



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	Related
Same Record Below	
Stadium Casino RE LLC, Pet v. Pa Gaming Control Bd	
43 MM 2023	Related
Same Record Below	
Stadium Casino RE,LLC v PGCB etal Petof: SC Gaming	
44 MM 2023	Related
Same Record Below	
Stadium Casino RE,LLC v PGCB etal Petof: SC Gaming	
49 MM 2023	Related
Same Record Below	
Stadium Casino RE, LLC v. PGCB et al, Pet of: PGCB	

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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



April 26, 2026

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



DOCKET ENTRY

Filed Date	Docket Entry / Representing	Participant Type	Filed By
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
January 29, 2024	No Answer Letter to Application to Discontinue Counterclaim	Respondent Respondent	Lubert, Ira SC Gaming OPCO LLC



DOCKET ENTRY

Filed Date	Docket Entry / Representing	Participant Type	Filed By
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February 26, 2024	Order Denying Application to Discontinue Counterclaim		Per Curiam
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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
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September 11, 2024	Dismissed		Per Curiam
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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
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October 17, 2024	Reconsideration Time Expired/Case Closed		Office of the Prothonotary
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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