Supreme Court of Pennsylvania

Allocatur Docket Sheet

Docket Number: 7 MAL 2024

November 11, 2026

CAPTION

In re: Three Pennsylvania Skill Amusement Devices, One Green Bank Bag Containing $525.00 in U.S. Currency, and Seven Receipts

Petition of: Commonwealth of Pennsylvania

CASE INFORMATION

Initiating Document: Petition for Allowance of Appeal

Case Status: Closed

Journal Number:

Case Category: Civil

Case Type(s): Return Property

CONSOLIDATED CASES

RELATED CASES

Docket No / Reason	Type
10 EAP 2023 Similar Issues POM of PA v. Dept. of Rev., et al., Apl. of: DOR	Related
11 EAP 2023 Similar Issues POM of PA v. Dept. of Rev., et al., Apl of: PGCB	Related
12 EAP 2023 Similar Issues POM of PA v. Dept of Rev, Apl of: Greenwood, et al	Related
29 EAP 2023 Similar Issues POM of PA, LLC v. PSP; Apl of: PA Gam. Control Bd.	Related
607 MAL 2023 Similar Issues In re: Four PA Skill Amusement (Commonwealth)	Related

COUNSEL INFORMATION

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Receive EMail: Yes Email:

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Pro Se: No

IFP/Waiver:

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COUNSEL INFORMATION

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Pro Se:	No
IFP/Waiver:	

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COUNSEL INFORMATION

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Pro Se:	No
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Pro Se:	No
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Receive EMail:	Yes Email:
Representing:	G&B Amusements LLC, Respondent Amicus Curiae
Pro Se:	No
IFP/Waiver:	

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COUNSEL INFORMATION

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Representing:	Pennsylvania Taverns and Players Association, Respondent Amicus Curiae
Pro Se:	No
IFP/Waiver:	

Attorney:	Lovecchio, Marc Francis McCormick Law Firm
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Receive Mail:	Yes
Representing:	Miele Manufacturing, Inc., c/o Marc F. Lovecchio, Esquire, 835 West Fourth Street, Respondent Amicus Curiae
Pro Se:	No
IFP/Waiver:	
Representing:	Pace-O-Matic, Inc., Respondent Amicus Curiae
Pro Se:	No
IFP/Waiver:	

Pro Se:	Loyal Order of Moose, Houtzdate Lodge No. 327
Address:	
Pro Se:	Loyal Order of Moose, Houtzdate Lodge No. 327, Respondent Amicus Curiae
Pro Se:	Yes
IFP/Waiver:	

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Representing:	Pennsylvania Amusement and Music Machine Association, Respondent Amicus Curiae
Pro Se:	No
IFP/Waiver:	
Representing:	Shay's Vending Service of Lebanon, Inc., Respondent Amicus Curiae
Pro Se:	No
IFP/Waiver:	

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COUNSEL INFORMATION

Attorney: Woods, Corrie Allen

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Pro Se: No
IFP/Waiver:

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Representing: G&B Amusements LLC, Respondent Amicus Curiae
Pro Se: No
IFP/Waiver:

SUPREME COURT INFORMATION

Appeal From:
Appeal Filed Below:

Probable Jurisdiction Noted: Docketed Date: January 3, 2024
Allocatur/Miscellaneous Granted: Allocatur/Miscellaneous Docket No.:
Allocatur/Miscellaneous Grant Order:

FEE INFORMATION

Fee Dt	Fee Name	Fee Amt	Receipt Dt	Receipt No	Receipt Amt
01/02/2024	Petition for Allowance of Appeal Filed	90.25	01/03/2024	2024-SUP-M-000021	90.25

INTERMEDIATE APPELLATE COURT INFORMATION

Court Name: Commonwealth Docket Number: 707 CD 2023
Date of Order: November 30, 2023 Rearg/Recon Disp Date:
Rearg/Recon Disposition:

Judge(s): Cohn Jubelirer, Renee
McCullough, Patricia
Wojcik, Michael H.
Fizzano Cannon, Christine
Ceisler, Ellen
Dumas, Lori A.
Wallace, Stacy

Intermediate Appellate Court Action: Affirmed
Referring Court:

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AGENCY/TRIAL COURT INFORMATION

Court Below:	Dauphin County Court of Common Pleas		
County:	Dauphin	Division:	Dauphin County Civil Division
Date of Agency/Trial Court Order:	March 23, 2023		
Docket Number:	2022-CV-06333-MD		
Judge(s):	Dowling, Andrew H.	OTN:	
Order Type:	Order		

ORIGINAL RECORD CONTENT

Original Record Item	Filed Date	Content/Description

Record Remittal:

DISPOSITION INFORMATION

Related Journal No:		Judgment Date:	
Category:	Decided	Disposition Author:	Per Curiam
Disposition:	Order Granting Petition for Allowance of Appeal	Disposition Date:	June 18, 2024
Dispositional Filing:		Author:	
Filed Date:			

DOCKET ENTRY

Filed Date	Docket Entry / Representing	Participant Type	Filed By
January 2, 2024	**Petition for Allowance of Appeal**	Petitioner	Commonwealth of Pennsylvania
January 2, 2024	**Reproduced Record**	Petitioner	Commonwealth of Pennsylvania
January 2, 2024	**Amicus Brief In Support of Petition for Allowance of Appeal**	Petitioner Amicus Curiae	Pennsylvania Gaming Control Board
January 2, 2024	**Amicus Brief In Support of Petition for Allowance of Appeal**	Petitioner Amicus Curiae	American Gaming Association

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DOCKET ENTRY

Filed Date	Docket Entry / Representing	Participant Type	Filed By
January 2, 2024	**Amicus Brief In Support of Petition for Allowance of Appeal**		
		Petitioner Amicus Curiae	Greenwood Gaming and Entertainment, Inc., et al.
Comments: Amicus Brief on behalf of: GREENWOOD GAMING AND ENTERTAINMENT, INC., D/B/A PARX CASINO; GW CUMBERLAND OP CO., D/B/A PARX CASINO SHIPPENSBURG; DOWNS RACING, L.P., D/B/A MOHEGAN SUN POCONO; MOUNTAINVIEW THOROUGHBRED RACING ASSOCIATION, LLC, D/B/A HOLLYWOOD CASINO AT PENN NATIONAL RACE COURSE, HOLLYWOOD CASINO MORGANTOWN AND HOLLYWOOD CASINO YORK; WASHINGTON TROTTING ASSOCIATION, LLC, D/B/A HOLLYWOOD CASINO AT THE MEADOWS; CHESTER DOWNS AND MARINA, LLC, D/B/A HARRAH'S PHILADELPHIA CASINO & RACETRACK; WIND CREEK BETHLEHEM, LLC, D/B/A WIND CREEK BETHLEHEM HOLDINGS ACQUISITION CO. L.P. D/B/A RIVERS CASINO PITTSBURGH; SUGARHOUSE HSP GAMING, LP D/B/A RIVERS CASINO PHILADELPHIA; MOUNT AIRY #1, LLC D/B/A MOUNT AIRY CASINO RESORT; WOODLANDS FAYETTE, LLC D/B/A LADY LUCK CASINO; STADIUM CASINO RE, LLC D/B/A LIVE! CASINO & HOTEL PHILADELPHIA; and STADIUM CASINO WESTMORELAND RE, LLC D/B/A LIVE! CASINO PITTSBURGH,		
January 19, 2024	**Answer to Petition for Allowance of Appeal**		
		Respondent	Champions Sports Bar
		Respondent	Capital Vending Company, Inc.
January 19, 2024	**Application for Leave to File Amicus Brief in Opposition to PAA**		
		Respondent Amicus Curiae	Shay's Vending Service of Lebanon, Inc.
January 19, 2024	**Application for Leave to File Amicus Brief in Opposition to PAA**		
		Respondent Amicus Curiae	Republic Amusements and Dillon Amusements
January 22, 2024	**Amicus Brief In Opposition of Petition for Allowance of Appeal**		
		Respondent Amicus Curiae	G&B Amusements LLC
January 24, 2024	**No Answer Letter to Application for Leave to File Amicus Brief in Opposition to PAA**		
		Respondent	Champions Sports Bar
January 24, 2024	**No Answer Letter to Application for Leave to File Amicus Brief in Opposition to PAA**		
		Respondent	Capital Vending Company, Inc.
January 26, 2024	**Petition for Leave to Reply to Answer**		
		Petitioner	Commonwealth of Pennsylvania
January 31, 2024	**Answer to Petition for Leave to Reply to Answer**		
		Respondent	Capital Vending Company, Inc.
February 1, 2024	**No Answer Letter to the Applications for Leave to File Amicus Brief in Opposition to PAA**		
		Petitioner	Commonwealth of Pennsylvania

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DOCKET ENTRY

Filed Date	Docket Entry / Representing	Participant Type	Filed By
June 18, 2024	**Order Granting Petition for Allowance of Appeal**		Per Curiam

Comments:
AND NOW, this 18th day of June, 2024, the Petition for Allowance of Appeal is GRANTED. The issues, as stated by petitioner, are:

(1) Does an electronic slot machine cease to be an illegal "gambling device," governed predominantly by chance, if the machine's manufacturers embed into its programming a so-called "skill" element that is almost entirely hidden from view and is almost impossible to complete?

(2) Should gambling statutes governing "slot machines" be read in pari materia to supply an appropriate definition of the term?

Petitioner's Petition for Leave to Reply to Answer Opposing Allowance of Appeal is DENIED.

The Application of Proposed Amici Curiae Republic Amusements and Dillon Amusements for Leave to Submit Amicus Curiae Brief in Opposition to Petition for Allowance of Appeal is GRANTED.

The Application for Leave of Amicus Curiae Shay's Vending Service of Lebanon, Inc., to File an Answer to Petition for Allowance of Appeal of Commonwealth of Pennsylvania is GRANTED.

June 18, 2024	**Order Exited**		Office of the Prothonotary
June 18, 2024	**Case was transferred to 50 MAP 2024**		Office of the Prothonotary

Comments:
Case was transferred to 50 MAP 2024

CROSS COURT ACTIONS

Docket Number:	227 MM 2026
Docket Number:	50 MAP 2024
Docket Number:	606 MDA 2023
Docket Number:	707 CD 2023

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