

Miscellaneous Docket Sheet

Commonwealth Court of Pennsylvania

Docket Number: 93 MD 2016**Page 1 of 4****April 23, 2018****CAPTION**

In Re: Nomination Petition of
 Donnell Lamar Jones as candidate for
 the Democratic Nomination for
 Representative in the General Assembly
 for the 195th Legislative District

Petition of: Nathaniel Millhouse and Gregory Brown

CASE INFORMATION

Initiating Document: Objection to Nominating Petition

Case Status: Closed

Case Processing Status: March 16, 2016 Completed

Journal Number:

Case Category: Election

Case Type(s): Objection to Nomination Papers

CONSOLIDATED CASES**RELATED CASES****COUNSEL INFORMATION****Petitioner Millhouse, Nathaniel**

Pro Se: No

IFP Status:

Attorney: Gibbs, Charles Matthew

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Petitioner Brown, Gregory

Pro Se: No

IFP Status:

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Law Firm: Green, Schafle & Gibbs, LLC

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COUNSEL INFORMATION

Respondent Jones, Donnell Lamar
Pro Se: Yes
IFP Status:
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FEE INFORMATION

Table with columns: Fee Dt, Fee Name, Fee Amt, Receipt Dt, Receipt No, Receipt Amt. Row: 02/22/2016, Miscellaneous Docket Filing Fee, 65.50, 02/22/2016, 2016-CMW-H-000426, 65.50

AGENCY/TRIAL COURT INFORMATION

Court Below:
County: Division:
Order Appealed From: Judicial District:
Documents Received: February 22, 2016 Notice of Appeal Filed:
Order Type:
OTN(s):
Lower Ct Docket No(s):
Lower Ct Judge(s):

ORIGINAL RECORD CONTENT

Table with columns: Original Record Item, Filed Date, Content Description

Date of Remand of Record:

BRIEFING SCHEDULE

None None

DOCKET ENTRY

Table with columns: Filed Date, Docket Entry / Filer, Representing, Participant Type, Exit Date. Entries for February 22, 2016 and February 23, 2016.

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DOCKET ENTRY

Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
February 24, 2016	Order Filed Per Curiam			02/24/2016

Document Name: SCHEDULING AND CASE MANAGEMENT ORDER:

Comment: Upon consideration of the petition to set aside nomination petition: 1. IT IS HEREBY ORDERED:

A. Hearing on the petition to set aside nomination petition is scheduled for Thursday, March 10, 2016, at 9:30 a.m., in Courtroom Number 1, The Widener Building, 1339 Chestnut Street, One South Penn Square, Philadelphia, Pennsylvania. Objectors are directed to secure the services of a court stenographer for the hearing. Failure of Objectors to secure the services of a court stenographer

may result in the dismissal of this matter. B. If signature lines are challenged, Objectors shall secure, by request or subpoena, the presence of a Statewide Uniform Registry of Electors (SURE) system operator at the hearing. C. A pre-trial conference may be scheduled at any time after March 2, 2016. D. No later than 5:00 p.m., Wednesday, March 2, 2016, Objectors shall personally serve a copy of this order, a copy of the petition to set aside nomination petitions (if the petition to set aside has not previously been served) and,

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 codes used in the spreadsheet, on Donnell Lamar Jones, Candidate, or an adult member of Candidate's family. Objectors shall file a proof of service with the Chief Clerk promptly thereafter. E. Objectors 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 Chief Clerk.

F. At the time of hearing, Objectors shall offer proof of timely service of the petition to set aside on the Secretary of the Commonwealth. G. All counsel are under a continuing obligation and are hereby ordered to serve a copy of this order upon all nrepresented parties, if any, and upon all counsel entering an appearance subsequent to the entry of this order. 2. It is FURTHER ORDERED: A. Objectors shall file a list of all witnesses to be called at the hearing and the curriculum vitae and expert reports of all expert witnesses. Any witness not identified shall be precluded from testifying except for good cause shown. B. Candidate shall file a list of all witnesses to be called at the hearing and the curriculum vitae and expert reports of all expert witnesses. Any witness not identified shall be precluded from testifying except for good cause shown. 3. If signature line challenges are at issue, it is FURTHER ORDERED:

A. Objectors shall immediately arrange to meet with Candidate or Candidate's representative and, if appropriate, with a SURE system operator, to review before the hearing each and every challenged signature line. identifies: B. Objectors and Candidate shall file a stipulation of the parties that (a) the total number of completed signature lines submitted; (b) the total number of uncontested signature lines submitted; (c) the total number of signature lines challenged; (d) each and every signature line to which

is an objection, identified by page number and line number, and the basis for the objection; (e) each and every signature line to be stricken as invalid or for which an objection is to be withdrawn, identified by page number and line number, if the parties can reach such a stipulation. C. Candidate shall file a list of all signature lines, identified by page number and line number, that are facially defective and that Candidate intends to rehabilitate. Candidate shall also state the maimer in which Candidate intends to rehabilitate the signature lines. 4. Objectors and Candidate may each file a memorandwn of law in support of their respective positions by the time and date specified in paragraph 5 of this order. No further memoranda will be permitted unless ordered by the Court. 5. Unless otherwise ordered, all filings required or permitted by paragraphs 2, 3 and 4 of this order shall be filed no later than 12:00 o'clock noon on March 9, 2016 with the Chief Clerk at the Pennsylvania Judicial Center, Suite 2100, 601 Commonwealth Avenue, P.O. Box 69185, Harrisburg, PA 17106-9185. Parties may file via PACFile (the Pennsylvania appellate court electronic filing system) but may NOT file by facsimile or e-mail without express prior pennission from the Court. 6. Failure to comply with any provision of this order may preclude the noncompliant party from entering any evidence, and may result in the imposition of monetary sanctions.

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DOCKET ENTRY

Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
March 2, 2016	Affidavit Filed Gibbs, Charles Matthew Gibbs, Charles Matthew	Brown, Gregory Millhouse, Nathaniel	Petitioner Petitioner	
	Document Name: Affidavit of Service Filed			
March 16, 2016	Nom Pet Set/Aside Gr. Friedman, Rochelle S.			03/16/2016
	Document Name: Memorandum Opinion and Order (5pgs)			
	Comment: AND NOW, this 16th day of March, 2016, this court hereby grants the petition of Nathaniel Millhouse and Gregory Brown to set aside the nomination petition of Donnell Lamar Jones as a candidate for the Democratic nomination for Representative in the General Assembly for the 195th Legislative District. This court directs that the Secretary of the Commonwealth shall not certify the name of Donnell Lamar Jones for the April 26, 2016, primary election ballot as a candidate for the Democratic nomination for Representative in the General Assembly for the 195th Legislative District. Each party shall bear its own costs.			
April 6, 2016	Transcript Filed Court Reporter			
	Document Name: Challenge of a Nomination Officiant Hearing			

DISPOSITION INFORMATION

Final Disposition: Yes

Related Journal No: Judgment Date:

Category: Disposed Before Decision Disposition Author: Friedman, Rochelle S.

Disposition: Nom Pet Set/Aside Gr. Disposition Date: March 16, 2016

Disposition Comment: AND NOW, this 16th day of March, 2016, this court hereby grants the petition of Nathaniel Millhouse and Gregory Brown to set aside the nomination petition of Donnell Lamar Jones as a candidate for the Democratic nomination for Representative in the General Assembly for the 195th Legislative District. This court directs that the Secretary of the Commonwealth shall not certify the name of Donnell Lamar Jones for the April 26, 2016, primary election ballot as a candidate for the Democratic nomination for Representative in the General Assembly for the 195th Legislative District. Each party shall bear its own costs.

Dispositional Filing: **Memorandum Opinion** Filing Author:

Filed Date: 3/16/2016 12:00:00AM