


CAPTION

Stadium Casino RE, LLC

v.

Pennsylvania Gaming Control Board, SC Gaming OPCO LLC and Ira Lubert

Petition of: Pennsylvania Gaming Control Board

CASE INFORMATION

Initiating Document: Application for Extraordinary Relief

Case Status: Closed

Journal Number:

Case Category: Administrative Agency Case Type(s): Gaming Control Board
Equity

CONSOLIDATED CASES
RELATED CASES

Docket No / Reason	Type
20 MM 2023 Same Record Below Stadium Casino RE LLC, Pet v. Pa Gaming Control Bd	Related
43 MM 2023 Same Record Below Stadium Casino RE,LLC v PGCB etal Petof: SC Gaming	Related
44 MM 2023 Same Record Below Stadium Casino RE,LLC v PGCB etal Petof: SC Gaming	Related
49 MM 2023 Same Record Below Stadium Casino RE, LLC v. PGCB et al, Pet of: PGCB	Related

COUNSEL INFORMATION

Attorney: Cook, Stephen S.
PENNSYLVANIA GAMING CONTROL BOARD

Address: Pa Gaming Control Bd
Po Box 69060
Harrisburg, PA 17106-9060

Phone No: (717) 346-8300

Receive Mail: Yes

Receive EMail: Yes Email:

Representing: Pennsylvania Gaming Control Board, Petitioner

Pro Se: No

IFP Status:



COUNSEL INFORMATION

Attorney: Straszynski, Daniel Martin
 PENNSYLVANIA GAMING CONTROL BOARD
 Address: 303 Walnut St Strawberry Squarecommonwealth Tower 5th Fl
 Harrisburg, PA 17101
 Phone No: (717) 214-9285
 Receive Mail: Yes
 Receive EMail: Yes Email:
 Representing: Pennsylvania Gaming Control Board, Petitioner
 Pro Se: No
 IFP Status:

Attorney: Zimmermann, Chad Westcott
 PENNSYLVANIA GAMING CONTROL BOARD
 Address: Pa Gaming Control Board
 303 Walnut St Fl 5
 Harrisburg, PA 17101
 Phone No: (717) 265-8356
 Receive Mail: Yes
 Receive EMail: Yes Email:
 Representing: Pennsylvania Gaming Control Board, Petitioner
 Pro Se: No
 IFP Status:

Attorney: Aronchick, Mark Alan
 Hangley, Aronchick, Segal, Pudlin & Schiller
 Address: Hangley Aronchick Et Al
 1 Logan Sq Fl 27
 Philadelphia, PA 19103-6995
 Phone No: (215) 496-7002
 Receive Mail: Yes
 Receive EMail: Yes Email:
 Representing: Stadium Casino RE, LLC, Respondent
 Pro Se: No
 IFP Status:

Attorney: Kastenber, Stephen J.
 Address: Ballard Spahr Llp
 1735 Market St Fl 51
 Philadelphia, PA 19103-7599
 Phone No: (215) 864-8122
 Receive Mail: Yes
 Receive EMail: Yes Email:
 Representing: Lubert, Ira, Respondent
 Pro Se: No
 IFP Status:
 Representing: SC Gaming OPCO LLC, Respondent
 Pro Se: No
 IFP Status:



COUNSEL INFORMATION

Attorney: Fabius, Michael David Matthews
 Ballard Spahr, LLP
 Address: Ballard Spahr Llp
 1735 Market St Fl 51
 Philadelphia, PA 19103-7599
 Phone No: (215) 864-8246
 Receive Mail: Yes
 Receive EMail: Yes Email:
 Representing: Lubert, Ira, Respondent
 Pro Se: No
 IFP Status:
 Representing: SC Gaming OPCO LLC, Respondent
 Pro Se: No
 IFP Status:

Attorney: Hazlett, Thomas W.
 Ballard Spahr LLP
 Address: 1735 Market St Fl 51
 Philadelphia, PA 19103
 Phone No: (215) 665-8500
 Receive Mail: Yes
 Receive EMail: Yes Email:
 Representing: Lubert, Ira, Respondent
 Pro Se: No
 IFP Status:
 Representing: SC Gaming OPCO LLC, Respondent
 Pro Se: No
 IFP Status:

Attorney: Kearney, Brian Nolan
 Ballard Spahr LLP
 Address: 1735 Market St 51st Fl
 Philadelphia, PA 19103-7599
 Phone No: (215) 864-8265
 Receive Mail: Yes
 Receive EMail: Yes Email:
 Representing: Lubert, Ira, Respondent
 Pro Se: No
 IFP Status:
 Representing: SC Gaming OPCO LLC, Respondent
 Pro Se: No
 IFP Status:



COUNSEL INFORMATION

Attorney: King, Adrian Renz, Jr.
 Ballard Spahr, LLP
 Address: Ballard Spahr Llp
 1735 Market St 51st Fl
 Philadelphia, PA 19103
 Phone No: (215) 990-4787
 Receive Mail: Yes
 Receive EMail: Yes Email:
 Representing: Lubert, Ira, Respondent
 Pro Se: No
 IFP Status:
 Representing: SC Gaming OPCO LLC, Respondent
 Pro Se: No
 IFP Status:

Attorney: Levine, Jason A.
 Hanglely Aronchick Segal Pudlin & Schiller
 Address: Hanglely Aronchick
 1 Logan Sq Fl 27
 Philadelphia, PA 19103
 Phone No: (215) 496-7038
 Receive Mail: Yes
 Receive EMail: Yes Email:
 Representing: Stadium Casino RE, LLC, Respondent
 Pro Se: No
 IFP Status:

Attorney: Mascioli, Gian Mario
 Hanglely Aronchick Segal Pudlin & Schiller
 Address: 1 Logan Sq Fl 27
 Philadelphia, PA 19103
 Phone No: (215) 496-7059
 Receive Mail: Yes
 Receive EMail: Yes Email:
 Representing: Stadium Casino RE, LLC, Respondent
 Pro Se: No
 IFP Status:

Attorney: Rice, Caroline Layne
 Hanglely, Aronchick, Segal, Pudlin & Schiller
 Address: Hanglely Aronchick Segal
 1 Logan Sq Fl 27
 Philadelphia, PA 19103
 Phone No: (215) 496-7032
 Receive Mail: Yes
 Receive EMail: Yes Email:
 Representing: Stadium Casino RE, LLC, Respondent
 Pro Se: No
 IFP Status:



SUPREME COURT INFORMATION

Appeal From:

Appeal Filed Below:

Probable Jurisdiction Noted:

Docketed Date:

May 4, 2023

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
05/04/2023	Extraordinary / Plenary Jurisdiction	70.25	05/04/2023	2023-SUP-M-001160	70.25

INTERMEDIATE APPELLATE COURT INFORMATION

Court Name:

Docket Number:

Date of Order:

Rearg/Recon Disp Date:

Rearg/Recon Disposition:

Judge(s):

Fizzano Cannon, Christine
Wallace, Stacy
Leadbetter, Bonnie Brigance

Intermediate Appellate Court Action:

Referring Court:

AGENCY/TRIAL COURT INFORMATION

Court Below: Commonwealth Court of Pennsylvania

County:

Division: Commonwealth Court of Pennsylvania

Date of Agency/Trial Court Order:

Docket Number: 249 MD 2021

Judge(s):

OTN:

Order Type:

ORIGINAL RECORD CONTENT

Original Record Item	Filed Date	Content/Description
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Record Remittal:

DISPOSITION INFORMATION

Related Journal No:

Judgment Date:

Category:

Decided

Disposition Author:

Per Curiam

Disposition:

Dismissed

Disposition Date:

September 11, 2024

Dispositional Filing:

Author:

Filed Date:



DOCKET ENTRY

Filed Date	Docket Entry / Representing	Participant Type	Filed By
May 4, 2023	Application for Extraordinary Relief	Petitioner	Pennsylvania Gaming Control Board
May 18, 2023	No Answer Letter to Application for Extraordinary Relief	Respondent Respondent	Lubert, Ira SC Gaming OPCO LLC
May 22, 2023	Stadium Casino RE, LLC Answer to Application for Extraordinary Relief	Respondent	Stadium Casino RE, LLC
July 13, 2023	Praecepte for Appearance Lubert, Ira SC Gaming OPCO LLC	Respondent Respondent	Kearney, Brian Nolan Kearney, Brian Nolan
August 9, 2023	Application in the Nature of a Motion to Supplement its Application for Extraordinary Relief	Petitioner	Pennsylvania Gaming Control Board
August 22, 2023	No Answer Letter to Application in Nature of a Motion to Supplement App for Extraordinary Relief	Respondent Respondent	Lubert, Ira SC Gaming OPCO LLC
August 23, 2023	Answer to Application in the Nature of a Motion to Supplement its App for Extraordinary Relief	Respondent	Stadium Casino RE, LLC
September 6, 2023	Order Granting Application for Extraordinary Jurisdiction		Per Curiam
Comments: AND NOW, this 6th day of September, 2023, the Application in the Nature of a Motion to Supplement is GRANTED.			
The "Application for Extraordinary Relief under 42 Pa.C.S. § 726 for the Court to Exercise Extraordinary Jurisdiction" is GRANTED. This Court exercises its plenary jurisdiction over Stadium Casino RE, LLC v. Pennsylvania Gaming Control Board, 249 MD 2021. All proceedings relative to Stadium Casino RE, LLC v. Pennsylvania Gaming Control Board, 249 MD 2021, are stayed pending further order of this Court. See generally Pa.R.A.P. 3309(d) (delineating that this Court's exercise of extraordinary jurisdiction operates as a stay of the lower court proceedings).			
No further briefing shall be accepted in this Miscellaneous Docket matter absent further directive from this Court.			
September 6, 2023	Order Exited		Office of the Prothonotary
January 11, 2024	Application to Discontinue Counterclaim	Petitioner	Pennsylvania Gaming Control Board
January 26, 2024	No Answer Letter to Application to Discontinue Counterclaim	Respondent	Stadium Casino RE, LLC



DOCKET ENTRY

Filed Date	Docket Entry / Representing	Participant Type	Filed By
January 29, 2024	No Answer Letter to Application to Discontinue Counterclaim	Respondent Respondent	Lubert, Ira SC Gaming OPCO LLC
February 26, 2024	Order Denying Application to Discontinue Counterclaim		Per Curiam
Comments:			
AND NOW, this 26th day of February, 2024, with respect to the Application to Discontinue Counterclaim, in which the Pennsylvania Gaming Control Board seeks to discontinue a counterclaim it presented on April 10, 2023, in Stadium Casino RE, LLC v. Pennsylvania Gaming Control Board, 249 MD 2021, it is NOTED that all proceedings as to that action are stayed. See Stadium Casino RE, LLC v. Pennsylvania Gaming Control Board, 50 MM 2023 (per curiam order dated Sept. 6, 2023). As such, the Application to Discontinue Counterclaim is DENIED, WITHOUT PREJUDICE to the Pennsylvania Gaming Control Board to renew such a request following the dissolution of the stay.			
February 26, 2024	Order Exited		Office of the Prothonotary
September 11, 2024	Dismissed		Per Curiam
Comments:			
AND NOW, this 11th day of September, 2024, it is NOTED that this Court "dismiss[ed] the action pending in the Commonwealth Court, 249 MD 2021, as moot." Stadium Casino RE, LLC v. Pa. Gaming Control Bd., J-3-2024, Slip Op. at 22 (Pa. July 17, 2024).			
Accordingly, this miscellaneous matter, via which we previously exercised extraordinary jurisdiction over 249 MD 2021, is DISMISSED.			
September 11, 2024	Order Exited		Office of the Prothonotary
October 17, 2024	Reconsideration Time Expired/Case Closed		Office of the Prothonotary

CROSS COURT ACTIONS

Docket Number:	148 MT 2023
Docket Number:	249 MD 2021
Docket Number:	43 MM 2023
Docket Number:	44 MM 2023
Docket Number:	49 MM 2023