

## Supreme Court of Pennsylvania



## Appeal Docket Sheet

Docket Number: 28 WAP 2024

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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.  
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 Status:

Representing: Republican Party of Pennsylvania, Appellant

Pro Se: No

IFP Status:

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 Status:

Representing: Republican Party of Pennsylvania, Appellant

Pro Se: No

IFP Status:



## 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 Status:

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

Attorney: Gore, John M.  
Pro Hac Vice  
Jones Day

Address: 51 Louisianna Avenue, N.W.  
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Phone No: (202) 879-3939

Receive Mail: Yes

Representing: Republican National Committee, Appellant  
Pro Se: No  
IFP Status:

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

Attorney: King, Thomas W., III  
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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 Status:

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



## COUNSEL INFORMATION

Attorney: Berardinelli, David John  
 DeForest Koscelnik & Berardinelli  
 Address: Koppers Building, 30th Floor  
 436 Seventh Avenue  
 Pittsburgh, PA 15219  
 Phone No: (412) 227-3135  
 Receive Mail: Yes  
 Receive EMail: Yes Email:  
 Representing: Washington County Board of Elections, Appellee  
 Pro Se: No  
 IFP Status:

Attorney: Walczak, Witold J.  
 American Civil Liberties Union of Pennsylvania  
 Address: P.O. Box 60173  
 Philadelphia, PA 19102  
 Phone No: (215) 592-1513 x:138  
 Receive Mail: Yes  
 Receive EMail: Yes Email:  
 Representing: Center for Coalfield Justice, et al., Appellee  
 Pro Se: No  
 IFP Status:

Attorney: Black, Martin Jay  
 Dechert LLP  
 Address: 2929 Arch St  
 Philadelphia, PA 19104-2808  
 Phone No: (215) 994-2664  
 Receive Mail: Yes  
 Receive EMail: Yes Email:  
 Representing: Center for Coalfield Justice, et al., Appellee  
 Pro Se: No  
 IFP Status:

Attorney: De Palma, Claudia  
 Public Interest Law Center (The)  
 Address: 1500 JFK Blvd, Suite 802  
 Philadelphia, PA 19102  
 Phone No: (267) 546-1313  
 Receive Mail: Yes  
 Receive EMail: Yes Email:  
 Representing: Center for Coalfield Justice, et al., Appellee  
 Pro Se: No  
 IFP Status:



## 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 Status:

Attorney: McKenzie, Mary M.  
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 Address: Public Interest Law Center Two Penn Center  
 1500 Jfk Blvd Ste 802  
 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 Status:

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 Status:

Attorney: Reilly, Luke Michael  
 Dechert LLP  
 Address: 2929 Arch St  
 Philadelphia, PA 19104  
 Phone No: (215) 994-2194  
 Receive Mail: Yes  
 Receive EMail: Yes Email:  
 Representing: Center for Coalfield Justice, et al., Appellee  
 Pro Se: No  
 IFP Status:



## COUNSEL INFORMATION

Attorney: Schneider, Marian Karen  
 Address: ACLU of Pennsylvania, Pittsburgh  
 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 Status:

Attorney: Steiker-Ginzberg, Kate Ilana  
 Address: ACLU of Pennsylvania  
 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 Status:

Attorney: Bonin, Adam Craig  
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 105 Cambridge Way  
 Harleysville, PA 19438  
 Phone No: (267) 242-5014  
 Receive Mail: Yes  
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 Representing: AFT Pennsylvania, et al, Amicus Curiae  
 Pro Se: No  
 IFP Status:

Attorney: Khan, Joseph Jamil  
 Address: Curtin & Heefner LLP  
 2005 S Easton Rd  
 Doylestown, PA 18901  
 Phone No: (215) 736-2521  
 Receive Mail: Yes  
 Receive EMail: Yes Email:  
 Representing: County Commissioners, et al, Amicus Curiae  
 Pro Se: No  
 IFP Status:



## COUNSEL INFORMATION

Attorney:	Levine, Clifford B.
Address:	Dentons Cohen & Grigsby Dentons Cohen & Grigsby P.c. 625 Liberty Ave 5th Fl Pittsburgh, PA 15222-3152
Phone No:	(412) 297-4998
Receive Mail:	Yes
Receive EMail:	Yes Email:
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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Attorney:	Pfautz, Michael Wu-Kung
Address:	Philadelphia Law Department 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 Status:	

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Attorney:	Thomson, Aimee Diane
Address:	Pennsylvania Governor's Office of General Counsel 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 Status:	
Representing:	Schmidt, Secretary AI, Amicus Curiae
Pro Se:	No
IFP Status:	



## 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  
 Phone No: (412) 200-0842  
 Receive Mail: Yes  
 Receive EMail: Yes Email:  
 Representing: Bryan Cutler, et al, Amicus Curiae  
 Pro Se: No  
 IFP Status:

Attorney: Alerasool, Omeed  
 Elias Law Group  
 Address: 250 Massachusetts Ave NW # 400  
 Washington, DC 20001  
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 Receive Mail: Yes  
 Receive EMail: Yes Email:  
 Representing: AFT Pennsylvania, et al, Amicus Curiae  
 Pro Se: No  
 IFP Status:

Attorney: Baxenberg, Justin  
 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 Status:

Attorney: Medina, Richard Alexander  
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 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 Status:

## Supreme Court of Pennsylvania



## Appeal Docket Sheet

Docket Number: 28 WAP 2024

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June 12, 2026

## COUNSEL INFORMATION

Attorney: Nkwonta, Uzoma N.  
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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 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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## 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	
<b>Record Remittal:</b>	<b>October 16, 2025</b>	

## BRIEFING SCHEDULE

<b>Amicus Curiae</b>	<b>Appellee</b>
<b>AFT Pennsylvania, et al</b>	<b>Center for Coalfield Justice, et al.</b>
<b>Brief</b>	<b>Brief</b>
Due: Filed: October 11, 2024	Due: October 11, 2024 Filed: October 11, 2024
<b>Bryan Cutler, et al</b>	<b>Washington County Board of Elections</b>
<b>Brief</b>	<b>Brief</b>
Due: Filed: October 10, 2024	Due: October 11, 2024 Filed:
<b>County Commissioners, et al</b>	
<b>Brief</b>	
Due: Filed: October 11, 2024	
<b>Democratic National Committee</b>	
<b>Brief</b>	
Due: October 11, 2024 Filed: October 11, 2024	
<b>Pennsylvania Democratic Party</b>	
<b>Brief</b>	
Due: October 11, 2024 Filed: October 11, 2024	
<b>Pennsylvania Department of State</b>	
<b>Brief</b>	



## 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:	<b>Majority Opinion</b>	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
<b>October 5, 2024</b>	<b>Allocatur Granted</b>		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.

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



## DOCKET ENTRY

Filed Date	Docket Entry / Representing	Participant Type	Filed By
October 11, 2024	<b>Amicus Brief fo Sec. Al Schmidt &amp; PA Department of State</b>	Amicus Curiae Amicus Curiae	Schmidt, Secretary Al Pennsylvania Department of State
October 11, 2024	<b>Amicus Brief of the DNC &amp; The PA Democartic Party In Support of Appellees</b>	Amicus Curiae Amicus Curiae	Pennsylvania Democratic Party Democratic National Committee
October 11, 2024	<b>Appellee's Brief</b>	Appellee	Center for Coalfield Justice, et al.
October 11, 2024	<b>Amicus Brief of AFT PA &amp; The PA Alliance for Retired Americans in Support of Appellees</b>	Amicus Curiae	AFT Pennsylvania, et al
October 11, 2024	<b>Amicus Brief of Philadelphia County Board of Elections</b>	Amicus Curiae	Philadelphia County Board of Elections
October 18, 2024	<b>Application to be Admitted Pro Hac Vice(Uzoma N. Nkwonta)</b> AFT Pennsylvania, et al	Amicus Curiae	Alerasool, Omeed
October 18, 2024	<b>Application to be Admitted Pro Hac Vice(Justin Baxenberg)</b> AFT Pennsylvania, et al	Amicus Curiae	Alerasool, Omeed
October 18, 2024	<b>Application to be Admitted Pro Hac Vice(Richard A. Medina)</b> AFT Pennsylvania, et al	Amicus Curiae	Alerasool, Omeed
October 21, 2024	<b>Order Granting Application to be Admitted Pro Hac Vice(Baxenberg)</b>		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	<b>Order Granting Application to be Admitted Pro Hac Vice(Richard Medina)</b>		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	<b>Order Granting Application to be Admitted Pro Hac Vice</b>		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	<b>Order Exited</b>		Office of the Prothonotary
October 21, 2024	<b>Application to be Admitted Pro Hac Vice(John M. Gore)</b> 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	<b>Order Granting Application to be Admitted Pro Hac Vice(John M. Gore)</b>		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	<b>Order Exited</b>		Office of the Prothonotary
October 25, 2024	<b>Application to be Admitted Pro Hac Vice(E. Stewart Crosland)</b>		
	Republican Party of Pennsylvania	Appellant	Gallagher, Kathleen A.
	Republican National Committee	Appellant	Gallagher, Kathleen A.
October 25, 2024	<b>Order Granting Application to be Admitted Pro Hac Vice(E. Stewart Crosland)</b>		Ceraso, Betsy
October 25, 2024	<b>Order Exited</b>		Office of the Prothonotary
September 26, 2025	<b>Affirmed/Vacated</b>		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	<b>Judgment Entered</b>		Office of the Prothonotary
October 16, 2025	<b>Remitted</b>		Office of the Prothonotary
October 28, 2025	<b>Acknowledgement of Record Remittal</b>		Washington County Civil Division

## CROSS COURT ACTIONS

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