Appeal Docket Sheet **Superior Court of Pennsylvania**

Docket Number: 282 MDA 2021

November 17, 2026

CAPTION

Commonwealth of Pennsylvania
Appellant
v.
Richard Aleksandr Moroz

CASE INFORMATION

Initiating Document:	Notice of Appeal		
Case Status:	Closed		
Case Processing Status:	September 22, 2025	Completed	
Journal Number:	J-S26014-21 J-E01003-22		
Case Category:	Criminal	Case Type(s):	Driving Under the Influence Careless Driving Motor Vehicle Violation

CONSOLIDATED CASES

RELATED CASES

Docket No / Reason	Type
1673 EDA 2020 Similar Issue(s)	Related - List Consecutively
385 MDA 2022 Similar Issue(s)	Related
605 MDA 2022 Similar Issue(s)	Related

SCHEDULED EVENT

Next Event Type: Next Event Due Date:

COUNSEL INFORMATION

Appellant **Commonwealth of Pennsylvania**
IFP/Waiver: No
Pro Se: No

Attorney: Chaplin, Amanda Kathleen
Law Firm: Centre County District Attorney's Office
Address: Courthouse Annex-Room 302
106 E High St
Bellefonte, PA 16823
Phone No: (814) 355-6735 Fax No:

Attorney: Metzger, Matthew Frederick
Law Firm: Centre County District Attorney's Office
Address: Courthouse Annex 3rd Floor
106 E High St
Bellefonte, PA 16823
Phone No: (814) 355-6735 Fax No:

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COUNSEL INFORMATION

Amicus **Pennsylvania Office of Attorney General**
IFP/Waiver:
Pro Se: No
Attorney: Sunday, David Winslow, Jr.
Law Firm: PA Attorney General's Office
Address: Strawberry Square 16th Floor
Harrisburg, PA 17401-1240
Phone No: (717) 771-9600 Fax No:

Amicus **Pennsylvania District Attorneys Association**
IFP/Waiver:
Pro Se: No
Attorney: McCarthy, Kevin Francis
Law Firm: Allegheny County District Attorney's Office
Address: Allegheny Co Da's Office
436 Grant St 401 CO Crthse
Pittsburgh, PA 15219-2400
Phone No: (412) 350-4407 Fax No:

Appellee **Moroz, Richard Aleksandr**
IFP/Waiver: No
Pro Se: No
Attorney: Allatt, Julian G.
Law Firm: Rehmeyer & Allatt Attorneys at Law
Address: 1317 N Atherton St
State College, PA 16803
Phone No: (814) 325-9535 Fax No: (814) 325-9536

FEE INFORMATION

Fee Dt	Fee Name	Fee Amt	Receipt Dt	Receipt No	Receipt Amt
03/05/2021	Notice of Appeal	90.25	03/08/2021	2021-SPR-M-000139	90.25

AGENCY/TRIAL COURT INFORMATION

Order Appealed From: February 4, 2021 Notice of Appeal Filed: March 5, 2021
Order Type: Judgment of Sentence Entered
Documents Received: March 8, 2021

Court Below: Centre County Court of Common Pleas
County: Centre Division: Centre County Criminal Division
Judge: Ruest, Pamela A. OTN: X 278253-3
Docket Number: CP-14-CR-0001515-2019 Judicial District: 49

ORIGINAL RECORD CONTENT

Original Record Item	Filed Date	Content Description
Original Record	April 26, 2021	1 part
Original Record	April 26, 2021	2 man env
Transcript(s)	April 26, 2021	8
Trial Court Opinion	April 26, 2021	

Date of Remand of Record: September 22, 2025

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BRIEFING SCHEDULE

Amicus

Pennsylvania District Attorneys Association

Brief

Due: December 8, 2021 Filed: December 7, 2021

Pennsylvania Office of Attorney General

Brief

Due: December 8, 2021 Filed: December 8, 2021

Appellant

Commonwealth of Pennsylvania

Brief

Due: June 7, 2021 Filed: June 7, 2021

Due: December 8, 2021 Filed: December 7, 2021

Reproduced Record

Due: June 7, 2021 Filed: June 7, 2021

Due: December 8, 2021 Filed: December 7, 2021

Appellee

Moroz, Richard Aleksandr

Brief

Due: July 7, 2021 Filed:

Due: January 19, 2022 Filed: January 19, 2022

DOCKET ENTRY

Filed Date	Docket Entry / Representing	Participant Type	Filed By
March 8, 2021	Notice of Appeal Docketed	Appellant	Commonwealth of Pennsylvania
March 8, 2021	Docketing Statement Exited (Criminal)		Superior Court of Pennsylvania
March 22, 2021	Docketing Statement Received (Criminal)	Appellant	Commonwealth of Pennsylvania
April 26, 2021	Trial Court Record Received		Centre County Criminal Division
April 26, 2021	Trial Court Opinion Received		Centre County Criminal Division
April 26, 2021	Briefing Schedule Issued		Superior Court of Pennsylvania
June 7, 2021	Appellant's Brief and Reproduced Record Combined Filed	Appellant	Commonwealth of Pennsylvania
Comment:	Filing consists of brief and separate redacted/unredacted versions of reproduced record (not combined)		
June 8, 2021	Reply Letter(s) Printed		Superior Court of Pennsylvania
June 8, 2021	Other	Appellant	Commonwealth of Pennsylvania
Document Name:	TCO aplt's brief		

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DOCKET ENTRY

Filed Date	Docket Entry / Representing	Participant Type	Filed By
June 9, 2021	Other		
		Appellant	Commonwealth of Pennsylvania
Document Name:	Certificate of Compliance		
June 14, 2021	Paper Version of PACFiled Document Received		
		Appellant	Commonwealth of Pennsylvania
Document Name:	Appellant's Brief & RR		
June 28, 2021	Reply Received (Submission)		
		Appellant	Commonwealth of Pennsylvania
August 11, 2021	Submission Letter Sent		
			Superior Court of Pennsylvania
November 17, 2021	Order Directing En Banc Certification		
			Superior Court of Pennsylvania
Comment:	AND NOW, this 17th day of November 2021, this Court having determined that this case should be considered by the Court sitting en banc, IT IS HEREBY ORDERED: THAT this case be listed before the next available en banc panel; That the parties shall brief the following issue, in addition to any other appealable issue they wish to raise: Whether a defendant's previous acceptance of an Accelerated Rehabilitative Disposition (ARD) for Driving Under the Influence (DUI) fails to qualify as a "prior offense" for purposes of the DUI sentencing enhancement provision at 75 Pa.C.S. § 3804 pursuant to Commonwealth v. Chichkin, 232 A.3d 959 (Pa.Super. 2020), or whether the three-Judge Panel's conclusion in Chichkin, that 75 Pa.C.S. § 3806(a)(1) is unconstitutional, must be overruled? THAT Appellant, the Commonwealth of Pennsylvania, shall file an original and nineteen (19) copies of a substituted Brief for Appellant by December 8, 2021, along with an original and ten (10) copies of the reproduced record. Appellee, Richard Aleksandr Moroz, shall thereafter have twenty-one (21) days after service to file an original and nineteen (19) copies of a substituted Brief for Appellee. The Commonwealth shall thereafter have fourteen (14) days after service to file an original and nineteen (19) copies of a 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.		
December 7, 2021	Amicus Curiae Brief		
		Amicus	Pennsylvania District Attorneys Association
December 7, 2021	Appellant's Brief Filed		
		Appellant	Commonwealth of Pennsylvania
December 7, 2021	Other		
		Appellant	Commonwealth of Pennsylvania

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Filed Date	Docket Entry / Representing	Participant Type	Filed By
December 7, 2021	Reproduced Record Filed	Appellant	Commonwealth of Pennsylvania
Document Name:	Unredacted Version		
December 7, 2021	Reproduced Record Filed	Appellant	Commonwealth of Pennsylvania
Document Name:	Redacted Version		
December 8, 2021	Amicus Curiae Brief	Amicus	Pennsylvania Office of Attorney General
December 8, 2021	Entry of Appearance - Attorney General	Amicus	Pennsylvania Office of Attorney General
December 9, 2021	Paper Version of PACFiled Document Received	Amicus	Pennsylvania Office of Attorney General
Document Name:	Amicus Brief - AG		
December 13, 2021	Paper Version of PACFiled Document Received	Amicus	Pennsylvania District Attorneys Association
Document Name:	Amicus - PA DA		
December 14, 2021	Application for Extension of Time to File Brief - First Request	Appellee	Moroz, Richard Aleksandr
December 17, 2021	Paper Version of PACFiled Document Received	Appellant	Commonwealth of Pennsylvania
Document Name:	Appellant's Subst. Brief and Reproduced Record		
January 6, 2022	Order Granting Application for Extension of Time to File Appellee Brief		Per Curiam
Comment:	Appellee's application for an extension of time to file briefs is GRANTED. The Brief of Appellee is due by January 19, 2022. No further extensions shall be granted.		
January 19, 2022	Appellee's Brief Filed	Appellee	Moroz, Richard Aleksandr
January 26, 2022	Paper Version of PACFiled Document Received	Appellee	Moroz, Richard Aleksandr
Document Name:	Appellee's Substituted Brief		
February 28, 2022	Argument Letter Sent		Superior Court of Pennsylvania
Document Name:	En Banc		
February 28, 2022	Entry of Appearance - District Attorney Commonwealth of Pennsylvania	Appellant	Metzger, Matthew Frederick

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Filed Date	Docket Entry / Representing	Participant Type	Filed By
March 8, 2022	Acknowledgement of Argument Notice		
	Commonwealth of Pennsylvania	Appellant	Metzger, Matthew Frederick
March 8, 2022	Acknowledgement of Argument Notice		
	Commonwealth of Pennsylvania	Appellant	Metzger, Matthew Frederick
Document Name:	Certification of Compliance with Protocols		
March 28, 2022	Acknowledgement of Argument Notice		
	Moroz, Richard Aleksandr	Appellee	Allatt, Julian G.
Document Name:	and Certfication of Compliance with Protocols		
April 20, 2022	Argued		
			Superior Court of Pennsylvania
Document Name:	En Banc		
October 4, 2022	Vacated/Remanded		
			King, Megan
Comment:	Jurisdiction Relinquished		
November 4, 2022	Petition for Allowance of Appeal to PA Supreme Court Filed		
		Appellee	Moroz, Richard Aleksandr
Comment:	Filed in Supreme Court 11/03/22 at 520 MAL 2022		
July 18, 2025	Remanded from Supreme Court		
			Supreme Court of Pennsylvania
Comment:	PER CURIAM DECIDED: June 27, 2025 AND NOW, this 27th day of June, 2025, the Petition for Allowance of Appeal is GRANTED, the Superior Court's order is VACATED, and the case is REMANDED to that court for reconsideration in light of Commonwealth v. Shifflett, 2025 WL 1554603 (Pa. filed May 30, 2025). Justice McCaffery did not participate in the consideration or decision of this matter .		
August 11, 2025	Affirmed		
			King, Megan
September 22, 2025	Remitted to Lower Court or Agency		
			Superior Court of Pennsylvania
September 30, 2025	Acknowledgement of Record Remittal		
			Centre County Court of Common Pleas

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SESSION INFORMATION

Journal Number: J-S26014-21
Consideration Type: Completed
Listed/Submitted Date: August 23, 2021

Panel Composition:

The Honorable Victor P. Stabile	Judge
The Honorable Mary P. Murray	Judge
The Honorable John L. Musmanno	Judge

Journal Number: J-E01003-22
Consideration Type: En Banc Argument
Listed/Submitted Date: April 20, 2022

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 Victor P. Stabile	Judge
The Honorable Deborah A. Kunselman	Judge
The Honorable Maria McLaughlin	Judge
The Honorable Megan King	Judge
The Honorable Daniel D. McCaffery	Judge

DISPOSITION INFORMATION

Final Disposition: No
Related Journal No: J-E01003-22 Judgment Date: October 4, 2022
Category: Decided Disposition Author: King, Megan
Disposition: Vacated/Remanded Disposition Date: October 4, 2022
Disposition Comment: Jurisdiction Relinquished
Dispositional Filing: **Opinion** Filing Author: King, Megan
Filed Date: 10/4/2022 12:00:00AM

Judge:	Panella, Jack A.	Vote:	Join
Judge:	Bowes, Mary Jane	Vote:	Join
Judge:	McLaughlin, Maria	Vote:	Join

Dispositional Filing: **Concurring Opinion** Filing Author: Stabile, Victor P.
Filed Date: 10/4/2022 12:00:00AM

Dispositional Filing: **Dissenting Opinion** Filing Author: McCaffery, Daniel D.
Filed Date: 10/4/2022 12:00:00AM

Judge:	Bender, John T.	Vote:	Join
Judge:	Lazarus, Anne E.	Vote:	Join
Judge:	Kunselman, Deborah A.	Vote:	Join

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DISPOSITION INFORMATION

Final Disposition:	Yes		
Related Journal No:	J-E01003-22	Judgment Date:	August 11, 2025
Category:	Decided	Disposition Author:	King, Megan
Disposition:	Affirmed	Disposition Date:	August 11, 2025
Dispositional Filing:	**Judgment Order**	Filing Author:	King, Megan
Filed Date:	8/11/2025 12:00:00AM		
Judge:	McCaffery, Daniel D.	Vote:	Did Not Participate

CROSS COURT ACTIONS

Docket Number:	520 MAL 2022
Court Name:	Supreme
Short Caption:	Commonwealth v. Moroz, R., Pet.
Case Status:	Closed
Disposition:	Vacated/Remanded
Disposition Date:	June 27, 2025
Petition Reargument/Reconsideration Filed Date:	
Reargument Disposition:	
Reargument Disposition Date:	
Cross Court Action Type:	Filing of Decision or Opinion

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