

Commonwealth Docket Sheet

Docket Number: 1204 CD 2020

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October 12, 2024



CAPTION

City of Philadelphia
v.
Rashad T. Armstrong,
Appellant

CASE INFORMATION

Initiating Document: Notice of Appeal
Case Status: Decided/Active
Case Processing Status: February 14, 2022 Filing of Decision or Opinion
Journal Number: 25-11-2021
Case Category: Civil Case Type(s): Equity

CONSOLIDATED CASES

RELATED CASES

COUNSEL INFORMATION

Appellant Armstrong, Rashad T.
Pro Se: No
IFP Status:
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Appellee Philadelphia Anti-Drug/Anti-Violence Network, Inc.

Pro Se: No
IFP Status:
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Attorney: Rahn, George E., Jr.
Law Firm: Saul Ewing LLP
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Attorney: Geffen, Benjamin David
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COUNSEL INFORMATION

**Appellee Mothers in Charge, Inc.**

Pro Se: No

IFP Status:

Attorney: Levy, Kevin Michael  
Law Firm: Saul Ewing Arnstein & Lehr LLP  
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**Appellee Hall, Freda**

Pro Se: No

IFP Status:

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COUNSEL INFORMATION

Appellee City of Philadelphia

Pro Se: No

IFP Status:

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Attorney: Cortes, Diana Patricia
Law Firm: Philadelphia Law Department
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Attorney: Ahuja, Jasmeet Kaur
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Attorney: Mancuso, Caitlyn Anne
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## COUNSEL INFORMATION

**Appellee** CeaseFire Pennsylvania Education Fund

Pro Se: No

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Attorney: Levy, Kevin Michael  
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Attorney: Rahn, George E., Jr.  
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**Appellee** Burrell, Kimberly

Pro Se: No

IFP Status:

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Attorney: Geffen, Benjamin David  
 Law Firm: Public Interest Law Center (The)  
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## FEE INFORMATION

Fee Dt	Fee Name	Fee Amt	Receipt Dt	Receipt No	Receipt Amt
11/25/2020	Notice of Appeal	90.25	11/25/2020	2020-CMW-H-002250	90.25
11/12/2021	Copy Work (Per Page)	85.50	11/12/2021	2021-CMW-H-001997	85.50

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## AGENCY/TRIAL COURT INFORMATION

Order Appealed From:	November 12, 2020	Notice of Appeal Filed:	November 13, 2020
Order Type:	Order Dated		
Documents Received:	November 25, 2020		

Court Below:	Philadelphia County Court of Common Pleas		
County:	Philadelphia	Division:	Philadelphia County Civil Division
Judge:	Wright, Edward C.	OTN:	
Docket Number:	No. 191004036	Judicial District:	01

## ORIGINAL RECORD CONTENT

Original Record Item	Filed Date	Content Description
Trial Court Record	May 25, 2021	
Trial Court Record	May 25, 2021	
Trial Court Opinion	May 25, 2021	
Testimony	June 21, 2021	
Supplemental Record	June 29, 2021	

Date of Remand of Record:

## BRIEFING SCHEDULE

Appellant	Appellee
<b>Armstrong, Rashad T.</b>	<b>Burrell, Kimberly</b>
<b>Brief</b>	<b>Brief</b>
Due: July 19, 2021	Due: July 12, 2021
Filed: June 9, 2021	Filed: July 9, 2021
<b>Reply Brief</b>	<b>CeaseFire Pennsylvania Education Fund</b>
Due: July 23, 2021	<b>Brief</b>
Filed: July 14, 2021	Due: July 12, 2021
<b>Reproduced Record</b>	Filed: July 9, 2021
Due:	<b>City of Philadelphia</b>
Filed: June 9, 2021	<b>Brief</b>
	Due: July 12, 2021
	Filed: July 9, 2021
	<b>Hall, Freda</b>
	<b>Brief</b>
	Due: July 12, 2021
	Filed: July 9, 2021
	<b>Mothers in Charge, Inc.</b>
	<b>Brief</b>
	Due: July 12, 2021
	Filed: July 9, 2021
	<b>Philadelphia Anti-Drug/Anti-Violence Network, Inc.</b>
	<b>Brief</b>
	Due: July 12, 2021
	Filed: July 9, 2021

## DOCKET ENTRY

Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
<b>November 13, 2020</b>	Notice of Appeal Filed			
	Armstrong, Rashad T.		Appellant	

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Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
<b>February 11, 2021</b>	Entry of Appearance Newmann, David	City of Philadelphia	Appellee	
	Document Name: David Newmann, Esq. on behalf of appellee the City of Philadelphia			
<b>February 11, 2021</b>	Entry of Appearance Ahuja, Jasmeet Kaur	City of Philadelphia	Appellee	
	Document Name: Jasmeet K. Ahuja, Esq. on behalf of appellee the City of Philadelphia			
<b>February 12, 2021</b>	Notice of Docketing Appeal Exited Commonwealth Court Filing Office			02/12/2021
<b>February 12, 2021</b>	Docketing Statement Filed Prince, Joshua Garett	Armstrong, Rashad T.	Appellant	
<b>May 25, 2021</b>	Trial Court Record Received Philadelphia County Civil Division			
<b>May 25, 2021</b>	Trial Court Opinion Received Philadelphia County Civil Division			
<b>May 25, 2021</b>	Sealed Trial Court Record Received - Sensitive Documents Philadelphia County Civil Division			
<b>June 2, 2021</b>	Order Filed Per Curiam			06/02/2021
	Document Name: Parties will address the Appealability of Tr. Ct. March 5, 2020 Order in their briefs			
	Comment: NOW, June 2, 2021, upon review of the notice of appeal, it appears that Appellant seeks review of the March 5, 2020 Order of the Court of Common Pleas of Philadelphia County (Trial Court) granting a motion to intervene, as well as the Trial Court's November 12, 2020 Order denying Appellant's motion for a permanent injunction. Because the March 5, 2020 Order is not a final order or appealable as of right, the parties shall address the appealability of the March 5, 2020 Order in their principal briefs on the merits. See Step Plan Servs., Inc. v. Koresko, 12 A.3d 401, 417 n. 4 (Pa. Super. 2010) (observing that orders allowing intervenor status during ongoing disputes are ordinarily interlocutory and not immediately appealable); Beltran v. Piersody, 748 A.2d 715 (Pa. Super. 2000) (quashing appeal of order granting biological father intervenor status during ongoing custody dispute between mother and putative father as interlocutory).			
<b>June 8, 2021</b>	Briefing Schedule Issued Commonwealth Court Filing Office			
<b>June 9, 2021</b>	Appellant's Brief Filed Armstrong, Rashad T.		Appellant	
<b>June 9, 2021</b>	Appellant's Reproduced Record Filed Prince, Joshua Garett	Armstrong, Rashad T.	Appellant	
<b>June 21, 2021</b>	Transcripts of Testimony Court Reporters, Digital Recording, and Interpreters Administration - First Judicial District of Pennsylvania			

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Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
June 29, 2021	Supplemental Record Philadelphia County Civil Division			
July 6, 2021	Tentative Session Date Krimmel, Michael Document Name: November 2021			
July 9, 2021	Appellee's Brief Filed Geffen, Benjamin David Geffen, Benjamin David Geffen, Benjamin David Geffen, Benjamin David Geffen, Benjamin David CeaseFire Pennsylvania Education Fund Philadelphia Anti-Drug/Anti-Violence Network, Inc. Mothers in Charge, Inc. Burrell, Kimberly Hall, Freda	CeaseFire Pennsylvania Education F Philadelphia Anti-Drug/Anti-Violence Mothers in Charge, Inc. Burrell, Kimberly Hall, Freda	Appellee Appellee Appellee Appellee Appellee Appellee Appellee Appellee Appellee Appellee Appellee Appellee Appellee	
July 9, 2021	Appellee's Brief Filed City of Philadelphia		Appellee	
July 14, 2021	Appellant's Reply Brief Prince, Joshua Garett Armstrong, Rashad T.	Armstrong, Rashad T.	Appellant Appellant	
October 19, 2021	Argument Scheduled Krimmel, Michael Document Name: Monday, November 15, 2021, 1:00 p.m. (Panel) CR 3001, Pennsylvania Judicial Center, Harrisburg Comment: No. 25 on the list.			
February 14, 2022	Reversed/Remanded McCullough, Patricia A. Document Name: Opinion (24 pages) Comment: AND NOW, this 14th day of February, 2022, the November 12, 2020 order of the Court of Common Pleas of Philadelphia County (trial court) is hereby REVERSED and the case is remanded to the trial court with direction to enter an order granting a permanent injunction in favor of Rashad T. Armstrong in accordance with the accompanying opinion. Jurisdiction relinquished. Judge Wallace did not participate in the decision.			02/14/2022
February 16, 2022	Application for Relief Prince, Joshua Garett Document Name: Appellant's App. for Reasonable Attorney's Fees	Armstrong, Rashad T.	Appellant	
March 2, 2022	Entry of Appearance Mancuso, Caitlyn Anne Document Name: Caitlyn A. Mancuso, Esq. on behalf of appellee City of Philadelphia	City of Philadelphia	Appellee	

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## DOCKET ENTRY

Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
<b>March 2, 2022</b>	Answer to Application for Relief			
	Newmann, David	City of Philadelphia	Appellee	
	Ahuja, Jasmeet Kaur	City of Philadelphia	Appellee	
	Mancuso, Caitlyn Anne	City of Philadelphia	Appellee	
Document Name: Appellee's Answer to Appellant's App. for Reasonable Attorney's Fees				
<b>March 16, 2022</b>	Petition for Allowance of Appeal to PA Supreme Court Filed			
	City of Philadelphia		Appellee	
Document Name: 81 EAL 2022				
Comment: 81 EAL 2022				

## SESSION INFORMATION

Journal Number: 25-11-2021  
 Consideration Type: Oral Argument - Panel  
 Listed/Submitted Date: November 15, 2021

## Panel Composition:

The Honorable Patricia A. McCullough	Judge
The Honorable Anne E. Covey	Judge
The Honorable Bonnie Brigance Leadbetter	Senior Judge

## DISPOSITION INFORMATION

Final Disposition: Yes

Related Journal No: Judgment Date:

Category: Decided Disposition Author: McCullough, Patricia A.

Disposition: Reversed/Remanded Disposition Date: February 14, 2022

Disposition Comment: AND NOW, this 14th day of February, 2022, the November 12, 2020 order of the Court of Common Pleas of Philadelphia County (trial court) is hereby REVERSED and the case is remanded to the trial court with direction to enter an order granting a permanent injunction in favor of Rashad T. Armstrong in accordance with the accompanying opinion. Jurisdiction relinquished. Judge Wallace did not participate in the decision.

Dispositional Filing: **Opinion** Filing Author: McCullough, Patricia A.

Filed Date: 2/14/2022 12:00:00AM

Dispositional Filing: **Concurring Opinion** Filing Author: Leadbetter, Bonnie Brigance

Filed Date: 2/14/2022 12:00:00AM