

**Commonwealth Docket Sheet**

**Docket Number: 814 CD 2010**

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**September 25, 2018**



**CAPTION**

In the matter of:  
Kenneth M. Silberstein  
Appeal from Grant of  
Open Record Request

Commonwealth of Pennsylvania,  
Office of Open Records,  
York Township, and Stacey MacNeal,  
Esquire

Appeal of: Stacey MacNeal

**CASE INFORMATION**

Initiating Document:	Notice of Appeal		
Case Status:	Closed		
Case Processing Status:	March 7, 2011	Completed	
Journal Number:	27-12-2010		
Case Category:	Civil	Case Type(s):	Right to Know Act

**CONSOLIDATED CASES**

**RELATED CASES**

**COUNSEL INFORMATION**

**Appellant**      **MacNeal, Stacey**

Pro Se:              No

IFP Status:

Attorney:	Kaplin, Marc B.	
Law Firm:	Kaplin Stewart Meloff Reiter & Stein, P.C.	
Address:	910 Harvest Dr PO Box 3037 Blue Bell, PA 19422-0765	
Phone No:	(610) 260-6000	Fax No: (610) 260-1240

Attorney:	Anisko, Barbara	
Law Firm:	Kaplin Stewart Meloff Reiter & Stein, P.C.	
Address:	910 Harvest Dr PO Box 3037 Blue Bell, PA 19422-3037	
Phone No:	(610) 260-6000	Fax No: (610) 684-2002

Attorney:	Farrell, Ameer Smith	
Law Firm:	Kaplin Stewart Meloff Reiter & Stein, P.C.	
Address:	910 Harvest Dr PO Box 3037 Blue Bell, PA 19422-3037	
Phone No:	(610) 260-6000	Fax No: (610) 684-2010

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## COUNSEL INFORMATION

**Amicus Curiae**      **The Pennsylvania School Boards Association, Inc Et al**  
 Pro Se:                      No  
 IFP Status:  
     Attorney:                      Fields, Sean Ashley  
     Law Firm:                      PA School Boards Association, Inc.  
     Address:                      400 Bent Creek Blvd  
     PO Box 2042  
     Mechanicsburg, PA 17055  
 Phone No:                      (717) 506-2450    x:3348                      Fax No: (717) 506-4716

**Appellee**                      **York Township**  
 Pro Se:                      No  
 IFP Status:  
     Attorney:                      Hovis, Steven Mark  
     Law Firm:                      Stock and Leader, LLP  
     Address:                      221 W Philadelphia St., Ste 6090  
     York, PA 17401  
 Phone No:                      (717) 846-9800                      Fax No: (717) 843-6134

**Appellee**                      **Silberstein, Kenneth M.**  
 Pro Se:                      Yes  
 IFP Status:  
     Pro Se:                      Kenneth M. Silberstein  
     Address:

**Appellee**                      **Office of Open Records**  
 Pro Se:                      No  
 IFP Status:  
     Attorney:                      Byerly, Nathanael J.  
     Law Firm:                      Office of Open Records  
     Address:                      Commonwealth Keystone Building  
     400 North St 4th Fl  
     Harrisburg, PA 17120-0225  
 Phone No:                      (717) 346-9903                      Fax No: (717) 425-5343

    Attorney:                      Schnee, J Chadwick  
 Address:                      PA Office of Open Records  
     400 N St Fl 4 Keystone Bldg  
     Harrisburg, PA 17120-0225  
 Phone No:                      (717) 346-9903                      Fax No: (717) 425-5343

## FEE INFORMATION

Fee Dt	Fee Name	Fee Amt	Receipt Dt	Receipt No	Receipt Amt
05/04/2010	Notice of Appeal	73.50	05/06/2010	2010-CMW-H-001175	73.50
			05/19/2010	2010-CMW-H-001278	73.50
06/07/2010	Fax Orders Account	50.00	06/07/2010	2010-CMW-H-001430	50.00
08/16/2010	2nd Motion for Extension of Time	10.00	08/16/2010	2010-CMW-H-002098	10.00
09/28/2010	Copy Work (Per Page)	24.50	09/28/2010	2010-CMW-H-002496	24.50
09/28/2010	Copy Work (Per Page)	10.50	09/28/2010	2010-CMW-H-002499	10.50

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## AGENCY/TRIAL COURT INFORMATION

Order Appealed From:	April 5, 2010	Notice of Appeal Filed:	May 4, 2010
Order Type:	Order Dated		
Documents Received:	May 6, 2010		

Court Below:	York County Court of Common Pleas	Division:	York County Civil Division
County:	York	OTN:	
Judge:	Renn, Richard K.	Judicial District:	19
Docket Number:	2009-SU-004714-08		

## ORIGINAL RECORD CONTENT

Original Record Item	Filed Date	Content Description
trial court record	June 08, 2010	1
supp rec	June 18, 2010	w/record

Date of Remand of Record: March 7, 2011

## BRIEFING SCHEDULE

Amicus Curiae	Appellee
<b>The Pennsylvania School Boards Association, Inc Et al Brief</b>	<b>Office of Open Records Brief</b>
Due: Filed: September 27, 2010	Due: September 27, 2010 Filed: August 17, 2010
<b>Appellant MacNeal, Stacey Brief</b>	<b>Silberstein, Kenneth M. Brief</b>
Due: July 28, 2010 Filed: August 25, 2010	Due: September 27, 2010 Filed: September 24, 2010
<b>Reply Brief</b>	<b>York Township Brief</b>
Due: October 12, 2010 Filed: October 12, 2010	Due: September 27, 2010 Filed: September 24, 2010
<b>Reproduced Record</b>	
Due: August 25, 2010 Filed: August 25, 2010	

## DOCKET ENTRY

Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
<b>May 4, 2010</b>	Notice of Appeal Filed MacNeal, Stacey		Appellant	
<b>May 14, 2010</b>	Send Back for Correction Commonwealth Court Filing Office Document Name: \$13.50 due. NOA lacks service on court reporter and lacks req. for transcript			
<b>May 18, 2010</b>	Complied with Sendback MacNeal, Stacey Document Name: Filing fee bal. of \$13.50, corrected NOA w/ corresponding cert. of service filed in compliance w/ Comment: sendback.		Appellant	
<b>May 18, 2010</b>	Amended MacNeal, Stacey Document Name: Corrected Notice of Appeal		Appellant	

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## DOCKET ENTRY

Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
May 19, 2010	Notice Exited Commonwealth Court Filing Office			05/19/2010
May 28, 2010	Letter Krimmel, Michael Document Name: to A. Farrell returning docketing statement for filing/attaching certificate of service w/in 5 days			
June 2, 2010	Docketing Statement Filed Farrell, Amee Smith Document Name: Filed by Amee S. Farrell, Esq. w/ required attachments.	MacNeal, Stacey	Appellant	
June 3, 2010	Praecipe for Withdrawal of Appearance Bagley, Joseph Michael	Silberstein, Kenneth M.	Appellee	
June 8, 2010	Trial Court Record Received York County Court of Common Pleas			
June 17, 2010	Application for Extension of Time to File Brief - First Request MacNeal, Stacey		Appellant	
June 17, 2010	Order Granting Application for Extension of Time to File Appellant Brief Krimmel, Michael Document Name: Appellant's briefs (15 copies) shall be filed by 8/18/2010.			06/18/2010
June 18, 2010	Supplemental Record York County Court of Common Pleas Document Name: 10/21/09 TRANSCRIPTS			
June 23, 2010	Certificate of Service Filed MacNeal, Stacey Document Name: Certificate of Service filed re: Order dated 6/17/2010 served on appellees.		Appellant	
July 19, 2010	Designation of Contents of Reproduced Record MacNeal, Stacey Document Name: Appellant's Designation of the Contents of the Reproduced Record.		Appellant	
July 26, 2010	Amended Certificate of Service MacNeal, Stacey		Appellant	
August 16, 2010	Application for Extension of Time to File Brief - Second Request MacNeal, Stacey Document Name: Motion for Extension of Time to File Brief		Appellant	
August 17, 2010	Order Granting Application for Extension of Time to File Brief and Reproduced Record Brown, Kristen W. Document Name: Appellant's brief (15 copies) shall be filed by 8/25/2010.			08/17/2010
August 17, 2010	Appellee's Brief Filed Byerly, Nathanael J. Document Name: In support of Appellant Stacy MacNeal	Office of Open Records	Appellee	

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Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
<b>August 17, 2010</b>	Entry of Appearance Schnee, J Chadwick	Office of Open Records	Appellee	
<b>August 25, 2010</b>	Appellant's Brief Filed Kaplin, Marc B. Farrell, Amee Smith Anisko, Barbara	MacNeal, Stacey MacNeal, Stacey MacNeal, Stacey	Appellant Appellant Appellant	
<b>August 25, 2010</b>	Appellant's Reproduced Record Filed Anisko, Barbara Farrell, Amee Smith Kaplin, Marc B.	MacNeal, Stacey MacNeal, Stacey MacNeal, Stacey	Appellant Appellant Appellant	
<b>September 24, 2010</b>	Appellee's Brief Filed Silberstein, Kenneth M. York Township		Appellee Appellee	
<b>September 27, 2010</b>	Amicus Curiae Brief Fields, Sean Ashley	The Pennsylvania School Boards As Amicus Curiae		
<b>September 29, 2010</b>	Entry of Appearance Fields, Sean Ashley	The Pennsylvania School Boards As Amicus Curiae		
<b>September 30, 2010</b>	Tentative Argument Krimmel, Michael Document Name: Dec. 2010 (Harrisburg)			
<b>October 12, 2010</b>	Appellant's Reply Brief MacNeal, Stacey		Appellant	
<b>October 29, 2010</b>	Argument Scheduled Krimmel, Michael Document Name: TUES., 12/7/2010 at 1:00 p.m., Panel, CR 5001, PJC, Hbg., PA - NO. 27 ON THE LIST.			10/29/2010
<b>November 9, 2010</b>	Application for Relief Office of Open Records Document Name: Application to Present Oral Argument by Amicus Curae		Appellee	
<b>December 1, 2010</b>	Order Granting Application for Relief Per Curiam Document Name: The OOR is hereby permitted to present oral argument in this matter.			12/01/2010
<b>January 6, 2011</b>	Affirmed Quigley, Keith B. Document Name: Opinion (10 pages) Comment: The order of the Court of Common Pleas of York County is AFFIRMED in accordance with the foregoing opinion.			01/06/2011
<b>March 7, 2011</b>	Remitted Commonwealth Court Filing Office			
<b>March 9, 2011</b>	Acknowledgement of Record Remittal York County Court of Common Pleas			

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## SESSION INFORMATION

Journal Number: 27-12-2010  
 Consideration Type: Oral Argument - Panel  
 Listed/Submitted Date: December 7, 2010

## Panel Composition:

The Honorable Renee Cohn Jubelirer	Judge
The Honorable Johnny J. Butler	Judge
The Honorable Keith B. Quigley	Senior Judge

## DISPOSITION INFORMATION

Final Disposition:	Yes	Judgment Date:	
Related Journal No:		Disposition Author:	Quigley, Keith B.
Category:	Decided	Disposition Date:	January 6, 2011
Disposition:	Affirmed		
Disposition Comment:	The order of the Court of Common Pleas of York County is AFFIRMED in accordance with the foregoing opinion.		
Dispositional Filing:	<b>Opinion</b>	Filing Author:	
Filed Date:	1/6/2011 12:00:00AM		

## REARGUMENT / RECONSIDERATION / REMITTAL

Filed Date:  
 Disposition:  
 Disposition Date:  
 Record Remittal: March 7, 2011