Expedited Case

Supreme Court of Pennsylvania

Appeal Docket Sheet

Docket Number: 28 WAP 2024

November 14, 2026

CAPTION

Center for Coalfield Justice, Washington Branch NAACP, Bruce Jacobs, Jeffrey Marks, June Devaughn Hython, Erika Worobec, Sandra Macioce, Kenneth Elliott, and David Dean

v.

Washington County Board of Elections, Republican National Committee and Republican Party of Pennsylvania

Appeal of: Republican National Committee and Republican Party of Pennsylvania

CASE INFORMATION

Initiating Document:	Order Granting Petition for Allowance of Appeal		
Case Status:	Closed		
Journal Number:	J-95-2024 October 11, 2024		
Case Category:	Election	Case Type(s):	Election

CONSOLIDATED CASES

RELATED CASES

COUNSEL INFORMATION

Attorney:	Gallagher, Kathleen A.
	The Gallagher Firm, LLC
Address:	The Gallagher Firm LLC 436 Seventh Ave 31st Fl Pittsburgh, PA 15219
Phone No:	(412) 308-5512
Receive Mail:	Yes
Receive EMail:	Yes Email:
Representing:	Republican National Committee, Appellant
Pro Se:	No
IFP/Waiver:	
Representing:	Republican Party of Pennsylvania, Appellant
Pro Se:	No
IFP/Waiver:	

Attorney:	Breth, Thomas E.
	Dillon, McCandless, King, Coulter & Graham, LLP
Address:	Dillon Mccandless King Coulter & Graham Llp 128 W Cunningham St Butler, PA 16001-5742
Phone No:	(724) 283-2200
Receive Mail:	Yes
Receive EMail:	Yes Email:
Representing:	Republican National Committee, Appellant
Pro Se:	No
IFP/Waiver:	
Representing:	Republican Party of Pennsylvania, Appellant
Pro Se:	No
IFP/Waiver:	

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COUNSEL INFORMATION

Attorney:	Crosland, E. Stewart
	Pro Hac Vice
Address:	Jones Day
	51 Lousiana Avenue, N.W.
	Washington, DC 20001
Phone No:	(202) 879-3939
Receive Mail:	Yes
Representing:	Republican National Committee, Appellant
Pro Se:	No
IFP/Waiver:	
Representing:	Republican Party of Pennsylvania, Appellant
Pro Se:	No
IFP/Waiver:	

Attorney:	Gore, John M.
	Pro Hac Vice
	Jones Day
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	Washington, DC 20001
Phone No:	(202) 879-3939
Receive Mail:	Yes
Representing:	Republican National Committee, Appellant
Pro Se:	No
IFP/Waiver:	
Representing:	Republican Party of Pennsylvania, Appellant
Pro Se:	No
IFP/Waiver:	

Attorney:	King, Thomas W., III
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	Butler, PA 16001-5742
Phone No:	(724) 283-2200
Receive Mail:	Yes
Receive EMail:	Yes Email:
Representing:	Republican National Committee, Appellant
Pro Se:	No
IFP/Waiver:	
Representing:	Republican Party of Pennsylvania, Appellant
Pro Se:	No
IFP/Waiver:	

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COUNSEL INFORMATION

Attorney:	Berardinelli, David John
	DeForest Koscelnik & Berardinelli
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	436 Seventh Avenue
	Pittsburgh, PA 15219
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Receive Mail:	Yes
Receive EMail:	Yes Email:
Representing:	Washington County Board of Elections, Appellee
Pro Se:	No
IFP/Waiver:	

Attorney:	Walczak, Witold J.
	American Civil Liberties Union of Pennsylvania
Address:	P.O. Box 60173
	Philadelphia, PA 19102
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Receive Mail:	Yes
Receive EMail:	Yes Email:
Representing:	Center for Coalfield Justice, et al., Appellee
Pro Se:	No
IFP/Waiver:	

Attorney:	Black, Martin Jay
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	Philadelphia, PA 19104-2808
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Receive Mail:	Yes
Receive EMail:	Yes Email:
Representing:	Center for Coalfield Justice, et al., Appellee
Pro Se:	No
IFP/Waiver:	

Attorney:	De Palma, Claudia
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Phone No:	(267) 546-1313
Receive Mail:	Yes
Receive EMail:	Yes Email:
Representing:	Center for Coalfield Justice, et al., Appellee
Pro Se:	No
IFP/Waiver:	

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COUNSEL INFORMATION

Attorney:	Edwards, Jeffrey Scott
	Dechert LLP
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	Philadelphia, PA 19104-2808
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Receive Mail:	Yes
Receive EMail:	Yes Email:
Representing:	Center for Coalfield Justice, et al., Appellee
Pro Se:	No
IFP/Waiver:	

Attorney:	McKenzie, Mary M.
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	Philadelphia, PA 19102
Phone No:	(267) 546-1319
Receive Mail:	Yes
Receive EMail:	Yes Email:
Representing:	Center for Coalfield Justice, et al., Appellee
Pro Se:	No
IFP/Waiver:	

Attorney:	Merken, Christopher James Rogers
	Dechert LLP
Address:	2929 Arch St Cira Ctr
	Philadelphia, PA 19104
Phone No:	(215) 994-2380
Receive Mail:	Yes
Receive EMail:	Yes Email:
Representing:	Center for Coalfield Justice, et al., Appellee
Pro Se:	No
IFP/Waiver:	

Attorney:	Reilly, Luke Michael
	Dechert LLP
Address:	2929 Arch St
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Phone No:	(215) 994-2194
Receive Mail:	Yes
Receive EMail:	Yes Email:
Representing:	Center for Coalfield Justice, et al., Appellee
Pro Se:	No
IFP/Waiver:	

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COUNSEL INFORMATION

Attorney:	Schneider, Marian Karen
	ACLU of Pennsylvania, Pittsburgh
Address:	Po Box 60173
	Philadelphia, PA 19102
Phone No:	(610) 420-0632
Receive Mail:	Yes
Receive EMail:	Yes Email:
Representing:	Center for Coalfield Justice, et al., Appellee
Pro Se:	No
IFP/Waiver:	

Attorney:	Steiker-Ginzberg, Kate Ilana
	ACLU of Pennsylvania
Address:	Po Box 60173
	Philadelphia, PA 19102
Phone No:	(917) 444-6803
Receive Mail:	Yes
Receive EMail:	Yes Email:
Representing:	Center for Coalfield Justice, et al., Appellee
Pro Se:	No
IFP/Waiver:	

Attorney:	Bonin, Adam Craig
	The Law Office of Adam C. Bonin
Address:	105 Cambridge Way
	Harleysville, PA 19438
Phone No:	(267) 242-5014
Receive Mail:	Yes
Receive EMail:	Yes Email:
Representing:	AFT Pennsylvania, et al, Amicus Curiae
Pro Se:	No
IFP/Waiver:	

Attorney:	Khan, Joseph Jamil
	Curtin & Heefner LLP
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	Doylestown, PA 18901
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Receive Mail:	Yes
Receive EMail:	Yes Email:
Representing:	County Commissioners, et al, Amicus Curiae
Pro Se:	No
IFP/Waiver:	

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Supreme Court of Pennsylvania

Appeal Docket Sheet

Docket Number: 28 WAP 2024

November 14, 2026

COUNSEL INFORMATION

Attorney:	Levine, Clifford B.
	Dentons Cohen & Grigsby
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Receive Mail:	Yes
Receive EMail:	Yes Email:
Representing:	Democratic National Committee, Amicus Curiae
Pro Se:	No
IFP/Waiver:	
Representing:	Pennsylvania Democratic Party, Amicus Curiae
Pro Se:	No
IFP/Waiver:	

Attorney:	Pfautz, Michael Wu-Kung
	Philadelphia Law Department
Address:	City Of Philadelphia Law Dept 1515 Arch St Fl 15 Philadelphia, PA 19102
Phone No:	(215) 683-5233
Receive Mail:	Yes
Receive EMail:	Yes Email:
Representing:	Philadelphia County Board of Elections, Amicus Curiae
Pro Se:	No
IFP/Waiver:	

Attorney:	Thomson, Aimee Diane
	Pennsylvania Governor's Office of General Counsel
Address:	1650 Arch St Ste 2500 Mailbox 24 Philadelphia, PA 19103
Phone No:	(223) 234-4986
Receive Mail:	Yes
Receive EMail:	Yes Email:
Representing:	Pennsylvania Department of State, Amicus Curiae
Pro Se:	No
IFP/Waiver:	
Representing:	Schmidt, Secretary Al, Amicus Curiae
Pro Se:	No
IFP/Waiver:	

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COUNSEL INFORMATION

Attorney:	Wallen, Zachary Michael
	Chalmers, Adams, Backer & Kaufman, LLC
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	301 S Hills Village Dr Ste LI200420
	Pittsburgh, PA 15241
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Receive Mail:	Yes
Receive EMail:	Yes Email:
Representing:	Bryan Cutler, et al, Amicus Curiae
Pro Se:	No
IFP/Waiver:	

Attorney:	Alerasool, Omeed
	Elias Law Group
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Receive Mail:	Yes
Receive EMail:	Yes Email:
Representing:	AFT Pennsylvania, et al, Amicus Curiae
Pro Se:	No
IFP/Waiver:	

Attorney:	Baxenberg, Justin
	Pro Hac Vice
	Elias Law Group, LLP
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	Suite 400
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Receive Mail:	Yes
Representing:	AFT Pennsylvania, et al, Amicus Curiae
Pro Se:	No
IFP/Waiver:	

Attorney:	Medina, Richard Alexander
	Pro Hac Vice
	Elias Law Group LLP
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	Washington, DC 20001
Receive Mail:	Yes
Representing:	AFT Pennsylvania, et al, Amicus Curiae
Pro Se:	No
IFP/Waiver:	

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COUNSEL INFORMATION

Attorney:	Nkwonta, Uzoma N.
	Pro Hac Vice
	Elias Law Group LLP
Address:	250 Massachusetts Avenue NW
	Suite 400
	Washington, DC 20001
Receive Mail:	Yes
Representing:	AFT Pennsylvania, et al, Amicus Curiae
Pro Se:	No
IFP/Waiver:	

SUPREME COURT INFORMATION

Appeal From: the Order of the Commonwealth Court at No. 1172 CD 2024, entered on September 24, 2024, affirming Order of the Washington County Court of Common Pleas at No. 2024-3953, entered on August 27, 2024.

Probable Jurisdiction Noted: Docketed Date: October 5, 2024

Allocatur/Miscellaneous Granted: October 5, 2024 Allocatur/Miscellaneous Docket No.: 259 WAL 2024

Allocatur/Miscellaneous Grant Order: AND NOW, this 5th day of October, 2024, the Petition for Allowance of Appeal is GRANTED. The issues, rephrased for clarity and brevity, are:

(1) Whether the Commonwealth Court erred in holding the mail-in ballot return policy implemented by the Washington County Board of Elections resulted in violations of electors' procedural due process rights.

(2) Whether the Commonwealth Court erred in affirming the trial court's injunction and order directing the board to (1) "notify any elector whose mailin packet is segregated for a disqualifying error, so the voter has an opportunity to challenge (not cure) the alleged defects"; (2) "input the accurate status of the mail-in packet in the SURE system and provide the status to the elector if requested"; and (3) "properly document in the poll books that the elector has not 'voted' when an elector's mail-in packet is segregated for a disqualifying defect in accordance with 25 P.S. §3150.16 (which will allow the elector the opportunity to cast a provisional ballot) and choose the most appropriate selection in the SURE system to reflect as such." Opinion and Order, Ctr. for Coalfield Justice v. Washington Cty. Bd. of Elections, No. 2024-3953, at 4 (C.P. Washington, Aug. 23, 2024).

Petitioners' brief shall be filed on or before October 9, 2024 at 12:00 p.m. Respondents and any amici shall file their briefs on or before October 11, 2024 at 12:00 p.m. No reply brief will be permitted. This matter will be submitted on the briefs without oral argument.

FEE INFORMATION

Fee Dt	Fee Name	Fee Amt	Receipt Dt	Receipt No	Receipt Amt

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Supreme Court of Pennsylvania

Appeal Docket Sheet

Docket Number: 28 WAP 2024

November 14, 2026

INTERMEDIATE APPELLATE COURT INFORMATION

Court Name:	Commonwealth	Docket Number:	1172 CD 2024
Date of Order:	September 24, 2024	Rearg/Recon Disp Date:	
		Rearg/Recon Disposition:	
Judge(s):	Cohn Jubelirer, Renee Wojcik, Michael H. Dumas, Lori A.		

Intermediate Appellate Court Action: Affirmed

Referring Court:

AGENCY/TRIAL COURT INFORMATION

Court Below: Washington County Court of Common Pleas

County: Washington Division: Washington County Civil Division

Date of Agency/Trial Court Order: August 23, 2024

Docket Number: 2024-3953

Judge(s): Neuman, Brandon P. OTN:

Order Type: Order

ORIGINAL RECORD CONTENT

Original Record Item	Filed Date	Content/Description
Original Record	October 07, 2024	

Record Remittal: October 16, 2025

BRIEFING SCHEDULE

Amicus Curiae

AFT Pennsylvania, et al

Brief

Due: Filed: October 11, 2024

Bryan Cutler, et al

Brief

Due: Filed: October 10, 2024

County Commissioners, et al

Brief

Due: Filed: October 11, 2024

Democratic National Committee

Brief

Due: October 11, 2024 Filed: October 11, 2024

Pennsylvania Democratic Party

Brief

Due: October 11, 2024 Filed: October 11, 2024

Pennsylvania Department of State

Brief

Appellee

Center for Coalfield Justice, et al.

Brief

Due: October 11, 2024 Filed: October 11, 2024

Washington County Board of Elections

Brief

Due: October 11, 2024 Filed:

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BRIEFING SCHEDULE

Amicus Curiae

Pennsylvania Department of State

Brief

Due: October 11, 2024 Filed: October 11, 2024

Philadelphia County Board of Elections

Brief

Due: Filed: October 11, 2024

Schmidt, Secretary Al

Brief

Due: October 11, 2024 Filed: October 11, 2024

Appellant

Republican National Committee

Brief

Due: October 9, 2024 Filed: October 9, 2024

Reproduced Record

Due: October 9, 2024 Filed:

Republican Party of Pennsylvania

Brief

Due: October 9, 2024 Filed: October 9, 2024

Reproduced Record

Due: October 9, 2024 Filed:

SESSION INFORMATION

Journal Number:	J-95-2024
Listed/Submitted Date:	October 11, 2024
Consideration Type:	Submit on Briefs Supreme

DISPOSITION INFORMATION

Related Journal No:		Judgment Date:	September 26, 2025
Category:	Decided	Disposition Author:	Dougherty, Kevin M.
Disposition:	Vacated/Affirmed	Disposition Date:	September 26, 2025
Dispositional Filing:	**Majority Opinion**	Author:	Dougherty, Kevin M.
Filed Date:	September 26, 2025		

Justice:	Todd, Debra	Vote:	Joins
Justice:	Donohue, Christine	Vote:	Joins
Justice:	McCaffery, Daniel D.	Vote:	Joins

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Supreme Court of Pennsylvania

Appeal Docket Sheet

Docket Number: 28 WAP 2024

November 14, 2026

DISPOSITION INFORMATION

Dispositional Filing:	**Dissenting Opinion**	Author:	Mundy, Sallie U.
Filed Date:	September 26, 2025		
Dispositional Filing:	**Dissenting Opinion**	Author:	Brobson, P. Kevin
Filed Date:	September 26, 2025		
Justice:	Wecht, David N.	Vote:	Joins
Justice:	Mundy, Sallie U.	Vote:	Joins

DOCKET ENTRY

Filed Date	Docket Entry / Representing	Participant Type	Filed By
October 5, 2024	**Allocatur Granted**		Per Curiam

Comments:
AND NOW, this 5th day of October, 2024, the Petition for Allowance of Appeal is GRANTED. The issues, rephrased for clarity and brevity, are:

(1) Whether the Commonwealth Court erred in holding the mail-in ballot return policy implemented by the Washington County Board of Elections resulted in violations of electors' procedural due process rights.

(2) Whether the Commonwealth Court erred in affirming the trial court's injunction and order directing the board to (1) "notify any elector whose mailin packet is segregated for a disqualifying error, so the voter has an opportunity to challenge (not cure) the alleged defects"; (2) "input the accurate status of the mail-in packet in the SURE system and provide the status to the elector if requested"; and (3) "properly document in the poll books that the elector has not 'voted' when an elector's mail-in packet is segregated for a disqualifying defect in accordance with 25 P.S. §3150.16 (which will allow the elector the opportunity to cast a provisional ballot) and choose the most appropriate selection in the SURE system to reflect as such." Opinion and Order, Ctr. for Coalfield Justice v. Washington Cty. Bd. of Elections, No. 2024-3953, at 4 (C.P. Washington, Aug. 23, 2024).

Petitioners' brief shall be filed on or before October 9, 2024 at 12:00 p.m. Respondents and any amici shall file their briefs on or before October 11, 2024 at 12:00 p.m. No reply brief will be permitted. This matter will be submitted on the briefs without oral argument.

October 7, 2024	**Commonwealth Court Record Received**		Commonwealth Court of Pennsylvania
October 9, 2024	**Appellant's Brief**	Appellant	Republican Party of Pennsylvania
		Appellant	Republican National Committee
October 10, 2024	**Amicus Brief of Bryan Cutler, Kim Ward & Joe Pittman In Support of Appellants**	Amicus Curiae	Bryan Cutler, et al
October 11, 2024	**Amicus Brief of County Commissioners In Support of Appellees**	Amicus Curiae	County Commissioners, et al

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DOCKET ENTRY

Filed Date	Docket Entry / Representing	Participant Type	Filed By
October 11, 2024	**Amicus Brief fo Sec. Al Schmidt & PA Department of State**		
		Amicus Curiae	Schmidt, Secretary Al
		Amicus Curiae	Pennsylvania Department of State
October 11, 2024	**Amicus Brief of the DNC & The PA Democartic Party In Support of Appellees**		
		Amicus Curiae	Pennsylvania Democratic Party
		Amicus Curiae	Democratic National Committee
October 11, 2024	**Appellee's Brief**		
		Appellee	Center for Coalfield Justice, et al.
October 11, 2024	**Amicus Brief of AFT PA & The PA Alliance for Retired Americans in Support of Appellees**		
		Amicus Curiae	AFT Pennsylvania, et al
October 11, 2024	**Amicus Brief of Philadelphia County Board of Elections**		
		Amicus Curiae	Philadelphia County Board of Elections
October 18, 2024	**Application to be Admitted Pro Hac Vice(Uzoma N. Nkwonta)**		
	AFT Pennsylvania, et al	Amicus Curiae	Alerasool, Omeed
October 18, 2024	**Application to be Admitted Pro Hac Vice(Justin Baxenberg)**		
	AFT Pennsylvania, et al	Amicus Curiae	Alerasool, Omeed
October 18, 2024	**Application to be Admitted Pro Hac Vice(Richard A. Medina)**		
	AFT Pennsylvania, et al	Amicus Curiae	Alerasool, Omeed
October 21, 2024	**Order Granting Application to be Admitted Pro Hac Vice(Baxenberg)**		
			Gorman, Kaitlin A.

Comments:
AND NOW, this 21st day of October, 2024, the application for the admission pro hac vice of Attorney Justin Baxenberg is hereby GRANTED.

October 21, 2024	**Order Granting Application to be Admitted Pro Hac Vice(Richard Medina)**		
			Gorman, Kaitlin A.

Comments:
AND NOW, this 21st day of October, 2024, the application for the admission pro hac vice of Attorney Richard A. Medina is hereby GRANTED.

October 21, 2024	**Order Granting Application to be Admitted Pro Hac Vice**		
			Gorman, Kaitlin A.

Comments:
AND NOW, this 21st day of October, 2024, the application for the admission pro hac vice of Attorney Uzoma N. Nkwonta is hereby GRANTED.

October 21, 2024	**Order Exited**		
			Office of the Prothonotary
October 21, 2024	**Application to be Admitted Pro Hac Vice(John M. Gore)**		
	Republican Party of Pennsylvania	Appellant	Gallagher, Kathleen A.
	Republican National Committee	Appellant	Gallagher, Kathleen A.

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DOCKET ENTRY

Filed Date	Docket Entry / Representing	Participant Type	Filed By
October 22, 2024	**Order Granting Application to be Admitted Pro Hac Vice(John M. Gore)**		Ceraso, Betsy

Comments:
AND NOW, this 22nd day of October, 2024, the application for the admission pro hac vice of John M. Gore, Esq. is GRANTED.

October 22, 2024	**Order Exited**		Office of the Prothonotary
October 25, 2024	**Application to be Admitted Pro Hac Vice(E. Stewart Crosland)**		
	Republican Party of Pennsylvania	Appellant	Gallagher, Kathleen A.
	Republican National Committee	Appellant	Gallagher, Kathleen A.
October 25, 2024	**Order Granting Application to be Admitted Pro Hac Vice(E. Stewart Crosland)**		Ceraso, Betsy
October 25, 2024	**Order Exited**		Office of the Prothonotary
September 26, 2025	**Affirmed/Vacated**		Dougherty, Kevin M.

Comments:
Thus, we affirm the lower courts' decisions, except to the extent they suggest electors must be allowed to challenge canvassing and computation decisions pursuant to 25 P.S. §3157 before the canvass occurs. For that reason, and because an accurate SURE code entry will effectuate notice, we vacate the portion of the trial court's order requiring the Board "to notify any elector whose mail-in packet is segregated for a disqualifying error, so the voter has an opportunity to challenge (not cure) the alleged defects." Trial Court Op. and Order, 8/23/24, at 4. The injunction and order otherwise remain intact.

Jurisdiction relinquished.

Chief Justice Todd and Justices Donohue and McCaffery join the opinion.
Justice Mundy files a dissenting opinion.
Justice Brobson files a dissenting opinion in which Justices Wecht and Mundy join.

September 26, 2025	**Judgment Entered**	Office of the Prothonotary
October 16, 2025	**Remitted**	Office of the Prothonotary
October 28, 2025	**Acknowledgement of Record Remittal**	Washington County Civil Division

CROSS COURT ACTIONS

Docket Number:	1172 CD 2024
Docket Number:	259 WAL 2024

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