

Supreme Court of Pennsylvania



Appeal Docket Sheet

Docket Number: 28 WAP 2024

Page 1 of 13

June 12, 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.
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Representing: Republican National Committee, Appellant

Pro Se: No

IFP Status:

Representing: Republican Party of Pennsylvania, Appellant

Pro Se: No

IFP Status:

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Pro Se: No

IFP Status:

Representing: Republican Party of Pennsylvania, Appellant

Pro Se: No

IFP Status:



COUNSEL INFORMATION

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IFP Status:

Representing: Republican Party of Pennsylvania, Appellant
Pro Se: No
IFP Status:

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IFP Status:

Representing: Republican Party of Pennsylvania, Appellant
Pro Se: No
IFP Status:



COUNSEL INFORMATION

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 Pro Se: No
 IFP Status:

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 Pro Se: No
 IFP Status:

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 Pro Se: No
 IFP Status:

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 IFP Status:



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 Pro Se: No
 IFP Status:

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 Pro Se: No
 IFP Status:

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 Dechert LLP
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 Representing: Center for Coalfield Justice, et al., Appellee
 Pro Se: No
 IFP Status:

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 Pro Se: No
 IFP Status:



COUNSEL INFORMATION

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 Receive EMail: Yes Email:
 Representing: Center for Coalfield Justice, et al., Appellee
 Pro Se: No
 IFP Status:

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 Representing: Center for Coalfield Justice, et al., Appellee
 Pro Se: No
 IFP Status:

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 Representing: AFT Pennsylvania, et al, Amicus Curiae
 Pro Se: No
 IFP Status:

Attorney: Khan, Joseph Jamil
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 Representing: County Commissioners, et al, Amicus Curiae
 Pro Se: No
 IFP Status:



COUNSEL INFORMATION

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Representing:	Democratic National Committee, Amicus Curiae	
Pro Se:	No	
IFP Status:		
Representing:	Pennsylvania Democratic Party, Amicus Curiae	
Pro Se:	No	
IFP Status:		

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Pro Se:	No	
IFP Status:		

Attorney:	Thomson, Aimee Diane	
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Receive Mail:	Yes	
Receive EMail:	Yes	Email:
Representing:	Pennsylvania Department of State, Amicus Curiae	
Pro Se:	No	
IFP Status:		
Representing:	Schmidt, Secretary AI, Amicus Curiae	
Pro Se:	No	
IFP Status:		



COUNSEL INFORMATION

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 Pro Se: No
 IFP Status:

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 Pro Se: No
 IFP Status:



COUNSEL INFORMATION

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 Representing: AFT Pennsylvania, et al, Amicus Curiae
 Pro Se: No
 IFP Status:

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

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June 12, 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	Appellee
AFT Pennsylvania, et al	Center for Coalfield Justice, et al.
Brief	Brief
Due: Filed: October 11, 2024	Due: October 11, 2024 Filed: October 11, 2024
Bryan Cutler, et al	Washington County Board of Elections
Brief	Brief
Due: Filed: October 10, 2024	Due: October 11, 2024 Filed:
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	



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 AI**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



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



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 Amicus Curiae	Schmidt, Secretary Al Pennsylvania Department of State
October 11, 2024	Amicus Brief of the DNC & The PA Democartic Party In Support of Appellees	Amicus Curiae Amicus Curiae	Pennsylvania Democratic Party 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 Republican National Committee	Appellant Appellant	Gallagher, Kathleen A. Gallagher, Kathleen A.



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