

**Miscellaneous Docket Sheet****Commonwealth Court of Pennsylvania****Docket Number: 460 MD 2020****Page 1 of 15****January 27, 2024****CAPTION**

In Re: Nomination Paper of  
 Elizabeth Faye Scroggin  
 (or in the Alternative, Howie  
 Hawkins), Neal Taylor Gale  
 (or in the Alternative, Angela  
 Walker), Timothy Runkle,  
 Olivia Faison, and Richard  
 L.Weiss in the General Election  
 of November 3, 2020

Petition of: Paul Stefano and  
 Tony C.Thomas

**CASE INFORMATION**

Initiating Document: Objection to Nominating Papers

Case Status: Closed

Case Processing Status: November 11, 2020 Completed

Journal Number:

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

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

**Petitioner** Thomas, Tony C.

Pro Se: No

IFP Status:

Attorney: Levine, Clifford B.  
 Law Firm: Dentons Cohen & Grigsby, PC  
 Address: Dentons Cohen & Grigsby P.c.  
 625 Liberty Ave  
 Pittsburgh, PA 15222  
 Phone No: (412) 297-4998

Fax No:

Attorney: Lacey, Alex Michael  
 Law Firm: Dentons Cohen & Grigsby, PC  
 Address: Dentons Cohen & Grigsby P.c.  
 625 Liberty Ave  
 Pittsburgh, PA 15222-3152  
 Phone No: (412) 297-4642

Fax No:

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## COUNSEL INFORMATION

**Petitioner Stefano, Paul**

Pro Se: No

IFP Status:

Attorney: Levine, Clifford B.  
Law Firm: Dentons Cohen & Grigsby, PC  
Address: Dentons Cohen & Grigsby P.c.  
625 Liberty Ave  
Pittsburgh, PA 15222  
Phone No: (412) 297-4998

Fax No:

Attorney: Lacey, Alex Michael  
Law Firm: Dentons Cohen & Grigsby, PC  
Address: Dentons Cohen & Grigsby P.c.  
625 Liberty Ave  
Pittsburgh, PA 15222-3152  
Phone No: (412) 297-4642

Fax No:

**Other Department of State**

Pro Se: Yes

IFP Status:

Pro Se: Department of State  
Address:

**Respondent Weiss, Richard L.**

Pro Se: No

IFP Status:

Attorney: Otter, Lawrence M.  
Address: Po Box 575  
Silverdale, PA 18962-0575  
Phone No: (267) 261-2948

Fax No:

**Respondent Walker, Angela**

Pro Se: No

IFP Status:

Attorney: Otter, Lawrence M.  
Address: Po Box 575  
Silverdale, PA 18962-0575  
Phone No: (267) 261-2948

Fax No:

**Respondent Scroggin, Elizabeth Faye**

Pro Se: No

IFP Status:

Attorney: Otter, Lawrence M.  
Address: Po Box 575  
Silverdale, PA 18962-0575  
Phone No: (267) 261-2948

Fax No:

**Miscellaneous Docket Sheet****Commonwealth Court of Pennsylvania****Docket Number: 460 MD 2020****Page 3 of 15****January 27, 2024****COUNSEL INFORMATION****Respondent Runkle, Timothy**

Pro Se: No

IFP Status:

Attorney: Otter, Lawrence M.  
 Address: Po Box 575  
 Silverdale, PA 18962-0575  
 Phone No: (267) 261-2948

Fax No:

**Respondent Hawkins, Howie**

Pro Se: No

IFP Status:

Attorney: Otter, Lawrence M.  
 Address: Po Box 575  
 Silverdale, PA 18962-0575  
 Phone No: (267) 261-2948

Fax No:

**Respondent Gale, Neal Taylor**

Pro Se: No

IFP Status:

Attorney: Otter, Lawrence M.  
 Address: Po Box 575  
 Silverdale, PA 18962-0575  
 Phone No: (267) 261-2948

Fax No:

**Respondent Faison, Olivia**

Pro Se: No

IFP Status:

Attorney: Otter, Lawrence M.  
 Address: Po Box 575  
 Silverdale, PA 18962-0575  
 Phone No: (267) 261-2948

Fax No:

**FEE INFORMATION**

| Fee Dt     | Fee Name                        | Fee Amt | Receipt Dt | Receipt No        | Receipt Amt |
|------------|---------------------------------|---------|------------|-------------------|-------------|
| 08/10/2020 | Miscellaneous Docket Filing Fee | 70.25   | 08/10/2020 | 2020-CMW-H-001565 | 70.25       |

**AGENCY/TRIAL COURT INFORMATION**

Order Appealed From: Notice of Appeal Filed:

Order Type:

Documents Received: August 10, 2020

Court Below:

County:

Judge:

Docket Number:

Division:

OTN:

Judicial District:

**ORIGINAL RECORD CONTENT**

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

**Date of Remand of Record:**

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## BRIEFING SCHEDULE

| Petitioner      | Respondent               |
|-----------------|--------------------------|
| Stefano, Paul   | Faison, Olivia           |
| Brief           | Brief                    |
| Due:            | Filed: August 28, 2020   |
| Thomas, Tony C. | Gale, Neal Taylor        |
| Brief           | Brief                    |
| Due:            | Filed: August 28, 2020   |
|                 | Hawkins, Howie           |
|                 | Brief                    |
|                 | Runkle, Timothy          |
|                 | Brief                    |
|                 | Scroggin, Elizabeth Faye |
|                 | Brief                    |
|                 | Walker, Angela           |
|                 | Brief                    |
|                 | Weiss, Richard L.        |
|                 | Brief                    |

## DOCKET ENTRY

| Filed Date             | Docket Entry / Filer   | Representing | Participant Type | Exit Date  |
|------------------------|--|--------------|------------------|------------|
| <b>August 10, 2020</b> | Objection to Nominating Papers   |              |                  |            |
|                        | Stefano, Paul  |              | Petitioner       |            |
|                        | Thomas, Tony C.  |              | Petitioner       |            |
|                        | Document Name: Petition to Set Aside The Nomination Paper of Elizabeth Faye Scroggin (or in the Alternative, Howie |              |                  |            |
|                        | Comment: Hawkins), Neal Taylor Gale (or in the Alternative, Angela Walker), Timothy Runkle, Olivia Failson, and    |              |                  |            |
|                        | Richard L. Weiss   |              |                  |            |
| <b>August 13, 2020</b> | Order Filed  |              |                  | 08/13/2020 |
|                        | Per Curiam   |              |                  |            |
|                        | Document Name: Scheduling and Case Management Order  |              |                  |            |

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| Filed Date | Docket Entry / Filer   | Representing | Participant Type | Exit Date |
|------------|--|--------------|------------------|-----------|
|            | <p>Comment: upon consideration of the petition to set aside nomination papers, IT IS HEREBY ORDERED:</p> <p>A. A pre-hearing conference on the petition to set aside nomination papers is scheduled for August 25, 2020 at 9:30 a.m., and shall be conducted by WebEx video conferencing. No later than August 21, 2020 by Noon, counsel and any unrepresented parties shall provide their email addresses and telephone numbers to the Court via email to this address: CommComiRemote@pacourts.us. To facilitate participation in the conference, various WebEx applications are available for download at pacourts.webex.com. Refer to the Protocol for WebEx Video Hearings, attached to this Order. The parties are directed to connect to the conference 15 minutes before the starting time. In the event of technical difficulties, contact the Court's IT staff at 717-255-1626.</p> <p>At the pre-hearing conference, the parties shall be prepared to discuss:</p> <ol style="list-style-type: none"> <li>1. a date and time for a hearing in this matter and the manner in which such hearing will be conducted;</li> <li>2. the nature of the objections at issue; and,</li> <li>3. if signature line challenges are at issue:               <ol style="list-style-type: none"> <li>i. the manner in which the parties or their representatives will arrange to meet and confer;</li> <li>ii. whether there is a need for a SURE system operator from a particular county or counties;</li> <li>iii. the manner in which the parties or their representatives will arrange to meet with the SURE system operator to review before the hearing each and every challenged signature line.</li> </ol> </li> </ol> <p>B. No later than 5:00 p.m., on August 20, 2020, Objector shall personally serve upon Candidate: 1) a copy of this order; 2) a copy of the petition to set aside nomination petitions ( or papers) if the petition to set aside has not previously been served; and 3) 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 abbreviations used in the spreadsheet.</p> <p>Personal service of these items upon Candidate shall be made 1) by handing a copy to Candidate; or 2) by handing a copy at Candidate's residence to an adult member of the family with whom Candidate resides, but if no adult member of the family is found, then to an adult person in charge of such residence; or 3) by handing a copy at Candidate's office or usual place of business to the person for the time being in charge thereof or to Candidate's agent; or 4) by handing a copy at Candidate's campaign office to a person in charge thereof. Objector shall file a proof of service with the Prothonotary promptly thereafter.</p> <p>C. 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 Prothonotary.</p> <p>D. 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.</p> |              |                  |           |

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| Filed Date             | Docket Entry / Filer  | Representing             | Participant Type | Exit Date  |
|------------------------|---|--------------------------|------------------|------------|
| <b>August 21, 2020</b> | Entry of Appearance   |                          |                  |            |
|                        | Otter, Lawrence M.  | Scroggin, Elizabeth Faye | Respondent       |            |
|                        | Otter, Lawrence M.  | Gale, Neal Taylor        | Respondent       |            |
|                        | Otter, Lawrence M.  | Runkle, Timothy          | Respondent       |            |
|                        | Otter, Lawrence M.  | Weiss, Richard L.        | Respondent       |            |
| <b>August 21, 2020</b> | Filed - Other   |                          |                  |            |
|                        | Levine, Clifford B.   | Stefano, Paul            | Petitioner       |            |
|                        | Levine, Clifford B.   | Thomas, Tony C.          | Petitioner       |            |
|                        | Document Name: Proof of Service of Challenged Candidates  |                          |                  |            |
| <b>August 21, 2020</b> | Certificate of Service Filed  |                          |                  |            |
|                        | Levine, Clifford B.   | Stefano, Paul            | Petitioner       |            |
|                        | Levine, Clifford B.   | Thomas, Tony C.          | Petitioner       |            |
|                        | Document Name: Proof of Service of Case Management Order of the Secretary of the Commonwealth   |                          |                  |            |
| <b>August 22, 2020</b> | Order Filed   |                          |                  | 08/22/2020 |
|                        | Per Curiam  |                          |                  |            |
|                        | Document Name: Amended Scheduling and Case Management Order   |                          |                  |            |
|                        | Comment: NOW, August 22, 2020, paragraph "A" of this Court's August 13, 2020 Scheduling and Case Management Order is hereby AMENDED only inasmuch as the pre-hearing conference on the petition to set aside nomination papers shall commence on August 25, 2020 at 10:30 a.m. and shall be conducted by WebEx video conferencing. Counsel are directed to connect to the conference 15 minutes before the starting time. In the event of technical difficulties, contact the Court's IT staff at 717-255-1626. |                          |                  |            |
|                        | All other provisions of the August 13, 2020 Scheduling and Case Management Order remain in effect.  |                          |                  |            |
| <b>August 24, 2020</b> | Application for Summary Relief  |                          |                  |            |
|                        | Levine, Clifford B.   | Stefano, Paul            | Petitioner       |            |
|                        | Levine, Clifford B.   | Thomas, Tony C.          | Petitioner       |            |
|                        | Lacey, Alex Michael   | Stefano, Paul            | Petitioner       |            |
|                        | Lacey, Alex Michael   | Thomas, Tony C.          | Petitioner       |            |
|                        | Document Name: Application for Summary Relief Pursuant to PA.R.A.P 1532   |                          |                  |            |
| <b>August 24, 2020</b> | Entry of Appearance   |                          |                  |            |
|                        | Otter, Lawrence M.  | Hawkins, Howie           | Respondent       |            |
|                        | Otter, Lawrence M.  | Walker, Angela           | Respondent       |            |
|                        | Otter, Lawrence M.  | Faison, Olivia           | Respondent       |            |
|                        | Document Name: Of Larry Otter for the following candidates Howie Hawkins, Angela Walker and Olivia Faison   |                          |                  |            |
| <b>August 24, 2020</b> | Application to Dismiss  |                          |                  |            |
|                        | Otter, Lawrence M.  | Scroggin, Elizabeth Faye | Respondent       |            |
|                        | Otter, Lawrence M.  | Gale, Neal Taylor        | Respondent       |            |
|                        | Otter, Lawrence M.  | Runkle, Timothy          | Respondent       |            |
|                        | Otter, Lawrence M.  | Weiss, Richard L.        | Respondent       |            |
|                        | Document Name: Motion to Dismiss All Global Challenges  |                          |                  |            |

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| Filed Date   | Docket Entry / Filer              | Representing             | Participant Type | Exit Date  |
|--|-----------------------------------|--------------------------|------------------|------------|
| <b>August 27, 2020</b>   | Answer Filed                      |                          |                  |            |
|  | Otter, Lawrence M.                | Scroggin, Elizabeth Faye | Respondent       |            |
|  | Otter, Lawrence M.                | Hawkins, Howie           | Respondent       |            |
|  | Otter, Lawrence M.                | Gale, Neal Taylor        | Respondent       |            |
|  | Otter, Lawrence M.                | Walker, Angela           | Respondent       |            |
|  | Otter, Lawrence M.                | Runkle, Timothy          | Respondent       |            |
|  | Otter, Lawrence M.                | Weiss, Richard L.        | Respondent       |            |
|  | Otter, Lawrence M.                | Faison, Olivia           | Respondent       |            |
| Document Name: Candidates Reply to the Objectors Application for Summary Relief Pursuant to PA. R.A.P. 1532  |                                   |                          |                  |            |
| <b>August 27, 2020</b>   | Argument Scheduled - Single Judge |                          |                  | 08/27/2020 |
|  | Crompton, J. Andrew               |                          |                  |            |
| Document Name: argument on the following two outstanding matters: (1) Objectors' Application for Summary Relief  |                                   |                          |                  |            |
| Comment: to set aside the entire slate of candidates of the Green Party of Pennsylvania and (2) the Green Party of Pennsylvania's Motion to Dismiss All Global Challenges raised by the Objectors is scheduled for Monday, August 31, 2020, at 1:00 p.m., and shall be conducted by WebEx video conferencing. Counsel are directed to connect to the conference 15 minutes before the starting time. In the event of technical difficulties, contact the Court's IT staff at 717-255-1626. |                                   |                          |                  |            |
| No later than Noon on Friday, August 28, 2020, counsel shall provide their email addresses and telephone numbers to the Court via email to the following address: CommCourtRemote@pacourts.us. To facilitate participation in the conference, various WebEx applications are available for download at pacourts.webex.com. Refer to the Protocol for WebEx Video Hearings, attached to this Order.   |                                   |                          |                  |            |
| As directed during the pre-hearing conference held in this matter on Monday, August 24, 2020, any additional filings of the parties relative to the two outstanding matters referenced above must be received by this Court no later than 5:00 p.m. on Friday, August 28, 2020. The opportunity to respond to any additional filings, including the manner and timing of same, will be determined by this Court as necessary.  |                                   |                          |                  |            |
| <b>August 28, 2020</b>   | Application to Dismiss            |                          |                  |            |
|  | Otter, Lawrence M.                | Scroggin, Elizabeth Faye | Respondent       |            |
|  | Otter, Lawrence M.                | Hawkins, Howie           | Respondent       |            |
|  | Otter, Lawrence M.                | Gale, Neal Taylor        | Respondent       |            |
|  | Otter, Lawrence M.                | Walker, Angela           | Respondent       |            |
|  | Otter, Lawrence M.                | Runkle, Timothy          | Respondent       |            |
|  | Otter, Lawrence M.                | Weiss, Richard L.        | Respondent       |            |
|  | Otter, Lawrence M.                | Faison, Olivia           | Respondent       |            |
| Document Name: Motion to Dismiss Olivia Faison for Want for Jurisdiction for Failure to Personally Served Candidate  |                                   |                          |                  |            |
| Comment: No later than August 20, 2020 At the Close of Business Pursuant to Court Scheduling Order   |                                   |                          |                  |            |

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|------------------------|---|--------------------------|------------------|-----------|
| <b>August 28, 2020</b> | Petitioner's Brief Filed  |                          |                  |           |
|                        | Levine, Clifford B.   | Stefano, Paul            | Petitioner       |           |
|                        | Levine, Clifford B.   | Thomas, Tony C.          | Petitioner       |           |
|                        | Stefano, Paul   |                          | Petitioner       |           |
|                        | Thomas, Tony C.   |                          | Petitioner       |           |
|                        | Document Name: Supplemental brief in support of application for summary relief  |                          |                  |           |
| <b>August 28, 2020</b> | Petitioner's Brief Filed  |                          |                  |           |
|                        | Levine, Clifford B.   | Stefano, Paul            | Petitioner       |           |
|                        | Levine, Clifford B.   | Thomas, Tony C.          | Petitioner       |           |
|                        | Stefano, Paul   |                          | Petitioner       |           |
|                        | Thomas, Tony C.   |                          | Petitioner       |           |
|                        | Document Name: In opposition to application to dismiss all global challenges  |                          |                  |           |
| <b>August 28, 2020</b> | Application for Relief  |                          |                  |           |
|                        | Otter, Lawrence M.  | Faison, Olivia           | Respondent       |           |
|                        | Otter, Lawrence M.  | Scroggin, Elizabeth Faye | Respondent       |           |
|                        | Otter, Lawrence M.  | Hawkins, Howie           | Respondent       |           |
|                        | Otter, Lawrence M.  | Gale, Neal Taylor        | Respondent       |           |
|                        | Otter, Lawrence M.  | Walker, Angela           | Respondent       |           |
|                        | Otter, Lawrence M.  | Runkle, Timothy          | Respondent       |           |
|                        | Otter, Lawrence M.  | Weiss, Richard L.        | Respondent       |           |
|                        | Document Name: MOTION TO DISMISS ANGELA WALKER FOR WANT OF JURISDICTION   |                          |                  |           |
| <b>August 30, 2020</b> | Memorandum of Law Filed   |                          |                  |           |
|                        | Otter, Lawrence M.  | Scroggin, Elizabeth Faye | Respondent       |           |
|                        | Otter, Lawrence M.  | Hawkins, Howie           | Respondent       |           |
|                        | Otter, Lawrence M.  | Gale, Neal Taylor        | Respondent       |           |
|                        | Otter, Lawrence M.  | Walker, Angela           | Respondent       |           |
|                        | Otter, Lawrence M.  | Runkle, Timothy          | Respondent       |           |
|                        | Otter, Lawrence M.  | Weiss, Richard L.        | Respondent       |           |
|                        | Otter, Lawrence M.  | Faison, Olivia           | Respondent       |           |
|                        | Document Name: CANDIDATES' REPLY TO PETITIONERS' BRIEF IN OPPOSITION  |                          |                  |           |
|                        | Comment: CANDIDATES' REPLY TO PETITIONERS' BRIEF IN OPPOSITION TO RESPONDENTS' APPLICATION TO DISMISS ALL GLOBAL CHALLENGES |                          |                  |           |
| <b>August 31, 2020</b> | Answer Filed  |                          |                  |           |
|                        | Levine, Clifford B.   | Stefano, Paul            | Petitioner       |           |
|                        | Levine, Clifford B.   | Thomas, Tony C.          | Petitioner       |           |
|                        | Lacey, Alex Michael   | Stefano, Paul            | Petitioner       |           |
|                        | Lacey, Alex Michael   | Thomas, Tony C.          | Petitioner       |           |
|                        | Document Name: Response in Opposition to the Motion to Dismiss of Angela Walker and Olivia Faison                           |                          |                  |           |



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## DOCKET ENTRY

| Filed Date               | Docket Entry / Filer   | Representing             | Participant Type | Exit Date  |
|--------------------------|--|--------------------------|------------------|------------|
| <b>September 2, 2020</b> | Status Conference Scheduled<br>Crompton, J. Andrew   |                          |                  | 09/02/2020 |
|                          | Document Name: AND NOW, this 2nd day of September 2020, this Court shall conduct a<br>Comment: status conference with the parties via telephone today, Wednesday, September 2, 2020, at 4:00 p.m. The Department of State shall also participate in this call with their counsel and/or representatives. Prior to 4:00 p.m., the parties and counsel for the Department shall contact my Judicial Secretary at Lori.Nemeth@pacourts.us to obtain the call-in information.  |                          |                  |            |
| <b>September 2, 2020</b> | Order Denying Application to Dismiss<br>Crompton, J. Andrew  |                          |                  | 09/02/2020 |
|                          | Document Name: this Court DENIES Respondents' Motion to Dismiss requesting to strike paragraphs<br>Comment: 29 through 36 of Objectors' Petition to Set Aside Nomination Papers.<br>This Court cannot at this stage discern the validity of the assertions presented by Objectors contained within paragraphs 29 through 36. Further consideration is required prior to a substantive ruling on the issues presented within those identified paragraphs and the remainder of the aforementioned Petition.  |                          |                  |            |
| <b>September 3, 2020</b> | Stipulation Filed  |                          |                  |            |
|                          | Levine, Clifford B.  | Stefano, Paul            | Petitioner       |            |
|                          | Levine, Clifford B.  | Thomas, Tony C.          | Petitioner       |            |
|                          | Lacey, Alex Michael  | Stefano, Paul            | Petitioner       |            |
|                          | Lacey, Alex Michael  | Thomas, Tony C.          | Petitioner       |            |
|                          | Otter, Lawrence M.   | Hawkins, Howie           | Respondent       |            |
|                          | Otter, Lawrence M.   | Walker, Angela           | Respondent       |            |
|                          | Otter, Lawrence M.   | Faison, Olivia           | Respondent       |            |
|                          | Otter, Lawrence M.   | Runkle, Timothy          | Respondent       |            |
|                          | Otter, Lawrence M.   | Gale, Neal Taylor        | Respondent       |            |
|                          | Otter, Lawrence M.   | Weiss, Richard L.        | Respondent       |            |
|                          | Otter, Lawrence M.   | Scroggin, Elizabeth Faye | Respondent       |            |
|                          | Document Name: Joint Stipulation of the Parties  |                          |                  |            |
| <b>September 3, 2020</b> | Order Filed<br>Crompton, J. Andrew   |                          |                  | 09/03/2020 |
|                          | Document Name: AND NOW, this 3rd day of September 2020, following the status conference<br>Comment: on September 2, 2020, and based on the Joint Stipulation filed on September 3, 2020, in which counsel for Paul Stefano and Tony C. Thomas (Objectors) agreed to withdraw their challenges to the Nomination Paper filed by the Green Party Slate as to the Candidates for Statewide Row Offices, part of Objectors' Petition to Set Aside is resolved. Specifically, "Objectors have agreed that the Nomination Paper contains over 5000 valid signatures." Jt. Stip. ¶18. Further, Objectors "consent to the placement of those candidates on the 2020 General Election Ballot." Jt. Stip. ¶20.<br><br>Accordingly, the Secretary of the Commonwealth is directed to place the following names on the November 3, 2020 General Election Ballot as candidates for the Green Party: Richard L. Weiss for Attorney General; Olivia Faison for Auditor General; and Timothy Runkle for State Treasurer.<br><br>The Court will consider and dispose of Objectors' remaining claims in due course.<br><br>The Prothonotary is directed to send a copy of this Order to the Secretary of the Commonwealth. |                          |                  |            |

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|-------------------|--|--------------|------------------|------------|
| September 4, 2020 | Hearing Scheduled<br>Crompton, J. Andrew   |              |                  | 09/04/2020 |
|                   | Document Name: based in part on the Joint Stipulation filed on September 3, 2020, this Court advises   |              |                  |            |
|                   | Comment: of the status of the<br>outstanding applications filed by both parties as follows:  |              |                  |            |
|                   | * Candidates' applications for relief regarding service are WITHDRAWN,<br>and as such, are no longer pending before this Court.  |              |                  |            |
|                   | * Objectors' Application for Summary Relief is limited to the following:<br>challenges as to the nomination of Green Party candidates<br>for the offices of President and Vice-President, including<br>the challenge to the efforts to substitute candidates in those<br>positions.                                      |              |                  |            |
|                   | * The Court is holding the Application for Summary Relief, as modified<br>by the Joint Stipulation, IN ABEYANCE.   |              |                  |            |
|                   | A hearing on the merits of Objectors' challenge as set forth above, shall<br>be scheduled for Monday, September 7, (Labor Day), at 1 p.m., via WebEx.<br>Objectors shall secure a Court Reporter for the hearing.<br>The Prothonotary is directed to serve the Department of State counsel<br>with a copy of this Order. |              |                  |            |
|                   | A detailed Scheduling Order shall follow.  |              |                  |            |

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|--|------------------------------------|--------------|------------------|------------|
| September 4, 2020  | Order Filed<br>Crompton, J. Andrew |              |                  | 09/04/2020 |
| <p>Comment: a hearing on the Petition to Set Aside filed by Paul Stefano and Tony C. Thomas (Objectors) is scheduled for Monday, September 7, 2020, at 1:00 p.m. The hearing shall be conducted by WebEx video conferencing (see instructions below), Pursuant to the Joint Stipulation, the hearing shall be limited as follows:</p> <p>challenges to the nomination of Green Party candidates for the offices of President and Vice-President, including the challenge to the efforts to substitute candidates in those offices.</p> <p>The parties may file briefs or memoranda of law limited to the above issue, which shall be filed by 9 a.m., Monday, September 7, 2020.</p> <p>For WebEx, Counsel are directed to connect to the conference 15 minutes before the starting time. To facilitate participation in the conference, various WebEx applications are available for download at <a href="http://pacourt.webex.com">pacourt.webex.com</a>. Refer to the Protocol for WebEx Video Hearings, attached to this Order. In the event of technical difficulties, contact the Court's IT staff at 717-255-1626. As directed previously, Objectors shall secure the services of a court reporter for the hearing.</p> <p>No later than Noon on Sunday, September 6, 2020, counsel shall provide their email addresses and telephone numbers, for themselves, the Court Reporter, and any other participants, to the Court via email to the following address: <a href="mailto:CommCourtRemote@pacourts.us">CommCourtRemote@pacourts.us</a>. A Witness List and Exhibit List shall also be filed no later than Noon on Sunday, September 6, 2020.</p> <p>Upon receipt of counsel's email addresses, the Court shall provide counsel with a link to upload their respective pre-marked exhibits, if any. Exhibits shall be filed or uploaded no later than 9 a.m., on Monday, September 7, 2020. If available, the parties are directed to include a photocopy of all Candidate Affidavits related to the four Green Party candidates to be placed of record.</p> <p>The parties shall email the Court at <a href="mailto:CommCourtRemote@pacourts.us">CommCourtRemote@pacourts.us</a> to confirm all exhibits have been uploaded. In the event of technical difficulties, please contact the Court's IT staff at 717-255-1626. Failure to comply with this paragraph, may result in the exclusion of a witness or exhibit. In addition, the parties are directed to provide their witnesses with copies of the exhibits in advance of the hearing to which the witnesses can refer during their testimony.</p> <p>The Prothonotary is directed to serve the Department of State counsel with a copy of this Order.</p> |                                    |              |                  |            |

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## Commonwealth Court of Pennsylvania

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January 27, 2024



## DOCKET ENTRY

| Filed Date               | Docket Entry / Filer  | Representing             | Participant Type | Exit Date |
|--------------------------|---|--------------------------|------------------|-----------|
| <b>September 6, 2020</b> | Filed - Other   |                          |                  |           |
|                          | Levine, Clifford B.   | Stefano, Paul            | Petitioner       |           |
|                          | Levine, Clifford B.   | Thomas, Tony C.          | Petitioner       |           |
|                          | Document Name: Objectors' Witness and Exhibit List                            |                          |                  |           |
| <b>September 6, 2020</b> | Filed - Other   |                          |                  |           |
|                          | Otter, Lawrence M.  | Scroggin, Elizabeth Faye | Respondent       |           |
|                          | Otter, Lawrence M.  | Hawkins, Howie           | Respondent       |           |
|                          | Otter, Lawrence M.  | Gale, Neal Taylor        | Respondent       |           |
|                          | Otter, Lawrence M.  | Walker, Angela           | Respondent       |           |
|                          | Otter, Lawrence M.  | Runkle, Timothy          | Respondent       |           |
|                          | Otter, Lawrence M.  | Weiss, Richard L.        | Respondent       |           |
|                          | Otter, Lawrence M.  | Faison, Olivia           | Respondent       |           |
|                          | Document Name: Candidates' Witness and Exhibit List                           |                          |                  |           |
| <b>September 6, 2020</b> | Memorandum of Law Filed   |                          |                  |           |
|                          | Levine, Clifford B.   | Stefano, Paul            | Petitioner       |           |
|                          | Levine, Clifford B.   | Thomas, Tony C.          | Petitioner       |           |
|                          | Document Name: Objectors' Prehearing Memorandum of Law in Support of Petition |                          |                  |           |
| <b>September 7, 2020</b> | Memorandum of Law Filed   |                          |                  |           |
|                          | Otter, Lawrence M.  | Scroggin, Elizabeth Faye | Respondent       |           |
|                          | Otter, Lawrence M.  | Hawkins, Howie           | Respondent       |           |
|                          | Otter, Lawrence M.  | Gale, Neal Taylor        | Respondent       |           |
|                          | Otter, Lawrence M.  | Walker, Angela           | Respondent       |           |
|                          | Otter, Lawrence M.  | Runkle, Timothy          | Respondent       |           |
|                          | Otter, Lawrence M.  | Weiss, Richard L.        | Respondent       |           |
|                          | Otter, Lawrence M.  | Faison, Olivia           | Respondent       |           |
|                          | Document Name: Candidates' Prehearing Memorandum of Law                       |                          |                  |           |

## Miscellaneous Docket Sheet

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| Filed Date  | Docket Entry / Filer  | Representing   | Participant Type                                     | Exit Date  |
|---|---|--|--|------------|
| September 9, 2020   | Memorandum/Order<br>Crompton, J. Andrew   |  |  | 09/09/2020 |
| <p>Document Name: Memorandum Opinion &amp; Order - AND NOW, this 9th day of September 2020, following the</p> <p>Comment: hearing on the Petition to Set Aside filed by Paul Stefano and Tony C. Thomas (Objectors) to the Nomination Paoer filed by the Green Party Slate (Petition), which was modified by Objectors to a challenge to the Green Party Candidate for the national offices of President of the United States and Vice-President of the United States, Objectors' Application for Summary Relief (Application), as modified by the Joint Stipulation, is GRANTED IN PART, and DENIED IN PART as follows.</p> <p>The Application is GRANTED as to Objectors' challenge to the Green Party Candidate for the offie of Vice-President of the United States, and the name ANGELA WALKER shall not be placed on the November 3, 2020 General Election Ballot.</p> <p>The Application is DENIED in all other respects, for the reasons set forth in the opinion.</p> <p>The remaining issues in the Application had been resolved by the Joint Stipulation filed on September 3, 2020, and as set forth in this Court's orders dated September 2, 2020 (Application to Dismiss - Global Challenges), September 3, 2020 (as to Statewide Row Offices) and September 4, 2020 (Motion to Dismiss - Notice).</p> <p>AND FURTHER, Objectors' Petition is DENIED as to Objectors' challenge to the Green Party Candidate for the office of President of the United States, Howie Hawkins, for the reasons set forth in the opinion.</p> <p>Accordingly, the Secretary of the Commonwealth is directed to place the following name on the November 3, 2020 General Election Ballot as the Candidate for national office for the Green Party:</p> <p style="text-align: center;">Howie Hawkins for President of the United States</p> <p>As there remain no other outstanding applications on the above-captioned matter before this Court, this order addresses the merits of Objectors' Petition in full, and is therefore FINAL.</p> <p>The parties shall bear their own costs and attorney fees. Objectors' request for attorney fees set forth in their Petition's prayer for relief is DENIED.</p> <p>The Prothonotary is directed to send a copy of this Order to the Secretary of the Commonwealth.</p> |   |  |  |            |
| September 10, 2020  | Notice of Appeal to PA Supreme Court Filed<br>Stefano, Paul<br>Thomas, Tony C.                      |  | Petitioner<br>Petitioner                             |            |
| Document Name: 55 MAP 2020  |   |  |  |            |
| September 10, 2020  | Amended<br>Levine, Clifford B.<br>Lacey, Alex Michael<br>Levine, Clifford B.<br>Lacey, Alex Michael | Thomas, Tony C.<br>Stefano, Paul<br>Stefano, Paul<br>Thomas, Tony C. | Petitioner<br>Petitioner<br>Petitioner<br>Petitioner |            |
| Document Name: 55 MAP 2020-Amended Proof of Service of Notice of Appeal to PA Supreme Court   |   |  |  |            |

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| Filed Date                | Docket Entry / Filer   | Representing   | Participant Type                                     | Exit Date |
|---------------------------|--|--|--|-----------|
| <b>September 10, 2020</b> | Filed - Other<br>Lacey, Alex Michael<br>Levine, Clifford B.<br>Lacey, Alex Michael<br>Levine, Clifford B.  | Stefano, Paul<br>Stefano, Paul<br>Thomas, Tony C.<br>Thomas, Tony C. | Petitioner<br>Petitioner<br>Petitioner<br>Petitioner |           |
|                           | Document Name: 55 MAP 2020-Jurisdictional Statement  |  |  |           |
| <b>September 11, 2020</b> | Notice<br>Commonwealth Court Filing<br>Office  |  |  |           |
|                           | Document Name: 55 MAP 2020-Record forwarded to the Supreme Court of PA, Middle District.   |  |  |           |
| <b>September 11, 2020</b> | Certificate of Service Filed<br>Commonwealth Court Filing<br>Office  |  |  |           |
|                           | Document Name: List of documents forwarded to counsel & all unrepresented parties pursuant to Pa. R.A.P. 1931(d).                                    |  |  |           |
| <b>September 11, 2020</b> | Transcript Lodged<br>Court Reporter  |  |  |           |
|                           | Document Name: Proceedings before The Honorable J. Andrew Crompton on Monday, September 7, 2020 @1:00 p.m.<br>Comment: (Via Videoconference Hearing) |  |  |           |
| <b>September 11, 2020</b> | Notice<br>Commonwealth Court Filing<br>Office  |  |  |           |
|                           | Document Name: 55 MAP 2020-Supp. record forwarded to the Supreme Court of PA, Middle District.   |  |  |           |
| <b>September 11, 2020</b> | Certificate of Service Filed<br>Commonwealth Court Filing<br>Office  |  |  |           |
|                           | Document Name: List of documents in Supp. Record forwarded to counsel & all unrepresented parties pursuant to<br>Comment: Pa. R.A.P. 1931(d).        |  |  |           |
| <b>September 11, 2020</b> | Exhibit<br>Crompton, J. Andrew   |  |  |           |
|                           | Document Name: Exhibits from September 7, 2020 Hearing   |  |  |           |
| <b>September 11, 2020</b> | Notice<br>Commonwealth Court Filing<br>Office  |  |  |           |
|                           | Document Name: Supp. record #2- forwarded to the Supreme Court of PA, Middle District.   |  |  |           |
| <b>September 11, 2020</b> | Certificate of Service Filed<br>Commonwealth Court Filing<br>Office  |  |  |           |
|                           | Document Name: List of documents in Supp Rec #2 forwarded to counsel & all unrepresented parties pursuant to<br>Comment: Pa. R.A.P. 1931(d).         |  |  |           |
| <b>September 14, 2020</b> | Transcript Filed<br>Court Reporter   |  |  |           |
|                           | Document Name: From Proceedings Held 9-7-20  |  |  |           |

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|---------------------------|--|--------------|------------------|-----------|
| <b>September 17, 2020</b> | Commonwealth Court Decision Affirmed<br>Supreme Court of Pennsylvania<br>Document Name: /Reversed-55 MAP 2020                        |              |                  |           |
| <b>October 2, 2020</b>    | Notice<br>Supreme Court of Pennsylvania<br>Document Name: 55 MAP 2020-Record returned from the Supreme Court of PA, Middle District. |              |                  |           |

## DISPOSITION INFORMATION

|                      |  |                     |                     |
|----------------------|--|---------------------|---------------------|
| Final Disposition:   | Yes  |                     |                     |
| Related Journal No:  |  | Judgment Date:      |                     |
| Category:            | Disposed Before Decision   | Disposition Author: | Crompton, J. Andrew |
| Disposition:         | Memorandum/Order   | Disposition Date:   | September 9, 2020   |
| Disposition Comment: | hearing on the Petition to Set Aside filed by Paul Stefano and Tony C. Thomas (Objectors) to the Nomination Paoer filed by the Green Party Slate (Petition), which was modified by Objectors to a challenge to the Green Party Candidate for the national offices of President of the United States and Vice-President of the United States, Objectors' Application for Summary Relief (Application), as modified by the Joint Stipulation, is GRANTED IN PART, and DENIED IN PART as follows. |                     |                     |

The Application is GRANTED as to Objectors' challenge to the Green Party Candidate for the office of Vice-President of the United States, and the name ANGELA WALKER shall not be placed on the November 3, 2020 General Election Ballot.

The Application is DENIED in all other respects, for the reasons set forth in the opinion.

The remaining issues in the Application had been resolved by the Joint Stipulation filed on September 3, 2020, and as set forth in this Court's orders dated September 2, 2020 (Application to Dismiss - Global Challenges), September 3, 2020 (as to Statewide Row Offices) and September 4, 2020 (Motion to Dismiss - Notice).

AND FURTHER, Objectors' Petition is DENIED as to Objectors' challenge to the Green Party Candidate for the office of President of the United States, Howie Hawkins, for the reasons set forth in the opinion.

Accordingly, the Secretary of the Commonwealth is directed to place the following name on the November 3, 2020 General Election Ballot as the Candidate for national office for the Green Party:

Howie Hawkins for President of the United States

As there remain no other outstanding applications on the above-captioned matter before this Court, this order addresses the merits of Objectors' Petition in full, and is therefore FINAL.

The parties shall bear their own costs and attorney fees. Objectors' request for attorney fees set forth in their Petition's prayer for relief is DENIED.

The Prothonotary is directed to send a co

Dispositional Filing:  
Filed Date:

Filing Author: