	
Document Name: Petitioner's Praecipe to Voluntarily Discontinue Action				
December 30, 2014	Notice of Discontinuance Krimmel, Michael			12/30/2014
December 30, 2014	Discontinued Bucknum, Susan L. Bucknum, Susan L.	Kane, Kathleen G. Corbett, Thomas W., Jr.	Petitioner Petitioner	12/30/2014

DISPOSITION INFORMATION

Final Disposition: Yes

Related Journal No:

Category: Disposed Before Decision

Disposition: Discontinued

Dispositional Filing:

Filed Date:

Judgment Date:

Disposition Author: Bucknum, Susan L.

Disposition Date: December 30, 2014

Filing Author:

REARGUMENT / RECONSIDERATION / REMITTAL

Filed Date: February 4, 2010

Disposition: Order Denying Application for Reargument

Disposition Date: February 16, 2010

Record Remittal: