

Supreme Court of Pennsylvania



Appeal Docket Sheet

Docket Number: 55 EAP 2024

Page 1 of 6

June 24, 2026

CAPTION

Marlon Osbourne, M.D. and the City of Philadelphia Office of the Medical Examiner, Appellees

v.

Joshua M. Greenberg and Sandra Greenberg, Administrators of the Estate of Ms. Ellen R. Greenberg, Appellants

CASE INFORMATION

Initiating Document: Order Granting Petition for Allowance of Appeal

Case Status: Closed

Journal Number:

Case Category: Civil Case Type(s): Mandamus

CONSOLIDATED CASES

RELATED CASES

COUNSEL INFORMATION

Attorney: Podraza, Joseph R.
Lamb McErlane, PC

Address: Lamb Mcerlane Pc
1601 Market St Ste 2560
Philadelphia, PA 19103

Phone No: (215) 882-1015

Receive Mail: Yes

Receive EMail: Yes Email:

Representing: Greenberg, Joshua M., Appellant

Pro Se: No

IFP Status:

Representing: Greenberg, Sandra, Appellant

Pro Se: No

IFP Status:

Attorney: Sargent, James C., Jr.
Lamb McErlane PC

Address: 24 East Market St.
P.O. Box 565
West Chester, PA 19381

Phone No: (610) 430-8000

Receive Mail: Yes

Receive EMail: Yes Email:

Representing: Greenberg, Joshua M., Appellant

Pro Se: No

IFP Status:

Representing: Greenberg, Sandra, Appellant

Pro Se: No

IFP Status:



COUNSEL INFORMATION

Attorney: Trask, William Howard
 Lamb McErlane, PC
 Address: Lamb Mcerlane Pc
 1601 Market St Ste 2560
 Philadelphia, PA 19107
 Phone No: (215) 609-3148
 Receive Mail: Yes
 Receive EMail: Yes Email:
 Representing: Greenberg, Joshua M., Appellant
 Pro Se: No
 IFP Status:
 Representing: Greenberg, Sandra, Appellant
 Pro Se: No
 IFP Status:

Attorney: Diffily, Kelly Susan
 City of Philadelphia
 Address: City Of Phila Law Dept
 1515 Arch St Fl 17
 Philadelphia, PA 19143
 Phone No: (215) 683-5010
 Receive Mail: Yes
 Receive EMail: Yes Email:
 Representing: City of Philadelphia Office of the Medical Examiner, Appellee
 Pro Se: No
 IFP Status:
 Representing: Osbourne, Marlon, Appellee
 Pro Se: No
 IFP Status:

SUPREME COURT INFORMATION

Appeal From: the order of the Commonwealth Court entered on September 13, 2023, at No. 1461 CD 2021, reversing/remanding the Order of the Court of Common Pleas of Philadelphia County, Civil Division, entered on October 21, 2021, at No. 191001241.

Probable Jurisdiction Noted: Docketed Date: July 30, 2024
 Allocatur/Miscellaneous Granted: July 30, 2024 Allocatur/Miscellaneous Docket No.: 332 EAL 2023

Allocatur/Miscellaneous Grant Order: AND NOW, this 30th day of July, 2024, the Petition for Allowance of Appeal is GRANTED. The issue, as stated by Petitioners is:

Whether, as an issue of statewide importance, executors and administrators of an estate have standing to challenge an erroneous finding recorded on the decedent's death certificate where that finding constitutes a bar or material impediment to recovery of victim's compensation, restitution or for wrongful death, as well as private criminal complaints.

Justice Wecht did not participate in the consideration or decision of this matter.

FEE INFORMATION

Fee Dt	Fee Name	Fee Amt	Receipt Dt	Receipt No	Receipt Amt
--------	----------	---------	------------	------------	-------------

Supreme Court of Pennsylvania



Appeal Docket Sheet

Docket Number: 55 EAP 2024

Page 3 of 6

June 24, 2026

INTERMEDIATE APPELLATE COURT INFORMATION

Court Name:	Commonwealth	Docket Number:	1461 CD 2021
Date of Order:	September 13, 2023	Rearg/Recon Disp Date:	
Judge(s):	McCullough, Patricia Ceisler, Ellen Dumas, Lori A.	Rearg/Recon Disposition:	
Intermediate Appellate Court Action:	Reversed/Remanded		
Referring Court:			

AGENCY/TRIAL COURT INFORMATION

Court Below:	Philadelphia County Court of Common Pleas		
County:	Philadelphia	Division:	Philadelphia County Civil Division
Date of Agency/Trial Court Order:	October 21, 2021		
Docket Number:	191001241		
Judge(s):	Hill, Glynnis D.	OTN:	
Order Type:	Order		

ORIGINAL RECORD CONTENT

Original Record Item	Filed Date	Content/Description
Commonwealth Court Record Electronically Transmitt	July 30, 2024	
Record Remittal:	May 14, 2025	

BRIEFING SCHEDULE

Appellant	Appellee
Greenberg, Joshua M.	City of Philadelphia Office of the Medical Examiner
Brief	Brief
Due: October 9, 2024	Filed: October 9, 2024
	Due: December 12, 2024
	Filed: December 12, 2024
Reply Brief	Osbourne, Marlon
Due: January 27, 2025	Brief
	Due: December 12, 2024
	Filed: December 12, 2024
Reproduced Record	
Due: October 9, 2024	Filed: October 9, 2024
Greenberg, Sandra	
Brief	
Due: October 9, 2024	Filed: October 9, 2024
Reply Brief	
Due: January 27, 2025	Filed: January 27, 2025

DISPOSITION INFORMATION

Related Journal No:	Judgment Date:
---------------------	----------------



DISPOSITION INFORMATION

Category:	Disposed Before Decision	Disposition Author:	Per Curiam
Disposition:	Discontinued	Disposition Date:	May 14, 2025
Dispositional Filing:	Order	Author:	Per Curiam
Filed Date:	May 14, 2025		
Justice:	Wecht, David N.	Vote:	Did Not Participate in Consid/Decision of Case

DOCKET ENTRY

Filed Date	Docket Entry / Representing	Participant Type	Filed By
July 30, 2024	Allocatur Granted		Per Curiam
Comments: AND NOW, this 30th day of July, 2024, the Petition for Allowance of Appeal is GRANTED. The issue, as stated by Petitioners is: Whether, as an issue of statewide importance, executors and administrators of an estate have standing to challenge an erroneous finding recorded on the decedent's death certificate where that finding constitutes a bar or material impediment to recovery of victim's compensation, restitution or for wrongful death, as well as private criminal complaints. Justice Wecht did not participate in the consideration or decision of this matter .			
July 30, 2024	Commonwealth Court Record Electronically Transmitted		Commonwealth Court of Pennsylvania
August 5, 2024	Praecepte for Appearance Greenberg, Joshua M. Greenberg, Sandra	Appellant Appellant	Sargent, James C., Jr. Sargent, James C., Jr.
August 5, 2024	Application for Extension of Time to File Brief - First Request	Appellant Appellant	Greenberg, Joshua M. Greenberg, Sandra
August 6, 2024	Order Granting Application for Extension of Time to File Brief and Reproduced Record		Rothermel, Steven
Comments: AND NOW, this 6th day of August, 2024, the application for extension of time to file Appellants' brief and reproduced record is GRANTED. Appellants' brief and reproduced record are now due in this Court on or before October 9, 2024.			
August 6, 2024	Order Exited		Office of the Prothonotary
October 9, 2024	Appellant's Brief	Appellant Appellant	Greenberg, Joshua M. Greenberg, Sandra
October 9, 2024	Appellant's Reproduced Record Filed	Appellant	Greenberg, Joshua M.



DOCKET ENTRY

Filed Date	Docket Entry / Representing	Participant Type	Filed By
November 6, 2024	Application for Extension of Time to File Brief - First Request	Appellee Appellee	Osbourne, Marlon City of Philadelphia Office of the Medical Examiner
November 12, 2024	Order Granting Application for Extension of Time to File Appellee Brief		Rothermel, Steven
Comments: AND NOW, this 12th day of November, 2024, the "Appellees' First Unopposed Application for a 30-Day Extension of Time to File Brief" is GRANTED. Appellees' brief is now due in this Court on or before December 12, 2024.			
November 12, 2024	Order Exited		Office of the Prothonotary
December 12, 2024	Appellee's Brief	Appellee Appellee	Osbourne, Marlon City of Philadelphia Office of the Medical Examiner
December 19, 2024	Application for Extension of Time to File Brief - First Request	Appellant Appellant	Greenberg, Joshua M. Greenberg, Sandra
December 24, 2024	No Answer Letter	Appellee Appellee	Osbourne, Marlon City of Philadelphia Office of the Medical Examiner
December 26, 2024	Order Granting Unopposed Application for Extension of Time to File Reply Brief of Appellants		Rothermel, Steven
Comments: ND NOW, this 26th day of December, 2024, the "Unopposed Application for Extension of Time to File Reply Brief of Appellants" is GRANTED. Appellants' reply brief is now due in this Court on or before January 27, 2025. No further extensions of time shall be granted absent extraordinary circumstances.			
December 26, 2024	Order Exited		Office of the Prothonotary
January 27, 2025	Appellant's Reply Brief	Appellant Appellant	Greenberg, Joshua M. Greenberg, Sandra
April 14, 2025	Application for Discontinuance	Appellant Appellant	Greenberg, Joshua M. Greenberg, Sandra
April 14, 2025	Answer to Application for Discontinuance	Appellee Appellee	Osbourne, Marlon City of Philadelphia Office of the Medical Examiner



DOCKET ENTRY

Filed Date	Docket Entry / Representing	Participant Type	Filed By
May 14, 2025	Order Granting Application for Discontinuance		Per Curiam
Comments: AND NOW, this 14th day of May, 2025, the Application for Discontinuance is GRANTED. Justice Wecht did not participate in the consideration or decision of this matter .			
May 14, 2025	Order Exited		Office of the Prothonotary
May 14, 2025	Trial Court Record electronically remitted to Court of Common Pleas, Phila County, Civil Div.		Office of the Prothonotary

CROSS COURT ACTIONS

Docket Number: 1461 CD 2021
 Docket Number: 332 EAL 2023