

Appeal Docket Sheet**Superior Court of Pennsylvania****Docket Number: 2764 EDA 2014****Page 1 of 7****April 25, 2024****CAPTION**

Commonwealth of Pennsylvania
Appellant

v.

Jason Anderson

CASE INFORMATION

Initiating Document: Notice of Appeal

Case Status: Closed

Case Processing Status: October 5, 2017 Completed

Journal Number: J-A15041-15
J-E01002-17

Case Category: Criminal

Case Type(s): Other

CONSOLIDATED CASES**RELATED CASES****SCHEDULED EVENT**

Next Event Type:

Next Event Due Date:

COUNSEL INFORMATION**Appellant Commonwealth of Pennsylvania**

Pro Se: No

IFP Status:

Attorney: Goode, Lawrence Jonathan
Law Firm: Philadelphia District Attorney's Office
Address: 3 S Penn Sq
Philadelphia, PA 19107-3499
Phone No: (215) 686-5729 Fax No: (215) 686-5725

Attorney: Krulik, Jeffrey Michael
Law Firm: Philadelphia District Attorney's Office
Address: 3 S Penn Sq
Philadelphia, PA 19107-3499
Phone No: (215) 686-5738 Fax No: (215) 686-9929

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Pro Se: No

IFP Status:

Attorney: DiMaio, Paul Michael
 Law Firm: Thomson Reuters, New York, NY
 Address: 1528 Walnut St Ste 1401
 Philadelphia, PA 19102
 Phone No: (267) 275-3228 Fax No:

Attorney: Cooper, Benjamin
 Law Firm: Allan J. Sagot & Associates
 Address: Three Parkway
 Suite 1320
 Philadelphia, PA 19107
 Phone No: (215) 557-0240 Fax No:

FEE INFORMATION

Fee Dt	Fee Name	Fee Amt	Receipt Dt	Receipt No	Receipt Amt
08/02/2016	Motion for Reconsideration or Clarification	15.00			0.00
	Reason Waived: Other				
09/11/2014	Notice of Appeal	85.50			0.00
	Reason Waived: Other				
10/01/2014	Notice of Appeal	85.50	12/08/2014	2014-SPR-E-002149	85.50
01/30/2015	2nd Motion for Extension of Time	10.00	03/17/2015	2015-SPR-E-000462	10.00

AGENCY/TRIAL COURT INFORMATION

Order Appealed From: May 22, 2014 Notice of Appeal Filed: June 19, 2014
 Order Type: Order Entered
 Documents Received: October 1, 2014

Court Below: Philadelphia County Court of Common Pleas
 County: Philadelphia Division: Philadelphia County Criminal Division
 Judge: Lerner, Benjamin OTN: N 898778-6
 Docket Number: CP-51-CR-0001233-2014 Judicial District: 01

ORIGINAL RECORD CONTENT

Original Record Item	Filed Date	Content Description
Record	October 20, 2014	1 Vol of testimony
Supplemental Record	December 04, 2014	1 Filed
Supplemental Record	January 12, 2015	in 1 Part
Testimony	March 13, 2015	1 Volume

Lower Court Action Due Date: 03/31/2015**Date of Remand of Record:** October 5, 2017**BRIEFING SCHEDULE****Appellant****Commonwealth of Pennsylvania****Brief**

Due: February 17, 2015 Filed: February 17, 2015
 Due: October 21, 2016 Filed:

Appellee**Anderson, Jason****Brief**

Due: March 19, 2015 Filed: March 20, 2015
 Due: December 12, 2016 Filed: January 12, 2017

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Due: November 21, 2016

Filed: November 21, 2016

Reply Brief

Due: April 6, 2015

Filed: April 6, 2015

Due: January 26, 2017

Filed: January 26, 2017

Reproduced Record

Due: October 21, 2016

Filed:

DOCKET ENTRY

Filed Date	Docket Entry / Representing	Participant Type	Filed By
October 1, 2014	Notice of Appeal Docketed	Appellant	Commonwealth of Pennsylvania
October 1, 2014	Docketing Statement Exited (Criminal)		O'Connor, Jr., Charles E.
October 3, 2014	Docketing Statement Received	Appellant	Commonwealth of Pennsylvania
October 20, 2014	Trial Court Record and Opinion Received		Philadelphia County Court of Common Pleas
December 1, 2014	Application for Extension of Time to File Brief - First Request	Appellant	Commonwealth of Pennsylvania
December 10, 2014	Order Granting Application for Extension of Time to File Appellant Brief		Per Curiam
	Comment: AND NOW, this 10th day of December, 2014, the Commonwealth's petition for an extension of time to file briefs is GRANTED until January 30, 2015.		
January 30, 2015	Application for Extension of Time to File Brief - Second Request	Appellant	Commonwealth of Pennsylvania
February 4, 2015	Order Granting Application for Extension of Time to File Appellant Brief		Per Curiam
	Comment: until 2/17/15. No further extensions will be granted.		
February 17, 2015	Entry of Appearance - District Attorney Commonwealth of Pennsylvania	Appellant	Krulik, Jeffrey Michael
February 17, 2015	Appellant's Brief and Reproduced Record Combined Filed	Appellant	Commonwealth of Pennsylvania
February 17, 2015	Reply Letter(s) Printed		Superior Court of Pennsylvania
February 18, 2015	Reply Received (Argument) Commonwealth of Pennsylvania	Appellant	Krulik, Jeffrey Michael

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DOCKET ENTRY

Filed Date	Docket Entry / Representing	Participant Type	Filed By
February 20, 2015	Application for Correction of the Original Record	Appellant	Commonwealth of Pennsylvania
March 10, 2015	Order		Per Curiam
<p>Comment: Upon consideration of the Commonwealth's "Motion To Correct Omission In The Record Pursuant To PA.R.A.P. 1926," the trial court is directed to certify and transmit a supplemental record to the Prothonotary of this Court, containing the notes of testimony referenced in and attached to the Commonwealth's motion, within twenty-one (21) days of the date that this Order is filed. See Pa.R.A.P. 1926 (providing that the appellate court may direct that anything material omitted from or misstated in the record be corrected and that a supplemental record be certified and transmitted if necessary); Commonwealth v. McDonald, 428 A.2d 174 (Pa. Super. 1981) (Pa.R.A.P. 1926 permits the lower court to correct an omission in the record and to certify and transmit a supplemental record). The Prothonotary of this Court is directed to provide copies of the Commonwealth's motion and this Order to the trial court.</p> <p>3/10/15 - ctf. copies of order dated 3/10/15 together with Commonwealth's motion - exit to t/c & t/c judge</p> <p>3/13/15 - Testimony received</p>			
March 20, 2015	Appellee's Brief Filed	Appellee	Anderson, Jason
April 6, 2015	Appellant's Reply Brief	Appellant	Commonwealth of Pennsylvania
April 7, 2015	Argument Letter Sent		O'Connor, Jr., Charles E.
April 10, 2015	Acknowledgement of Argument Notice Commonwealth of Pennsylvania	Appellant	Krulik, Jeffrey Michael
July 21, 2016	Reversed/Remanded		Mundy, Sallie
<p>Document Name: (decision withdrawn)</p> <p>Comment: Jurisdiction relinquished.</p>			
August 2, 2016	Application for Panel Reconsideration/Reargument	Appellant	Commonwealth of Pennsylvania

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DOCKET ENTRY

Filed Date	Docket Entry / Representing	Participant Type	Filed By
October 3, 2016	Order Granting Application for Reargument/Reconsideration		Per Curiam
Comment:	<p>Upon consideration of the application for reconsideration/reargument, IT IS HEREBY ORDERED:</p> <p>THAT en banc reargument is GRANTED;</p> <p>THAT the decisions of this Court filed July 21, 2016, are withdrawn;</p> <p>THAT the case be listed before the next available en banc panel; and</p> <p>THAT Appellant, the Commonwealth of Pennsylvania, shall file an original and nineteen (19) copies of either the brief previously filed, the brief previously filed together with a supplemental brief, or a substituted Brief for Appellant by October 21, 2016, along with an original and ten (10) copies of the reproduced record. Appellees, Jason Anderson, shall thereafter have twenty-one (21) days after service to file an original and nineteen (19) copies of the brief previously filed, the brief previously filed together with a supplemental brief, or a substituted Brief for Appellee. Appellant 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.</p>		
October 21, 2016	Application for Extension of Time to File Brief - First Request	Appellant	Commonwealth of Pennsylvania
Document Name:	substituted brief		
October 25, 2016	Order Granting Application for Extension of Time to File Appellant Brief		Per Curiam
Comment:	The Appellant's petition for an extension of time to file substituted brief and reproduced record is GRANTED until November 21, 2016.		
November 21, 2016	Appellant's Brief and Reproduced Record Combined Filed	Appellant	Commonwealth of Pennsylvania
December 29, 2016	Order		Per Curiam
Comment:	<p>Counsel for Appellee, Paul Michael DiMaio, Esquire, was directed to file a Brief for Appellee by December 12, 2016, in the above-captioned, en banc appeal. As of the date of this Order, Counsel has neither filed an en banc brief nor requested an extension of time to file the brief.</p> <p>Counsel for Appellee is DIRECTED to file the en banc brief, and the requisite number of copies, by January 12, 2017. No further extensions will be granted.</p>		
January 12, 2017	Appellee's Brief Filed	Appellee	Anderson, Jason
Comment:	19 copies of appellee brief		
January 26, 2017	Appellant's Reply Brief	Appellant	Commonwealth of Pennsylvania
February 21, 2017	Argument Letter Sent		Kohler, Benjamin D.
February 28, 2017	Acknowledgement of Argument Notice	Appellant	Commonwealth of Pennsylvania
August 23, 2017	Reversed/Remanded		Solano, Carl A.
Comment:	Jurisdiction relinquished.		

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DOCKET ENTRY

Filed Date	Docket Entry / Representing	Participant Type	Filed By
October 5, 2017	Remitted to Lower Court or Agency		Kohler, Benjamin D.
October 26, 2017	Acknowledgement of Record Remittal		Philadelphia County Court of Common Pleas
November 17, 2017	Appearance - Appointment Letter - Court Appointed Anderson, Jason	Appellee	Cooper, Benjamin

SESSION INFORMATION

Journal Number: J-A15041-15
 Consideration Type: Argument Panel
 Listed/Submitted Date: May 21, 2015

Panel Composition:

The Honorable Mary Jane Bowes	Judge
The Honorable Sallie Mundy	Judge
The Honorable James J. Fitzgerald III	Justice

Journal Number: J-E01002-17
 Consideration Type: En Banc Argument
 Listed/Submitted Date: March 21, 2017

Panel Composition:

The Honorable John T. Bender	President Judge Emeritus
The Honorable Mary Jane Bowes	Judge
The Honorable Jack A. Panella	Judge
The Honorable Jacqueline O. Shogan	Judge
The Honorable Anne E. Lazarus	Judge
The Honorable Judith F. Olson	Judge
The Honorable Alice B. Dubow	Judge
The Honorable Geoffrey Moulton	Judge
The Honorable Carl A. Solano	Judge

DISPOSITION INFORMATION

Final Disposition:	No	Judgment Date:	July 21, 2016
Related Journal No:	J-A15041-15	Disposition Author:	Mundy, Sallie
Category:	Decided	Disposition Date:	July 21, 2016
Disposition:	Reversed/Remanded	Filing Author:	Mundy, Sallie
Disposition Comment:	Jurisdiction relinquished.		
Dispositional Filing:	Memorandum		
Filed Date:	7/21/2016 12:00:00AM		
Judge:	Bowes, Mary Jane	Vote:	Join
Dispositional Filing:	Concurring Memorandum	Filing Author:	Fitzgerald, James J., III
Filed Date:	7/21/2016 12:00:00AM		

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DISPOSITION INFORMATION

Final Disposition:	Yes	Judgment Date:	August 23, 2017
Related Journal No:	J-E01002-17	Disposition Author:	Solano, Carl A.
Category:	Decided	Disposition Date:	August 23, 2017
Disposition:	Reversed/Remanded		
Disposition Comment:	Jurisdiction relinquished.		
Dispositional Filing:	Opinion	Filing Author:	Solano, Carl A.
Filed Date:	8/23/2017 12:00:00AM		

REARGUMENT / RECONSIDERATION / REMITTAL

Filed Date:	August 2, 2016
Disposition:	
Disposition Date:	
Record Remittal:	
Filed Date:	August 2, 2016
Disposition:	Order Granting Application for Reargument/Reconsideration
Disposition Date:	October 3, 2016
Record Remittal:	

CROSS COURT ACTIONS

Docket Number:	129 EM 2017
Court Name:	Supreme
Short Caption:	Commonwelath v. Anderson, J., Pet.
Case Status:	Closed
Disposition:	Order Denying Petition for Leave to File Petition for Allowance of Appeal Nunc
Disposition Date:	Pro Tunc
Petition Reargument/Reconsideration Filed Date:	January 5, 2018
Reargument Disposition:	
Reargument Disposition Date:	
Cross Court Action Type:	