

**Miscellaneous Docket Sheet** 

Docket Number: 11 MM 2022

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May 11, 2024

#### **CAPTION**

Kerry Benninghoff, individually, and as Majority Leader of the Pennsylvania House of Representatives, Petitioner

٧.

2021 Legislative Reapportionment Commission, Respondent

CASE INFORMATION

Initiating Document: Petition for Review

Case Status: Closed

Journal Number:

Case Category: Administrative Agency Case Type(s): Redistricting

# CONSOLIDATED CASES RELATED CASES Docket No / Reason Type 14 MM 2022 Related

I4 MM 2022 Relate Same Issue(s)

Boscola, L., Pet. v. 2021 Legislative Reapp Comm

16 MM 2022 Related

Same Issue(s)

Roe, E., Pet. v. 2021 Legislative Reapp Comm

17 MM 2022 Related

Same Issue(s)

Donagi, R, etal, Pets, v 2021 Legislative Reap Com

18 MM 2022 Related

Same Issue(s)

Ingram, G, et al, Pets v 2021 Legislative Reap Com

4 WM 2022 Related

Same Issue(s)

Covert, et al, Pets v. 2021 Legislative Reapp Comm

7 WM 2022 Related

Similar Issues

Koger, T., Pet. v. 2021 Legislative Reapp Comm.

11 WM 2022 Related

Same Issue(s)

Hutz, J., Pet. v. 2021 Legislative Reapp Comm

12 WM 2022 Related

Same Issue(s)

Kress, E., Pet v. 2021 Legislative Reapp Comm

#### **COUNSEL INFORMATION**

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-----	-------------	------	------	-----

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Pro Se:

IFP Status:

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Representing: Benninghoff, Kerry, Petitioner

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Neither the Appellate Courts nor the Administrative Office of Pennsylvania Courts assumes any liability for inaccurate or delayed data, errors or omissions on the docket sheets.

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#### **COUNSEL INFORMATION**

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#### **COUNSEL INFORMATION**

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Representing: Thompson, John, Amicus Curiae

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#### **COUNSEL INFORMATION**

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#### **COUNSEL INFORMATION**

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Receipt Amt Fee Dt Fee Name Fee Amt Receipt Dt Receipt No 02/17/2022 Petition for Review 90.25 02/17/2022 2022-SUP-M-000440 90.25

AGENCY/TRIAL COURT INFORMATION

Court Below: Legislative Reapportionment Commission

County: Division: Legislative Reapportionment Commission

Date of Agency/Trial Court Order: February 4, 2022

Docket Number: 2021 Legislative Reapportionment Con

OTN: Judge(s):

Order Type: Order

**ORIGINAL RECORD CONTENT** 

Original Record Item Filed Date Content/Description

Agency Record February 17, 2022 Filed at No. 4 WM 2022

**Record Remittal:** 

**BRIEFING SCHEDULE** 

Due: March 11, 2022

Filed: March 11, 2022

**Amicus Curiae** Intervenor - Respondent Alvarado, Cynthia McClinton, Joanna E. Brief

Brief

Due: March 11, 2022 Filed: March 11, 2022 Due: March 11, 2022 Filed: March 11, 2022

Respondent **Concerned Citizens for Democracy** 

2021 Legislative Reapportionment Commission **Brief** 

Due: March 11, 2022 Filed: March 7, 2022

Costa, Senator Jay

Brief

Due: March 11, 2022 Filed: March 11, 2022

**Fair Districts PA** 

**Brief** 

Due: March 11, 2022 Filed: March 11, 2022

LatinoJustice PRLDEF

**Brief** 

Due: March 11, 2022 Filed: March 11, 2022

Make the Road Pennsylvania

**Brief** 

Due: March 11, 2022 Filed: March 11, 2022

**NAACP Pennsylvania State Conference** 

**Brief** 

Due: March 11, 2022 Filed: March 11, 2022



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#### **BRIEFING SCHEDULE**

Amicus Curiae Pennsylvania Voice

**Brief** 

Due: March 11, 2022 Filed: March 11, 2022

The Committee of Seventy

**Brief** 

Due: March 11, 2022 Filed: March 11, 2022

The County Commissioners Association of

Pennsylvania

Brief

Due: March 7, 2022 Filed: March 7, 2022

The League of Women Voters of Pennsylvania

**Brief** 

Due: March 11, 2022 Filed: March 11, 2022

Thompson, John

Brief

Due: March 11, 2022 Filed: March 11, 2022

Petitioner

Benninghoff, Kerry

Brief

Due: March 7, 2022 Filed: March 7, 2022

**DISPOSITION INFORMATION** 

Related Journal No: Judgment Date: March 16, 2022

Category: Decided Disposition Author: Per Curiam

Disposition: Order Denying Petition for Review Disposition Date: March 16, 2022

Dispositional Filing: Order Author: Per Curiam

Filed Date: March 16, 2022

DOCKET ENTRY						
Filed Date	Docket Entry / Representing	Participant Type	Filed By			
February 17, 2022	Petition for Review					
		Petitioner	Benninghoff, Kerry			
February 17, 2022	Application for Emergency Relie	of Directed to the 2022 Electi	ions			
		Petitioner	Benninghoff, Kerry			



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	May 11, 2024					
	DOC	KET ENTRY				
Filed Date	Docket Entry / Representing	Participant Type	Filed By			
February 17, 2022	Praecipe for Appearance 2021 Legislative Reapportionment Commission	Respondent	Mintz, Leah Ariel			
February 17, 2022	No. 569 Judicial Administration Do	cket - Order dated February 1	<b>17, 2022</b> Supreme Court of Pennsylvania			
February 17, 2022	Electronically Filed at No. 4 WM 20	22				
			Legislative Reapportionment Commission			
February 23, 2022	Answer to Application for Emergen	cy Relief Directed to the 2022	2 Elections			
		Respondent	2021 Legislative Reapportionment Commission			
February 23, 2022	Answer to Application for Emergen	cy Relief Directed to the 2022	2 Elections			
		Respondent	Leigh M. Chapman, Acting Secretary of the Comm. & Jessica Mathis, Director of Elections			
February 25, 2022	Order Denying Application for Emergency Relief Directed to the 2022 Elections					
Comments: AND NOW, this 25th	day of February, 2022, the Application fo	or Emergency Relief is DENIED	Per Curiam			
February 25, 2022	Order Exited		Office of the Prothonotary			
March 4, 2022	Application to Amend the Court's February 17, 2022 Order to Allow for Reply Briefs and Oral Argument					
		Petitioner	Benninghoff, Kerry			
March 4, 2022	Notice of Intervention	Internation D	Ma Olivatara II.a			
		Intervenor - Respondent	McClinton, Joanna E.			
March 4, 2022	Motion for Admission Pro Hac Vice Benninghoff, Kerry	of Robert J. Tucker, Esq. Petitioner	Duffy, Jeffry William			
March 4, 2022	Motion for Admission Pro Hac Vice Benninghoff, Kerry	of Patrick T. Lewis, Esq. Petitioner	Duffy, Jeffry William			
March 4, 2022	No Answer Letter to Motions for Ac	Imission Pro Hac Vice				
•		Respondent	2021 Legislative Reapportionment Commission			
March 7, 2022	Answer to App. to Amend the Cour Oral Argument	t's Feb. 17, 2022 Order to Allo	ow for Reply Briefs and			
		Respondent	2021 Legislative Reapportionment Commission			



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	, , , , , , , , , , , , , , , , , , ,	Petitioner	Benninghoff, Kerry		
March 9, 2022	Petitioner's Application for Orde	er Limiting Briefing by Interver	Office of the Prothonotary		
Justice Brobson note March 9, 2022	s his dissent.  Order Exited				
	•	on to Amend the Court's Febr	uary 17, 2022 Order to Allow for Reply		
Comments:	-		Per Curiam		
March 9, 2022	Order Denying Applic to Amend Oral Argument	the Court's 2-17-2022 Order to	o Allow for Reply Briefs &		
March 8, 2022	Answer in Opposition to Applica	ation to Amend the Court's Fel Intervenor - Respondent	bruary 17, 2022 Order McClinton, Joanna E.		
	and Oral Argum	Respondent	Leigh M. Chapman, Acting Secretary of the Comm. & Jessica Mathis, Director of Elections		
March 8, 2022	Answer to the App. to Amend the Court's Feb. 17, 2022 Order to Allow for Reply Briefs				
March 7, 2022	Petitioner's Brief	Petitioner	Benninghoff, Kerry		
		Affilicus Guifae	Association of Pennsylvania		
March 7, 2022	Amicus Curiae Brief of The Cou	nty Commissioners Association Amicus Curiae	on of Pennsylvania The County Commissioners		
		Amicus Curiae	Concerned Citizens for Democracy		
March 7, 2022	Brief of Amicus Curiae Concerne	ed Citizens for Democracy in	Response to the Pet. for		
	No Allswer Letter to Motions for	Respondent	Leigh M. Chapman, Acting Secretary of the Comm. & Jessica Mathis, Director of Elections		
 March 7, 2022	No Answer Letter to Motions for	· Admissions Pro Hac Vica	Office of the Prothonotary		
March 7, 2022	Order Exited				
	day of March, 2022, the Application	ons to be Admitted Pro Hac	Dreibelbis, Amy  Vice of Robert J. Tucker, Esquire, and		
March 7, 2022	Order Granting Application to be	e Admitted Pro Hac Vice	Draibalhia Amy		
Filed Date	Docket Entry / Representing	Participant Type	Filed By		



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	DOC	KET ENTRY			
Filed Date	Docket Entry / Representing	Participant Type	Filed By		
March 10, 2022	No Answer Letter to Petitioner's Ap	plication for Order Limiting E Respondent	Briefing by Intervenor Leigh M. Chapman, Acting Secretary of the Comm. & Jessica Mathis, Director of Elections		
March 10, 2022	Answer to Petitioner's Application t McClinton	for Order Limiting Briefing by	Intervenor Joanna E.		
		Intervenor - Respondent	McClinton, Joanna E.		
March 10, 2022	Answer to Petitioner's Application f McClinton	for Order Limiting Briefing by	Intervenor Joanna E.		
		Respondent	2021 Legislative Reapportionment Commission		
March 11, 2022	Intervenor McClinton Answer to Pe	tition for Review			
		Intervenor - Respondent	McClinton, Joanna E.		
March 11, 2022	Amicus Brief of LatinoJustice PRLI	DEF & Make the Road PA			
		Amicus Curiae	LatinoJustice PRLDEF		
		Amicus Curiae	Make the Road Pennsylvania		
March 11, 2022	Intervenor McClinton Brief	Intervenor - Respondent	McClinton, Joanna E.		
March 11, 2022	Brief of Amicus Curiae League of Women Voters, et al				
·	_	Amicus Curiae	The League of Women Voters or Pennsylvania		
		Amicus Curiae	Fair Districts PA		
		Amicus Curiae	The Committee of Seventy		
March 11, 2022	Brief of Amicus Curiae NAACP, et a	al			
		Amicus Curiae	NAACP Pennsylvania State Conference		
		Amicus Curiae	Thompson, John		
		Amicus Curiae	Alvarado, Cynthia		
March 11, 2022	Brief of Amicus Curiae Pennsylvani	ia Voice Amicus Curiae	Pennsylvania Voice		
March 11, 2022	Brief of Amicus Curiae Senator Jay	Costa			
•		Amicus Curiae	Costa, Senator Jay		
March 11, 2022	LRC Respondent Brief	Deananders	00041		
		Respondent	2021 Legislative Reapportionment Commission		
March 11, 2022	LRC Answer to Petition for Review	Respondent	2021 Legislative		



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		OOCKET ENTRY				
Filed Date	Docket Entry / Representing	Participant Type	Filed By			
March 11, 2022	Application for Order Striking to	on for Order Striking the Newly Submitted Expert Report (in McClinton Brief)				
		Petitioner	Benninghoff, Kerry			
Comments: "Application for Ord Intervenor/Responden	•	l Expert Reports Relief Up	oon by Respondent Commission a			
March 14, 2022	No Answer Letter to Application McClinton B	n for Order Striking the Newly	Submitted Expert Report (in			
		Respondent	Leigh M. Chapman, Acting Secretary of the Comm. & Jessica Mathis, Director of Elections			
March 14, 2022	Answer to Application for Orde McClinton Brief)	r Striking the Newly Submitted	Expert Report (in			
	·	Respondent	2021 Legislative Reapportionment Commission			
March 14, 2022	Answer to Application for Orde McClinton Brief)	r Striking the Newly Submitted	Expert Report (in			
		Intervenor - Respondent	McClinton, Joanna E.			
March 16, 2022	Order Regarding Petition for Re	eview				
			Per Curiam			
Comments:						

PER CURIAM

AND NOW, this 16th day of March, 2022, upon consideration of the above-captioned legislative reapportionment appeals filed pursuant to PA. CONST. art. II, § 17(d) (indicating that "[a]ny aggrieved person may file an appeal from the final plan [of the 2021 Pennsylvania Legislative Reapportionment Commission] directly to the Supreme Court"), this Court finds that the Final Reapportionment Plan of the Pennsylvania Legislative Reapportionment Commission filed on February 4, 2022, is in compliance with the mandates of the Pennsylvania Constitution and the United States Constitution and is not contrary to law, and, therefore, shall have the force of law. See PA. CONST. art. II, § 17(d) & (e) (specifying that "[i]f the appellant establishes that the final plan is contrary to law, the Supreme Court shall issue an order remanding the plan to the commission" and that "[w]hen the Supreme Court has finally decided an appeal...the reapportionment plan shall have the force of law..."). Further, it is hereby ordered that said Plan shall be used in all forthcoming elections to the General Assembly until the next constitutionally-mandated reapportionment shall be approved.

All outstanding motions filed in the above-captioned matters are hereby DISMISSED.

This Court's February 23, 2022 Order, at Judicial Administration Docket No. 569, which temporarily suspended the General Primary Election calendar relative to elections for seats in the General Assembly, is VACATED. Our adjustment to that calendar is resolved by separate order at that docket number and entered today.

Jurisdiction relinquished.

March 16, 2022	Order Exited	
		Office of the Prothonotary
March 31, 2022	Reconsideration Time Expired/Case Closed	
		Office of the Prothonotary



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	1	OCKET ENTRY		
Filed Date	Docket Entry / Representing	Participant Type	Filed By	
June 8, 2022	e 8, 2022 Notice of Extension of Time Granted			
			Clerk of the U.S. Supreme Court	
July 18, 2022	Petition for Writ of Certiorari			
			Clerk of the U.S. Supreme Court	
October 31, 2022	Petition for Writ of Certiorari De	nied - U.S. Supreme Court A	ppeal	
			Clerk of the U.S. Supreme Court	