

## Commonwealth Docket Sheet

## Commonwealth Court of Pennsylvania

Docket Number: 147 CD 2021

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April 19, 2024



## CAPTION

In Re: Estate of Henry Y. Toland, Jr.,  
Deceased

Appeal of: Andrew B. Toland

## CASE INFORMATION

Initiating Document:	Notice of Appeal		
Case Status:	Closed		
Case Processing Status:	June 21, 2022	Completed	
Journal Number:	10-06-2022		
Case Category:	Civil	Case Type(s):	Estate/Probate/Wills/Intestate

## CONSOLIDATED CASES

## RELATED CASES

## COUNSEL INFORMATION

Appellant Toland, Andrew B.

Pro Se: No

IFP Status:

Attorney:	Beeghley, David Bruce	
Law Firm:	Law Office of David B. Beeghley	
Address:	314 S Henderson Rd Ste G #339 King Of Prussia, PA 19406	
Phone No:	(610) 828-5454	Fax No:

Attorney:	Ott, Stanley R.	
Law Firm:	Mannion Prior, L.L.P.	
Address:	Mannion Prior Llp 840 First Ave Ste 100 King Of Prussia, PA 19406	
Phone No:	(610) 265-7800	Fax No:

Attorney:	Higgins, John F.	
Law Firm:	Mannion Prior, L.L.P.	
Address:	Mannion Prior Llp 840 First Ave Ste 100 King Of Prussia, PA 19406	
Phone No:	(610) 265-7800	Fax No:

Appellee Toland, John L.

Pro Se: Yes

IFP Status:

Pro Se:	John L. Toland
Address:	78 Monaco B Del Ray Beach, FL 33446

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## COUNSEL INFORMATION

**Appellee Toland, Amy Tholl**

Pro Se: No

IFP Status:

Attorney: Rosenwald, Lawrence S.  
 Law Firm: Lawrence S. Rosenwald, P.C.  
 Address: 1801 Market St Ste 1140  
 Philadelphia, PA 19103  
 Phone No: (215) 893-8705

Fax No:

**Appellee Pennsylvania Department of Revenue**

Pro Se: No

IFP Status:

Attorney: Orloff, Nicholas Michael  
 Law Firm: Raffaele Puppio, LLP  
 Address: Raffaele Puppio Llp  
 19 W Third St  
 Media, PA 19063  
 Phone No: (610) 891-6710

Fax No:

Attorney: Hickey, James Patrick, III  
 Law Firm: Raffaele Puppio, LLP  
 Address: Raffaele & Puppio Llp  
 19 W Third St  
 Media, PA 19063-2803  
 Phone No: (610) 891-6710

Fax No:

## FEE INFORMATION

Fee Dt	Fee Name	Fee Amt	Receipt Dt	Receipt No	Receipt Amt
01/21/2021	Notice of Appeal	90.25	02/25/2021	2021-CMW-H-000278	90.25

## AGENCY/TRIAL COURT INFORMATION

Order Appealed From: January 19, 2021 Notice of Appeal Filed: January 21, 2021  
 Order Type: Order Dated  
 Documents Received: February 25, 2021

Court Below: Montgomery County Court of Common Pleas  
 County: Montgomery Division: Montgomery County Orphans' Court  
 Judge: Weilheimer, Gail A. OTN:  
 Docket Number: 2019-X0384 Judicial District: 38

## ORIGINAL RECORD CONTENT

Original Record Item	Filed Date	Content Description
Trial Court Record	May 15, 2021	
Testimony	May 15, 2021	
Trial Court Opinion	May 15, 2021	

Date of Remand of Record: June 21, 2022

## BRIEFING SCHEDULE

**Appellant**

Toland, Andrew B.

**Appellee**

Pennsylvania Department of Revenue

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## BRIEFING SCHEDULE

## Appellant

Toland, Andrew B.

## Brief

Due: September 29, 2021

Filed: September 29, 2021

## Appellee

Pennsylvania Department of Revenue

## Brief

Due: November 2, 2021

Filed: November 2, 2021

## Reply Brief

Due: November 16, 2021

Filed: November 16, 2021

## Toland, Amy Tholl

## Brief

## Reproduced Record

Due: September 29, 2021

Filed: September 29, 2021

## Toland, John L.

## Brief

## DOCKET ENTRY

Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
<b>January 21, 2021</b>	Notice of Appeal Filed Toland, Andrew B.		Appellant	
<b>May 15, 2021</b>	Trial Court Record Received Montgomery County Orphans' Court			
<b>May 15, 2021</b>	Transcripts of Testimony Montgomery County Orphans' Court			
<b>May 15, 2021</b>	Trial Court Opinion Received Montgomery County Orphans' Court			
<b>May 27, 2021</b>	Defect Correction Notice Commonwealth Court Filing Office Document Name: Defect: service on John L. Toland and all interested parties			05/27/2021
<b>June 7, 2021</b>	Response to Defect Correction Notice Higgins, John F. Document Name: Partial Compliance	Toland, Andrew B.	Appellant	
<b>June 7, 2021</b>	Amended Certificate of Service Higgins, John F. Document Name: Partial Compliance	Toland, Andrew B.	Appellant	
<b>June 8, 2021</b>	Amended Certificate of Service Higgins, John F.	Toland, Andrew B.	Appellant	
<b>June 9, 2021</b>	Notice of Docketing Appeal Exited Commonwealth Court Filing Office			06/09/2021
<b>June 22, 2021</b>	Docketing Statement Filed Higgins, John F.	Toland, Andrew B.	Appellant	
<b>July 19, 2021</b>	Briefing Schedule Issued Commonwealth Court Filing Office			

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Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
<b>July 30, 2021</b>	Designation of Contents of Reproduced Record Higgins, John F.	Toland, Andrew B.	Appellant	
<b>August 16, 2021</b>	Application for Extension of Time to File Brief - First Request Higgins, John F. Toland, Andrew B.	Toland, Andrew B.	Appellant Appellant	
<b>August 20, 2021</b>	Order Granting Application for Extension of Time to File Appellant Brief Per Curiam Document Name: Brief Ext. Granted Comment: NOW, August 20, 2021, upon consideration of Andrew B. Toland's (Appellant) Application for Extension of Time to File Brief--First Request (Application), wherein Appellant seeks a 30-day extension of time to file the brief and reproduced record in this matter, which is Appellant's first such request, the Application is GRANTED. It appears that Appellant's brief is currently due August 30, 2021. Accordingly, Appellant shall file and serve the appellate brief (4 copies) and reproduced record (4 copies) on or before September 29, 2021.			08/20/2021
<b>September 29, 2021</b>	Appellant's Brief Filed Ott, Stanley R. Toland, Andrew B.	Toland, Andrew B.	Appellant Appellant	
<b>September 29, 2021</b>	Appellant's Reproduced Record Filed Ott, Stanley R.	Toland, Andrew B.	Appellant	
<b>November 2, 2021</b>	Entry of Appearance Hickey, James Patrick, III Document Name: Attorneys Hickey and Altieri for Appellee	Pennsylvania Department of Revenue	Appellee	
<b>November 2, 2021</b>	Appellee's Brief Filed Hickey, James Patrick, III Pennsylvania Department of Revenue	Pennsylvania Department of Revenue	Appellee Appellee	
<b>November 16, 2021</b>	Appellant's Reply Brief Ott, Stanley R. Toland, Andrew B. Document Name: Reply to Dept. of Revenue brief	Toland, Andrew B.	Appellant Appellant	
<b>November 23, 2021</b>	Dormant Order for Failure to File Appellee Brief Issued Per Curiam Document Name: Briefs Due w/i 14 days of the exit of this order. Comment: NOW, November 23, 2021, it appearing that Appellees Amy Tholl Toland and John L. Toland's briefs were due November 2, 2021, and that to date the same have not been filed, Appellees Amy Tholl Toland and John L. Toland's briefs (4 copies) shall be filed and served within 14 days of the exit date of this Order or Appellees Amy Tholl Toland and John L. Toland shall be precluded from oral argument, if oral argument is scheduled and from filing briefs, unless otherwise ordered.			11/24/2021

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Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
<b>January 6, 2022</b>	Appellee Precluded Krimmel, Michael			01/06/2022
	Document Name: Appellees Precluded for Failure to File Brief			
	Comment: NOW, January 6, 2022, Appellees Amy Tholl Toland and John L. Toland having failed to file briefs pursuant to this Court's order of December 8, 2021 Appellees Amy Tholl Toland and John L. Toland are hereby precluded from filing briefs and participating in oral argument, if oral argument is scheduled.			
<b>April 21, 2022</b>	Tentative Session Date Krimmel, Michael			
	Document Name: June 2022			
<b>April 25, 2022</b>	Notice Commonwealth Court of Pennsylvania			
	Document Name: Notice to Counsel Regarding June 2022 Argument Session			
<b>May 17, 2022</b>	Argument Scheduled Krimmel, Michael			
	Document Name: Thursday, June 23, 2022, 9:30 a.m. (Panel), CR 5001, Pennsylvania Judicial Center, Harrisburg			
	Comment: No. 10 on the list.			
<b>June 3, 2022</b>	Praecipe for Withdrawal of Appearance Altieri, Leonard Bartholomew, III	Pennsylvania Department of Revenue	Appellee	
<b>June 17, 2022</b>	Application for Discontinuance Beeghley, David Bruce	Toland, Andrew B.	Appellant	
	Document Name: Appellant's Motion to Withdraw Appeal			
<b>June 21, 2022</b>	Discontinued Per Curiam			06/21/2022
	Document Name: Case Discontinued			
	Comment: NOW, June 21, 2022, upon consideration of appellant Andrew B. Toland's Motion to Withdraw Appeal (Motion), which is based upon the parties having reached a compromise, the Motion is GRANTED. Argument on this matter currently scheduled for June 23, 2022, at 9:30 a.m. on the June 2022 Argument List in Harrisburg is CANCELLED. The Prothonotary is directed to mark this matter completed.			
<b>June 21, 2022</b>	Remitted Commonwealth Court Filing Office			
	Document Name: PACFiled Record. No Acknowledgement needed			

## SESSION INFORMATION

Journal Number: 10-06-2022  
 Consideration Type: Oral Argument - Panel  
 Listed/Submitted Date: June 23, 2022

## DISPOSITION INFORMATION

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## DISPOSITION INFORMATION

Final Disposition:	Yes	Judgment Date:	
Related Journal No:		Disposition Author:	Per Curiam
Category:	Disposed Before Decision	Disposition Date:	June 21, 2022
Disposition:	Discontinued		
Disposition Comment:	NOW, June 21, 2022, upon consideration of appellant Andrew B. Toland's Motion to Withdraw Appeal (Motion), which is based upon the parties having reached a compromise, the Motion is GRANTED. Argument on this matter currently scheduled for June 23, 2022, at 9:30 a.m. on the June 2022 Argument List in Harrisburg is CANCELLED. The Prothonotary is directed to mark this matter completed.		
Dispositional Filing:		Filing Author:	
Filed Date:			