

Supreme Court of Pennsylvania



Appeal Docket Sheet

Docket Number: 16 MAP 2023

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February 19, 2026

CAPTION

Commonwealth of Pennsylvania, Appellant

v.

Larry Wardell Hunte, Appellee

CASE INFORMATION

Initiating Document: Notice of Appeal

Case Status: Closed

Journal Number: J-43-2024 May 15, 2024

Case Category: Criminal

Case Type(s): Constitutionality of Statute

CONSOLIDATED CASES

RELATED CASES

COUNSEL INFORMATION

Attorney: Robinson, Jennifer Ann
 Cumberland County District Attorney's Office
 Address: 1 Courthouse Sq
 Carlisle, PA 17013
 Phone No: (717) 240-6210
 Receive Mail: Yes
 Representing: Commonwealth of Pennsylvania, Appellant
 Pro Se: No
 IFP Status:

Attorney: McCormack, Sean Maurice
 Cumberland County District Attorney's Office
 Address: 1 Courthouse Sq Rm 202
 Carlisle, PA 17013
 Phone No: (717) 240-6410
 Receive Mail: Yes
 Representing: Commonwealth of Pennsylvania, Appellant
 Pro Se: No
 IFP Status:

Attorney: Sunday, David Winslow
 Pennsylvania Office of Attorney General
 Address: PA Office of Attorney General
 Strawberry Square, 14th Floor
 Harrisburg, PA 17120
 Receive Mail: Yes
 Representing: Pennsylvania Attorney General, Intervenor - Appellant
 Pro Se: No
 IFP Status:

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COUNSEL INFORMATION

Attorney: Burns, Hugh J., Jr.
 Pennsylvania Office of Attorney General, 16th Floor, Strawberry Square, Harrisburg, PA
 Address: Pa Office Of Attorney General
 1600 Arch St Ste 300
 Philadelphia, PA 19103
 Phone No: (215) 429-2968
 Receive Mail: Yes
 Representing: Pennsylvania Attorney General, Intervenor - Appellant
 Pro Se: No
 IFP Status:

Attorney: Spreha, Edward F., Jr.
 Wagner & Spreha
 Address: 2401 N Front St
 Harrisburg, PA 17110
 Phone No: (717) 234-7051
 Receive Mail: Yes
 Representing: Hunte, Larry Wardell, Appellee
 Pro Se: No
 IFP Status:

Attorney: Rudovsky, David
 Kairys, Rudovsky, Messing, Feinberg & Lin, LLP
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 718 Arch St Ste 501
 Philadelphia, PA 19106-1530
 Phone No: (215) 925-4400
 Receive Mail: Yes
 Receive EMail: Yes
 Representing: Hunte, Larry Wardell, Appellee
 Pro Se: No
 IFP Status:

Email:

SUPREME COURT INFORMATION

Appeal From: the Order of the Cumberland County Court of Common Pleas, Criminal
 Division, at No. CP-21-CR-3121-2021 dated January 20, 2023
 Appeal Filed Below: 2/10/2023 12:00:00AM

Probable Jurisdiction Noted: May 2, 2023

Docketed Date:

February 17, 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
02/10/2023	Notice of Appeal	90.25	02/17/2023	2023-SUP-M-000459	90.25

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INTERMEDIATE APPELLATE COURT INFORMATION

Court Name: _____ Docket Number: _____
 Date of Order: _____ Rearg/Recon Disp Date: _____
 Rearg/Recon Disposition: _____
 Judge(s): _____
 Intermediate Appellate Court Action: _____
 Referring Court: _____

AGENCY/TRIAL COURT INFORMATION

Court Below: Cumberland County Court of Common Pleas
 County: Cumberland Division: Cumberland County Criminal Division
 Date of Agency/Trial Court Order: January 20, 2023
 Docket Number: CP-21-CR-0003121-2021
 Judge(s): Masland, Albert H. OTN: _____
 Order Type: Order

ORIGINAL RECORD CONTENT

Original Record Item	Filed Date	Content/Description
Part(s)	May 15, 2023	1

Record Remittal: July 11, 2025

BRIEFING SCHEDULE

Appellant Commonwealth of Pennsylvania Brief Due: July 26, 2023 Filed: July 25, 2023 Reply Brief Due: October 12, 2023 Filed: Reproduced Record Due: July 26, 2023 Filed: July 25, 2023 Intervenor - Appellant Pennsylvania Attorney General Brief Due: July 26, 2023 Filed: July 26, 2023	Appellee Hunte, Larry Wardell Brief Due: September 27, 2023 Filed: September 25, 2023
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SESSION INFORMATION

Journal Number: J-43-2024
 Listed/Submitted Date: May 15, 2024
 Consideration Type: Oral Argument Supreme Ct.

DISPOSITION INFORMATION

Related Journal No: J-43-2024 Judgment Date: June 17, 2025

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DISPOSITION INFORMATION

Category:	Decided	Disposition Author:	Wecht, David N.
Disposition:	Affirmed	Disposition Date:	June 17, 2025
Dispositional Filing:	Majority Opinion	Author:	Wecht, David N.
Filed Date:	June 17, 2025		
Justice:	Todd, Debra	Vote:	Joins
Justice:	Donohue, Christine	Vote:	Joins
Justice:	Dougherty, Kevin M.	Vote:	Joins
Justice:	McCaffery, Daniel D.	Vote:	Joins
Dispositional Filing:	Concurring/Dissenting Opinion	Author:	Mundy, Sallie U.
Filed Date:	June 17, 2025		
Dispositional Filing:	Concurring/Dissenting Opinion	Author:	Brobson, P. Kevin
Filed Date:	June 17, 2025		
Justice:	Mundy, Sallie U.	Vote:	Joins

DOCKET ENTRY

Filed Date	Docket Entry / Representing	Participant Type	Filed By
February 10, 2023	Notice of Appeal	Appellant	Commonwealth of Pennsylvania
February 10, 2023	Jurisdictional Statement	Appellant	Commonwealth of Pennsylvania
February 20, 2023	No Answer Letter to Notice of Appeal & Jurisdictional Statement	Appellee	Hunte, Larry Wardell
March 1, 2023	Trial Court Opinion Received		Cumberland County Court of Common Pleas
May 2, 2023	Probable Jurisdiction Noted		Dreibelbis, Amy
Comments: AND NOW, this 2nd day of May, 2023, probable jurisdiction is noted.			
May 2, 2023	Order Exited		Office of the Prothonotary
May 15, 2023	Trial Court Record Received		Cumberland County Court of Common Pleas

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DOCKET ENTRY

Filed Date	Docket Entry / Representing	Participant Type	Filed By
June 12, 2023	Application for Extension of Time to File Brief - First Request	Appellant	Commonwealth of Pennsylvania
June 14, 2023	No Answer Letter to Application for Extension of Time to File Brief	Appellee	Hunte, Larry Wardell
June 14, 2023	Order Granting Application for Extension of Time to File Brief and Reproduced Record		Dreibelbis, Amy
Comments: AND NOW, this 14th day of June, 2023, Appellant's application for extension of time is granted. Appellant's Brief and Reproduced Record shall be filed on or before July 26, 2023.			
June 14, 2023	Order Exited		Office of the Prothonotary
July 25, 2023	Appellant's Brief	Appellant	Commonwealth of Pennsylvania
July 25, 2023	Appellant's Reproduced Record Filed	Appellant	Commonwealth of Pennsylvania
July 26, 2023	Intervenor - Appellant's Brief	Intervenor - Appellant	Pennsylvania Attorney General
August 10, 2023	Application for Extension of Time to File Brief - First Request	Appellee	Hunte, Larry Wardell
August 17, 2023	No Answer Letter to Application for Extension of Time	Appellant	Commonwealth of Pennsylvania
August 22, 2023	Order Granting Application for Extension of Time to File Appellee Brief		Dreibelbis, Amy
Comments: AND NOW, this 22nd day of August, 2023, Appellee's application for extension of time is granted. Appellee's Brief shall be filed on or before September 27, 2023.			
August 22, 2023	Order Exited		Office of the Prothonotary
September 25, 2023	Appellee's Brief	Appellee	Hunte, Larry Wardell
December 19, 2023	Dispositional Memo Order		Per Curiam
Comments: AND NOW, this 19th day of December, 2023, oral argument is GRANTED, LIMITED to the following question: Whether the trial court properly reached the question of the constitutionality of 75 Pa.C.S. §3755 and, if so, correctly held it is facially unconstitutional?			
December 19, 2023	Order Exited		Office of the Prothonotary

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Filed Date	Docket Entry / Representing	Participant Type	Filed By
March 21, 2024	Acknowledgement of Argument Notice Hunte, Larry Wardell	Appellee	Spreha, Edward F., Jr.
March 22, 2024	Acknowledgement of Argument Notice Commonwealth of Pennsylvania	Appellant	Robinson, Jennifer Ann
April 22, 2024	Acknowledgement of Argument Notice Pennsylvania Attorney General	Intervenor - Appellant	Burns, Hugh J., Jr.
April 24, 2024	Praecipe for Appearance Hunte, Larry Wardell	Appellee	Rudovsky, David
May 15, 2024	Argued Commonwealth of Pennsylvania Hunte, Larry Wardell	Appellant Appellee	Robinson, Jennifer Ann Rudovsky, David
May 16, 2024	Application for Leave to File Post-Submission Communication	Intervenor - Appellant	Pennsylvania Attorney General
May 20, 2024	Answer to Post Submission Communication Pa.R.A.P. 2501A	Appellee	Hunte, Larry Wardell
June 17, 2025	Affirmed		Wecht, David N.
Comments: Section 3755 is facially unconstitutional under the Fourth Amendment to the United States Constitution and Article I, Section 8 of the Pennsylvania Constitution. The order of the Court of Common Pleas of Cumberland County is affirmed. Chief Justice Todd and Justices Donohue, Dougherty and McCaffery join the opinion. Justice Mundy files a concurring and dissenting opinion. Justice Brobson files a concurring and dissenting opinion in which Justice Mundy joins.			
June 17, 2025	Judgment Entered		Office of the Prothonotary
July 11, 2025	Remitted		Office of the Prothonotary