

Miscellaneous Docket Sheet**Commonwealth Court of Pennsylvania****Docket Number: 694 MD 2019****Page 1 of 9****April 25, 2024****CAPTION**

Landmark Firearms LLC,
 US Rifle, LLC, Polymer80, Inc.,
 and Firearms Policy Coalition, Inc.,
 Petitioners

v.

Colonel Robert Evanchick, Commissioner
 Pennsylvania State Police,
 Respondent

CASE INFORMATION

Initiating Document: Petition for Review

Case Status: Active

Case Processing Status: February 12, 2020 Awaiting Answer

Journal Number:

Case Category: Miscellaneous Case Type(s): Equity

CONSOLIDATED CASES**RELATED CASES****COUNSEL INFORMATION****Petitioner US Rifle, LLC**

Pro Se: No

IFP Status:

Attorney: Prince, Joshua Gareth
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 Bechtelsville, PA 19505
 Phone No: (610) 845-3803

Fax No:

Attorney: Kraut, Adam Jeremy
 Law Firm: Firearms Policy Coalition
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 Phone No: (916) 476-2342

Fax No:

Miscellaneous Docket Sheet**Commonwealth Court of Pennsylvania****Docket Number: 694 MD 2019****Page 2 of 9****April 25, 2024****COUNSEL INFORMATION****Petitioner Polymer80, Inc.**

Pro Se: No

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Petitioner Landmark Firearms LLC

Pro Se: No

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Pro Se: No

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COUNSEL INFORMATION

Respondent Evanchick, Robert

Pro Se: No

IFP Status:

Attorney: Neary, Keli Marie
 Law Firm: Pennsylvania Office of Attorney General
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 Harrisburg, PA 17120
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Attorney: Lovette, Andrew James
 Law Firm: Pennsylvania State Police
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 1800 Elmerton Ave
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 Phone No: (717) 783-5568 Fax No:

Attorney: Herman, John Joseph
 Law Firm: Pennsylvania State Police
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 Harrisburg, PA 17110
 Phone No: (717) 783-5568 Fax No:

Attorney: Boland, Nicole Jeanne
 Law Firm: Pennsylvania Office of Attorney General
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 Phone No: (717) 783-3146 Fax No:

FEE INFORMATION

| Fee Dt | Fee Name | Fee Amt | Receipt Dt | Receipt No | Receipt Amt |
|------------|---------------------------------|---------|------------|-------------------|-------------|
| 12/20/2019 | Miscellaneous Docket Filing Fee | 70.25 | 12/20/2019 | 2019-CMW-H-002637 | 70.25 |

AGENCY/TRIAL COURT INFORMATION

Order Appealed From: Notice of Appeal Filed:

Order Type:

Documents Received: December 20, 2019

Court Below:

County:

Judge:

Docket Number:

Division:

OTN:

Judicial District:

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ORIGINAL RECORD CONTENT

| Original Record Item | Filed Date | Content Description |
|----------------------|------------|---------------------|
|----------------------|------------|---------------------|

Date of Remand of Record:

BRIEFING SCHEDULE

| Petitioner | Respondent |
|---------------------------|-------------------------|
| Firearms Policy Coalition | Evanchick, Robert |
| Brief | Brief |
| Due: | Filed: January 20, 2020 |
| Due: | Filed: January 10, 2020 |
| Landmark Firearms LLC | |
| Brief | |
| Due: | Filed: January 20, 2020 |
| Polymer80, Inc. | |
| Brief | |
| Due: | Filed: January 20, 2020 |
| US Rifle, LLC | |
| Brief | |
| Due: | Filed: January 20, 2020 |

DOCKET ENTRY

| Filed Date | Docket Entry / Filer | Representing | Participant Type | Exit Date |
|-------------------|--|---------------------------|------------------|-----------|
| December 20, 2019 | Petition for Review Filed | | | |
| | Landmark Firearms LLC | | Petitioner | |
| | US Rifle, LLC | | Petitioner | |
| | Polymer80, Inc. | | Petitioner | |
| | Firearms Policy Coalition | | Petitioner | |
| December 20, 2019 | Application for Emergency Relief | | | |
| | Prince, Joshua Gare | Landmark Firearms LLC | Petitioner | |
| | Prince, Joshua Gare | US Rifle, LLC | Petitioner | |
| | Prince, Joshua Gare | Polymer80, Inc. | Petitioner | |
| | Prince, Joshua Gare | Firearms Policy Coalition | Petitioner | |
| | Document Name: Pet.'s App. for Special Relief in the Form of an Emergency Preliminary Injunction | | | |
| | Comment: Under PA. R.A.P. 1532. | | | |
| December 20, 2019 | Memorandum of Law Filed | | | |
| | Prince, Joshua Gare | Landmark Firearms LLC | Petitioner | |
| | Prince, Joshua Gare | US Rifle, LLC | Petitioner | |
| | Prince, Joshua Gare | Polymer80, Inc. | Petitioner | |
| | Prince, Joshua Gare | Firearms Policy Coalition | Petitioner | |
| | Document Name: Brief of Petitioner in Support of App. for Special Relief in the Nature of a Preliminary Injunction | | | |
| December 20, 2019 | Entry of Appearance | | | |
| | Neary, Keli Marie | Evanchick, Robert | Respondent | |

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| Filed Date | Docket Entry / Filer | Representing | Participant Type | Exit Date |
|--------------------------|--|--|--|------------|
| December 24, 2019 | Entry of Appearance Boland, Nicole Jeanne Document Name: Nicole J. Boland, Esq. | Evanchick, Robert | Respondent | |
| December 27, 2019 | Hearing Scheduled Ceisler, Ellen Document Name: Hearing on Petitioner's Application for Special Relief in the Nature of an Emergency Preliminary Comment: Injunction under Pa. R.A.P. 1532, is scheduled for January 21, 2020, at 1:30 p.m., in Courtroom 3001, Pennsylvania Judicial Center, 601 Commonwealth Avenue, Harrisburg, Pennsylvania. Respondent's answer is due on or before January 10, 2020. | | | 12/30/2019 |
| January 10, 2020 | Order Filed Per Curiam Document Name: A hearing on Petitioners' Application for Special Relief in the Form of an Emergency Preliminary Comment: Injunction having been scheduled for January 21, 2020, at 1:30 p.m., in Courtroom 3001, Pennsylvania Judicial Center, 601 Commonwealth Avenue, Harrisburg, Pennsylvania, it is hereby ORDERED that the parties shall exchange witness and exhibit lists on or before January 17, 2020, and attempt in good faith to reach factual stipulations and stipulations as to the admission of exhibits prior to the hearing. | | | 01/10/2020 |
| January 10, 2020 | Answer to Application for Relief Boland, Nicole Jeanne Document Name: Answer to Petitioners' Application for Special Relief in the Form of an Emergency PI | Evanchick, Robert | Respondent | |
| January 10, 2020 | Respondent's Brief Filed Evanchick, Robert Document Name: Brief in Opposition to App. for Special Relief | | Respondent | |
| January 17, 2020 | Filed - Other Boland, Nicole Jeanne Document Name: Respondent's Witness and Exhibit List | Evanchick, Robert | Respondent | |
| January 17, 2020 | Filed - Other Prince, Joshua Garett Prince, Joshua Garett Prince, Joshua Garett Prince, Joshua Garett Document Name: Petitioners' Witness & Exhibit List | Landmark Firearms LLC Firearms Policy Coalition Polymer80, Inc. US Rifle, LLC | Petitioner Petitioner Petitioner Petitioner | |
| January 17, 2020 | Filed - Other Boland, Nicole Jeanne Document Name: AMENDED Respondent's Witness & Exhibit List | Evanchick, Robert | Respondent | |
| January 20, 2020 | Petitioner's Brief Filed Landmark Firearms LLC US Rifle, LLC Polymer80, Inc. Firearms Policy Coalition Document Name: Brief in Support of PI | | Petitioner Petitioner Petitioner Petitioner | |

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|--------------------------|---|-----------------------|------------------|------------|
| January 20, 2020 | Filed - Other | | | |
| | Landmark Firearms LLC | | Petitioner | |
| | US Rifle, LLC | | Petitioner | |
| | Polymer80, Inc. | | Petitioner | |
| | Firearms Policy Coalition | | Petitioner | |
| January 22, 2020 | Application for Extension of Time to File | | | |
| | Neary, Keli Marie | Evanchick, Robert | Respondent | |
| | Document Name: Respondent's App. in the Form of a Motion for Enlargement of Time to File a Responsive Pleading | | | |
| January 23, 2020 | Order Granting Application for Extension of Time to File | | | 01/24/2020 |
| | Brobson, P. Kevin | | | |
| | Document Name: Upon consideration of Respondent's unopposed Application in the Form of a Motion for | | | |
| | Comment: Enlargement of Time to File a Responsive Pleading, the Application is granted. Respondent shall file and serve a responsive pleading within 10 days following the Court's decision on Petitioners' Application for Relief in the Form of a Preliminary Injunction. | | | |
| January 31, 2020 | Memorandum Opinion Filed | | | 01/31/2020 |
| | Brobson, P. Kevin | | | |
| | Document Name: Memorandum Opinion (17 pages) Petitioners' Application for Relief in the | | | |
| | Comment: Nature of a Preliminary Injunction is GRANTED. Colonel Robert Evanchick, Commissioner of the Pennsylvania State Police (PSP), and his agents, servants and officers, are enjoined from implementing or enforcing PSP's new policy addressed to partially manufactured receivers, as currently set forth in PSP's Letter of January 9, 2020, until final disposition of the Petition for Review, including appeals. | | | |
| | Pursuant to Pa. R.C.P. No. 1531(b), this Order shall become effective upon Petitioners' filing of a bond or legal tender of the United States with the Court in the amount of one hundred dollars (\$100). | | | |
| February 3, 2020 | Security Filed | | | |
| | Prince, Joshua Garett | Landmark Firearms LLC | Petitioner | |
| | Document Name: Security filed in the amount of \$100.00 in compliance with 1/31/20 Memorandum Opinion | | | |
| February 4, 2020 | Order Filed | | | 02/04/2020 |
| | Per Curiam | | | |
| | Document Name: Counsel having posted security in the amount of \$100. 00, the Prothonotary shall note on the | | | |
| | Comment: docket the filing of the security and shall cause the funds to be deposited and held in the Court's escrow account until further order of this Court. | | | |
| February 10, 2020 | Application for Extension of Time to File | | | |
| | Neary, Keli Marie | Evanchick, Robert | Respondent | |
| | Document Name: Respondent's Unopposed App. in the Form of a Motion for Enlargement of Time to File An Answer | | | |
| February 11, 2020 | Order Granting Application for Extension of Time to File | | | 02/12/2020 |
| | Brobson, P. Kevin | | | |
| | Document Name: Respondent shall file an answer to Petitioners' petition for review by February 24, 2020. | | | |
| February 13, 2020 | Transcript Lodged | | | |
| | Court Reporter | | | |
| | Document Name: Proceeding held 1/21/2020 at 1:34 p.m., PJC, CR 3001, Hbg., PA. | | | |

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| Filed Date | Docket Entry / Filer | Representing | Participant Type | Exit Date |
|--------------------------|---|---|--|------------|
| February 13, 2020 | Exhibit Court Reporter Document Name: Proceeding held 1/21/2020 at 1:34 p.m., PJC, CR 3001, Hbg., PA. - Joint Exhibit A; Comment: Pet's Exhibits A,B,C,D,E,F and G (envelope) Respondents Exhibits A,B,C,D,E,F,G, H (binder). | | | |
| February 21, 2020 | Amended Court Reporter Document Name: Amended Certificate of Service (Proceeding held 1/21/2020). | | | |
| February 24, 2020 | Answer to Petition for Review Nearby, Keli Marie Boland, Nicole Jeanne | Evanchick, Robert Evanchick, Robert | Respondent Respondent | |
| February 26, 2020 | Transcript Filed Court Reporter Document Name: Proceeding held 1/21/2020 at 1:34 p.m., PJC, CR 3001, Hbg., PA. | | | |
| March 24, 2020 | Answer to New Matter Prince, Joshua Garett Prince, Joshua Garett Prince, Joshua Garett Prince, Joshua Garett Document Name: Pet.'s Reply to Def.'s New Matter | Landmark Firearms LLC Firearms Policy Coalition Polymer80, Inc. US Rifle, LLC | Petitioner Petitioner Petitioner Petitioner | |
| March 25, 2022 | Order - Rule to Show Cause Per Curiam Document Name: A Rule to Show Cause is hereby issued against Petitioners. The Rule is returnable by April 25, 2022. Comment: NOW, March 25, 2022, this action having been dormant for an extended period of time, a Rule to Show Cause why the action should not be dismissed for want of prosecution is hereby issued against Petitioners. The Rule is returnable by April 25, 2022. Petitioners shall serve a copy of their response to this Rule on all parties and shall so certify in the response. Upon failure of Petitioners to respond to this Rule on or before April 25, 2022, the Prothonotary is directed to dismiss this action as of course. | | | 03/28/2022 |
| April 20, 2022 | Application for Stay Prince, Joshua Garett Prince, Joshua Garett Prince, Joshua Garett Prince, Joshua Garett Boland, Nicole Jeanne Document Name: Joint App. to Stay | Landmark Firearms LLC Firearms Policy Coalition Polymer80, Inc. US Rifle, LLC Evanchick, Robert | Petitioner Petitioner Petitioner Petitioner Respondent | |
| April 20, 2022 | Filed - Other Prince, Joshua Garett Prince, Joshua Garett Prince, Joshua Garett Prince, Joshua Garett Document Name: Proposed Order | Firearms Policy Coalition Landmark Firearms LLC Polymer80, Inc. US Rifle, LLC | Petitioner Petitioner Petitioner Petitioner | |

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| Filed Date | Docket Entry / Filer | Representing | Participant Type | Exit Date |
|---------------------------|---|---------------------------|------------------|------------|
| April 20, 2022 | Answer to Rule to Show Cause Why Action Should Not Be Dismissed For Failure to Prosecute | | | |
| | Prince, Joshua Gareth | Landmark Firearms LLC | Petitioner | |
| | Prince, Joshua Gareth | Firearms Policy Coalition | Petitioner | |
| | Prince, Joshua Gareth | Polymer80, Inc. | Petitioner | |
| | Prince, Joshua Gareth | US Rifle, LLC | Petitioner | |
| | Document Name: Petitioners' Answer to the 3-25-22 Rule to Show Cause | | | |
| April 21, 2022 | Order Directing Status Report | | | 04/22/2022 |
| | Per Curiam | | | |
| | Document Name: by 8-19-22 | | | |
| | Comment: NOW, April 21, 2022, upon consideration of Petitioner's Answer to this Court's March 25, 2022 Rule to Show Cause, the Rule is hereby DISCHARGED. | | | |
| | Upon further consideration of the parties' Joint Application for Stay, and it appearing that the Pennsylvania State Police intend to promulgate regulations directly related to the issues presented in this case, the Joint Application for stay is GRANTED. | | | |
| | The parties shall file a joint status report within 14 days of the | | | |
| | Pennsylvania State Police's promulgation of said regulations, or by August 19, 2022, whichever is sooner. | | | |
| August 19, 2022 | Application for Extension of Time to File | | | |
| | Boland, Nicole Jeanne | Evanchick, Robert | Respondent | |
| | Document Name: Application for Extension of Time to File Joint Status Report | | | |
| August 22, 2022 | Joint Status Report | | | |
| | Prince, Joshua Gareth | Landmark Firearms LLC | Petitioner | |
| | Prince, Joshua Gareth | Firearms Policy Coalition | Petitioner | |
| | Prince, Joshua Gareth | Polymer80, Inc. | Petitioner | |
| | Prince, Joshua Gareth | US Rifle, LLC | Petitioner | |
| | Boland, Nicole Jeanne | Evanchick, Robert | Respondent | |
| August 25, 2022 | Status Report Filed | | | |
| | Boland, Nicole Jeanne | Evanchick, Robert | Respondent | |
| | Document Name: Supplemental Status Report | | | |
| September 6, 2022 | Order Filed | | | 09/06/2022 |
| | Per Curiam | | | |
| | Document Name: The Stay imposed by Court's 4-21-22 Order is hereby VACATED. | | | |
| | Comment: NOW, September 6, 2022, upon consideration of the Joint Status Report filed by Petitioners and Respondent on August 22, 2022, and the Supplemental Status Report filed by Respondent on August 25, 2022, the stay imposed by this Court's April 21, 2022 order is hereby VACATED, and the Court will entertain a formal application to dismiss this matter as moot based upon the federal regulations cited in the parties' status reports, or any other dispositive application. | | | |
| September 14, 2022 | Order Denying Application for Extension of Time to File | | | 09/14/2022 |
| | Per Curiam | | | |
| | Document Name: Application is DENIED as moot due to filing of Joint Status Report on 8-22-22. | | | |
| | Comment: NOW, September 14, 2022, upon consideration of the Application for Extension of Time to File Joint Status Report (Application) filed by Colonel Robert Evanchick, Commissioner Pennsylvania State Police (Respondent), and given that Landmark Firearms LLC, US Rifle, LLC, Polymer80, Inc., and the Firearms Policy Coalition, Inc. (collectively, Petitioners) and Respondent filed the above-referenced Joint Status Report on August 22, 2022, and this Court entered an order in response to the Joint Status Report on September 6, 2022, the Application is DENIED as moot. | | | |

8:41 A.M.

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