Miscellaneous Docket Sheet

Docket Number: 271 MD 2021

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July 31, 2025



CAPTION

Drug and Alcohol Service Providers Organization of Pennsylvania,

Petitioner

٧.

Commonwealth of Pennsylvania,
Department of Drug and Alcohol
Programs and Commonwealth of
Pennsylvania, Department of Human

Services, Respondents

CASE INFORMATION

Initiating Document: Petition for Review

Case Status: Closed

Case Processing Status: January 28, 2022 Completed

Journal Number:

Case Category: Miscellaneous Case Type(s): Equity

CONSOLIDATED CASES RELATED CASES

COUNSEL INFORMATION

Petitioner Drug and Alcohol Service Providers Organization of Pennsylvania

Pro Se: No

IFP Status:

Attorney: Collier, Joyce

Address: Greenblatt Pierce Funt and Flores, LLC

123 S. Broad Street, Ste. 2500

Philadelphia, PA 19109

Phone No: (215) 735-1600 Fax No:

Attorney: Heller, Gregory Buchwald
Law Firm: McLaughlin & Lauricella, P.C.
Address: McLaughlin & Lauricella P.c.
2005 Market St Ste 2300

Philadelphia, PA 19103

Phone No: (215) 568-1510 Fax No:

Attorney: Cohen, Noah Samuel

Address: Greenblatt Pierce Funt and Flores, LLC

123 S. Broad Street, Ste. 2500

Philadelphia, PA 19109

Phone No: (215) 735-1600 Fax No:

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COUNSEL INFORMATION

Respondent **Department of Human Services** No

Pro Se:

IFP Status:

McLees, Matthew John Attorney:

Department of Human Services Law Firm: Address: Pa-Dhs-office Of General Counsel

625 Forster St 3rd FI West Harrisburg, PA 17120

Phone No: (717) 783-2800 Fax No:

Attorney: Serafin, Kenneth J.

Law Firm: Department of Human Services Address: Office Of General Counsel 625 Forster St 3rd FI West

Harrisburg, PA 17120

Phone No: (717) 783-2800 Fax No:

Attorney: Weber, Justin G.

Law Firm: Troutman Pepper Hamilton Sanders LLP

Address: 100 Market St Ste 200

Harrisburg, PA 17101-2000

Phone No: (717) 255-1170 Fax No:

Attorney: Callaway, Brian Harris

Troutman Pepper Hamilton Sanders LLP Law Firm:

3000 Two Logan Sq Address:

Philadelphia, PA 19103-2799

Phone No: (267) 614-4048 Fax No:

Attorney: Carr, Peter

Ahmad Zaffarese LLC Law Firm: Address: 1 S Broad St Ste 1801

Philadelphia, PA 19107

Phone No: (215) 496-9373 Fax No:

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COUNSEL INFORMATION

Respondent Department of Drug and Alcohol Programs

Pro Se: No

IFP Status:

Attorney: Fellin, Daniel M.

Law Firm: Pennsylvania Department of Drug and Alcohol

Address: Pa Dept Of Drug & Alcohol

2601 N 3RD St 5th Fl Harrisburg, PA 17110

Phone No: (717) 783-8200 Fax No:

Attorney: Weber, Justin G.

Law Firm: Troutman Pepper Hamilton Sanders LLP

Address: 100 Market St Ste 200

Harrisburg, PA 17101-2000

Phone No: (717) 255-1170 Fax No:

Attorney: Callaway, Brian Harris

Law Firm: Troutman Pepper Hamilton Sanders LLP

Address: 3000 Two Logan Sq

Philadelphia, PA 19103-2799

Phone No: (267) 614-4048 Fax No:

Attorney: Carr, Peter

Law Firm: Ahmad Zaffarese LLC Address: 1 S Broad St Ste 1801

Philadelphia, PA 19107

Phone No: (215) 496-9373 Fax No:

FEE INFORMATION

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

08/12/2021 Miscellaneous Docket Filing Fee 70.25 08/12/2021 2021-CMW-H-001438 70.25

AGENCY/TRIAL COURT INFORMATION

Order Appealed From: Notice of Appeal Filed:

Order Type:

Documents Received: August 12, 2021

Court Below:

County: Division: Judge: OTN:

Docket Number: Judicial District:

ORIGINAL RECORD CONTENT

Original Record Item Filed Date Content Description

Date of Remand of Record:

BRIEFING SCHEDULE

Petitioner Respondent

Drug and Alcohol Service Providers Organization of Department of Drug and Alcohol Programs

Pennsylvania

Brief

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BRIEFING SCHEDULE

Petitioner Respondent

Drug and Alcohol Service Providers Organization of Department of Drug and Alcohol Programs

Pennsylvania E

Brief Due: November 29, 2021 Filed: November 29, 2021

Due: Filed: November 8, 2021

Due: December 29, 2021 Filed: December 29, 2021 Reply Brief

Due: Filed: January 12, 2022

Department of Human Services

Brief

Reply Brief

Due: Filed: January 12, 2022

		Due.	rileu. January	12, 2022
		DOCKET ENTRY		
Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
August 12, 2021	Petition for Review Filed Drug and Alcohol Service Providers Organization of Pennsylvania		Petitioner	
August 12, 2021	Notice Exited Commonwealth Court Filing Office			08/12/2021
September 15, 2021	Application for Relief Collier, Joyce	Drug and Alcohol Service Providers	Petitioner	
Document Name:	Petitioner's Application for Special F	Relief in the Nature of a Preliminary In	junction	
September 17, 2021 Document Name:	Entry of Appearance Callaway, Brian Harris Callaway, Brian Harris Brian Callaway for Department of D	Department of Drug and Alcohol Pro Department of Human Services rug and Alcohol Programs and DHS	o Respondent Respondent	
September 20, 2021 Document Name:	Entry of Appearance Weber, Justin G. Weber, Justin G. Justin Weber for Department of Dru	Department of Drug and Alcohol Pro Department of Human Services g and Alcohol Programs and DHS	o Respondent Respondent	
September 20, 2021	Order Filed Per Curiam			09/20/2021
	Respondents are Directed to Answer Now, September 20, 2021, Resp Application for Special Relief in 27, 2021.	• • • • • • • • • • • • • • • • • • • •	ile and serve an a	
September 27, 2021	Answer to Application for Relief Weber, Justin G. Weber, Justin G. Answer to Application for Special Re	Department of Drug and Alcohol Pro Department of Human Services	o Respondent Respondent	
Document name:	Wisher to Whattering in Shecial Ke	SIICI		

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		DOCKET ENTRY		
Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
	Preliminary Objections Weber, Justin G. Weber, Justin G. Preliminary Objections to Drug & Ald Petition for Review	Department of Drug and Alcohol Pro Department of Human Services cohol Service Providers Organization	Respondent	
September 28, 2021	Application to Amend Weber, Justin G. Weber, Justin G. Callaway, Brian Harris Callaway, Brian Harris App to Amend Respondent's Answe	Department of Drug and Alcohol Pro Department of Human Services Department of Human Services Department of Drug and Alcohol Pro To Petitioner's App for Special Relies	Respondent Respondent Respondent	
September 30, 2021	Order Filed	1 to 1 etitioners App for opecial felie	1	10/01/2021
		-	Application to Ame	end Their Answer to Exhibit D attached to
October 4, 2021	Hearing Scheduled Per Curiam			
Comment:	Hearing on Petitioner's Application for Now, October 4, 2021, upon conformal Preliminary Injunction, the Court her 1. Hearing on Petitioner's Applications answer thereto, is set for October Pennsylvania Judicial Center, 601 Co. Petitioner shall file a list of all witness, the curriculum vitae and ex 3. Respondent shall file a list of a witness, the curriculum vitae and ex 4. The parties are directed to proto which the witnesses can refer dur 5. The parties are strongly encountary, if possible, enter into evident streamline the proceedings. The hearing. 6. Unless otherwise ordered, all filed no later than 12:00 noon on Oc 7. A Decorum Order with regard to the stream of the process of of the pr	sideration of Petitioner's Application of Petitioner's Application of Petitioner's Application of Special Relief in the Nativer 28, 2021, commencing at 10:00 commonwealth Avenue, Harrisburg, Fewitnesses to be called at the heap opert report for any expert witness, an all witnesses to be called at the heap opert report for any expert witness, and it witnesses to be called at the heap opert report for any expert witness, and it witnesses with copies or ing their testimony. It is a visual stripulation of the filling of the stripulation of the	ure of a Preliminary of a.m., in Courtroo Pennsylvania. ring with a short of d a list of exhibits. aring with a short of d a list of exhibits. f the exhibits in ad g of their list of wi nd/or agreed-upon stipulations or pr	y Injunction, and the m 3001, Third Floor, fer of proof for each wance of the hearing tnesses and exhibits protocols in order to otocols prior to the
October 12, 2021	Entry of Appearance Carr, Peter Carr, Peter	Department of Drug and Alcohol Pro	Respondent Respondent	
Document Name:	Peter Car for Respondents			
October 18, 2021 Document Name:	Answer to Preliminary Objections Collier, Joyce Petitioner's Reply to Respondents' F	Drug and Alcohol Service Providers Preliminary Objections in the Nature o		

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		DOCKET ENTRY		
Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
October 19, 2021	Order Filed			10/19/2021
	Per Curiam			
		urt stenographer for Oct. 28, 2021 He	-	
Comment:	hearing on Petitioner's Application	er is hereby directed to secure the n for Special Relief in the Nature m. in Courtroom 3001, Third Fl g, Pennsylvania.	of a Preliminary Inju	unction scheduled for
October 22, 2021	Filed - Other			
	Weber, Justin G.	Department of Drug and Alcohol Pr	o Respondent	
	Weber, Justin G.	Department of Human Services	Respondent	
	Callaway, Brian Harris	Department of Human Services	Respondent	
	Callaway, Brian Harris	Department of Drug and Alcohol Pr	o Respondent	
	Carr, Peter	Department of Human Services	Respondent	
	Carr, Peter	Department of Drug and Alcohol Pr	o Respondent	
Document Name:	Respondents' Witness and Exhibit	Disclosures		
October 22, 2021	Filed - Other			
	Collier, Joyce	Drug and Alcohol Service Providers	Petitioner	
	Cohen, Noah Samuel	Drug and Alcohol Service Providers	Petitioner	
Document Name:	Petitioner's Witness and Exhibit Lis	t		
October 22, 2021	Status Conference Scheduled			10/22/2021
	Per Curiam			
Document Name:	Conference Scheduled			
Comment:	The status conference shall be of	conference is scheduled in this manager conducted by telephone call with comonwealth Court sitting in Harrisbo povide the call-in information.	ounsel of record an	d shall be heard by
October 22, 2021	Entry of Appearance			
	Heller, Gregory Buchwald	Drug and Alcohol Service Providers	Petitioner	
Document Name:	Gregory B. Heller, Esq. on behalf o	f petitioner.		
October 22, 2021	Application for Relief			
	Collier, Joyce	Drug and Alcohol Service Providers		
	Petitioner's Application for Leave to Special Relief	File a Reply Brief in Further Support	of their Application fo	r
October 25, 2021	Order Filed			10/25/2021
	Wojcik, Michael H.			
Document Name:	All witnesses shall testify in person	Concurrent Briefs are due Oct. 26,20)21	
Comment:	NOW, October 25, 2021, following ORDER:	ing a Status Conference with the	parties, the Court	issues the following
	• •	Jse of Video Communication Tec ction Hearing is DENIED. All witnesse	• • • • • • • • • • • • • • • • • • • •	
		serve concurrent briefs regarding a designated witness, no later		-

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October 25, 2021 Briefin	ng Schedule Issued	Representing	Participant Type	Exit Date
Per C				
Document Name: Resn	Juliani			
Document Name. 1009	ondents' brief in support of their	POs shall be filed and served by No	vember 29, 2021	
Petitio briefir	on for Review, as well as I ng schedule:	consideration of Respondents' Petitioner's Answer thereto, the (Court hereby estat	olishes the following
than I 2. Po serve	November 29, 2021. etitioner's brief in opposition ed no later than December 29, 20	to Respondents' Preliminary Obj 021.	ections (4 copies)	shall be filed and
Follow		n, if any, shall be filed and served no ementioned briefs, the Prothonota	•	
October 26, 2021 Applie	cation for Relief			
Webe	er, Justin G.	Department of Drug and Alcohol Pro	Respondent	
Webe	er, Justin G.	Department of Human Services	Respondent	
Document Name: Resp	ondent's Application for a Protec	ctive Order Quashing Notices to Atte	nd Directed to Desig	nees
October 26, 2021 Filed	- Other			
Webe	er, Justin G.	Department of Drug and Alcohol Pro	Respondent	
Webe	er, Justin G.	Department of Human Services	Respondent	
Document Name: Exhib	pits			
October 26, 2021 Filed	- Other			
Webe	er, Justin G.	Department of Drug and Alcohol Pro	Respondent	
Webe	er, Justin G.	Department of Human Services	Respondent	
Document Name: Propo	osed Order			
October 26, 2021 Applie	cation for Relief			
	er, Joyce	Drug and Alcohol Service Providers	Petitioner	
Document Name: Petition	oner's Application to Enforce De	signee Notices to Respondents for th	ne Peliminary Injunct	ion
Comment: Heari	ing			

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		DOCKET ENTRY		
Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
October 26, 2021	Order Filed			10/26/2021
	Per Curiam			
Document Nan	ne: Decorum Order			

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DOCKET ENTRY

Filed Date Docket Entry / Filer Representing Participant Type Exit Date

Comment: NOW, this 26th day of October, 2021, after consultation with the Capitol Police and the Administrative Office of Pennsylvania Courts (AOPC) regarding the hearing on Petitioner's Application for Special Relief in the Nature of a Preliminary Injunction, that is scheduled for October 28, 2021, at 10:00 a.m., in Courtroom 3001 (Courtroom), Third Floor, Pennsylvania Judicial Center (PJC), and to reduce the risk of transmission of the COVID-19 virus, the Court hereby ORDERS as follows:

- 1. Decorum shall be maintained at all times by all persons present in the Courtroom and any overflow
- 2. Seating for the public and media to observe the hearing shall be limited to 23 persons in the gallery of the Courtroom on a "first come, first seated" basis, and will comport with relevant social distancing guidelines. Five of these seats will be reserved for properly credentialed members of the media until 9:50
- a.m. After 9:50 a.m., any remaining reserved seats for properly credentialed members of the media will be released to the public.
- 3. An additional 20 seats will be available to the public and media in Courtroom 3002 on a "first come, first seated" basis, comporting with relevant social distancing guidelines, to view the proceedings via live closed circuit television broadcast. Others may view the hearing via a public livestream web link that will be posted to the Court's website in advance of the hearing.
- 4. Other than the public and media gallery seating provided for in Paragraphs 2 and 3 above, access to the Courtroom will be limited to counsel of record, their clients, witnesses identified in the parties' witness lists, and Court personnel.
- 5. Signs are not permitted in the Courtroom.
- 6. No electronic devices may be used in the Courtroom except by the Court and by counsel of record. Except for those electronic devices used by the Court and the attorneys, no electronic devices will be allowed in the Courtroom, with the exception of cellular or smart phones. Cellular or smart phones may be carried into the Courtroom, but they must be turned off at all times.
- 7. The Courtroom will be unlocked and available for seating approximately 20 minutes before the opening of Court. Counsel of record who require earlier access must make prior arrangements with the Prothonotary. The Capitol Police will begin processing members of the media approximately 30 minutes before the opening of Court.
- 8. Counsel shall address the Court and examine witnesses from their places at the counsel tables or podium in the Courtroom. Court personnel
- shall wipe down the witness stand, chair, and microphone with a disinfecting wipe between each witness.
- 9. All persons participating in or observing the hearing shall adhere to existing PJC and Commonwealth Court COVID-19 protocols, including the Court's COVID-19 Protocols for In-Person, Single Judge Proceedings and the Commonwealth Court October 18-22, 2021 Oral Argument Session To Be Conducted In Person In Harrisburg Notice with Updated COVID-19 Protocols referenced therein, posted September 17, 2021.
- 10. No person who demonstrates symptoms of respiratory illness or fever, or is currently diagnosed with COVID-19, or has had close contact within 10 days of the hearing with a person who is currently diagnosed with COVID-19, may attend the hearing as counsel, a party, witness, credentialed member of the media, or public observer.
- 11. The Court requests that all members of the public, including counsel, wear a facemask in the public areas of the PJC and the Courtrooms regardless of vaccination status. Counsel may remove their facemask when they are at the podium. The Judge, who will be physically distanced from others in the Courtroom, may also remove his or her mask. The Court will make facemasks available at the entrance to the Courtroom.
- 12. For purposes of COVID-19 contact tracing, all persons entering the Courtroom to participate in or observe the hearing must sign in and provide their name, mobile telephone number and email address, or other valid contact information. Any person who participates in or observes the hearing and subsequently tests positive for COVID-19 within 10 days after the hearing shall notify the Prothonotary at 717-255-1661.
- 13. Following the conclusion of the hearing, all participants and observers must exit the Courtroom and

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July 31, 2025				
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	the PJC promptly and in a manner	that provides for social distancing. with this Order or maintain proper		
October 27, 2021	Memorandum of Law Filed Department of Drug and Alcohol Programs		Respondent	
Document Name:	Department of Human Services Pre-Hearing Memo Re: Application	n for Special Relief	Respondent	
October 27, 2021	Filed - Other Collier, Joyce Cohen, Noah Samuel Heller, Gregory Buchwald	Drug and Alcohol Service Providers Drug and Alcohol Service Providers Drug and Alcohol Service Providers	Petitioner	
Document Name:	Pet.'s Supplemental Witness and E	Exhibit List		
October 27, 2021	Order Filed Wojcik, Michael H.			10/27/2021
	 Petitioner's Application to E Hearing is DENIED. Respondents' Application for a F 	briefing by the parties, the Court issue inforce Designee Notices to Resp	ondents for the P	reliminary Injunction
October 27, 2021 Document Name:	Letter Collier, Joyce Re: case cited in previous filing	Drug and Alcohol Service Providers	Petitioner	
October 28, 2021 Document Name:	Application for Protective Order Weber, Justin G. Weber, Justin G. Callaway, Brian Harris Callaway, Brian Harris Carr, Peter Jt. App. for Entry of a Protective O	Department of Drug and Alcohol Pro Department of Human Services Department of Human Services Department of Drug and Alcohol Pro Department of Human Services rder and Confidentiality Agreement	Respondent Respondent	
October 29, 2021	Order Filed	raci and Connactually Agreement		10/29/2021
Document Name:	Application for Special Relief in ORDER: 1. Petitioner shall file and serve transcript in this matter.	er the lodging of the transcript er, 2021, as the hearing is now n the Nature of a Preliminary Inju- re its brief no later than five (5) erve their brief no later than three	unction, the Court i	spect to Petitioner's issues the following the lodging of the
November 1, 2021	Transcript Filed Court Reporter	4		
Document Name:	Proceedings held October 28, 202	I		

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July 31, 2025		DOOKET FAITBY		
		DOCKET ENTRY		
Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
November 5, 2021	Stipulation Filed Heller, Gregory Buchwald Weber, Justin G.	Drug and Alcohol Service Providers Department of Human Services	Respondent	
	Weber, Justin G.	Department of Drug and Alcohol Pro	o Respondent	
November 5, 2021	Order Granting Application for Prote Wojcik, Michael H.			11/05/2021
		ation is Entered as an Order of this Co		
Comment:	Order and Confidentiality Agreem conducted in this matter on Oct	consideration of the parties' Joir nent (Joint Application), and as st ober 28, 2021, the Joint Applicati application shall be entered as an Ord	tated on the record on is GRANTED.	d during the hearing
November 8, 2021	Petitioner's Brief Filed			
	Heller, Gregory Buchwald Drug and Alcohol Service	Drug and Alcohol Service Providers	Petitioner Petitioner	
	Providers Organization of			
Document Name:	Pennsylvania Post-Hearing brief in support of app	lication for special relief in the nature	of P.I.	
November 10, 2021	Exhibit			
, , , , , , , , , , , , , , , , , , ,	Court Reporter			
Document Name:	Hearing held 10/28/2021			
November 11, 2021	Praecipe			
	Heller, Gregory Buchwald	Drug and Alcohol Service Providers	Petitioner	
Document Name:	Exhibits to Petr's post-hearing brief			
November 11, 2021	Memorandum of Law Filed			
	Weber, Justin G.	Department of Drug and Alcohol Pro	Respondent	
	Weber, Justin G.	Department of Human Services	Respondent	
Document Name:	Respondents' Post-Hearing Mem. o	f Law in Opposition to Petitioner's Ap	p. for Special Relief	
November 22, 2021	Application for Relief			
	Heller, Gregory Buchwald	Drug and Alcohol Service Providers		
	Cohen, Noah Samuel	Drug and Alcohol Service Providers		
	Collier, Joyce	Drug and Alcohol Service Providers		
Document Name:	Pet.'s App. for Leave to File a Reply	Brief in Further Support of Its App.fo	r Special Relief	
November 24, 2021	Answer to Application for Relief			
	Weber, Justin G.	Department of Drug and Alcohol Pro	•	
D (N	Weber, Justin G.	Department of Human Services	Respondent	
Document Name:	Opposition to Application for Leave	то ніе а керіу впет		
November 29, 2021	Respondent's Brief Filed		_	
	Department of Drug and Alcohol		Respondent	
	Programs Department of Human Services		Respondent	
Document Name:	Memo of Law in Support of POs		respondent	
Document name.				

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		DOCKET ENTRY		
Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
December 8, 2021 Document Name:	Order Filed Wojcik, Michael H. Praecipe to Attach Exhibits Granted			12/08/2021
	NOW, December 8, 2021, upor and P-107 (as redacted) to its post-	consideration of Petitioner's P	•	Exhibits P-105, P-106,
December 8, 2021	Order Denying Application for Relie Wojcik, Michael H.			12/08/2021
	Application for Leave to File Reply I NOW, December 8, 2021, upon Further Support of its Application fo	consideration of Petitioner's Appl		• •
December 9, 2021	Memorandum Opinion Filed Wojcik, Michael H.			12/09/2021
	Memorandum Opinion (25 pages) AND NOW, this 9th day of Dec Preliminary Injunction is DENIED.	ember, 2021, Petitioner's Applicat	tion for Special Reli	ef in the Nature of a
December 29, 2021 Document Name:	Petitioner's Brief Filed Drug and Alcohol Service Providers Organization of Pennsylvania Memo of Law in Opposition to POs		Petitioner	
January 12, 2022	Respondent's Reply Brief Filed Weber, Justin G. Weber, Justin G. Department of Drug and Alcohol Programs Department of Human Services	Department of Drug and Alcohol F Department of Human Services	Respondent Respondent Respondent	
Document Name:	Respondents' Reply Mem. of Law in	n Further Support of Their POs to th	e PFR	
January 28, 2022	Praecipe for Discontinuance Heller, Gregory Buchwald	Drug and Alcohol Service Provide	rs · Petitioner	
January 28, 2022	Discontinued Heller, Gregory Buchwald Praecipe for Discontinuance	Drug and Alcohol Service Provide	rs · Petitioner	01/28/2022
January 28, 2022	Notice of Discontinuance Krimmel, Michael			

DISP	OSITI	ON II	NFOR	MAT	ION
וטוט	~~		41 OI		1011

Final Disposition:

al No:

Yes

Discontinued

Related Journal No:

Disposed Before Decision

Disposition:

Dispositional Filing:

Filed Date:

Category:

Judgment Date:

Disposition Author:

Disposition Date:

January 28, 2022

Heller, Gregory Buchwald

Filing Author:

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