

Miscellaneous Docket Sheet**Commonwealth Court of Pennsylvania****Docket Number: 258 MD 2023****Page 1 of 15****January 13, 2026****CAPTION**

Joy Schwartz, and
Gregory Stenstrom,
and Leah Hoopes,
and Paul Rumley,
Petitioners

v.

Acting Secretary of the Commonwealth
of Pennsylvania Al Schmidt and
Delaware County and
Delaware County Park Police Department
and James Allen, Delaware County Director
of Elections, in his personal capacity and
John S. Diehl, Delaware County Park
Police Chief, in his personal capacity,
Respondents

CASE INFORMATION

Initiating Document: Petition for Review

Case Status: Closed

Case Processing Status: July 12, 2023 Completed

Journal Number:

Case Category: Civil Case Type(s): Equity

CONSOLIDATED CASES**RELATED CASES****COUNSEL INFORMATION****Petitioner Stenstrom, Gregory**

Pro Se: Yes

IFP Status:

Pro Se: Gregory Stenstrom
Address: 1541 Farmers Lane
Glen Mills, PA 19342
Phone No: (856) 264-5495

Fax No:

Petitioner Schwartz, Joy

Pro Se: Yes

IFP Status:

Pro Se: Joy Schwartz
Address: 514 Lombardy Road
Drexil Hill, PA 19026

Miscellaneous Docket Sheet**Commonwealth Court of Pennsylvania****Docket Number: 258 MD 2023****Page 2 of 15****January 13, 2026****COUNSEL INFORMATION****Petitioner Rumley, Paul**

Pro Se: Yes

IFP Status:

Pro Se: Paul Rumley
 Address: 1038 Crozer Place
 Springfield, PA 19064

Petitioner Hoopes, Leah

Pro Se: Yes

IFP Status:

Pro Se: Leah Hoopes
 Address: 241 Sulky Way
 Chadds Ford, PA 19317

Respondent Schmidt, Al

Pro Se: No

IFP Status:

Attorney: Mullen, Kathleen Ann
 Law Firm: Pennsylvania Governor's Office of General Counsel
 Address: Dept of State
 306 N Office Building
 Harrisburg, PA 17120-0102
 Phone No: (717) 743-7563 Fax No:

Attorney: Kovatis, Stephen Ronald
 Law Firm: Pennsylvania Office of General Counsel
 Address: Pa Office Of General Counsel
 333 Market St 17th Fl
 Harrisburg, PA 17101
 Phone No: (717) 602-0943 Fax No:

Respondent Diehl, John S.

Pro Se: No

IFP Status:

Attorney: Centrella, Nicholas Michael, Jr.
 Law Firm: Duane Morris LLP
 Address: 30 S 17TH St
 Philadelphia, PA 19103
 Phone No: (215) 979-1850 Fax No:

Attorney: Parks, James Manly
 Law Firm: Duane Morris LLP
 Address: 30 South 17th Street
 Philadelphia, PA 19103-4196
 Phone No: (215) 979-1342 Fax No:

Miscellaneous Docket Sheet**Commonwealth Court of Pennsylvania****Docket Number: 258 MD 2023****Page 3 of 15****January 13, 2026****COUNSEL INFORMATION**

Respondent **Delaware County Park Police Department**

Pro Se: No

IFP Status:

Attorney: Martin, William F.
 Law Firm: Delaware County Solicitor's Office
 Address: County Of Delaware
 201 W Front St
 Media, PA 19063

Phone No: (610) 891-4074 Fax No:

Attorney: Parks, James Manly
 Law Firm: Duane Morris LLP
 Address: 30 South 17th Street
 Philadelphia, PA 19103-4196

Phone No: (215) 979-1342 Fax No:

Attorney: Centrella, Nicholas Michael, Jr.
 Law Firm: Duane Morris LLP
 Address: 30 S 17TH St
 Philadelphia, PA 19103

Phone No: (215) 979-1850 Fax No:

Respondent **Delaware County**

Pro Se: No

IFP Status:

Attorney: Martin, William F.
 Law Firm: Delaware County Solicitor's Office
 Address: County Of Delaware
 201 W Front St
 Media, PA 19063

Phone No: (610) 891-4074 Fax No:

Attorney: Parks, James Manly
 Law Firm: Duane Morris LLP
 Address: 30 South 17th Street
 Philadelphia, PA 19103-4196

Phone No: (215) 979-1342 Fax No:

Attorney: Centrella, Nicholas Michael, Jr.
 Law Firm: Duane Morris LLP
 Address: 30 S 17TH St
 Philadelphia, PA 19103

Phone No: (215) 979-1850 Fax No:

Miscellaneous Docket Sheet

Commonwealth Court of Pennsylvania

Docket Number: 258 MD 2023

Page 4 of 15

January 13, 2026



COUNSEL INFORMATION

Respondent Allen, James

Pro Se: No

IFP Status:

Attorney: Centrella, Nicholas Michael, Jr.

Law Firm: Duane Morris LLP

Address: 30 S 17TH St
Philadelphia, PA 19103

Phone No: (215) 979-1850 Fax No:

Attorney: Parks, James Manly

Law Firm: Duane Morris LLP

Address: 30 South 17th Street
Philadelphia, PA 19103-4196

Phone No: (215) 979-1342 Fax No:

FEE INFORMATION

| Fee Dt | Fee Name | Fee Amt | Receipt Dt | Receipt No | Receipt Amt |
|------------|---------------------------------|---------|------------|-------------------|-------------|
| 05/31/2023 | Miscellaneous Docket Filing Fee | 70.25 | 05/31/2023 | 2023-CMW-H-001012 | 70.25 |

AGENCY/TRIAL COURT INFORMATION

OrderAppealed From: Notice of Appeal Filed:

Order Type:

Documents Received: May 31, 2023

Court Below:

County: Division:

Judge: OTN:

Docket Number: Judicial District:

ORIGINAL RECORD CONTENT

| Original Record Item | Filed Date | Content Description |
|----------------------|------------|---------------------|
| | | |

Date of Remand of Record:

BRIEFING SCHEDULE

Petitioner

Hoopes, Leah
Brief

Respondent

Allen, James
BriefRumley, Paul
BriefDelaware County
BriefSchwartz, Joy
BriefDelaware County Park Police Department
BriefStenstrom, Gregory
BriefDiehl, John S.
BriefSchmidt, Al
Brief

Miscellaneous Docket Sheet

Commonwealth Court of Pennsylvania

Docket Number: 258 MD 2023

Page 5 of 15

January 13, 2026



BRIEFING SCHEDULE

Respondent

Schmidt, Al

Brief

Due:

Filed: July 10, 2023

DOCKET ENTRY

| Filed Date | Docket Entry / Filer | Representing | Participant Type | Exit Date |
|--------------|---|--------------|--|-----------|
| May 31, 2023 | Petition for Review Filed Schwartz, Joy Stenstrom, Gregory Hoopes, Leah Rumley, Paul | | Petitioner Petitioner Petitioner Petitioner | |
| June 1, 2023 | Amended - Petition for Review Schwartz, Joy Stenstrom, Gregory Hoopes, Leah Rumley, Paul | | Petitioner Petitioner Petitioner Petitioner | |
| June 1, 2023 | Application for Emergency Relief Schwartz, Joy Stenstrom, Gregory Hoopes, Leah Rumley, Paul | | Petitioner Petitioner Petitioner Petitioner | |
| | Document Name: Request for Emergency Special and Summary Relief | | | |
| June 1, 2023 | Certificate of Service Filed Schwartz, Joy Stenstrom, Gregory Hoopes, Leah Rumley, Paul | | Petitioner Petitioner Petitioner Petitioner | |
| | Document Name: Proof of Service of Petition and Application for Emergency Relief | | | |
| June 1, 2023 | Notice Exited Commonwealth Court Filing Office | | | |

Miscellaneous Docket Sheet

Commonwealth Court of Pennsylvania

Docket Number: 258 MD 2023

Page 6 of 15

January 13, 2026



DOCKET ENTRY

| Filed Date | Docket Entry / Filer | Representing | Participant Type | Exit Date |
|--------------|--|--------------|--|------------|
| June 2, 2023 | Order Filed Per Curiam | | | 06/02/2023 |
| | Document Name: Directing Petitioners to make proper service | | | |
| | Comment: NOW, June 2, 2023, upon review of this matter, the Court notes that Petitioners have not properly served their amended Petition and Request for Emergency Injunctive Relief (Petition), or their Request for Emergency Special and Summary Relief (Emergency Application), on Respondent Acting Secretary of the Commonwealth of Pennsylvania Al Schmidt at his correct address,1 or the Attorney General of Pennsylvania. Accordingly, pursuant to Pa.R.A.P. 1514(c), Petitioners shall serve the Petition, and a copy of this Order, upon the Acting Secretary at his proper address, located at 302 North Office Building, 401 North Street, Harrisburg, PA 17120, and the Attorney General. Petitioners shall simultaneously serve the Emergency Application on the Acting Secretary at his proper address and the Attorney General in accordance with Pa.R.A.P. 121. Petitioners shall then file a proof of service with the Prothonotary indicating that proper service of the Petition, a copy of this Order, and the Emergency Application has been made on the Acting Secretary and the Attorney General no later than Friday, June 9, 2023. In accordance with Pa.R.A.P. 122, the proof of service shall include the name, address, and telephone number of the person(s) making service, including delivery of personal service. | | | |
| | 1 Petitioners appear to have served the Acting Secretary at the Board of Professional and Occupational Affairs' address. | | | |
| June 2, 2023 | Certificate of Service Filed Schwartz, Joy Stenstrom, Gregory Hoopes, Leah Rumley, Paul | | Petitioner Petitioner Petitioner Petitioner | |
| | Document Name: Amended In Compliance with Order | | | |
| June 4, 2023 | Application for Emergency Relief Schwartz, Joy Stenstrom, Gregory Hoopes, Leah Rumley, Paul | | Petitioner Petitioner Petitioner Petitioner | |
| | Document Name: Amended | | | |
| June 6, 2023 | Order Filed Per Curiam | | | 06/06/2023 |
| | Document Name: Petitioners' Mem of Law in Support of Emergency Relief Due 6/20/23 / Answers due 7/5/23 | | | |
| | Comment: NOW, June 6, 2023, upon consideration of Petitioners' Second Request for Emergency Special and Summary Relief (Emergency Application), filed on June 4, 2023, it is hereby ORDERED that Petitioners shall file and serve a memorandum of law in support of their Emergency Application by no later than Tuesday, June 20, 2023. | | | |
| | Any Respondent who opposes the pending Emergency Application shall file and serve an answer in opposition thereto, with an accompanying memorandum of law, by no later than Wednesday, July 5, 2023. Any Respondent who fails to file an answer and memorandum of law by that date will be considered by the Court to be unopposed to the relief requested in the Emergency Application. | | | |
| | Petitioners shall promptly serve a copy of this Order on Respondents and thereafter promptly file a proof of service of same with the Court. | | | |

Miscellaneous Docket Sheet**Commonwealth Court of Pennsylvania****Docket Number: 258 MD 2023****Page 7 of 15****January 13, 2026****DOCKET ENTRY**

| Filed Date | Docket Entry / Filer | Representing | Participant Type | Exit Date |
|--------------|--|--------------|------------------|------------|
| June 9, 2023 | Hearing Scheduled Per Curiam Document Name: Hearing on Application for Emergency Relief Scheduled for July 11, 2023, 1:30pm, PJC Harrisburg Comment: NOW, June 9, 2023, upon consideration of Petitioners' Second Request for Emergency Special and Summary Relief (Emergency Application), filed on June 4, 2023, it is hereby ORDERED as follows: 1. Hearing on Petitioners' Emergency Application is scheduled for Tuesday, July 11, 2023, at 1:30 p.m., in Courtroom 3001, Third Floor, Pennsylvania Judicial Center, 601 Commonwealth Avenue, Harrisburg, Pennsylvania. 2. By no later than Thursday, July 6, 2023, the parties each shall file and serve a prehearing memorandum setting forth their respective witness list, the curriculum vitae and expert report for any expert witness, and a list of exhibits, and contemporaneously exchange their exhibits (pre-marked) for use during the hearing. 3. A prehearing status conference is scheduled for Friday, July 7, 2023, at 10:00 a.m., by telephone conference call, for the purpose of providing the Court with a status update regarding the requested records at issue in this case and to discuss the logistics of the hearing scheduled for July 11, 2023. The Court will contact Petitioners and lead counsel for Respondents to provide call-in information for the conference call. Petitioners shall promptly serve a copy of this Order on Respondents and thereafter promptly file a proof of service of same with the Court. | | | 06/09/2023 |

Miscellaneous Docket Sheet**Commonwealth Court of Pennsylvania****Docket Number: 258 MD 2023****Page 8 of 15****January 13, 2026****DOCKET ENTRY**

| Filed Date | Docket Entry / Filer | Representing | Participant Type | Exit Date |
|--------------|---|--------------|------------------|------------|
| June 9, 2023 | Order Filed Per Curiam Document Name: Decorum Order Comment: NOW, June 9, 2023, after consultation with the Capitol Police and the Administrative Office of Pennsylvania Courts (AOPC) regarding the hearing on Petitioners' Second Request for Emergency Special and Summary Relief (Emergency Application), which is scheduled to begin on Tuesday, July 11, 2023, at 1:30 p.m., in Courtroom 3001 (Courtroom), Third Floor, Pennsylvania Judicial Center (PJC), 601 Commonwealth Avenue, Harrisburg, Pennsylvania, the Court hereby ORDERS as follows: 1. Decorum shall be maintained at all times by all persons present in the PJC and/or in the Courtroom. 2. Seating for the public and media to observe the hearing will be on a "first come, first seated" basis. Ten seats will be reserved for properly credentialed members of the media until 9:50 a.m. After 9:50 a.m., any remaining reserved seats for properly credentialed members of the media in the Courtroom will be released to the public. The hearing may also be viewed via a public livestream web link that will be posted to the Court's website in advance. Broadcasting, televising, recording, and/or photographing of the proceedings, including the public livestream, is prohibited. 3. No one other than Court personnel or the Capitol Police will be permitted to stand at the back of or along the sides of the Courtroom. Attorneys not involved in this case shall be treated as members of the public. 4. No signs or banners may be brought into the PJC. No company or media logos; clothing, buttons, facemasks, or other items with messages; or other material that may be deemed distracting, disruptive, or potentially improperly prejudicial may be brought into, worn, or displayed in the PJC. 5. No electronic devices may be used in the Courtroom except by the Court and by counsel of record. Except for those electronic devices used by the Court and counsel, no electronic devices will be allowed in the Courtroom, with the exception of cellular or smart phones and watches. Cellular or smart phones and watches may be carried and/or worn into the Courtroom, but they must be turned off at all times. 6. The PJC will be open at 8:00 a.m. for the parties, counsel of record, and other authorized personnel. The Courtroom will be unlocked and available for seating approximately 30 minutes before the opening of Court. The Capitol Police will begin screening and admitting members of the media and the public approximately 30 minutes before the opening of Court. 7. Persons who fail to comply with this Order or maintain proper courtroom decorum may be removed by Court personnel or the Capitol Police. 8. AOPC's Director of Communications, Stacey Witalec, is the media liaison. She can be reached at (717) 231-3334 (office) or (717) 877-2997 (cell). | | | 06/09/2023 |

Miscellaneous Docket Sheet**Commonwealth Court of Pennsylvania****Docket Number: 258 MD 2023****Page 9 of 15****January 13, 2026****DOCKET ENTRY**

| Filed Date | Docket Entry / Filer | Representing | Participant Type | Exit Date |
|---|---|-----------------------------------|------------------|------------|
| June 9, 2023 | Order Filed Per Curiam | | | 06/09/2023 |
| Document Name: Amended Decorum Order | | | | |
| Comment: NOW, June 9, 2023, after consultation with the Capitol Police and the Administrative Office of Pennsylvania Courts (AOPC) regarding the hearing on Petitioners' Second Request for Emergency Special and Summary Relief (Emergency Application), which is scheduled to begin on Tuesday, July 11, 2023, at 1:30 p.m., in Courtroom 3001 (Courtroom), Third Floor, Pennsylvania Judicial Center (PJC), 601 Commonwealth Avenue, Harrisburg, Pennsylvania, the Court hereby ORDERS as follows: | | | | |
| <ol style="list-style-type: none"> 1. Decorum shall be maintained at all times by all persons present in the PJC and/or in the Courtroom. 2. Seating for the public and media to observe the hearing will be on a "first come, first seated" basis. Ten seats will be reserved for properly credentialed members of the media until 1:20 p.m. After 1:20 p.m., any remaining reserved seats for properly credentialed members of the media in the Courtroom will be released to the public. The hearing may also be viewed via a public livestream web link that will be posted to the Court's website in advance. Broadcasting, televising, recording, and/or photographing of the proceedings, including the public livestream, is prohibited. 3. No one other than Court personnel or the Capital Police will be permitted to stand at the back of or along the sides of the Courtroom. Attorneys not involved in this case shall be treated as members of the public. 4. No signs or banners may be brought into the PJC. No company or media logos; clothing, buttons, facemasks, or other items with messages; or other material that may be deemed distracting, disruptive, or potentially improperly prejudicial may be brought into, worn, or displayed in the PJC. 5. No electronic devices may be used in the Courtroom except by the Court and by counsel of record. Except for those electronic devices used by the Court and counsel, no electronic devices will be allowed in the Courtroom, with the exception of cellular or smart phones and watches. Cellular or smart phones and watches may be carried and/or worn into the Courtroom, but they must be turned off at all times. 6. The Courtroom will be unlocked and available for seating approximately 30 minutes before the opening of Court. The Capitol Police will begin screening and admitting members of the media and the public approximately 30 minutes before the opening of Court. 7. Persons who fail to comply with this Order or maintain proper courtroom decorum may be removed by Court personnel or the Capitol Police. 8. AOPC's Director of Communications, Stacey Witalec, is the media liaison. She can be reached at (717) 231-3334 (office) or (717) 877-2997 (cell). | | | | |
| June 13, 2023 | Entry of Appearance Centrella, Nicholas Michael, Jr. | Delaware County | Respondent | |
| | Centrella, Nicholas Michael, Jr. | Allen, James | Respondent | |
| | Centrella, Nicholas Michael, Jr. | Diehl, John S. | Respondent | |
| | Centrella, Nicholas Michael, Jr. | Delaware County Park Police Depar | Respondent | |
| Document Name: Atty. Centrella for Delaware Co., Park Police, Allen and Diehl | | | | |
| June 13, 2023 | Entry of Appearance Parks, James Manly | Delaware County | Respondent | |
| | Parks, James Manly | Allen, James | Respondent | |
| | Parks, James Manly | Diehl, John S. | Respondent | |
| | Parks, James Manly | Delaware County Park Police Depar | Respondent | |
| Document Name: Atty. J. Manly Parks for Respondents | | | | |
| June 21, 2023 | Entry of Appearance Mullen, Kathleen Ann | Schmidt, Al | Respondent | |
| Document Name: Atty. Kathleen A. Mullen for Resp. Schmidt | | | | |

Miscellaneous Docket Sheet

Commonwealth Court of Pennsylvania

Docket Number: 258 MD 2023

Page 10 of 15

January 13, 2026



DOCKET ENTRY

| Filed Date | Docket Entry / Filer | Representing | Participant Type | Exit Date |
|---------------|--|--|--|------------|
| June 26, 2023 | Entry of Appearance Kovatis, Stephen Ronald | Schmidt, Al | Respondent | |
| | Document Name: of Stepehn Kovatis, Esq. on behalf of Respondent | | | |
| June 28, 2023 | Praecipe Schwartz, Joy Stenstrom, Gregory Hoopes, Leah Rumley, Paul | | Petitioner Petitioner Petitioner Petitioner | |
| | Document Name: Praecipe for Nunc Pro Tunc Submission of Memorandum of Law | | | |
| June 29, 2023 | Order Filed Per Curiam | | | 06/29/2023 |
| | Document Name: Praecipe for Nunc Pro Tunc Sumbission of Memo of Law is Granted/ Memo of Law Accepted | | | |
| | Comment: NOW, June 29, 2023, upon consideration of Petitioners' Praecipe for Nunc Pro Tunc Submission of Memorandum of Law (Praecipe), filed on June 28, 2023, in which Petitioners request that the Court accept, nunc pro tunc, their Memorandum of Law in Support of Rule 1532 Application for Special and Summary Relief (Memorandum of Law) that was due by no later than Tuesday, June 20, 2023, the Court hereby ORDERS that the Memorandum of Law is accepted for filing. The Prothonotary is directed to separately docket Petitioners' Memorandum of Law, which was included with Petitioners' Praecipe. | | | |
| June 29, 2023 | Memorandum of Law Filed Schwartz, Joy Stenstrom, Gregory Hoopes, Leah Rumley, Paul | | Petitioner Petitioner Petitioner Petitioner | |
| | Document Name: Petitioner's | | | |
| June 30, 2023 | Application to Amend Schwartz, Joy Stenstrom, Gregory Hoopes, Leah Rumley, Paul | | Petitioner Petitioner Petitioner Petitioner | |
| | Document Name: Application to Amend Petition | | | |
| June 30, 2023 | Preliminary Objections Centrella, Nicholas Michael, Jr. Centrella, Nicholas Michael, Jr. Centrella, Nicholas Michael, Jr. Centrella, Nicholas Michael, Jr. Parks, James Manly Parks, James Manly Parks, James Manly Parks, James Manly | Delaware County Allen, James Diehl, John S. Delaware County Park Police Depar Allen, James Diehl, John S. Delaware County Delaware County Park Police Depar | Respondent Respondent Respondent Respondent Respondent Respondent Respondent Respondent | |
| | Document Name: Respondents' | | | |

Miscellaneous Docket Sheet**Commonwealth Court of Pennsylvania****Docket Number: 258 MD 2023****Page 11 of 15****January 13, 2026****DOCKET ENTRY**

| Filed Date | Docket Entry / Filer | Representing | Participant Type | Exit Date |
|--|--|-----------------------------------|------------------|------------|
| June 30, 2023 | Memorandum of Law Filed | | | |
| | Centrella, Nicholas Michael, Jr. | Delaware County | Respondent | |
| | Centrella, Nicholas Michael, Jr. | Allen, James | Respondent | |
| | Centrella, Nicholas Michael, Jr. | Diehl, John S. | Respondent | |
| | Centrella, Nicholas Michael, Jr. | Delaware County Park Police Depar | Respondent | |
| | Parks, James Manly | Allen, James | Respondent | |
| | Parks, James Manly | Diehl, John S. | Respondent | |
| | Parks, James Manly | Delaware County | Respondent | |
| | Parks, James Manly | Delaware County Park Police Depar | Respondent | |
| Document Name: in support of Resps.' POs | | | | |
| June 30, 2023 | Answer Filed | | | |
| | Centrella, Nicholas Michael, Jr. | Delaware County | Respondent | |
| | Centrella, Nicholas Michael, Jr. | Allen, James | Respondent | |
| | Centrella, Nicholas Michael, Jr. | Diehl, John S. | Respondent | |
| | Centrella, Nicholas Michael, Jr. | Delaware County Park Police Depar | Respondent | |
| | Parks, James Manly | Allen, James | Respondent | |
| | Parks, James Manly | Diehl, John S. | Respondent | |
| | Parks, James Manly | Delaware County | Respondent | |
| | Parks, James Manly | Delaware County Park Police Depar | Respondent | |
| Document Name: Resps.' Opposition to Pets.' App. for Special and Summary Relief | | | | |
| June 30, 2023 | Memorandum of Law Filed | | | |
| | Centrella, Nicholas Michael, Jr. | Delaware County | Respondent | |
| | Centrella, Nicholas Michael, Jr. | Allen, James | Respondent | |
| | Centrella, Nicholas Michael, Jr. | Diehl, John S. | Respondent | |
| | Centrella, Nicholas Michael, Jr. | Delaware County Park Police Depar | Respondent | |
| | Parks, James Manly | Allen, James | Respondent | |
| | Parks, James Manly | Diehl, John S. | Respondent | |
| | Parks, James Manly | Delaware County | Respondent | |
| | Parks, James Manly | Delaware County Park Police Depar | Respondent | |
| Document Name: in support of Resps.' Opposition to Pets.' App. for Special and Summary Relief | | | | |
| July 3, 2023 | Preliminary Objections | | | |
| | Kovatis, Stephen Ronald | Schmidt, Al | Respondent | |
| Document Name: Secretary's Preliminary Objections | | | | |
| July 5, 2023 | Order Filed | | | 07/05/2023 |
| | Per Curiam | | | |
| Document Name: Parties shall be prepared to discuss Application to Amend at Status Conference | | | | |
| Comment: NOW, July 5, 2023, upon consideration of Petitioners' Rule 1033 Amendment Application for Leave to Amend Petition (Application to Amend), filed on June 30, 2023, it is ORDERED that the parties shall be prepared to discuss the pending Application to Amend at the prehearing status conference scheduled for Friday, July 7, 2023, at 10:00 a.m., by telephone conference call. | | | | |
| July 5, 2023 | Answer to Application for Emergency Relief | | | |
| | Kovatis, Stephen Ronald | Schmidt, Al | Respondent | |
| | Mullen, Kathleen Ann | Schmidt, Al | Respondent | |
| Document Name: Resp. Schmidt's Answer to Pets.' 2nd Request for Emergency Special Relief and Summary Relief | | | | |

Miscellaneous Docket Sheet**Commonwealth Court of Pennsylvania****Docket Number: 258 MD 2023****Page 12 of 15****January 13, 2026****DOCKET ENTRY**

| Filed Date | Docket Entry / Filer | Representing | Participant Type | Exit Date |
|--|--|------------------------------------|------------------|-----------|
| July 5, 2023 | Memorandum of Law Filed Kovatis, Stephen Ronald | Schmidt, Al | Respondent | |
| Document Name: Brief in opposition to app for emergency special and S.R. and in supp of P.O.'s | | | | |
| July 6, 2023 | Filed - Other Centrella, Nicholas Michael, Jr. | Delaware County | Respondent | |
| | Centrella, Nicholas Michael, Jr. | Allen, James | Respondent | |
| | Centrella, Nicholas Michael, Jr. | Diehl, John S. | Respondent | |
| | Centrella, Nicholas Michael, Jr. | Delaware County Park Police Depart | Respondent | |
| Document Name: County Respondents' Pre Hearing Memorandum | | | | |
| July 6, 2023 | Filed - Other Kovatis, Stephen Ronald | Schmidt, Al | Respondent | |
| Document Name: The Secretary's Prehearing Memorandum | | | | |
| July 7, 2023 | Filed - Other Schwartz, Joy | | Petitioner | |
| | Stenstrom, Gregory | | Petitioner | |
| | Hoopes, Leah | | Petitioner | |
| | Rumley, Paul | | Petitioner | |
| Document Name: Petitioners' Pre Hearing Memorandum | | | | |

Miscellaneous Docket Sheet

Commonwealth Court of Pennsylvania

Docket Number: 258 MD 2023

Page 13 of 15

January 13, 2026



DOCKET ENTRY

| Filed Date | Docket Entry / Filer | Representing | Participant Type | Exit Date |
|---|--|--------------|--|------------|
| July 7, 2023 | Order Filed Wojcik, Michael H. | | | 07/07/2023 |
| Document Name: As Discussed at PreHearing Conference Filings Due July 10, 2023 | | | | |
| Comment: NOW, July 7, 2023, following a prehearing status conference with the parties, it is hereby ORDERED as follows: | | | | |
| <p>1. By no later than Monday, July 17, 2023, Petitioners' may file with the Court and shall serve on Respondents an amended petition for review to accompany their Rule 1033 Amendment Application for Leave to Amend Petition (Application to Amend), filed on June 30, 2023. The Application to Amend will be held in abeyance pending the Court's receipt of Petitioners' amended petition for review.</p> <p>2. By no later than 12:00 p.m. on Monday, July 10, 2023, Petitioners shall file with the Court and serve on Respondents a response to Respondents' respective Preliminary Objections raising only lack of subject matter jurisdiction as a bar to this action. Respondents may file reply briefs to Petitioners' response to the Preliminary Objections by no later than 4:30 p.m. on Monday, July 10, 2023. The Court will hear argument on the Preliminary Objections raising lack of subject matter jurisdiction, Petitioners' response, and any reply thereto at the beginning of the hearing on Petitioners' Second Request for Emergency Special and Summary Relief, as set forth in this Court's June 9, 2023 Order.</p> <p>3. By no later than 12:00 p.m. on Monday, July 10, 2023, Petitioners shall also file with the Court and serve on Respondents an expert report for any expert witness(es) identified in Petitioners' Pre-hearing Memorandum, filed on July 7, 2023.</p> <p>4. As discussed at the prehearing status conference, the Court will allow remote witness testimony via WebEx video conferencing at the hearing. Accordingly, by no later than 10:00 a.m. on Monday, July 10, 2023, the parties shall file a list(s) of witnesses who will testify remotely by sending a copy of such list(s) to Catherine.Arrigo@pacourts.us ONLY. The list(s) shall include the name, email address, and telephone number for each witness who will testify remotely. The Court will provide counsel and/or witnesses with the information for connecting to the hearing.</p> <p>5. To facilitate participation in the hearing, various WebEx applications are available for download at pacourts.webex.com. Please see the Protocol for WebEx Video Proceedings, attached to this Order.</p> <p>The witnesses participating remotely are directed to connect to the hearing 15 minutes before the starting time. In the event of technical questions or difficulties ONLY, please contact the Court's IT staff at 717-255-1626. All other inquiries should be directed to the Prothonotary's Office or the Office of Chief Legal Counsel.</p> <p>6. As further discussed at the prehearing status conference, the parties are strongly encouraged to enter into stipulations of fact prior to the hearing to streamline these proceedings.</p> | | | | |
| July 10, 2023 | Filed - Other Schwartz, Joy Stenstrom, Gregory Hoopes, Leah Rumley, Paul | | Petitioner Petitioner Petitioner Petitioner | |
| Document Name: Petitioner's Pre Hearing Memorandum | | | | |
| July 10, 2023 | Filed - Other Schwartz, Joy Stenstrom, Gregory Hoopes, Leah Rumley, Paul | | Petitioner Petitioner Petitioner Petitioner | |
| Document Name: Petitioner's Expert Report | | | | |

Miscellaneous Docket Sheet**Commonwealth Court of Pennsylvania****Docket Number: 258 MD 2023****Page 14 of 15****January 13, 2026****DOCKET ENTRY**

| Filed Date | Docket Entry / Filer | Representing | Participant Type | Exit Date |
|----------------------|----------------------------------|--|------------------|------------|
| July 10, 2023 | Answer Filed | | | |
| | Centrella, Nicholas Michael, Jr. | Delaware County | Respondent | |
| | Centrella, Nicholas Michael, Jr. | Allen, James | Respondent | |
| | Centrella, Nicholas Michael, Jr. | Diehl, John S. | Respondent | |
| | Centrella, Nicholas Michael, Jr. | Delaware County Park Police Depar | Respondent | |
| | Document Name: | Reply in Support of Opposition to Petitioners' Application for Special and Summary Relief | | |
| July 10, 2023 | Application for Relief | | | |
| | Centrella, Nicholas Michael, Jr. | Delaware County | Respondent | |
| | Centrella, Nicholas Michael, Jr. | Allen, James | Respondent | |
| | Centrella, Nicholas Michael, Jr. | Diehl, John S. | Respondent | |
| | Centrella, Nicholas Michael, Jr. | Delaware County Park Police Depar | Respondent | |
| | Document Name: | Motion to Exclude an/or Quash Expert Testimony | | |
| July 10, 2023 | Respondent's Brief Filed | | | |
| | Kovatis, Stephen Ronald | Schmidt, Al | Respondent | |
| | Mullen, Kathleen Ann | Schmidt, Al | Respondent | |
| | Schmidt, Al | | Respondent | |
| | Document Name: | Secretary's Reply Brief in Further Support of His Preliminary Objection as to Sub. Matter Juris. | | |
| July 11, 2023 | Transfer | | | 07/11/2023 |
| | Wojcik, Michael H. | | | |
| | Document Name: | Transferred to Delaware County CCP / Secretary Dismissed as Party / Opinion to Follow | | |
| | Comment: | NOW, July 11, 2023, upon consideration of the Second Request for Emergency Special and Summary Relief (Emergency Application), filed by Petitioners Joy Schwartz, Gregory Stenstrom, Leah Hoopes, and Paul Rumley; the Preliminary Objections filed by the Acting Secretary of the Commonwealth of Pennsylvania Al Schmidt (Secretary), and Delaware County and Delaware County Park Police Department and James Allen, Delaware County Director of Elections, in his personal capacity and John S. Diehl, Delaware County Park Police Chief, in his personal capacity (collectively, Delaware County Respondents), and the answers and briefs in support of and/or in opposition thereto, and following argument before a single Judge of this Court on July 11, 2023, it is hereby ORDERED as follows: | | |
| | 1. | The first Preliminary Objection of the Secretary, and the first Preliminary Objection of Delaware County Respondents, relating to lack of subject matter jurisdiction, are SUSTAINED. See 42 Pa.C.S. § 761(a)(1); <i>Republican National Committee v. Chapman</i> (Pa. Cmwlth., No. 447 M.D. 2022, filed March 23, 2023), slip op. at 13-28 (single-Judge opinion) (Ceisler, J.). It is thus hereby ORDERED that the Secretary is dismissed from this action. | | |
| | 2. | Because the Secretary's first Preliminary Objection is dispositive as to the Secretary's involvement in this case, the Secretary's remaining Preliminary Objections are DISMISSED AS MOOT. | | |
| | 3. | All remaining Preliminary Objections of Delaware County Respondents; Petitioners' Emergency Application, filed on June 4, 2023; Petitioners' Rule 1033 Amendment Application for Leave to Amend Petition, filed on June 30, 2023; Delaware County Respondents' Motion to Exclude and/or Quash Expert Testimony, filed on July 10, 2023; and all other filings in this case are hereby TRANSFERRED to the Delaware County Court of Common Pleas, which court shall proceed expeditiously in considering the merits of this matter. See 42 Pa.C.S. § 5103(a). | | |
| | | Opinion to Follow | | |

Miscellaneous Docket Sheet

Commonwealth Court of Pennsylvania

Docket Number: 258 MD 2023

Page 15 of 15

January 13, 2026



DOCKET ENTRY

| Filed Date | Docket Entry / Filer | Representing | Participant Type | Exit Date |
|------------------|--|--------------|------------------|------------|
| July 12, 2023 | Transfer to Court of Common Pleas Commonwealth Court Filing Office Document Name: Delaware County Court of Common Pleas | | | |
| July 14, 2023 | Acknowledgment of Transfer Lower Court or Agency Document Name: Delaware County CCP. | | | |
| August 11, 2023 | Memorandum Opinion Filed Wojcik, Michael H. Document Name: Opinion per Court's 7-11-23 Order | | | 08/11/2023 |
| November 3, 2023 | Transcript Filed Court Reporter | | | |

DISPOSITION INFORMATION

| | | | | | | |
|--|--|---------------------|--------------------|--|--|--|
| Final Disposition: | Yes | Judgment Date: | | | | |
| Related Journal No: | | Disposition Author: | Wojcik, Michael H. | | | |
| Category: | Disposed Before Decision | Disposition Date: | July 11, 2023 | | | |
| Disposition: | Transfer | | | | | |
| Disposition Comment: | NOW, July 11, 2023, upon consideration of the Second Request for Emergency Special and Summary Relief (Emergency Application), filed by Petitioners Joy Schwartz, Gregory Stenstrom, Leah Hoopes, and Paul Rumley; the Preliminary Objections filed by the Acting Secretary of the Commonwealth of Pennsylvania Al Schmidt (Secretary), and Delaware County and Delaware County Park Police Department and James Allen, Delaware County Director of Elections, in his personal capacity and John S. Diehl, Delaware County Park Police Chief, in his personal capacity (collectively, Delaware County Respondents), and the answers and briefs in support of and/or in opposition thereto, and following argument before a single Judge of this Court on July 11, 2023, it is hereby ORDERED as follows: | | | | | |
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Opinion to Follow

Dispositional Filing:

Filing Author:

Filed Date: