Supreme Court of Pennsylvania



Sealed Record

Appeal Docket Sheet

Docket Number: 98 MAP 2023

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November 21, 2025

CAPTION

Commonwealth of Pennsylvania, Appellee

٧.

John Edward Kurtz, Appellant

CASE INFORMATION

Initiating Document: Order Granting Petition for Allowance of Appeal

Case Status: Active

Journal Number: J-36A-2024 May 14, 2024

Case Category: Criminal Case Type(s): Rape

Aggravated Assault

Burglary

Criminal Attempt
False Imprisonment
Involuntary Deviate Sexual

Intercourse Kidnapping Sexual Assault Simple Assault Unlawful Restraint

CONSOLIDATED CASES RELATED CASES

Docket No / Reason Type

99 MAP 2023 Consolidated

Sua Sponte

100 MAP 2023 Consolidated

Sua Sponte

COUNSEL INFORMATION

Attorney: Taglieri, Douglas Joseph

Williamson, Friedberg & Jones, LLC

Address: 10 Westwood Rd

Pottsville, PA 17901

Phone No: (570) 622-5933

Receive Mail: Yes

Receive EMail: Yes Email:

Representing: Kurtz, John Edward, Appellant

Pro Se: No

IFP Status:

Supreme Court of Pennsylvania



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COUNSEL INFORMATION

Attorney: Matulewicz, Anthony Michael

Northumberland County District Attorney's Office

Address: 201 Market St

Sunbury, PA 17801

Phone No: (570) 205-2009

Receive Mail: Yes

Receive EMail: Yes Email: Representing: Commonwealth of Pennsylvania, Appellee

Pro Se: No

IFP Status:

Attorney: O'Donnell, Michael Charles

Northumberland County District Attorney's Office

Address: Northumberland Co Da's Office

201 Market St

Sunbury, PA 17801

Phone No: (717) 991-0169

Receive Mail: Yes

Representing: Commonwealth of Pennsylvania, Appellee

Pro Se: No

IFP Status:

Attorney: Skinner, Julia Margaret

Address: Temp. Special Asst. DA for Northumberland Co.

c/o Cumberland Co Da's Office 1 Courthouse Sq. Suite 202

Carlisle, PA 17013

Phone No: (717) 240-6210

Receive Mail: Yes

Receive EMail: Yes Email: Representing: Commonwealth of Pennsylvania, Appellee

Pro Se: No

IFP Status:

INO

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

Receive EMail: Yes Email: Representing: Office of Attorney General, Amicus Curiae

Pro Se: No

IFP Status:

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COUNSEL INFORMATION

Attorney: Christy, Andrew Chapman

ACLU of Pennsylvania

Address: Aclu Of Pa

Po Box 60173

Philadelphia, PA 19102

Phone No: (215) 592-1513

Receive Mail: Yes

Receive EMail: Yes Email: Representing: ACLU of Pennsylvania, et al., Amicus Curiae

Pro Se: No

IFP Status:

Attorney: Mishkin, Jeremy D.

Montgomery McCracken Walker & Rhoads LLP

Address: Montgomery Mccracken Et Al

1735 Market St

Philadelphia, PA 19103-7505

Phone No: (215) 772-7246

Receive Mail: Yes

Representing: Electronic Frontier Foundation, et al., Amicus Curiae

Pro Se: No

IFP Status:

Attorney: Sinnett, Brian Ray

PA District Attorneys Association

Address: 2929 N Front St

Harrisburg, PA 17110

Phone No: (717) 238-5416

Receive Mail: Yes

Representing: PA District Attorney's Association, Amicus Curiae

Pro Se: No

IFP Status:

Attorney: Loney, Stephen Allen

ACLU of Pennsylvania

Address: P.o. Box 60173

Philadelphia, PA 19102

Phone No: (215) 592-1513

Receive Mail: Yes

Representing: ACLU of Pennsylvania, et al., Amicus Curiae

Pro Se: No

IFP Status:

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COUNSEL INFORMATION

Sunday, David Winslow Attorney:

Pennsylvania Office of Attorey General

PA Office of Attorney General Address:

Strawberry Square, 14th Floor

Harrisburg, PA 17120

Receive Mail:

Representing: Office of Attorney General, Amicus Curiae

Pro Se: No

IFP Status:

SUPREME COURT INFORMATION

the Order of the Superior Court at No. 811 MDA 2021 entered on April Appeal From:

28, 2023, Affirming the Judgment of Sentence of the Northumberland County Court of Common Pleas, Criminal Division, at No. CP-49-CR-0000045-2018 entered on March 2, 2021

Probable Jurisdiction Noted: Docketed Date: October 30, 2023

Allocatur/Miscellaneous Granted: October 30, 2023 Allocatur/Miscellaneous Docket No.: 289 MAL 2023

Allocatur/Miscellaneous Grant Order: AND NOW, this 30th day of October, 2023, the Petition for Allowance of Appeal is GRANTED. The issues, as stated by petitioner, are:

- 1. In an issue of first impression, whether the Superior Court erred in concluding that an individual does not have a reasonable expectation of privacy in his or her electronic content, particularly in his or her private internet search queries and IP address?
- 2. In an issue of first impression, whether the Superior Court erred in finding that probable cause may be established to support a search warrant to Google, Inc. requesting the content of an individual's private internet search queries where the suspect is unknown and no evidence is presented establishing that Google, Inc. was used in the planning or commission of the crime?

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Fee Dt Fee Name Fee Amt Receipt Dt Receipt No Receipt Amt 02/29/2024 2nd Motion for Extension of Time 2024-SUP-M-000550 10.00 10.00 02/29/2024

INTERMEDIATE APPELLATE COURT INFORMATION

Court Name: 811 MDA 2021 Superior Docket Number:

Date of Order: Rearg/Recon Disp Date: April 28, 2023

Rearg/Recon Disposition:

Murray, Mary P. Judge(s):

McLaughlin, Maria Colins, James G.

Intermediate Appellate Court Action: Affirmed

Referring Court:

AGENCY/TRIAL COURT INFORMATION

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Court Below: Northumberland County Court of Common Pleas

County: Northumberland Division: Northumberland County Criminal Division

Date of Agency/Trial Court Order: March 2, 2021

Docket Number: CP-49-CR-0000045-2018

Judge(s): Saylor, Charles H. OTN: U 536095-0

Order Type: Judgment of Sentence

ORIGINAL RECORD CONTENT

Original Record Item Filed Date Content/Description

Transcript(s) October 31, 2023 18 (1 part contains sealed

exhibits/envelope)

Part(s) October 31, 2023 9

Record Remittal:

BRIEFING SCHEDULE

Amicus Curiae Appellee

ACLU of Pennsylvania, et al. Commonwealth of Pennsylvania

Brief Brief

Due: January 10, 2024 Filed: January 10, 2024 Due: March 27, 2024 Filed: March 26, 2024

Electronic Frontier Foundation, et al.

Brief

Due: January 10, 2024 Filed: January 5, 2024

Office of Attorney General

Brief

Due: March 27, 2024 Filed: March 27, 2024

PA District Attorney's Association

Brief

Due: March 27, 2024 Filed: March 27, 2024

Appellant

Kurtz, John Edward

Brief

Due: January 10, 2024 Filed: January 10, 2024

Reply Brief

Due: April 12, 2024 Filed:

Reproduced Record

Due: January 10, 2024 Filed: January 10, 2024

SESSION INFORMATION

Journal Number: J-36A-2024 Listed/Submitted Date: May 14, 2024

Consideration Type: Oral Argument Supreme Ct.

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DOCKET ENTRY

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Filed Date	Docket Entry / Representing	Participant Type	Filed By
October 30, 2023	Allocatur Granted		Per Curiam
Comments: AND NOW, this 30th of petitioner, are:	day of October, 2023, the Petition	for Allowance of Appeal is G	RANTED. The issues, as stated by
		-	that an individual does not have a her private internet search queries
to support a search wa	arrant to Google, Inc. requesting th wn and no evidence is presented	e content of an individual's p	probable cause may be established rivate internet search queries where Inc. was used in the planning or
October 31, 2023	Sealed Superior Court Record Reco	eived	
			Superior Court of Pennsylvania
November 13, 2023	Application for Extension of Time		
		Appellant	Kurtz, John Edward
November 15, 2023	No Answer Letter to Application for	Extension of Time to File Brie Appellee	f Commonwealth of Pennsylvania
November 17, 2023	Order Granting Application for Exte	ension of Time to File Appellan	t Brief Dreibelbis, Amy
	day of November, 2023, Appellant I shall be filed on or before January 10	* *	of time is granted. Appellant's Brief
November 17, 2023	Order Exited		Office of the Prothonotary
January 5, 2024	Amicus Curiae Brief		
• •		Amicus Curiae	Electronic Frontier Foundation, et al.
Comments: Amicus Brief on behalf o Electronic Frontier Fo Defense Lawyers		Criminal Defense lawyers,	and PA Association of Criminal
	Appellant's Brief		
		Appellant	Kurtz, John Edward
January 10, 2024	Sealed Appellant's Reproduced Rec	cord Filed	

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	D	OCKET ENTRY	
Filed Date	Docket Entry / Representing	Participant Type	Filed By
January 10, 2024	Amicus Curiae Brief	Amicus Curiae	ACLU of Pennsylvania, et al.
	of: LIBERTIES UNION (ACLU), A SEARCH LIBRARIES, FREEDOM T		
February 9, 2024	Application for Extension of Tim	e to File Brief - First Request Appellee	Commonwealth of Pennsylvania
February 9, 2024	No Answer Letter to Application	for Extension of Time Appellant	Kurtz, John Edward
February 9, 2024	Order Granting Application for E	xtension of Time to File Appell	lee Brief Dreibelbis, Amy
Comments: AND NOW, this 9th shall be filed on or befo	-	's application for extension o	f time is GRANTED. Appellee's Brief
February 9, 2024	Order Exited		Office of the Prothonotary
February 29, 2024	Application for Extension of Tim	e to File Brief - Second Reques Appellee	Commonwealth of Pennsylvania
March 4, 2024	Answer to Second Application for	or Extension of Time to File Ap Appellant	pellee's Brief Kurtz, John Edward
March 12, 2024	Order Granting Appellee's Secon	nd Motion for an Extension of l	Fime, in Part Per Curiam
	monwealth shall file its brief no		an Extension of Time is GRANTED, No further extensions will be granted
March 12, 2024	Order Exited		Office of the Prothonotary
March 22, 2024	Acknowledgement of Argument Kurtz, John Edward	Notice Appellant	Taglieri, Douglas Joseph
March 22, 2024	Acknowledgement of Argument Commonwealth of Pennsylvania	Notice Appellee	Skinner, Julia Margaret
March 26, 2024	Appellee's Brief	Appellee	Commonwealth of Pennsylvania
March 27, 2024	Amicus Curiae Brief	Amicus Curiae Amicus Curiae	Office of Attorney General PA District Attorney's Association

12:35 A.M.

Sealed Documents

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	DO	CKET ENTRY			
Filed Date	Docket Entry / Representing	Participant Type	Filed By		
May 14, 2024	Argued				
	Kurtz, John Edward	Appellant	Taglieri, Douglas Joseph		
	Commonwealth of Pennsylvania	Appellee	Skinner, Julia Margaret		

CROSS COURT ACTIONS

Docket Number: 289 MAL 2023
Docket Number: 811 MDA 2021