

Appeal Docket Sheet

Superior Court of Pennsylvania

Docket Number: 207 WDA 2019

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January 14, 2025



CAPTION

Mark and Leah Gustafson, individually and as Administrators and Personal Representatives of the Estate of James Robert ("J.R.") Gustafson
Appellants

v.

Springfield, Inc. d/b/a Springfield Armory and Saloom Department Store and Saloom Dept. Store, LLC d/b/a Saloom Department Store

The United States of America
Intervenor

CASE INFORMATION

Initiating Document:	Notice of Appeal		
Case Status:	Closed		
Case Processing Status:	April 20, 2023	Completed	
Journal Number:	J-A18040-19 J-A23024-19 J-E02008-21		
Case Category:	Civil	Case Type(s):	Products Liability

CONSOLIDATED CASES

RELATED CASES

SCHEDULED EVENT

Next Event Type:	Next Event Due Date:
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COUNSEL INFORMATION

Appellant	Gustafson, Mark		
Pro Se:	No		
IFP Status:	No		
Attorney:	Iverson, Kelly Kathleen		
Address:	Carlson Lynch 1133 Penn Ave 5th Fl Pittsburgh, PA 15222		
Phone No:	(412) 253-4989	Fax No:	
Attorney:	Carlson, Ronald Bruce		
Law Firm:	Carlson Lynch Sweet Kilpela & Carpenter		
Address:	1133 Penn Ave 5th Floor Pittsburgh, PA 15222		
Phone No:	(412) 322-9243	Fax No:	

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COUNSEL INFORMATION

Appellant Gustafson, Mark

Pro Se: No

IFP Status: No

Attorney: Lynch, Gary F.
 Law Firm: Carlson Lynch Sweet Kilpela & Carpenter
 Address: 1133 Penn Ave
 5th Floor
 Pittsburgh, PA 15222
 Phone No: (724) 656-1555 Fax No:

Attorney: McGraw, James Patrick, III
 Law Firm: Lynch Law Group, LLC
 Address: Lynch Law Group LLC
 501 Smith Dr Ste 3
 Cranberry Twp., PA 16066
 Phone No: (724) 776-8000 Fax No:

Attorney: Lowy, Jonathan Elias
 Address: Brady Center to Prevent Gun Violence
 840 First St. NE
 Suite 400
 Washington, DC 20002

Attorney: Cross, Robert M.
 Address: Brady Center to Prevent Gun Violence
 840 First Street, N.E.
 Suite 400
 Washington, DC 20002

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COUNSEL INFORMATION

Appellant Gustafson, Leah

Pro Se: No

IFP Status: No

Attorney: Iverson, Kelly Kathleen
 Address: Carlson Lynch
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Phone No: (412) 253-4989 Fax No:

Attorney: Carlson, Ronald Bruce
 Law Firm: Carlson Lynch Sweet Kilpela & Carpenter
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Phone No: (412) 322-9243 Fax No:

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Attorney: Cross, Robert M.
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COUNSEL INFORMATION

Appellant Estate of James Robert Gustafson

Pro Se: No

IFP Status: No

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 Phone No: (412) 253-4989 Fax No:

Attorney: Carlson, Ronald Bruce
 Law Firm: Carlson Lynch Sweet Kilpela & Carpenter
 Address: 1133 Penn Ave
 5th Floor
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 Phone No: (412) 322-9243 Fax No:

Attorney: Lynch, Gary F.
 Law Firm: Carlson Lynch Sweet Kilpela & Carpenter
 Address: 1133 Penn Ave
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 Phone No: (724) 656-1555 Fax No:

Attorney: McGraw, James Patrick, III
 Law Firm: Carlson Lynch LLP
 Address: 5th Floor
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 Phone No: (412) 322-9243 Fax No:

Attorney: Lowy, Jonathan Elias
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 Suite 400
 Washington, DC 20002

Attorney: Cross, Robert M.
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 Suite 400
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COUNSEL INFORMATION

Amicus **The National Shooting Sports Foundation, Inc.**

Pro Se: No

IFP Status:

Attorney: Toomey, Charles Scott
 Address: Littleton Park Joyce Ughetta & Kelly Llp
 201 King of Prussia Rd Ste 220
 Radnor, PA 19087
 Phone No: (484) 254-6220 Fax No:

Attorney: Keane, Lawrence G.
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 11 Mile Hill Road
 Newtown, CT 06470

Attorney: Livingston, Craig A.
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 1600 S. Main Street
 Suite 280
 Walnut Creek, CA 94596

Attorney: Van Der Putten, Crystal L.
 Address: Livingston Law Firm
 1600 S. Main Street
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Amicus **State of Montana**

Pro Se: No

IFP Status:

Attorney: Goldstein, Jonathan Shae
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 11 Church Rd
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 Phone No: (610) 949-0444 Fax No:

Attorney: Rodgers, Shawn Michael
 Address: Goldstein Law Partners LLC
 11 Church Rd
 Hatfield, PA 19440
 Phone No: (610) 949-0444 Fax No:

Attorney: Henry, Britain Richard
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 Phone No: (610) 949-0444 Fax No:

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COUNSEL INFORMATION

Appellee Springfield, Inc.

Pro Se: No

IFP Status: No

Attorney: Greiner, John Karl
 Law Firm: Tremba, Kinney, Greiner & Kerr, LLC
 Address: Tremba Kinney Greiner & Kerr LLC
 302 W Otterman St
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 Phone No: (724) 838-7600 Fax No:

Attorney: Hare, John Jacob
 Law Firm: Marshall Dennehey Warner Coleman & Goggin, PC
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 Philadelphia, PA 19103-3231
 Phone No: (215) 575-2609 Fax No:

Attorney: Haselbarth, Shane
 Law Firm: Marshall Dennehey Warner Coleman & Goggin, PC
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 Ste 2300
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 Phone No: (215) 575-2639 Fax No:

Attorney: Renzulli, Christopher
 Address: Renzulli Law Firm, LLP
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 Suite 1005
 White Plains, NY 10603

Attorney: Allan, Scott C.
 Address: Renzulli Law Firm, LLC
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 Suite 1005
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COUNSEL INFORMATION

Appellee Saloom Dept. Store. LLC

Pro Se: No

IFP Status: No

Attorney: Greiner, John Karl
 Law Firm: Tremba, Kinney, Greiner & Kerr, LLC
 Address: Tremba Kinney Greiner & Kerr LLC
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COUNSEL INFORMATION

Appellee **Saloom Department Store**

Pro Se: No

IFP Status: No

Attorney: Greiner, John Karl
 Law Firm: Tremba, Kinney, Greiner & Kerr, LLC
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Attorney: Allan, Scott C.
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COUNSEL INFORMATION

Intervenor The United States of America

Pro Se: No

IFP Status: No

Attorney: Irwin, Laura Schleich
 Law Firm: U.S. Department of Justice
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Attorney: Revesz, Joshua
 Address: United States Department of Justice
 Civil Division, Appellate Section
 950 Pennsylvania Avenue, NW
 Washington, DC 20530

Phone No: (202) 514-8100 Fax No: (202) 514-7964

Attorney: Trayer, Thais Lyn
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 Address: 950 Pennsylvania Avenue NW
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Attorney: Myron, Laura
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 950 Pennsylvania Avenue, NW
 Washington, DC 20530

FEE INFORMATION

Fee Dt	Fee Name	Fee Amt	Receipt Dt	Receipt No	Receipt Amt
02/13/2019	Notice of Appeal	90.25	02/13/2019	2019-SPR-W-000124	90.25
10/13/2020	Petition for Reargument	15.00	10/14/2020	2020-SPR-W-000584	15.00
10/13/2020	Petition for Reargument	15.00	10/14/2020	2020-SPR-W-000585	15.00
12/09/2020	Motion for Reconsideration or Clarification	15.00	12/10/2020	2020-SPR-W-000712	15.00
04/05/2021	Copy Work by Clerk (Per Page)	23.00	04/05/2021	2021-SPR-W-000222	23.00
11/15/2021	Copy Work by Clerk (Per Page)	38.00	11/15/2021	2021-SPR-W-000750	38.00

AGENCY/TRIAL COURT INFORMATION

Order Appealed From: January 15, 2019 Notice of Appeal Filed: February 7, 2019
 Order Type: Order Entered
 Documents Received: February 13, 2019

Court Below: Westmoreland County Court of Common Pleas
 County: Westmoreland Division: Westmoreland County Civil Division
 Judge: Smail, Harry F. OTN:
 Docket Number: 1126 of 2018 Judicial District: 10

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**ORIGINAL RECORD CONTENT**

Original Record Item	Filed Date	Content Description
Original Record	April 10, 2019	1 Part
Trial Court Opinion	April 10, 2019	
Transcript(s)	April 10, 2019	2

Date of Remand of Record: April 20, 2023**BRIEFING SCHEDULE****Amicus****State of Montana
Brief**

Due: March 5, 2021 Filed: March 5, 2021

**The National Shooting Sports Foundation, Inc.
Brief**

Due: March 5, 2021 Filed: March 5, 2021

Due: March 5, 2021 Filed: March 5, 2021

Appellant**Estate of James Robert Gustafson
Brief**Due: May 20, 2019 Filed: May 20, 2019
Due: January 13, 2021 Filed: January 13, 2021**Reply Brief**Due: July 2, 2019 Filed: July 2, 2019
Due: March 19, 2021 Filed: March 18, 2021**Reproduced Record**Due: May 20, 2019 Filed: May 20, 2019
Due: January 13, 2021 Filed: January 13, 2021**Supplemental Brief**

Due: January 13, 2021 Filed: January 13, 2021

**Gustafson, Leah
Brief**Due: May 20, 2019 Filed: May 20, 2019
Due: January 13, 2021 Filed: January 13, 2021**Reply Brief**Due: July 2, 2019 Filed: July 2, 2019
Due: March 19, 2021 Filed: March 18, 2021**Reproduced Record**Due: May 20, 2019 Filed: May 20, 2019
Due: January 13, 2021 Filed: January 13, 2021**Supplemental Brief****Appellee****Saloom Department Store
Brief**Due: June 19, 2019 Filed: June 18, 2019
Due: March 5, 2021 Filed: March 5, 2021**Saloom Dept. Store. LLC
Brief**Due: June 19, 2019 Filed: June 18, 2019
Due: March 5, 2021 Filed: March 5, 2021**Springfield, Inc.
Brief**Due: June 19, 2019 Filed: June 18, 2019
Due: March 5, 2021 Filed: March 5, 2021**Intervenor****The United States of America
Brief**Due: Filed: June 18, 2019
Due: March 5, 2021 Filed: February 12, 2021

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BRIEFING SCHEDULE

Appellant

Gustafson, Leah

Supplemental Brief

Due: January 13, 2021

Filed: January 13, 2021

Gustafson, Mark

Brief

Due: May 20, 2019

Filed: May 20, 2019

Due: January 13, 2021

Filed: January 13, 2021

Reply Brief

Due: July 2, 2019

Filed: July 2, 2019

Due: March 19, 2021

Filed: March 18, 2021

Reproduced Record

Due: May 20, 2019

Filed: May 20, 2019

Due: January 13, 2021

Filed: January 13, 2021

Supplemental Brief

Due: January 13, 2021

Filed: January 13, 2021

DOCKET ENTRY

Filed Date	Docket Entry / Representing	Participant Type	Filed By
February 13, 2019	Notice of Appeal Docketed	Appellant	Gustafson, Mark
		Appellant	Gustafson, Leah
		Appellant	Estate of James Robert Gustafson
February 13, 2019	Docketing Statement Exited (Civil)		Superior Court of Pennsylvania
February 25, 2019	Docketing Statement Received (Civil)	Appellant	Gustafson, Mark
		Appellant	Gustafson, Leah
		Appellant	Estate of James Robert Gustafson
February 28, 2019	Application to be Admitted Pro Hac Vice Gustafson, Mark Gustafson, Leah Estate of James Robert Gustafson	Appellant	Iverson, Kelly Kathleen
		Appellant	Iverson, Kelly Kathleen
		Appellant	Iverson, Kelly Kathleen
		Document Name: Attorney Robert M. Cross	
February 28, 2019	Application to be Admitted Pro Hac Vice Gustafson, Mark Gustafson, Leah Estate of James Robert Gustafson	Appellant	Iverson, Kelly Kathleen
		Appellant	Iverson, Kelly Kathleen
		Appellant	Iverson, Kelly Kathleen
		Document Name: Attorney Jonathan E. Lowy	

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Filed Date	Docket Entry / Representing	Participant Type	Filed By
March 7, 2019	Order Granting Application to be Admitted Pro Hac Vice		Per Curiam
	<p>Comment: Upon consideration of the February 28, 2019 motion of Kelly Iverson, Esquire on behalf of Appellants Mark and Leah Gustafson, individually and as Administrators and Personal Representatives of the Estate of James Robert ("J.R.") Gustafson for Admission pro hac vice of Jonathan E. Lowy, Esquire the following is hereby ORDERED:</p> <p>Jonathan E. Lowy, Esquire is permitted to appear before this Court limited to the above-captioned appeal, but shall not act as attorney of record. See Pa.B.A.R. 301(a) and (b).</p> <p>Kelly Iverson, Esquire shall remain attorney of record for Appellants Mark and Leah Gustafson, individually and as Administrators and Personal Representatives of the Estate of James Robert ("J.R.") Gustafson, and shall sign and serve, or be served with as the case may be, all notices, orders, pleadings or other papers filed in this action, and shall attend all proceedings before this Court unless excused by this Court.</p>		
March 7, 2019	Order Granting Application to be Admitted Pro Hac Vice		Per Curiam
	<p>Comment: Upon consideration of the February 28, 2019 motion of Kelly Iverson, Esquire on behalf of Appellants Mark and Leah Gustafson, individually and as Administrators and Personal Representatives of the Estate of James Robert ("J.R.") Gustafson for Admission pro hac vice of Robert M. Cross, Esquire the following is hereby ORDERED:</p> <p>Robert M. Cross, Esquire is permitted to appear before this Court limited to the above-captioned appeal, but shall not act as attorney of record. See Pa.B.A.R. 301(a) and (b).</p> <p>Kelly Iverson, Esquire shall remain attorney of record for Appellants Mark and Leah Gustafson, individually and as Administrators and Personal Representatives of the Estate of James Robert ("J.R.") Gustafson, and shall sign and serve, or be served with as the case may be, all notices, orders, pleadings or other papers filed in this action, and shall attend all proceedings before this Court unless excused by this Court.</p>		
March 18, 2019	Application for Intervention	Possible Intervenor	Joshua Revesz, Attorney, United States Department of Justice, Civil Division, Appellate Staff
	Comment: Filed by Assistant U.S. Attorney Laura Schleich Irwin on behalf of the United States.		
March 18, 2019	Application to be Admitted Pro Hac Vice	Possible Intervenor	Joshua Revesz, Attorney, United States Department of Justice, Civil Division, Appellate Staff
March 18, 2019	Application to be Admitted Pro Hac Vice	Possible Intervenor	Joshua Revesz, Attorney, United States Department of Justice, Civil Division, Appellate Staff
March 20, 2019	Application for Intervention	Intervenor	The United States of America

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Filed Date	Docket Entry / Representing	Participant Type	Filed By
March 20, 2019	Order		Per Curiam
	<p>Comment: As it appears that the United States has been permitted to intervene in the lower court, the March 18, 2019 "Application for Intervention" and March 20, 2019 "Application for Intervention" are DISMISSED as moot. See Pa.R.C.P. 2330.</p> <p>Upon consideration of the March 18, 2019 motions of Laura Schleich Irwin, Esquire on behalf of the United States for Admission pro hac vice of Joshua Revesz, Esquire and for waiver of the pro hac vice admission fee, the applications are DENIED without prejudice for Attorney Irwin to refile the application for admission pro hac vice to indicate compliance with Pa.R.C.P 1012.1(b)(1).</p>		
March 21, 2019	Application to be Admitted Pro Hac Vice The United States of America	Intervenor	Irwin, Laura Schleich
March 25, 2019	Order Granting Application to be Admitted Pro Hac Vice		Per Curiam
	<p>Comment: Upon consideration of the March 21, 2019 motion of Laura Schleich Irwin, Esquire on behalf of the United States for Admission pro hac vice of Joshua Revesz, Esquire the following is hereby ORDERED:</p> <p>Joshua Revesz, Esquire is permitted to appear before this Court limited to the above-captioned appeal, but shall not act as attorney of record. See Pa.B.A.R. 301(a) and (b).</p> <p>Laura Schleich Irwin, Esquire shall remain attorney of record for the United States, and shall sign and serve, or be served with as the case may be, all notices, orders, pleadings or other papers filed in this action, and shall attend all proceedings before this Court unless excused by this Court.</p>		
April 10, 2019	Trial Court Record Received		Westmoreland County Civil Division
April 10, 2019	Briefing Schedule Issued		Superior Court of Pennsylvania
April 10, 2019	Trial Court Opinion Received		Westmoreland County Civil Division
May 20, 2019	Appellant's Brief Filed	Appellant Appellant Appellant	Gustafson, Mark Gustafson, Leah Estate of James Robert Gustafson
May 20, 2019	Reproduced Record Filed	Appellant Appellant Appellant	Gustafson, Mark Gustafson, Leah Estate of James Robert Gustafson
May 20, 2019	Reply Letter(s) Printed		Superior Court of Pennsylvania

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Filed Date	Docket Entry / Representing	Participant Type	Filed By
May 28, 2019	Reply Received (Argument)	Appellant Appellant Appellant	Gustafson, Mark Gustafson, Leah Estate of James Robert Gustafson
May 30, 2019	Application to be Admitted Pro Hac Vice Springfield, Inc. Saloom Department Store Saloom Dept. Store. LLC	Appellee Appellee Appellee	Greiner, John Karl Greiner, John Karl Greiner, John Karl
June 5, 2019	Order Granting Application to be Admitted Pro Hac Vice		Per Curiam Comment: Upon consideration of the May 30, 2019 motion of John K. Greiner, Esquire on behalf of Appellees Springfield, Inc. d/b/a/ Springfield Armory, and Saloom Department Store, LLC d/b/a Saloom Department Store, for Admission pro hac vice of Christopher Renzulli, Esquire, the following is hereby ORDERED: Christopher Renzulli, Esquire is permitted to appear before this Court limited to the above-captioned appeal, but shall not act as attorney of record. See Pa.B.A.R. 301(a) and (b). John K. Greiner, Esquire shall remain attorney of record for Appellees and shall sign and serve, or be served with as the case may be, all notices, orders, pleadings or other papers filed in this action, and shall attend all proceedings before this Court unless excused by this Court.
June 18, 2019	Appellee's Brief Filed	Appellee Appellee Appellee	Springfield, Inc. Saloom Department Store Saloom Dept. Store. LLC
June 18, 2019	Intervenor's Brief Filed	Intervenor	The United States of America
June 19, 2019	Paper Version of PACFiled Document Received Document Name: Intervenor's Brief	Intervenor	The United States of America
June 19, 2019	Paper Version of PACFiled Document Received Document Name: Appellee's Brief	Appellee Appellee Appellee	Springfield, Inc. Saloom Department Store Saloom Dept. Store. LLC
June 26, 2019	Argument Letter Sent		Corsetti, Nicholas V.
June 27, 2019	Acknowledgement of Argument Notice The United States of America	Intervenor	Irwin, Laura Schleich

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June 27, 2019	Acknowledgement of Argument Notice		
	Springfield, Inc.	Appellee	Greiner, John Karl
	Saloom Department Store	Appellee	Greiner, John Karl
	Saloom Dept. Store. LLC	Appellee	Greiner, John Karl
June 28, 2019	Acknowledgement of Argument Notice		
	The United States of America	Intervenor	Revesz, Joshua
July 2, 2019	Appellant's Reply Brief		
		Appellant	Gustafson, Mark
		Appellant	Gustafson, Leah
		Appellant	Estate of James Robert Gustafson
July 9, 2019	Application for Relief		
		Intervenor	The United States of America
July 10, 2019	Application for Continuance		
		Appellant	Gustafson, Mark
		Appellant	Gustafson, Leah
		Appellant	Estate of James Robert Gustafson
July 10, 2019	Acknowledgement of Argument Notice		
	Gustafson, Mark	Appellant	Iverson, Kelly Kathleen
	Gustafson, Leah	Appellant	Iverson, Kelly Kathleen
	Estate of James Robert Gustafson	Appellant	Iverson, Kelly Kathleen
July 15, 2019	Order Granting Application for Continuance		
			Per Curiam
	Comment: AND NOW, this 15th day of July, 2019, upon consideration of the Appellant's Motion Continuance, said Motion is GRANTED. The Motion to Release from Obligation to Attend Argument, filed by the United States' counsel, Laura Schleich Irwin, Esquire, is denied as moot. The Prothonotary is directed to schedule this case on the next available argument list.		
July 15, 2019	Order		
			Per Curiam
	Comment: AND NOW, this 15th day of July, 2019, upon consideration of the Appellant's Motion Continuance, said Motion is GRANTED. The Motion to Release from Obligation to Attend Argument, filed by the United States' counsel, Laura Schleich Irwin, Esquire, is denied as moot. The Prothonotary is directed to schedule this case on the next available argument list.		
July 17, 2019	Application to be Admitted Pro Hac Vice		
	Springfield, Inc.	Appellee	Greiner, John Karl
	Saloom Department Store	Appellee	Greiner, John Karl
	Saloom Dept. Store. LLC	Appellee	Greiner, John Karl

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July 24, 2019	Order Granting Application to be Admitted Pro Hac Vice		Per Curiam
	Comment: Upon consideration of the July 17, 2019 motion of John K. Greiner, Esquire on behalf of Appellees Springfield, Inc. d/b/a Springfield Armory and Saloom Department Store for Admission pro hac vice of Scott C. Allen, Esquire the following is hereby ORDERED:		
	Scott C. Allen, Esquire is permitted to appear before this Court limited to the above-captioned appeal, but shall not act as attorney of record. See Pa.B.A.R. 301(a) and (b).		
	John K. Greiner, Esquire shall remain attorney of record for Appellees Springfield, Inc. d/b/a Springfield Armory and Saloom Department Store, and shall sign and serve, or be served with as the case may be, all notices, orders, pleadings or other papers filed in this action, and shall attend all proceedings before this Court unless excused by this Court.		
July 24, 2019	Other	Intervenor	The United States of America
	Document Name: Notice of Unavailability for Oral Argument		
July 24, 2019	Order		Per Curiam
	Comment: The July 24, 2019 "Notice of Unavailability For Oral Argument" is DISMISSED as moot as no argument will be scheduled August 11, 2019 or August 28, 2019.		
August 8, 2019	Argument Letter Sent		Corsetti, Nicholas V.
August 8, 2019	Application for Relief	Intervenor	The United States of America
August 12, 2019	Acknowledgement of Argument Notice	Possible Intervenor	Joshua Revesz, Attorney, United States Department of Justice, Civil Division, Appellate Staff
August 12, 2019	Acknowledgement of Argument Notice		
	Gustafson, Mark	Appellant	Iverson, Kelly Kathleen
	Gustafson, Leah	Appellant	Iverson, Kelly Kathleen
	Estate of James Robert Gustafson	Appellant	Iverson, Kelly Kathleen
August 13, 2019	Acknowledgement of Argument Notice		
	The United States of America	Intervenor	Irwin, Laura Schleich
August 14, 2019	Acknowledgement of Argument Notice		
	Springfield, Inc.	Appellee	Greiner, John Karl
	Saloom Department Store	Appellee	Greiner, John Karl
	Saloom Dept. Store. LLC	Appellee	Greiner, John Karl
August 14, 2019	Acknowledgement of Argument Notice		
	Springfield, Inc.	Appellee	Renzulli, Christopher
	Saloom Department Store	Appellee	Renzulli, Christopher
	Saloom Dept. Store. LLC	Appellee	Renzulli, Christopher

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Filed Date	Docket Entry / Representing	Participant Type	Filed By
August 14, 2019	Acknowledgement of Argument Notice		
	Springfield, Inc.	Appellee	Allan, Scott C.
	Saloom Dept. Store. LLC	Appellee	Allan, Scott C.
	Saloom Department Store	Appellee	Allan, Scott C.
September 11, 2019	Order Granting Application for Relief		Per Curiam
	Comment: AND NOW, this 11th day of September, 2019, upon consideration of the United States Attorney's "Motion to Release From Obligation to Attend Argument," filed in the above captioned matter, it is hereby ORDERED that said Motion is GRANTED.		
September 17, 2019	Entry of Appearance - Private		
	Gustafson, Mark	Appellant	McGraw, James Patrick, III
	Gustafson, Leah	Appellant	McGraw, James Patrick, III
	Estate of James Robert Gustafson	Appellant	McGraw, James Patrick, III
June 23, 2020	Application to Withdraw As Counsel		
	The United States of America	Intervenor	Irwin, Laura Schleich
July 1, 2020	Order Granting Application to Withdraw as Counsel		Per Curiam
	Comment: AND NOW, this 1st day of July, 2020, we hereby GRANT the Application to Withdraw as Counsel filed by Joshua Revesz, Esquire.		
September 28, 2020	Reversed/Remanded		Kunselman, Deborah A.
	Comment: Jurisdiction relinquished		
October 8, 2020	Application for Extension of Time to File Panel Reconsideration/Reargument		
		Appellee	Springfield, Inc.
		Appellee	Saloom Department Store
		Appellee	Saloom Dept. Store. LLC
October 9, 2020	Application to be Admitted Pro Hac Vice		
	The United States of America	Intervenor	Irwin, Laura Schleich
October 12, 2020	Entry of Appearance - Private		
	Springfield, Inc.	Appellee	Hare, John Jacob
	Saloom Department Store	Appellee	Hare, John Jacob
	Saloom Dept. Store. LLC	Appellee	Hare, John Jacob
October 12, 2020	Entry of Appearance - Private		
	Springfield, Inc.	Appellee	Haselbarth, Shane
	Saloom Department Store	Appellee	Haselbarth, Shane
	Saloom Dept. Store. LLC	Appellee	Haselbarth, Shane
October 13, 2020	Application for Reargument		
		Intervenor	The United States of America
October 13, 2020	Other		
		Intervenor	The United States of America
Document Name: Superior Court decision 9-28-20			

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DOCKET ENTRY

Filed Date	Docket Entry / Representing	Participant Type	Filed By
October 13, 2020	Application for Reargument	Appellee Appellee Appellee	Springfield, Inc. Saloom Department Store Saloom Dept. Store. LLC
October 14, 2020	Other	Intervenor	The United States of America
	Document Name: Exhibit C for Admission pro hac vice petition		
October 15, 2020	Order Denying Application for Extension of Time to File Reargument/Reconsideration		Per Curiam
	Document Name: as moot		
	Comment: AND NOW, this 15th day of October, 2020, because a petition for reargument has been timely filed in this appeal, Appellees Springfield, Inc. d/b/a Springfield Armory and Saloom Department Store and Saloom Dept. Store, LLC d/b/a Saloom Department Store's, and Intervenor the United States of America's joint application for extension of time to file a petition for reargument is DENIED as moot.		
October 23, 2020	Order Granting Application to be Admitted Pro Hac Vice		Per Curiam
	Comment: the October 13, 2020 motions of the U.S. Attorney's office for Admission pro hac vice of Thais-Lyn Trayer, Esquire and for waiver of the pro hac vice admission fee is GRANTED.		
October 27, 2020	Answer to Application for Reargument	Appellant Appellant Appellant	Gustafson, Mark Gustafson, Leah Estate of James Robert Gustafson

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DOCKET ENTRY

Filed Date	Docket Entry / Representing	Participant Type	Filed By
December 3, 2020	Order Granting Application for Reargument		Per Curiam
	<p>Comment: Upon consideration of the October 13, 2020 applications for reargument, filed by Appellees Springfield, Inc. D/B/A Springfield Armory and Saloom Department Store and Saloom Dept. Store, LLC D/B/A Saloom Department Store and Intervenor, the United States of America, IT IS HEREBY ORDERED: THAT this Court's Prothonotary shall amend the caption in the abovecaptioned case to reflect the United States of America as Intervenor; THAT en banc reargument is GRANTED; THAT the decision of this COURT filed September 28, 2020, is withdrawn; THAT the case be listed before the next available en banc panel; THAT Appellants, Mark and Leah Gustafson, Individually and as Administrators and Personal Representatives of the Estate of James Robert (Jr.) Gustafson, shall file an original and ten (10) copies of either the brief previously filed, the brief previously filed together with a supplemental brief, or a substituted Brief for Appellant by December 14, 2020, along with an original and ten (10) copies of the reproduced record; THAT Appellees, Springfield, Inc. D/B/A Springfield Armory and Saloom Department Store and Saloom Dept. Store, LLC D/B/A Saloom Department Store, and Intervenor, the United States of America, shall thereafter have twenty-one (21) days after service to file an original and ten (10) copies of the brief previously filed, the brief previously filed together with a supplemental brief, or a substituted Brief for Appellees or Intervenor; THAT Appellants shall thereafter have fourteen (14) days after service of the Brief for Appellees or the Brief for Intervenor, whichever is served later, to file an original and ten (10) copies of one (1) reply brief in accordance with Pa.R.A.P. 2113(a) if desired. No other briefs may be filed by the parties without leave of this Court; AND THAT any substituted or supplemental brief shall clearly indicate on the cover page that it is a substituted or supplemental brief.</p>		
December 8, 2020	Application for Extension of Time to File Brief - First Request	Appellant Appellant Appellant	Gustafson, Mark Gustafson, Leah Estate of James Robert Gustafson
December 8, 2020	Order Granting Application for Extension of Time to File Brief and Reproduced Record		Per Curiam
December 9, 2020	Order		Per Curiam
	<p>Document Name: Extension of time</p> <p>Comment: On December 8, 2020, this Court inadvertently granted Appellants' application for an extension of time to file briefs. The December 8, 2020 Order is VACATED, and Appellants' request for an extension remains pending. Appellees and Intervenor shall have until December 15, 2020, to file an answer, if any.</p>		

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DOCKET ENTRY

Filed Date	Docket Entry / Representing	Participant Type	Filed By
December 9, 2020	Application for Clarification	Appellant Appellant Appellant	Gustafson, Mark Gustafson, Leah Estate of James Robert Gustafson
December 10, 2020	Answer to Application for Extension of Time to File Brief	Appellee Appellee Appellee	Springfield, Inc. Saloom Department Store Saloom Dept. Store. LLC
December 10, 2020	Answer to Application for Clarification	Appellee Appellee Appellee	Springfield, Inc. Saloom Department Store Saloom Dept. Store. LLC
December 11, 2020	Answer to Application for Extension of Time to File Brief	Intervenor	The United States of America
December 11, 2020	Order Granting Application for Extension of Time to File Brief and Reproduced Record		Per Curiam
	<p>Comment: Upon consideration of the answers filed by Appellees and Intervenor, Appellants' application for an extension of time to file en banc briefs is GRANTED. The Brief for Appellants is due by January 13, 2021. Accordingly, Appellants' application for clarification is DENIED AS MOOT.1 PER CURIAM Footnote 1 The Court acknowledges and expresses appreciation for the prompt responses of all the parties.</p>		
December 11, 2020	Order Denying Application for Clarification		Per Curiam
	<p>Document Name: as moot Comment: Appellants' application for clarification is DENIED AS MOOT.1 PER CURIAM 1 The Court acknowledges and expresses appreciation for the prompt responses of all the parties. (One order for two motions entered)</p>		
January 13, 2021	Appellant's Supplemental Brief Filed	Appellant Appellant Appellant	Gustafson, Mark Gustafson, Leah Estate of James Robert Gustafson
January 13, 2021	Appellant's Brief Filed	Appellant Appellant Appellant	Gustafson, Mark Gustafson, Leah Estate of James Robert Gustafson

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Filed Date	Docket Entry / Representing	Participant Type	Filed By
January 13, 2021	Reproduced Record Filed	Appellant Appellant Appellant	Gustafson, Mark Gustafson, Leah Estate of James Robert Gustafson
January 15, 2021	Application for Extension of Time to File Brief - First Request	Appellee Appellee Appellee Intervenor	Springfield, Inc. Saloom Department Store Saloom Dept. Store. LLC The United States of America
January 19, 2021	Answer to Application for Extension of Time to File Brief	Appellant Appellant Appellant	Gustafson, Mark Gustafson, Leah Estate of James Robert Gustafson
January 21, 2021	Paper Version of PACFiled Document Received	Appellant Appellant Appellant	Gustafson, Mark Gustafson, Leah Estate of James Robert Gustafson
	Document Name: Appellant's Supplemental Brief		
January 21, 2021	Paper Version of PACFiled Document Received	Appellant Appellant Appellant	Gustafson, Mark Gustafson, Leah Estate of James Robert Gustafson
	Document Name: Appellant's Brief		
January 21, 2021	Paper Version of PACFiled Document Received	Appellant Appellant Appellant	Gustafson, Mark Gustafson, Leah Estate of James Robert Gustafson
	Document Name: Reproduced Record		
February 1, 2021	Application for Leave to File Amicus Brief	Amicus	The National Shooting Sports Foundation, Inc.
February 1, 2021	Application for Leave to File Amicus Brief	Amicus	The National Shooting Sports Foundation, Inc.
February 1, 2021	Application for Leave to File Amicus Brief	Amicus	State of Montana
February 1, 2021	Application for Emergency Relief	Appellee Appellee Appellee	Springfield, Inc. Saloom Department Store Saloom Dept. Store. LLC

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DOCKET ENTRY

Filed Date	Docket Entry / Representing	Participant Type	Filed By
February 2, 2021	Order		Per Curiam
	Document Name: resolves all petitions and answers filed 1/15/21, 1/19/21, and 2/1/21		
	Comment: The unopposed joint application of Springfield, Inc. d/b/a Springfield Armory & Saloom Dep't Store & Saloom Dep't Store, LLC d/b/a Saloom Dep't Store, and of Intervenor, The United States of America, for an extension of time to file briefs is GRANTED. As requested, the Briefs of Appellees and Intervenor are due by March 5, 2021. The application of The National Shooting Sports Foundation, Inc. for permission to file Briefs of Amicus Curiae is GRANTED. The applications of The National Shooting Sports Foundation, Inc., and of the State of Montana for an extension of time to file Briefs of Amicus Curiae are GRANTED. Briefs of Amicus Curiae in support of Appellees or Intervenor are due by March 5, 2021. The application for emergency relief to resolve the extension request is DENIED AS MOOT.		
February 12, 2021	Intervenor's Brief Filed	Intervenor	The United States of America
February 16, 2021	Application to be Admitted Pro Hac Vice The United States of America	Intervenor	Irwin, Laura Schleich
February 17, 2021	Paper Version of PACFiled Document Received	Intervenor	The United States of America
	Document Name: Intervenor		
March 5, 2021	Application to be Admitted Pro Hac Vice The National Shooting Sports Foundation, Inc.	Amicus	Toomey, Charles Scott
	The National Shooting Sports Foundation, Inc.	Amicus	Toomey, Charles Scott
March 5, 2021	Application to be Admitted Pro Hac Vice The National Shooting Sports Foundation, Inc.	Amicus	Toomey, Charles Scott
	The National Shooting Sports Foundation, Inc.	Amicus	Toomey, Charles Scott
March 5, 2021	Order Granting Application to be Admitted Pro Hac Vice		Per Curiam
	Comment: Upon consideration of the application of Laura Schleich Irwin, Esquire, on behalf of Intervenor, The United States of America, for admission pro hac vice of Laura Myron, Esquire, the application is GRANTED. The application for waiver of fee for pro hac vice admission is GRANTED. Attorney Myron shall be permitted to appear before this Court limited to the above-captioned appeal, but shall not act as attorney of record. See Pa.B.A.R. 301. Attorney Irwin shall remain as attorney of record for Intervenor, and shall sign and serve, or be served with, all notices, pleadings, or other papers filed in this action, and shall attend all proceedings in this Court unless otherwise excused.		

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Filed Date	Docket Entry / Representing	Participant Type	Filed By
March 5, 2021	Application to be Admitted Pro Hac Vice		
	The National Shooting Sports Foundation, Inc.	Amicus	Toomey, Charles Scott
	The National Shooting Sports Foundation, Inc.	Amicus	Toomey, Charles Scott
March 5, 2021	Amicus Curiae Brief	Amicus	The National Shooting Sports Foundation, Inc.
		Amicus	The National Shooting Sports Foundation, Inc.
March 5, 2021	Amicus Curiae Brief	Amicus	State of Montana
March 5, 2021	Appellee's Brief Filed	Appellee	Springfield, Inc.
		Appellee	Saloom Department Store
		Appellee	Saloom Dept. Store. LLC
March 10, 2021	Paper Version of PACFiled Document Received	Amicus	The National Shooting Sports Foundation, Inc.
		Amicus	The National Shooting Sports Foundation, Inc.
	Document Name: Amicus Brief		
March 11, 2021	Paper Version of PACFiled Document Received	Appellee	Springfield, Inc.
		Appellee	Saloom Department Store
		Appellee	Saloom Dept. Store. LLC
	Document Name: appellee substitute brief		
March 15, 2021	Paper Version of PACFiled Document Received	Amicus	State of Montana
	Document Name: Amicus Brief		
March 18, 2021	Appellant's Reply Brief	Appellant	Gustafson, Mark
		Appellant	Gustafson, Leah
		Appellant	Estate of James Robert Gustafson
March 22, 2021	Paper Version of PACFiled Document Received	Appellant	Gustafson, Mark
		Appellant	Gustafson, Leah
		Appellant	Estate of James Robert Gustafson
	Document Name: reply brief		

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DOCKET ENTRY

Filed Date	Docket Entry / Representing	Participant Type	Filed By
April 15, 2021	Order Granting Application to be Admitted Pro Hac Vice		Per Curiam
	<p>Comment: Upon consideration of the applications of C. Scott Toomey, Esquire, on behalf of Amicus Curiae, The National Shooting Sports Foundation, Inc. ("NSSF"), for admission pro hac vice of Lawrence G. Keane, Esquire, Craig A. Livingston, Esquire, and Crystal L. Van Der Putten, Esquire, the applications are GRANTED. Attorneys Keane, Livingston, and Van Der Putten shall be permitted to appear before this Court limited to the above-captioned appeal, but shall not act as attorney of record. See Pa.B.A.R. 301. Attorney Toomey shall remain as attorney of record for NSSF, in its capacity as amicus curiae. Attorney Toomey shall sign and serve, or be served with, all notices, pleadings, or other papers filed in this action, and shall be responsible for coordinating NSSF's participation in all proceedings in this Court. In the event NSSF participates in any proceeding in this Court, Attorney Toomey shall attend on NSSF's behalf.</p>		
July 15, 2021	Argument Letter Sent		Wagner, Bobbi Jo
July 20, 2021	Acknowledgement of Argument Notice Gustafson, Mark	Appellant	Lowy, Jonathan Elias
July 27, 2021	Acknowledgement of Argument Notice Springfield, Inc. Saloom Department Store Saloom Dept. Store. LLC	Appellee Appellee Appellee	Renzulli, Christopher Renzulli, Christopher Renzulli, Christopher
July 30, 2021	Other	Appellee Appellee Appellee	Springfield, Inc. Saloom Department Store Saloom Dept. Store. LLC
	Document Name: Notice of Supplemental Authority		
August 5, 2021	Acknowledgement of Argument Notice The United States of America	Intervenor	Irwin, Laura Schleich
August 10, 2021	Argument Letter Sent		Wagner, Bobbi Jo
August 12, 2022	Reversed/Remanded		Per Curiam
	<p>Comment: The order of the trial court sustaining preliminary objections is reversed, and the case is remanded for further proceedings. Jurisdiction relinquished. KUNSELMAN, J. files an opinion in support of the per curiam order to reverse in which PANELLA, P.J. and LAZARUS, J. join. BENDER, P.J.E. files an opinion in support of the per curiam order to reverse. DUBOW, J. files an opinion in support of the per curiam order to reverse. OLSON, J. files a dissenting opinion in which BOWES and McCAFFERY, JJ. join, and MURRAY, J. concurs in the result. MURRAY, J. files a dissenting opinion in which BOWES, OLSON and McCAFFERY, JJ. concur in the result.</p>		

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DOCKET ENTRY

Filed Date	Docket Entry / Representing	Participant Type	Filed By
August 15, 2022	Application for Relief	Appellee	Springfield, Inc.
		Appellee	Saloom Department Store
		Appellee	Saloom Dept. Store. LLC
		Document Name: Application for Correction of Per Curiam Order	
August 15, 2022	Other Springfield, Inc. Saloom Department Store Saloom Dept. Store. LLC	Appellee	Hare, John Jacob
		Appellee	Hare, John Jacob
		Appellee	Hare, John Jacob
		Document Name: correspondence from counsel	
August 15, 2022	Answer to Application for Relief	Appellant	Gustafson, Mark
		Appellant	Gustafson, Leah
		Appellant	Estate of James Robert Gustafson
		Document Name: Re: Application for Correction of Per Curiam Order	
August 16, 2022	Answer to Application for Relief	Appellee	Springfield, Inc.
		Appellee	Saloom Department Store
		Appellee	Saloom Dept. Store. LLC
		Document Name: Re: Re: Application for Correction of Per Curiam Order	

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DOCKET ENTRY

Filed Date	Docket Entry / Representing	Participant Type	Filed By
August 19, 2022	Order Denying Application for Relief		Per Curiam
	<p>Comment: Upon consideration of Appellees' application for relief, titled, "Application under Pa.R.A.P. 123 and Pa.R.A.P. 105 for correction of per J-E02008-21 - 2 - curiam order filed August 12, 2022," and the answer thereto filed by Appellants, Appellees' application is hereby DENIED. This Court's Per Curiam Order of August 12, 2022, properly reflects the votes of the individual Judges and their separate writings in directing that the PLCAA does not bar the claims at issue, including the dispositions of President Judge Emeritus Bender and Judge Dubow that the PLCAA is not applicable even if constitutional. The Per Curiam Order accordingly reflects only this Court's majority agreement to reverse the trial court's order, and all reasoning reflected in the writings attached to the Order are dicta. See Commonwealth v. Grove, 170 A.3d 1127, 1137-38 (Pa.Super. 2017) (noting that when no en banc opinion garnered a majority vote, there continues to be absence of en banc resolution of broader legal issue) (citing Commonwealth v. Gaines, 127 A.3d 15 (Pa.Super. 2015) (en banc)); Commonwealth v. Tilghman, 543 Pa. 578, 589, 673 A.2d 898, 904 (1996) ("Court's entry of a per curiam order affirming or reversing the final order of a lower tribunal. . . signifies this Court's agreement or disagreement with the lower tribunal's final disposition of the matter on appeal to us."). Cf. Cunningham v. Ins. Co. of North America, 515 Pa. 486, 491, 530 A.2d 407, 409 (1987) (noting precedent that courts should not reach constitutional issue if there are non-constitutional grounds for decision (citing Commonwealth v. Allsup, 481 Pa. 313, 317, 392 A.2d 1309, 1311 (1978))</p>		
September 12, 2022	Petition for Allowance of Appeal to PA Supreme Court Filed	Appellee Appellee Appellee	Springfield, Inc. Saloom Department Store Saloom Dept. Store. LLC
	Comment: 240 WAL 2022		
April 18, 2023	Petition for Allowance of Appeal to PA Supreme Court Summary Grant		Supreme Court of Pennsylvania
	Comment: 7 WAP 2023		
April 20, 2023	Record Remitted to Supreme Court		Superior Court of Pennsylvania
April 20, 2023	Acknowledgement of Record Remittal		Supreme Court of Pennsylvania

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Journal Number: J-A18040-19
 Consideration Type: Continued
 Listed/Submitted Date: July 31, 2019

Panel Composition:

The Honorable Mary Jane Bowes	Judge
The Honorable Carolyn H. Nichols	Judge
The Honorable John L. Musmanno	Judge

Journal Number: J-A23024-19
 Consideration Type: Completed
 Listed/Submitted Date: September 17, 2019

Panel Composition:

The Honorable John T. Bender	President Judge Emeritus
The Honorable Deborah A. Kunselman	Judge
The Honorable John L. Musmanno	Judge

Journal Number: J-E02008-21
 Consideration Type: En Banc Argument
 Listed/Submitted Date: August 24, 2021

Panel Composition:

The Honorable Jack A. Panella	President Judge
The Honorable John T. Bender	President Judge Emeritus
The Honorable Mary Jane Bowes	Judge
The Honorable Anne E. Lazarus	Judge
The Honorable Judith F. Olson	Judge
The Honorable Alice B. Dubow	Judge
The Honorable Deborah A. Kunselman	Judge
The Honorable Mary P. Murray	Judge
The Honorable Daniel D. McCaffery	Judge

DISPOSITION INFORMATION

Final Disposition:	No	Judgment Date:	September 28, 2020
Related Journal No:	J-A23024-19	Disposition Author:	Kunselman, Deborah A.
Category:	Decided	Disposition Date:	September 28, 2020
Disposition:	Reversed/Remanded		
Disposition Comment:	Jurisdiction relinquished		
Dispositional Filing:	Opinion	Filing Author:	Kunselman, Deborah A.
Filed Date:	9/28/2020 12:00:00AM		

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DISPOSITION INFORMATION

Final Disposition: Yes

Related Journal No: J-E02008-21 Judgment Date: August 12, 2022

Category: Decided Disposition Author: Per Curiam

Disposition: Reversed/Remanded Disposition Date: August 12, 2022

Disposition Comment: The order of the trial court sustaining preliminary objections is reversed, and the case is remanded for further proceedings. Jurisdiction relinquished.
 KUNSELMAN, J. files an opinion in support of the per curiam order to reverse in which PANELLA, P.J. and LAZARUS, J. join.
 BENDER, P.J.E. files an opinion in support of the per curiam order to reverse.
 DUBOW, J. files an opinion in support of the per curiam order to reverse.
 OLSON, J. files a dissenting opinion in which BOWES and McCAFFERY, JJ. join, and MURRAY, J. concurs in the result.
 MURRAY, J. files a dissenting opinion in which BOWES, OLSON and McCAFFERY, JJ. concur in the result.

Dispositional Filing: **Order** Filing Author: Per Curiam
 Filed Date: 8/12/2022 12:00:00AM

Dispositional Filing: **Opinion in Support of Reversal** Filing Author: Kunselman, Deborah A.
 Filed Date: 8/12/2022 12:00:00AM

Dispositional Filing: **Opinion in Support of Reversal** Filing Author: Bender, John T.
 Filed Date: 8/12/2022 12:00:00AM

Dispositional Filing: **Opinion in Support of Reversal** Filing Author: Dubow, Alice B.
 Filed Date: 8/12/2022 12:00:00AM

Dispositional Filing: **Dissenting Opinion** Filing Author: Olson, Judith F.
 Filed Date: 8/12/2022 12:00:00AM

Dispositional Filing: **Dissenting Opinion** Filing Author: Murray, Mary P.
 Filed Date: 8/12/2022 12:00:00AM

REARGUMENT / RECONSIDERATION / REMITTAL

Filed Date: October 13, 2020

Disposition: Order Granting Application for Reargument

Disposition Date: December 3, 2020

Record Remittal:

CROSS COURT ACTIONS

Appeal Docket Sheet**Superior Court of Pennsylvania****Docket Number: 207 WDA 2019****Page 29 of 29****January 14, 2025****CROSS COURT ACTIONS**

Docket Number:	240 WAL 2022
Court Name:	Supreme
Short Caption:	Gustafson v. Springfield Pet. of: Springfield
Case Status:	Closed
Disposition:	Petition for Allowance of Appeal - Limited Grant
Disposition Date:	April 18, 2023
Petition Reargument/Reconsideration Filed Date:	
Reargument Disposition:	
Reargument Disposition Date:	
Cross Court Action Type:	Case Initiation

Docket Number:	7 WAP 2023
Court Name:	Supreme
Short Caption:	Gustafson, M., et al. v. Springfield, Inc., Aplt.
Case Status:	Active
Disposition:	
Disposition Date:	
Petition Reargument/Reconsideration Filed Date:	
Reargument Disposition:	
Reargument Disposition Date:	
Cross Court Action Type:	