Miscellaneous Docket Sheet **Commonwealth Court of Pennsylvania**

Docket Number: 355 MD 2022

November 10, 2026

CAPTION

Leigh M. Chapman, Acting
Secretary of the Commonwealth
and the Pennsylvania Department of State,
Petitioners

v.

Berks County Board of Elections,
Fayette County Board of Elections,
and Lancaster County Board of Elections,
Respondents

CASE INFORMATION

Initiating Document:	Petition for Review		
Case Status:	Closed		
Case Processing Status:	August 19, 2022	Completed	
Journal Number:			
Case Category:	Miscellaneous	Case Type(s):	Election

CONSOLIDATED CASES

RELATED CASES

COUNSEL INFORMATION

Petitioner **Pennsylvania Department of State**
IFP/Waiver:
Pro Se: No

Attorney: Boyer, Jacob Biehl
Law Firm: 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: (267) 768-3968 Fax No:

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: Shapiro, Joshua D.
Law Firm: Pennsylvania Office of Attorney General, 16th Floor , Strawberry Square, Harrisburg, PA
Address: Strawberry Square
16th Floor
Harrisburg, PA 17120
Phone No: (717) 783-7556 Fax No:

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COUNSEL INFORMATION

Attorney:	Fischer, Michael John
Law Firm:	Pennsylvania Office of Attorney General, 16th Floor , Strawberry Square, Harrisburg, PA
Address:	Ofc of Attorney General 1600 Arch St Ste 300 Philadelphia, PA 19103
Phone No:	(215) 560-2171 Fax No:

Attorney:	Eisner, Marina
Law Firm:	States United Democracy Center
Address:	1101 17th Street NW Washington, DC 20036

Attorney:	Goldberg, Zack
Address:	States United Democracy Center 1101 17th Street N.W. Suite 250 Washington, DC 20036

Attorney:	Sun, Christine P.
Address:	States United Democracy Center 1101 17th St. NW Suite 250 Washington, DC 20036

Attorney:	Manning, Susan Baker
Law Firm:	Morgan, Lewis & Bockius
Address:	1111 Pennsylvania Avenue Washington, DC 20004

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COUNSEL INFORMATION

Petitioner **Chapman, Leigh M.**
IFP/Waiver:
Pro Se: No

Attorney: Boyer, Jacob Biehl
Law Firm: 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: (267) 768-3968 Fax No:

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: Shapiro, Joshua D.
Law Firm: Pennsylvania Office of Attorney General, 16th Floor , Strawberry Square, Harrisburg, PA
Address: Strawberry Square
16th Floor
Harrisburg, PA 17120
Phone No: (717) 783-7556 Fax No:

Attorney: Fischer, Michael John
Law Firm: Pennsylvania Office of Attorney General, 16th Floor , Strawberry Square, Harrisburg, PA
Address: Ofc of Attorney General
1600 Arch St Ste 300
Philadelphia, PA 19103
Phone No: (215) 560-2171 Fax No:

Attorney: Eisner, Marina
Law Firm: States United Democracy Center
Address: 1101 17th Street NW
Washington, DC 20036

Attorney: Goldberg, Zack
Address: States United Democracy Center
1101 17th Street N.W.
Suite 250
Washington, DC 20036

Attorney: Sun, Christine P.
Address: States United Democracy Center
1101 17th St. NW
Suite 250
Washington, DC 20036

Attorney: Manning, Susan Baker
Law Firm: Morgan, Lewis & Bockius
Address: 1111 Pennsylvania Avenue
Washington, DC 20004

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COUNSEL INFORMATION

Respondent **Lancaster County Board of Elections**
IFP/Waiver:
Pro Se: No
Attorney: Bukowski, Jeffrey David
Law Firm: Smith Bukowski, LLC
Address: Smith Bukowski LLC
1050 Spring St Ste 1
Wyomissing, PA 19610
Phone No: (610) 685-1600 Fax No:

Respondent **Fayette County Board of Elections**
IFP/Waiver:
Pro Se: No
Attorney: Breth, Thomas E.
Law Firm: Dillon McCandless King Coulter & Graham, LLP
Address: Dillon Mccandless King Coulter & Graham Llp
128 W Cunningham St
Butler, PA 16001-5742
Phone No: (724) 283-2200 Fax No:

Attorney: King, Thomas W., III
Law Firm: Dillon McCandless King Coulter & Graham LLP
Address: Dillon Mccandless Et Al
128 W Cunningham St
Butler, PA 16001-5742
Phone No: (724) 283-2200 Fax No:

Attorney: Shuber, Jordan Peter
Law Firm: Dillon, McCandless, King, Coulter & Graham, L.L.P.
Address: Dillon Mccandless King Coulter & Graham L.l.p.
128 W Cunningham St
Butler, PA 16001
Phone No: (724) 283-2200 Fax No:

Respondent **Berks County Board of Elections**
IFP/Waiver:
Pro Se: No
Attorney: Bukowski, Jeffrey David
Law Firm: Smith Bukowski, LLC
Address: Smith Bukowski LLC
1050 Spring St Ste 1
Wyomissing, PA 19610
Phone No: (610) 685-1600 Fax No:

FEE INFORMATION

Fee Dt	Fee Name	Fee Amt	Receipt Dt	Receipt No	Receipt Amt
07/11/2022	Miscellaneous Docket Filing Fee	70.25	07/12/2022	2022-CMW-H-001328	70.25

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Miscellaneous Docket Sheet **Commonwealth Court of Pennsylvania**

Docket Number: 355 MD 2022

November 10, 2026

AGENCY/TRIAL COURT INFORMATION

Order Appealed From:
Order Type:
Documents Received: July 11, 2022

Notice of Appeal Filed:

Court Below:
County:
Judge:
Docket Number:

Division:
OTN:
Judicial District:

ORIGINAL RECORD CONTENT

Original Record Item	Filed Date	Content Description

Date of Remand of Record:

BRIEFING SCHEDULE

None	None

DOCKET ENTRY

Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
July 11, 2022	Petition for Review Filed			
	Chapman, Leigh M.		Petitioner	
	Pennsylvania Department of State		Petitioner	
July 12, 2022	Application for Emergency Relief			
	Boyer, Jacob Biehl	Chapman, Leigh M.	Petitioner	
	Boyer, Jacob Biehl	Pennsylvania Department of State	Petitioner	
	Fischer, Michael John	Chapman, Leigh M.	Petitioner	
	Fischer, Michael John	Pennsylvania Department of State	Petitioner	
Document Name:	Emergency Application for Peremptory Judgment and Summary Relief			
July 12, 2022	Memorandum of Law Filed			
	Boyer, Jacob Biehl	Chapman, Leigh M.	Petitioner	
	Boyer, Jacob Biehl	Pennsylvania Department of State	Petitioner	
Document Name:	in Support of Petitioners' Emergency Application for Peremptory Judgment and Summary Relief			
July 13, 2022	Hearing Scheduled			07/13/2022
	Per Curiam			
Document Name:	July 28, 2022 10:00 am, PJC Harrisburg			
Comment:	NOW, July 13, 2022, upon consideration of Petitioners' Emergency Application for Peremptory Judgment and Summary Relief and the Memorandum of Law in Support (Emergency Application), it is hereby ORDERED as follows: 1. Hearing on Petitioners' Emergency Application is scheduled for Thursday, July 28, 2022, at 10:00 a.m., in Courtroom 3001, Pennsylvania Judicial Center, Third Floor, 601 Commonwealth Avenue, Harrisburg, Pennsylvania. 2. Petitioners are directed to secure the service of a court stenographer for the proceedings. 3. Respondents shall PACFile and serve an answer to the Emergency Application no later than 4:00 p.m. on Tuesday, July 19, 2022. 4. The Acting Secretary of the Commonwealth shall immediately transmit a copy of this order to Respondents.			

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Miscellaneous Docket Sheet **Commonwealth Court of Pennsylvania**

Docket Number: 355 MD 2022

November 10, 2026

DOCKET ENTRY

Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
July 14, 2022	Application to be Admitted Pro Hac Vice Filed			
	Boyer, Jacob Biehl	Chapman, Leigh M.	Petitioner	
	Boyer, Jacob Biehl	Pennsylvania Department of State	Petitioner	
Document Name:	of Zack Goldberg, Esq.			
July 14, 2022	Application to be Admitted Pro Hac Vice Filed			
	Boyer, Jacob Biehl	Chapman, Leigh M.	Petitioner	
	Boyer, Jacob Biehl	Pennsylvania Department of State	Petitioner	
Document Name:	of Christine Sun, Esq.			
July 14, 2022	Application to be Admitted Pro Hac Vice Filed			
	Boyer, Jacob Biehl	Chapman, Leigh M.	Petitioner	
	Boyer, Jacob Biehl	Pennsylvania Department of State	Petitioner	
Document Name:	of Marina Eisner, Esq.			
July 15, 2022	Entry of Appearance			
	Shuber, Jordan Peter	Fayette County Board of Elections	Respondent	
Document Name:	Atty. Shuber for Fayette Co. Bd. of Elections			
July 15, 2022	Entry of Appearance			
	Breth, Thomas E.	Fayette County Board of Elections	Respondent	
Document Name:	Atty. Breth for Fayette Co. Bd. of Elections			
July 15, 2022	Entry of Appearance			
	King, Thomas W., III	Fayette County Board of Elections	Respondent	
Document Name:	Atty. King for Fayette Co. Bd. of Elections			
July 18, 2022	Entry of Appearance			
	Bukowski, Jeffrey David	Berks County Board of Elections	Respondent	
	Bukowski, Jeffrey David	Lancaster County Board of Elections	Respondent	
July 19, 2022	Application to be Admitted Pro Hac Vice Filed			
	Boyer, Jacob Biehl	Chapman, Leigh M.	Petitioner	
	Boyer, Jacob Biehl	Pennsylvania Department of State	Petitioner	
Document Name:	Admission of Susan Baker Manning, Esq. on behalf of Petitioner			
July 19, 2022	Preliminary Objections			
	King, Thomas W., III	Fayette County Board of Elections	Respondent	
	Breth, Thomas E.	Fayette County Board of Elections	Respondent	
	Shuber, Jordan Peter	Fayette County Board of Elections	Respondent	
Document Name:	Fayette County Bd. of Elections PO's to Petition for Review			
July 19, 2022	Answer Filed			
	King, Thomas W., III	Fayette County Board of Elections	Respondent	
	Breth, Thomas E.	Fayette County Board of Elections	Respondent	
	Shuber, Jordan Peter	Fayette County Board of Elections	Respondent	
Document Name:	Fayette County Bd. of Elections Response to Emergency Application			

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DOCKET ENTRY

Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
July 19, 2022	Memorandum of Law Filed			
	King, Thomas W., III	Fayette County Board of Elections	Respondent	
	Breth, Thomas E.	Fayette County Board of Elections	Respondent	
	Shuber, Jordan Peter	Fayette County Board of Elections	Respondent	
Document Name:	Fayette County Bd. of Elections Memo in Opposition to Emergency Application			
July 19, 2022	Answer Filed			
	Bukowski, Jeffrey David	Berks County Board of Elections	Respondent	
	Bukowski, Jeffrey David	Lancaster County Board of Elections	Respondent	
Document Name:	Answer to Petitioners' Emergency Application for Peremptory Judgment			
July 19, 2022	Memorandum of Law Filed			
	Bukowski, Jeffrey David	Berks County Board of Elections	Respondent	
	Bukowski, Jeffrey David	Lancaster County Board of Elections	Respondent	
Document Name:	in Opposition to Petitioner's Emergency Application for Peremptory Judgment and Summary Relief			
July 19, 2022	Order Granting Application to be Admitted Pro Hac Vice Per Curiam			07/20/2022
Document Name:	Marina Eisner Esq. on behalf of Petitioners.			
Comment:	NOW, July 19, 2022, upon consideration of the motion of Jacob B. Boyer, Esq., for admission pro hac vice of Marina Eisner, Esq., on behalf of Petitioners, it is hereby ordered: (1) Marina Eisner, Esq. is admitted pro hac vice to the bar of the Commonwealth of Pennsylvania under Pennsylvania Bar Admission Rule 301, as co-counsel on behalf of Petitioners in this matter; (2) Marina Eisner, Esq. shall abide by the rules of this Court including all disciplinary rules; (3) Marina Eisner, Esq. shall immediately notify this Court of any matter affecting her standing at the bar of any other court where she may be admitted to practice; and (4) Jacob B. Boyer, Esq., the moving attorney herein, shall continue to be responsible as counsel of record for the conduct of this matter on behalf of Petitioners.			
July 19, 2022	Order Granting Application to be Admitted Pro Hac Vice Per Curiam			07/20/2022
Document Name:	Zack Goldgerg Esq. for Petitoners.			
Comment:	NOW, July 19, 2022, upon consideration of the motion of Jacob B. Boyer, Esq., for admission pro hac vice of Zack Goldberg, Esq., on behalf of Petitioners, it is hereby ordered: (1) Zack Goldberg, Esq. is admitted pro hac vice to the bar of the Commonwealth of Pennsylvania under Pennsylvania Bar Admission Rule 301, as co-counsel on behalf of Petitioners in this matter; (2) Zack Goldberg, Esq. shall abide by the rules of this Court including all disciplinary rules; (3) Zack Goldberg, Esq. shall immediately notify this Court of any matter affecting his standing at the bar of any other court where he may be admitted to practice; and (4) Jacob B. Boyer, Esq., the moving attorney herein, shall continue to be responsible as counsel of record for the conduct of this matter on behalf of Petitioners.			

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DOCKET ENTRY

Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
July 19, 2022	Order Granting Application to be Admitted Pro Hac Vice Per Curiam			07/20/2022

Document Name: Christine P. Sun Esq. for Petitioners.

Comment: NOW, July 19, 2022, upon consideration of the motion of Jacob B. Boyer, Esq., for admission pro hac vice of Christine P. Sun, Esq., on behalf of Petitioners, it is hereby ordered:

(1) Christine P. Sun, Esq. is admitted pro hac vice to the bar of the Commonwealth of Pennsylvania under Pennsylvania Bar Admission Rule 301, as co-counsel on behalf of Petitioners in this matter;

(2) Christine P. Sun, Esq. shall abide by the rules of this Court including all disciplinary rules;

(3) Christine P. Sun, Esq. shall immediately notify this Court of any matter affecting her standing at the bar of any other court where she may be admitted to practice; and

(4) Jacob B. Boyer, Esq., the moving attorney herein, shall continue to be responsible as counsel of record for the conduct of this matter on behalf of Petitioners.

July 21, 2022	Order Filed Per Curiam			07/21/2022

Document Name: Directing prehearing memorandum to be filed by 7-26-22

Comment: NOW, July 21, 2022, in light of the hearing on Petitioners' Emergency Application for Peremptory Judgment and Summary Relief (Emergency Application), currently scheduled for Thursday, July 28, 2022, at 10:00 a.m., in Courtroom 3001, Third Floor, Pennsylvania Judicial Center (PJC), it is hereby ORDERED as follows:

1. The parties each shall PACFile and serve a prehearing memorandum no later than noon on Tuesday July 26, 2022, setting forth their respective lists of all witnesses to be called at the hearing with a short offer of proof for each witness, the curriculum vitae and expert report for any witness, and a list of exhibits.
2. The parties shall consult prior to the filing of the prehearing memoranda regarding this matter and PACFile and serve a joint stipulation of facts no later than noon on Tuesday, July 26, 2022, indicating whether there are any disputed facts in this case.
3. All parties shall electronically exchange their exhibits (pre-marked) for use during the hearing no later than noon on Wednesday, July 27, 2022.
4. To reduce the risk of transmission of the COVID-19 virus, all persons participating in or observing the hearing shall adhere to all PJC and Commonwealth Court COVID-19 precautions and protocols while in the PJC that may include, but not be limited to, the wearing of facemasks and social distancing.

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Miscellaneous Docket Sheet **Commonwealth Court of Pennsylvania**

Docket Number: 355 MD 2022

November 10, 2026

DOCKET ENTRY

Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
July 21, 2022	Order Granting Application to be Admitted Pro Hac Vice			07/22/2022
	Per Curiam			
Document Name:	of Susan Baker Manning, Esq.			
Comment:	Upon consideration of the motion of Jacob B. Boyer, Esq., for admission pro hac vice of Susan Baker Manning, Esq., on behalf of Petitioners, it is hereby ordered: (1) Susan Baker Manning, Esq. is admitted pro hac vice to the bar of the Commonwealth of Pennsylvania under Pennsylvania Bar Admission Rule 301, as co-counsel on behalf of Petitioners in this matter; (2) Susan Baker Manning, Esq. shall abide by the rules of this Court including all disciplinary rules; (3) Susan Baker Manning, Esq. shall immediately notify this Court of any matter affecting her standing at the bar of any other court where she may be admitted to practice; and (4) Jacob B. Boyer, Esq., the moving attorney herein, shall continue to be responsible as counsel of record for the conduct of this matter on behalf of Petitioners.			
July 22, 2022	Preliminary Objections			
	Bukowski, Jeffrey David	Berks County Board of Elections	Respondent	
	Bukowski, Jeffrey David	Lancaster County Board of Elections	Respondent	
Document Name:	of Berks Co. Bd. of Elections and Lancaster Co. Bd. of Elections			
July 26, 2022	Stipulation Filed			
	Boyer, Jacob Biehl	Chapman, Leigh M.	Petitioner	
	Boyer, Jacob Biehl	Pennsylvania Department of State	Petitioner	
	Fischer, Michael John	Chapman, Leigh M.	Petitioner	
	Shapiro, Joshua D.	Chapman, Leigh M.	Petitioner	
	Fischer, Michael John	Pennsylvania Department of State	Petitioner	
	Shapiro, Joshua D.	Pennsylvania Department of State	Petitioner	
	Breth, Thomas E.	Fayette County Board of Elections	Respondent	
	Bukowski, Jeffrey David	Berks County Board of Elections	Respondent	
	Bukowski, Jeffrey David	Lancaster County Board of Elections	Respondent	
	King, Thomas W., III	Fayette County Board of Elections	Respondent	
	Shuber, Jordan Peter	Fayette County Board of Elections	Respondent	
Document Name:	Joint Stipulation of Facts			
July 26, 2022	Memorandum of Law Filed			
	Boyer, Jacob Biehl	Chapman, Leigh M.	Petitioner	
	Boyer, Jacob Biehl	Pennsylvania Department of State	Petitioner	
Document Name:	Prehearing Memorandum on behalf of Petitioners			
July 26, 2022	Memorandum of Law Filed			
	King, Thomas W., III	Fayette County Board of Elections	Respondent	
	Breth, Thomas E.	Fayette County Board of Elections	Respondent	
	Shuber, Jordan Peter	Fayette County Board of Elections	Respondent	
Document Name:	Prehearing Memorandum on behalf of Fayette County Board of Elections			
July 26, 2022	Memorandum of Law Filed			
	Bukowski, Jeffrey David	Berks County Board of Elections	Respondent	
	Bukowski, Jeffrey David	Lancaster County Board of Elections	Respondent	
Document Name:	Pre-Hearing Memorandum of Berks County and Lancaster County Board of Elections			

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Docket Number: 355 MD 2022

November 10, 2026

DOCKET ENTRY

Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
July 27, 2022	Order Filed Per Curiam			07/27/2022
Document Name:	Decorum Order for Hearing Scheduled July 28, 2022			

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DOCKET ENTRY

Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date

Comment: NOW, July 27, 2022, after consultation with the Capitol Police and the Administrative Office of Pennsylvania Courts (AOPC) regarding the hearing on Petitioners' Emergency Application for Peremptory Judgment and Summary Relief (Emergency Application), which is scheduled to begin on Thursday, July 28, 2022, at 10:00 a.m., in Courtroom 3001 (Courtroom), Third Floor, Pennsylvania Judicial Center (PJC), the Court hereby ORDERS as follows:

1. Any schedule changes will be posted to the Court's website and/or social media as soon as practicable.

2. Seating for the public and media to observe the hearing shall be limited 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 credential 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 and social media pages 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. Decorum shall be maintained at all times by all persons present in the Courtroom.

5. 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.

6. No electronic devices may be used in either 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.

7. The PJC will be open at 8:00 a.m. for counsel of record and other authorized personnel. The Courtroom will be unlocked and available for counsel of record and other authorized personnel approximately 30 minutes before the opening of Court. Counsel of record who require earlier access must make prior arrangements with the Prothonotary. The Capitol Police will begin screening and admitting members of the media and public approximately 30 minutes before the opening of Court.

8. No person who has symptoms of respiratory illness or fever, or is currently diagnosed with COVID-19, may attend the hearing as counsel, a party, witness, credentialed member of the media, or public observer.

9. Facemasks are recommended in the Courtroom.

10. Any person who participates in or observes the hearing and subsequently tests positive for COVID-19 within five days of attending the hearing shall notify the Prothonotary at (717) 255-1661. If the Court receives such notification, a generic notice to that effect will be posted on the Court's website.

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Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
	11. Persons who fail to comply with this Order or maintain proper courtroom decorum may be removed by Court personnel or the Capitol Police. 12. 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).			
August 2, 2022	Exhibit			
	Court Reporter			
Document Name:	Hearing Held 07/28/2022; Exhibits 1 through 5 and Court Reporter Exhibit Binder			
August 2, 2022	Letter			
	Boyer, Jacob Biehl	Chapman, Leigh M.	Petitioner	
	Boyer, Jacob Biehl	Pennsylvania Department of State	Petitioner	
August 2, 2022	Answer Filed			
	King, Thomas W., III	Fayette County Board of Elections	Respondent	
Document Name:	Response to Petitioner's Letter			
August 4, 2022	Order Filed			08/04/2022
	Per Curiam			
Document Name:	Any Formal Motion or Stipulation shall be Filed No Later than August 8, 2022, 4:00pm			
Comment:	NOW, August 4, 2022, upon consideration of the August 2, 2022 letter from Petitioners Leigh M. Chapman, Acting Secretary of the Commonwealth, and the Pennsylvania Department of State, indicating Petitioners' desire to correct the record based upon new facts that have arisen following the evidentiary hearing held in this matter on July 28, 2022, and the August 2, 2022 response letter from Respondent Fayette County Board of Elections, raising additional new facts and pointing out inconsistencies in the record based thereon, the Court notes that because no formal motion has been filed, there is nothing properly before the Court to consider. Any party desiring Court action shall file a formal motion setting forth the relief sought and legal basis for same. It is further directed that the parties shall make a good faith attempt to stipulate regarding the aforementioned new facts prior to requesting Court intervention. Given that before the Court is an Emergency Application for Peremptory Judgment and Summary Relief, any formal motion or stipulation shall be PACFiled and served no later than 4:00 p.m., on Monday, August 8, 2022.			
August 8, 2022	Transcript Filed			
	Court Reporter			
Document Name:	Hearing Held July 28, 2022			
August 8, 2022	Answer Filed			
	King, Thomas W., III	Fayette County Board of Elections	Respondent	
	Breth, Thomas E.	Fayette County Board of Elections	Respondent	
	Shuber, Jordan Peter	Fayette County Board of Elections	Respondent	
Document Name:	Amended Response to Petitioners' Emergency Application for Peremptory Judgment and Summary Relief			

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Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
August 8, 2022	Stipulation Filed			
	Boyer, Jacob Biehl	Chapman, Leigh M.	Petitioner	
	Boyer, Jacob Biehl	Pennsylvania Department of State	Petitioner	
	Bukowski, Jeffrey David	Lancaster County Board of Elections	Respondent	
	Breth, Thomas E.	Fayette County Board of Elections	Respondent	
	Bukowski, Jeffrey David	Berks County Board of Elections	Respondent	
	King, Thomas W., III	Fayette County Board of Elections	Respondent	
	Shuber, Jordan Peter	Fayette County Board of Elections	Respondent	
Document Name:	Supplemental Joint Stipulation of Facts			
August 8, 2022	Application for Relief			
	Boyer, Jacob Biehl	Chapman, Leigh M.	Petitioner	
	Boyer, Jacob Biehl	Pennsylvania Department of State	Petitioner	
	Eisner, Marina	Chapman, Leigh M.	Petitioner	
	Fischer, Michael John	Chapman, Leigh M.	Petitioner	
	Goldberg, Zack	Chapman, Leigh M.	Petitioner	
	Sun, Christine P.	Chapman, Leigh M.	Petitioner	
	Eisner, Marina	Pennsylvania Department of State	Petitioner	
	Fischer, Michael John	Pennsylvania Department of State	Petitioner	
	Goldberg, Zack	Pennsylvania Department of State	Petitioner	
	Sun, Christine P.	Pennsylvania Department of State	Petitioner	
Document Name:	Application for Leave to File Supplemental Declaration			
August 9, 2022	Status Conference Scheduled			08/09/2022
	Per Curiam			
Document Name:	August 12, 2022, 10:00am, Via WebEx			
Comment:	NOW, August 9, 2022, a status conference in this matter will be held Friday, August 12, 2022, at 10 a.m. via WebEx videoconferencing.1 Each party shall email the name, email address, and mobile telephone number for all counsel anticipated to participate to the following email address: CommCourtRemote@pacourts.us by no later than 4 p.m. on Wednesday, August 10, 2022. The Court will provide counsel with the information for connecting to the WebEx conference. To facilitate participation in the conference, various Webex applications are available for download at pacourts.webex.com. Please see the Protocol for WebEx Video Proceedings attached to this Order. The parties are directed to connect to the conference call 10 minutes before the starting time. In the event of technical difficulties, please contact the Court's IT staff at 717-255-1626. 1 The status conference will be live streamed via a link posted on the Court's website and published on its social media.			
August 10, 2022	Entry of Appearance			
	Mullen, Kathleen Ann	Chapman, Leigh M.	Petitioner	
	Mullen, Kathleen Ann	Pennsylvania Department of State	Petitioner	
Document Name:	of Kathleen Mullen, Esq.			

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Miscellaneous Docket Sheet **Commonwealth Court of Pennsylvania**

Docket Number: 355 MD 2022

November 10, 2026

DOCKET ENTRY

Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
August 12, 2022	Order Granting Application for Relief			08/12/2022
	Per Curiam			
Document Name:	Prothonotary shall docket Declaration of Jonathan M. Marks			
Comment:	NOW, August 12, 2022, upon consideration of Petitioners' Application for Leave to File Supplemental Declaration (Application), and following a status conference with the parties, at which Respondents indicated that, under the circumstances, they have no objection to the Application, it is hereby ordered that the Application is GRANTED. The Prothonotary shall docket the Declaration of Jonathan M. Marks attached to the Application as Petitioners' Exhibit 3.			
August 12, 2022	Filed - Other			
	Boyer, Jacob Biehl	Chapman, Leigh M.	Petitioner	
	Eisner, Marina	Chapman, Leigh M.	Petitioner	
	Fischer, Michael John	Chapman, Leigh M.	Petitioner	
	Boyer, Jacob Biehl	Pennsylvania Department of State	Petitioner	
	Eisner, Marina	Pennsylvania Department of State	Petitioner	
	Fischer, Michael John	Pennsylvania Department of State	Petitioner	
Document Name:	Declaration of Jonathan M. Marks - Petitioners' Exhibt 3			
August 19, 2022	P.O.'s Overruled			08/19/2022
	Cohn Jubelirer, Renee			
Document Name:	Memorandum Opinion : Emergency App is denied in part and granted in part. POs are overruled.			
Comment:	NOW, August 19, 2022, the Emergency Application for Peremptory Judgment and Summary Relief (Application) filed by Leigh M. Chapman, Acting Secretary of the Commonwealth (Secretary) and the Pennsylvania Department of State (together, Petitioners) is DENIED IN PART and GRANTED IN PART. The Application is DENIED as to Count I of Petitioners' Petition for Review in the Nature of a Complaint in Mandamus and/or in the Nature of an Action for Injunctive and Declaratory Relief. The Application is GRANTED as to Count II in accordance with the foregoing opinion. The Preliminary Objections filed by The Berks County Board of Elections, the Fayette County Board of Elections, and the Lancaster County Board of Elections (together, Boards) are OVERRULED. The Boards are DIRECTED to take such actions as necessary to certify their election results in those races that require the Secretary's certification under Sections 1408 and 1409 of the Election Code, 25 P.S. §§ 3158-3159, to include all lawfully cast ballots, as set forth in the foregoing opinion, and to CERTIFY those results to the Secretary as soon as possible but no later than August 24, 2022.			

DISPOSITION INFORMATION

Final Disposition:	Yes		
Related Journal No:		Judgment Date:	
Category:	Disposed Before Decision	Disposition Author:	Cohn Jubelirer, Renee
Disposition:	P.O.'s Overruled	Disposition Date:	August 19, 2022

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Miscellaneous Docket Sheet **Commonwealth Court of Pennsylvania**

Docket Number: 355 MD 2022

November 10, 2026

DISPOSITION INFORMATION

Disposition Comment: NOW, August 19, 2022, the Emergency Application for Peremptory Judgment and Summary Relief (Application) filed by Leigh M. Chapman, Acting Secretary of the Commonwealth (Secretary) and the Pennsylvania Department of State (together, Petitioners) is DENIED IN PART and GRANTED IN PART. The Application is DENIED as to Count I of Petitioners' Petition for Review in the Nature of a Complaint in Mandamus and/or in the Nature of an Action for Injunctive and Declaratory Relief. The Application is GRANTED as to Count II in accordance with the foregoing opinion. The Preliminary Objections filed by The Berks County Board of Elections, the Fayette County Board of Elections, and the Lancaster County Board of Elections (together, Boards) are OVERRULED. The Boards are DIRECTED to take such actions as necessary to certify their election results in those races that require the Secretary's certification under Sections 1408 and 1409 of the Election Code, 25 P.S. §§ 3158-3159, to include all lawfully cast ballots, as set forth in the foregoing opinion, and to CERTIFY those results to the Secretary as soon as possible but no later than August 24, 2022.

Dispositional Filing: **Memorandum Opinion** Filing Author: Cohn Jubelirer, Renee

Filed Date: 8/19/2022 12:00:00AM

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