

Commonwealth Docket Sheet

Commonwealth Court of Pennsylvania

Docket Number: 147 CD 2021

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November 26, 2024



CAPTION

In Re: Estate of Henry Y. Toland, Jr.,
Deceased

Appeal of: Andrew B. Toland

CASE INFORMATION

Initiating Document: Notice of Appeal

Case Status: Closed

Case Processing Status: June 21, 2022 Completed

Journal Number: 10-06-2022

Case Category: Civil Case Type(s): Estate/Probate/Wills/Intestate

CONSOLIDATED CASES

RELATED CASES

COUNSEL INFORMATION

Appellant Toland, Andrew B.

Pro Se: No

IFP Status:

Attorney: Beeghley, David Bruce
Law Firm: Law Office of David B. Beeghley
Address: 314 S Henderson Rd
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King Of Prussia, PA 19406
Phone No: (610) 828-5454 Fax No:

Attorney: Ott, Stanley R.
Law Firm: Mannion Prior, L.L.P.
Address: Mannion Prior Llp
840 First Ave Ste 100
King Of Prussia, PA 19406
Phone No: (610) 265-7800 Fax No:

Attorney: Higgins, John F.
Law Firm: Mannion Prior, L.L.P.
Address: Mannion Prior Llp
840 First Ave Ste 100
King Of Prussia, PA 19406
Phone No: (610) 265-7800 Fax No:

Appellee Toland, John L.

Pro Se: Yes

IFP Status:

Pro Se: John L. Toland
Address: 78 Monaco B
Del Ray Beach, FL 33446

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COUNSEL INFORMATION

Appellee Toland, Amy Tholl

Pro Se: No

IFP Status:

Attorney: Rosenwald, Lawrence S.
 Law Firm: Lawrence S. Rosenwald, P.C.
 Address: 1801 Market St Ste 1140
 Philadelphia, PA 19103
 Phone No: (215) 893-8705 Fax No:

Appellee Pennsylvania Department of Revenue

Pro Se: No

IFP Status:

Attorney: Orloff, Nicholas Michael
 Law Firm: Raffaele Puppio, LLP
 Address: Raffaele Puppio Llp
 19 W Third St
 Media, PA 19063
 Phone No: (610) 891-6710 Fax No:

Attorney: Hickey, James Patrick, III
 Law Firm: Raffaele Puppio, LLP
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 Phone No: (610) 891-6710 Fax No:

FEE INFORMATION

Fee Dt	Fee Name	Fee Amt	Receipt Dt	Receipt No	Receipt Amt
01/21/2021	Notice of Appeal	90.25	02/25/2021	2021-CMW-H-000278	90.25

AGENCY/TRIAL COURT INFORMATION

Order Appealed From: January 19, 2021 Notice of Appeal Filed: January 21, 2021
 Order Type: Order Dated
 Documents Received: February 25, 2021

Court Below: Montgomery County Court of Common Pleas
 County: Montgomery Division: Montgomery County Orphans' Court
 Judge: Weilheimer, Gail A. OTN:
 Docket Number: 2019-X0384 Judicial District: 38

ORIGINAL RECORD CONTENT

Original Record Item	Filed Date	Content Description
Trial Court Record	May 15, 2021	
Testimony	May 15, 2021	
Trial Court Opinion	May 15, 2021	

Date of Remand of Record: June 21, 2022

BRIEFING SCHEDULE

Appellant

Toland, Andrew B.

Appellee

Pennsylvania Department of Revenue

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BRIEFING SCHEDULE

Appellant		Appellee	
Toland, Andrew B.		Pennsylvania Department of Revenue	
Brief		Brief	
Due: September 29, 2021	Filed: September 29, 2021	Due: November 2, 2021	Filed: November 2, 2021
Reply Brief		Toland, Amy Tholl	
Brief		Brief	
Due: November 16, 2021	Filed: November 16, 2021		
Reproduced Record		Toland, John L.	
Brief		Brief	
Due: September 29, 2021	Filed: September 29, 2021		

DOCKET ENTRY

Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
January 21, 2021	Notice of Appeal Filed Toland, Andrew B.		Appellant	
May 15, 2021	Trial Court Record Received Montgomery County Orphans' Court			
May 15, 2021	Transcripts of Testimony Montgomery County Orphans' Court			
May 15, 2021	Trial Court Opinion Received Montgomery County Orphans' Court			
May 27, 2021	Defect Correction Notice Commonwealth Court Filing Office Document Name: Defect: service on John L. Toland and all interested parties			05/27/2021
June 7, 2021	Response to Defect Correction Notice Higgins, John F. Document Name: Partial Compliance	Toland, Andrew B.	Appellant	
June 7, 2021	Amended Certificate of Service Higgins, John F. Document Name: Partial Compliance	Toland, Andrew B.	Appellant	
June 8, 2021	Amended Certificate of Service Higgins, John F.	Toland, Andrew B.	Appellant	
June 9, 2021	Notice of Docketing Appeal Exited Commonwealth Court Filing Office			06/09/2021
June 22, 2021	Docketing Statement Filed Higgins, John F.	Toland, Andrew B.	Appellant	
July 19, 2021	Briefing Schedule Issued Commonwealth Court Filing Office			

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DOCKET ENTRY

Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
July 30, 2021	Designation of Contents of Reproduced Record Higgins, John F.	Toland, Andrew B.	Appellant	
August 16, 2021	Application for Extension of Time to File Brief - First Request Higgins, John F. Toland, Andrew B.	Toland, Andrew B.	Appellant Appellant	
August 20, 2021	Order Granting Application for Extension of Time to File Appellant Brief Per Curiam Document Name: Brief Ext. Granted Comment: NOW, August 20, 2021, upon consideration of Andrew B. Toland's (Appellant) Application for Extension of Time to File Brief--First Request (Application), wherein Appellant seeks a 30-day extension of time to file the brief and reproduced record in this matter, which is Appellant's first such request, the Application is GRANTED. It appears that Appellant's brief is currently due August 30, 2021. Accordingly, Appellant shall file and serve the appellate brief (4 copies) and reproduced record (4 copies) on or before September 29, 2021.			08/20/2021
September 29, 2021	Appellant's Brief Filed Ott, Stanley R. Toland, Andrew B.	Toland, Andrew B.	Appellant Appellant	
September 29, 2021	Appellant's Reproduced Record Filed Ott, Stanley R.	Toland, Andrew B.	Appellant	
November 2, 2021	Entry of Appearance Hickey, James Patrick, III Document Name: Attorneys Hickey and Altieri for Appellee	Pennsylvania Department of Revenue	Appellee	
November 2, 2021	Appellee's Brief Filed Hickey, James Patrick, III Pennsylvania Department of Revenue	Pennsylvania Department of Revenue	Appellee Appellee	
November 16, 2021	Appellant's Reply Brief Ott, Stanley R. Toland, Andrew B. Document Name: Reply to Dept. of Revenue brief	Toland, Andrew B.	Appellant Appellant	
November 23, 2021	Dormant Order for Failure to File Appellee Brief Issued Per Curiam Document Name: Briefs Due w/i 14 days of the exit of this order. Comment: NOW, November 23, 2021, it appearing that Appellees Amy Tholl Toland and John L. Toland's briefs were due November 2, 2021, and that to date the same have not been filed, Appellees Amy Tholl Toland and John L. Toland's briefs (4 copies) shall be filed and served within 14 days of the exit date of this Order or Appellees Amy Tholl Toland and John L. Toland shall be precluded from oral argument, if oral argument is scheduled and from filing briefs, unless otherwise ordered.			11/24/2021

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Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
January 6, 2022	Appellee Precluded Krimmel, Michael			01/06/2022
	Document Name: Appellees Precluded for Failure to File Brief			
	Comment: NOW, January 6, 2022, Appellees Amy Tholl Toland and John L. Toland having failed to file briefs pursuant to this Court's order of December 8, 2021 Appellees Amy Tholl Toland and John L. Toland are hereby precluded from filing briefs and participating in oral argument, if oral argument is scheduled.			
April 21, 2022	Tentative Session Date Krimmel, Michael			
	Document Name: June 2022			
April 25, 2022	Notice Commonwealth Court of Pennsylvania			
	Document Name: Notice to Counsel Regarding June 2022 Argument Session			
May 17, 2022	Argument Scheduled Krimmel, Michael			
	Document Name: Thursday, June 23, 2022, 9:30 a.m. (Panel), CR 5001, Pennsylvania Judicial Center, Harrisburg			
	Comment: No. 10 on the list.			
June 3, 2022	Praecepte for Withdrawal of Appearance Altieri, Leonard Bartholomew, III	Pennsylvania Department of Revenue	Appellee	
June 17, 2022	Application for Discontinuance Beeghley, David Bruce	Toland, Andrew B.	Appellant	
	Document Name: Appellant's Motion to Withdraw Appeal			
June 21, 2022	Discontinued Per Curiam			06/21/2022
	Document Name: Case Discontinued			
	Comment: NOW, June 21, 2022, upon consideration of appellant Andrew B. Toland's Motion to Withdraw Appeal (Motion), which is based upon the parties having reached a compromise, the Motion is GRANTED. Argument on this matter currently scheduled for June 23, 2022, at 9:30 a.m. on the June 2022 Argument List in Harrisburg is CANCELLED. The Prothonotary is directed to mark this matter completed.			
June 21, 2022	Remitted Commonwealth Court Filing Office			
	Document Name: PACFiled Record. No Acknowledgement needed			

SESSION INFORMATION

Journal Number: 10-06-2022
 Consideration Type: Oral Argument - Panel
 Listed/Submitted Date: June 23, 2022

DISPOSITION INFORMATION



DISPOSITION INFORMATION

Final Disposition: Yes

Related Journal No: Judgment Date:

Category: Disposed Before Decision Disposition Author: Per Curiam

Disposition: Discontinued Disposition Date: June 21, 2022

Disposition Comment: NOW, June 21, 2022, upon consideration of appellant Andrew B. Toland's Motion to Withdraw Appeal (Motion), which is based upon the parties having reached a compromise, the Motion is GRANTED. Argument on this matter currently scheduled for June 23, 2022, at 9:30 a.m. on the June 2022 Argument List in Harrisburg is CANCELLED. The Prothonotary is directed to mark this matter completed.

Dispositional Filing: Filing Author:

Filed Date: