ATTORNEY WANTED


Email resume and compensation expectations.

LUCAS and CAVALIER, LLC
rcavalier@lucascavalier.com

ASSOCIATE ATTORNEY

Kent & McBride, P.C., a medium-sized civil defense litigation firm in center city Philadelphia seeks a highly motivated associate with 1-4 years experience to assist with its ever growing Workers Compensation Practice. Membership to PA Bar a must; NJ and/or DE Bar membership a plus.

Excellent growth opportunity. Pleasant working conditions, good benefits, and competitive salary.

Kindly forward all responses to my attention via email:

jmbride@kentmcbride.com

ATTORNEY

Blue Bell-based property-subrogation firm, de Luca Levine LLC, seeks a PA-barred attorney with litigation experience either as a lawyer or a paralegal. Property, Casualty, and/or Products background (defense or plaintiff) preferred. Strong research, writing, and communication skills required. NJ and/or NY bar admission is a plus.

Please forward resume to:
udeluca@delucalevine.com

ATTORNEY

Defense firm seeking senior litigation associate for Cherry Hill, New Jersey office to fill Nursing Home Negligence and Medical Malpractice position. Candidate must be admitted and well versed in Pennsylvania and New Jersey. Strong speaking, writing and team management skills necessary. Competitive benefits and salary.

Submit resume and writing sample to:
attyapp@kbrlaw.com

HOMEOWNERSHIP RIGHTS STAFF ATTORNEY

Job Overview:

This full-time attorney position provides representation, education, and advocacy for older low-income or vulnerable homeowners facing foreclosure, tangled title, or other situations putting their homes at risk. Experience in a legal services office and/or aging and/or poverty law, working with older adults, minority, low-income, and/or Limited English Proficient communities is all important foundations for this position, located in Center City Philadelphia.

This position requires a highly professional, organized, energetic, flexible, confident, and culturally sensitive attorney to provide direct legal services to seniors. Job responsibilities include providing client intake and direct client services in and out of court, including civil representation and litigation and in person and telephone legal counseling. Courtroom experience and appearances are required. The attorney will also participate in community education, professional training, and advocacy initiatives, attend staff and coalition meetings, and participate in special projects with and as a representative of the SeniorLAW Center team.

All members of the SeniorLAW Center team participate in resource development and fundraising initiatives, events, writing, and reporting, as we foster a culture of philanthropy that supports us to work for older people. Reports to Director, Homeownership Rights.

RESPONSIBILITIES INCLUDE:

A. Client Representation
1. Advise homeowners and assess homeownership needs of callers to the program through the Pennsylvania SeniorLAW Hotline.
2. Manage individual caseload and representation of clients in homeownership-related matters, including, but not limited to, forward and reverse mortgage foreclosures, tax foreclosures, condominium and homeowner association disputes, tenancy in common disputes, quiet title, deed transfer, etc.
3. Attend court, represent clients, and provide at-court advice, including in the Philadelphia Mortgage Foreclosure Diversion Program.
4. Timely complete required documents on all cases and referrals.

B. Outreach/Community Relations
1. At the discretion of the Director, Homeownership Rights, develop and present legal educational workshops to older homeowners and professional training. Attend community events.
2. Systems Advocacy
3. Participate in systemic advocacy and represent SeniorLAW Center on various professional committees and advocacy coalitions, as needed.
D. Other Duties
1. Participate in data collection, reporting, communications, development, and other projects and events as needed.

QUALIFICATIONS:

Must be an active member of the Pennsylvania Bar in good standing; At least three (3) years of civil litigation experience, with direct experience in mortgage foreclosures, property tax, and/or probate; Good computer, research, writing, and public speaking skills; Excellent advocacy and negotiating skills; Good organizational and interpersonal skills; Demonstrated ability to manage multiple projects and deadlines; This is a full-time position (40 hours/week), Salary range, commensurate with experience. Excellent benefits, including 410k, flexible spending plan, generous holidays and PTO, short- and long-term disability, and health and dental, valued at approximately $20,000. All applications should include a cover letter, resume, and at least three (3) professional references. Please include a writing sample.

Please apply by email to the attention of Dana N. Goldberg, Esq., Legal Director, at employment@seniorlawcenter.org. No phone calls, please.
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Mitchell Cohn - 973-854-2905
or
Email: mcohn@alm.com

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**NOTICE TO COUNSEL**
Your attention is directed to Section 3162 of the Probate, Estates, and Fiduciaries Code of June 30, 1972 (Act No. 164) which requires advertisement of grant of letters to contain the name and address of the personal representatives.

**ORPHANS COURT OF PHILADELPHIA COUNTY**

Letters have been granted on the Estate of each of the following decedents to the representatives named, who request all persons indebted to the Estate to make payment to them (unless otherwise noted all addresses being in Philadelphia).

**GOINS, LEONARD C., SR.** Vivian Melvin, Administrator, 6662 Lincoln Drive, Philadelphia, PA 19119; Zanetta M. Ford, Attorney, 432 N. Easton Road, Suite 100, Glenside, PA 19038.

**GOINS, ROSA** Vivian Melvin, Administrator, 6662 Lincoln Drive, Philadelphia, PA 19119; Zanetta M. Ford, Attorney, 432 N. Easton Road, Suite 100, Glenside, PA 19038.

**HOELTZEL, JEFFREY ALAN**
- William Stewart Graham, Executor, 201 West Evergreen Avenue, No. 1110, Philadelphia, PA 19118; William Stewart Graham, Attorney, 201 West Evergreen Avenue, No. 1110, Philadelphia, PA 19118.

**McFADDEN, DOROTHY**
- Darrell McFadden, Administrator, c/o Deeya Haldar, Esquire, Director of the Civil Justice Clinic, Villanova Charles Widger School of Law, 299 N. Spring Mill Road, Villanova, PA 19085; Deeya Haldar, Attorney, Director of the Civil Justice Clinic, Villanova Charles Widger School of Law, 299 N. Spring Mill Road, Villanova, PA 19085.

**The Legal Intelligencer**

Jennifer McCullough  •  215.557.2321  •  jmcrcullough@alm.com

**PUBLIC NOTICES**

**Estate Notices**

**NOTICE TO COUNSEL**
Your attention is directed to Section 3162 of the Probate, Estates, and Fiduciaries Code of June 30, 1972 (Act No. 164) which requires advertisement of grant of letters to contain the name and address of the personal representatives.

**Orphans Court of Philadelphia County**

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**PUBLIC NOTICES**

**City Council**

**City of Philadelphia Public Hearing Notice**

The Committee on Children and Youth of the Council of the City of Philadelphia will hold a Public Hearing on Tuesday, December 14, 2021, at 2:00 PM, in a remote manner using Microsoft® Teams. This remote hearing may be viewed on Xfinity Channel 64, Fios Channel 40 or http://philadecouncil.com/watch-cvt-council/, to hear testimony on the following items:

210757 Resolution authorizing City Council’s Committee on Children & Youth to hold hearings examining out-of-school time programs and funding from the 2021 Summer targeted at improving safety and positive life outcomes for Philadelphia’s young people.

Speakers interested in giving testimony on any of these legislative matters must call 267-226-2009, or send an e-mail to nick.spiva@phila.gov by 3 p.m. the day before the hearing and submit the following information:

- Full name
- Callback telephone number where you can be reached
- Identify the resolution number that will be addressed

Speakers who submitted the above information during the required time frame will be telephoned during the public hearing and invited to the remote hearing. They will be given additional instructions by the Committee Chair once they are connected.

Immediately following the public hearing, a meeting of the Committee on Children and Youth, open to the public, will be held to consider the action to be taken on the above listed item.

Copies of the foregoing item are available in the Office of the Chief Clerk of the Council, Room 402, City Hall.

Michael A. Decker
Chief Clerk
12-9-1*

**City of Philadelphia Public Hearing Notice**

The Committee on Education of the Council of the City of Philadelphia will hold a Public Hearing on Wednesday, December 15, 2021, at 9:00 AM, in a remote manner using Microsoft® Teams. This remote hearing may be viewed on Xfinity Channel 64, Fios Channel 40 or http://philadecouncil.com/watch-cvt-council/, to hear testimony on the following items:

210978 Resolution calling for public hearings in Council’s Committee on Education to examine the School District’s newly proposed admission process for criteria-based middle and high schools.

Speakers interested in giving testimony on any of these legislative matters must call 267-226-2009, or send an e-mail to nick.spiva@phila.gov by 3 p.m. the day before the hearing and submit the following information:

- Full name
- Callback telephone number where you can be reached
- Identify the resolution number that will be addressed

Speakers who submitted the above information within the required time frame will be telephoned during the public hearing and invited to the remote hearing. They will be given additional instructions by the Committee Chair once they are connected.

Immediately following the public hearing, a meeting of the Committee on Education, open to the public, will be held to consider the action to be taken on the above listed item.

Copies of the foregoing item are available in the Office of the Chief Clerk of the Council, Room 402, City Hall.

Michael A. Decker
Chief Clerk
12-9-1*

**City of Philadelphia Public Hearing Notice**

The Joint Committees on Children and Youth & Finance of the Council of the City of Philadelphia will hold a Public Hearing on Wednesday, December 15, 2021, at 2:00 PM, in a remote manner using Microsoft® Teams. This remote hearing may be viewed on Xfinity Channel 64, Fios Channel 40 or http://philadecouncil.com/watch-cvt-council/, to hear testimony on the following items:

210956 An Ordinance signifying the intention of the City of Philadelphia to organize the Philadelphia Public Financial Authority pursuant to authority established under state law, amending Chapters 20-600 (“Standards of Conduct and Ethics”), 20-1200 (“Lobbying”), and 17-1400 (“Non-Competitively Bid Contracts, Financial Assistance”) of the Philadelphia Code to address ethics, contractual and other requirements applicable to the Philadelphia Public Financial Authority, all under certain terms and conditions.

Speakers interested in giving testimony on any of these legislative matters must call 215-459-4980, or send an e-mail to frank.iannuzzi@phila.gov by 3 p.m. the day before the hearing and submit the following information:

- Full name
- Callback telephone number where you can be reached
- Identify the resolution number that will be addressed

Speakers who submitted the above information within the required time frame will be telephoned during the public hearing and invited to the remote hearing. They will be given additional instructions by the Committee Chair once they are connected.

Immediately following the public hearing, a meeting of the Committee on Finance, open to the public, will be held to consider the action to be taken on the above listed item.

Copies of the foregoing item are available in the Office of the Chief Clerk of the Council, Room 402, City Hall.

Michael A. Decker
Chief Clerk
12-9-1*
M.

TO OFFICE INFORMATION

THE OFFICE SET FORTH BELOW. THIS OFFICE CAN

P. 3487

Vol. 15

THURSDAY, DECEMBER 9, 2021

THE LEGAL INTELLIGENCER

COURT OF COMMON PLEAS, PHILADELPHIA COUNTY

FEBRUARY TERM 2021, NO. 002455, CASE ID: 210202455

Said Boubis, Plaintiff vs.

THERESA A. REINER a/k/a THERESA A. DURANT; NOREEN
LYNNE CRAVER a/k/a NOREEN LYNNE DURANT; ROBERT M.
DURANT; RICHARD B. DURANT, WILLIAM H. STINGLE, JR.;
WILLIAM F. STINGLE, DOROTHY ANNE WOLFE a/k/a DOROTHY
THY ANN STINGLE; DEBBIE MENDICINO a/k/a DEBORAH
ANN MENDICINO a/k/a DEBORAH ANN STINGLE; MICHAEL
MENDICINO; and UNKNOWN HEIRS, SUCCESSORS, ASSIGNS,
AND ALL PERSONS, FIRMS, OR ASSOCIATIONS CLAIMING
ELIGIBLE PERSONS AT A REDUCED FEE OR NO FEE.

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so the case may proceed without you and a judgment may be entered

If you wish to defend, you must enter a written appearance personally or

by attorney and file your defenses or objections in writing with the court

within twenty days of this Notice. You are warned that if you fail to do

the case may proceed without you and a judgment may be entered against

you without further notice for the relief requested by the plaint-

iff. You may lose money or property or other rights important to you.

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT

ONCE. IF YOU DO NOT HAVE A LAWYER, GO TO OR TELE-

PHONE THE OFFICE SET FORTH BELOW, THIS OFFICE CAN

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Philadelphia Bar Assn., Lawyer Referral & Information Service
One Reading Center
Philadelphia, Pennsylvania 19107
(215) 238-6333, TTY (215) 451-6197

12-9-1

IN THE COURT OF COMMON PLEAS
PHILADELPHIA COUNTY, PENNSYLVANIA
CIVIL DIVISION
Docket No.: 191100643

PNC Bank, National Association, Plaintiff, vs. Alvin Williams, AKALVIN
Williams, Sr. (deceased) Defendant

AMENDED NOTICE OF SHERIFF’S SALE
OF REAL PROPERTY PURSUANT TO
PENNSYLVANIA RULE OF CIVIL PROCEDURE 3129
TO: Unknown Heirs and/or Administrators of the Estate of Alvin
Williams, Sr., 209 East Duncan Avenue, Phila-
delphia, PA 19120

TAKE NOTICE:

That the Sheriff’s Sale of Real Property (Real Estate) will be offered

for public auction online at https://www.bid4assets.com/philadelphia

January 11, 2022

THE PROPERTY TO BE SOLD is delineated in detail in a legal de-

scription consisting of a statement of the measured boundaries of the

property, together with a brief mention of the buildings and any other

major improvements erected on the land.

(SEE LEGAL DESCRIPTION ATTACHED AS EXHIBIT “A”)

THE LOCATION of your property to be sold is: 209 East Dunc-

non Avenue, Philadelphia, PA 19120

The JUDGMENT under or pursuant to which your property is be-

ing sold is docketed to: No. 191100643

THE NAME(S) OF THE OWNER(S) OR REPUTED OWNER(S)
OF THIS PROPERTY ARE: Alvin Williams, AKA Alvin Williams, Sr.

A SCHEDULE OF DISTRIBUTION, being a list of the persons a

and/or governmental or corporate entities or agencies being entitled to re-

ceive part of the proceeds of the sale received and to be disbursed by the

Sheriff (for example to banks that hold mortgages and municipalities

that are owed taxes), will be filed by the Sheriff thirty (30) days after the

sale, and distribution of the proceeds of sale in accordance with this

schedule will, in fact, be made unless someone objects by filing excep-

tions to it, within ten (10) days of the date it is filed. Information about

the Schedule of Distribution may be obtained from the Sheriff of the

Court of Common Pleas of Philadelphia County, at 3801 Market Street,

3rd Floor, Philadelphia PA.

THE SALE OF YOUR PROPERTY.

3rd Floor, Philadelphia PA.

THIS PAPER IS A NOTICE OF THE TIME AND PLACE OF

THE SALE OF YOUR PROPERTY.

It has been issued because there is a Judgment against you. It may

cause your property to be held, to be sold or taken to pay the Judgment.

You may have legal rights to prevent your property from being taken. A

lawyer can advise you more specifically of these rights. If you wish to

exercise your rights, you must act promptly.

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT
ONCE. GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET FREE LEGAL ADVICE.

Lawyer Referral and Information Service
Philadelphia Bar Association
1101 Market Street, 11th Floor
Philadelphia, PA 19107
(215) 238-6333

THE LEGAL RIGHTS YOU MAY HAVE ARE:

1. You may file a petition with the Court of Common Pleas of

Philadelphia County to open the Judgment if you have a meritorious de-

fense against the person or company that has entered judgment against

you. You may also file a petition with the same Court if you are aware

of a legal defect in the obligation or the procedure used against you.

2. After the Sheriff’s Sale, you may file a petition with the Court of

Common Pleas of Philadelphia County to set aside the sale for a

grossly inadequate price or for other proper cause. This petition must be

filed before the Sheriff’s Deed is delivered.

3. A petition or petitions raising the legal issues or rights men-

tioned in the preceding paragraphs must be presented to the Court of

Common Pleas of Philadelphia County. The petition must be served on

the attorney for the creditor or on the creditor before presentation to the

Court and a proposed order or rule must be attached to the petition. If

a specific return date is desired, such date must be obtained from the

Court Administrator’s Office, Philadelphia County Courthouse, 284 City

Hall, Philadelphia, PA 19107, before presentation of the petition to the

Court.

Dated: 11/9/2021
Meredith H. Wooters, Esquire (307207)
Manley Deas Kochalski LLC
P. O. Box 165028
Columbus, OH 43216-5028
Telephone: 614-222-4921
Fax: 614-220-5613
Email: mhwooters@manleydeas.com
Attorney for Plaintiff

12-9-1

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for more information.
PUBLIC NOTICES
Jennifer McCullough  215.557.2321  jmccullough@alm.com

NAME CHANGE
Court of Common Pleas for the County of Philadelphia, November Term, 2021, No. 08323 NOTICE IS HEREBY GIVEN that on November 10, 2021, the petition of Adriana Camara was filed, praying for a decree to change Adriana Camara name to Hadjyara Cisse. The Court has fixed January 7, 2022 at 10:00 A.M., in Room No. 691, City Hall, Phila., Pa. for hearing. All persons interested may appear and show cause if any they have, why the prayer of the said petitioner should not be granted. Willis F. Watson, Esq. 211 N. 13th St., 8701 Philadelphia, PA 19107 12-9-1

Court of Common Pleas for the County of Philadelphia, November Term, 2021, No. 09149 NOTICE IS HEREBY GIVEN that on November 16, 2021, the petition of Zakaria Bassim Qaeis was filed, praying for a decree to change Zakaria Bassim Qaeis name to Zachary B. Nashi. The Court has fixed January 7, 2022 at 11:00 A.M., in Room No. 691, City Hall, Phila., Pa. for hearing. All persons interested may appear and show cause if any they have, why the prayer of the said petitioner should not be granted. 12-9-1

Court of Common Pleas for the County of Philadelphia, November Term, 2021, No. 01977 NOTICE IS HEREBY GIVEN that on November 8, 2021, the petition of Andrew B. Magallanez III was filed, praying for a decree to change their name to Iris Marjorie de R. Magallanez. The Court has fixed January 7, 2022 at 10:00 A.M., in Room No. 691, City Hall, Phila., Pa. for hearing. All persons interested may appear and show cause if any they have, why the prayer of the said petitioner should not be granted. 12-9-1

Court of Common Pleas for the County of Philadelphia, November Term, 2021, No. 0348 NOTICE IS HEREBY GIVEN that on November 8, 2021, the petition of Ruby Alice Simmons and Christopher Michael Bagwell was filed, praying for a decree to change Ruby Alice Simmons and Christopher Michael Bagwell names to Ruby Alice Revel and Christopher Michael Bagwell Revel. The Court has fixed January 7, 2022 at 10:00 A.M., in Room No. 691, City Hall, Phila., Pa. for hearing. All persons interested may appear and show cause if any they have, why the prayer of the said petitioner should not be granted. 12-9-1

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To publish your Corporate Notices, call Jennifer McCullough at 215-557-2321
Email: jmccullough@alm.com

Notice is hereby given that, pursuant to the Business Corporation Law of 1988, William O’Neill & Co. Incorporated, a business corporation incorporated under the laws of the California, will withdraw from doing business in Pennsylvania. The address of its principal office in its jurisdiction of incorporation is 12655 Beatrice St, Los Angeles, CA 90066 and the name of its commercial registered office provider in Pennsylvania is C T Corporation System. The statement of Withdrawal of Foreign Registration shall take effect upon filing in the Department of State. 12-9-1

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www.TheLegalIntelligencer.com
ORDER AMENDING RULE 644 OF THE PENNSYLVANIA RULES OF CRIMINAL PROCEDURE

IN THE SUPREME COURT OF PENNSYLVANIA

ORDER:

PER CURIAM

AND NOW, this 3rd day of December, 2021, upon the recommendation of the Criminal Procedural Rules Committee, the proposal having been published before adoption at 50 Pa.B. 3576 (July 18, 2020):

It is Ordered pursuant to Article V, Section 10 of the Constitution of Pennsylvania that Rule 644 of the Pennsylvania Rules of Criminal Procedure is amended in the attached form.

This Order shall be processed in accordance with Pa.R.J.A. 103(b), and shall be effective on April 1, 2022.

Rule 644. Note Taking by Jurors.

(A) When a jury trial is expected to last for more than two days, jurors shall be permitted to take notes during the trial opening statements, the presentation of evidence, and closing arguments for their use during deliberations. When the trial is expected to last two days or less, the judge may permit the jurors to take notes.

(1) The jurors shall not take notes during the judge’s charge at the conclusion of the trial.

(2) The court shall provide materials to the jurors that are suitable for note taking. These are the only materials that may be used by the jurors for note taking.

(3) The court, the attorney for the Commonwealth, and the defendant’s attorney, or the defendant if unrepresented, shall not request or suggest that jurors take notes, comment on the jurors’ note taking, or attempt to read any notes.

(4) The notes of the jurors shall remain in the custody of the court at all times.

(5) The jurors may have access to their notes and use their notes during the trial and deliberations. The notes shall be collected or maintained by the court at each break and recess, and at the end of each day of the trial.

(6) The notes of the jurors shall be confidential and limited to use for the jurors’ deliberations.

(7) Before announcing the verdict, the jury shall return their notes to the court. The notes shall be destroyed by court personnel without inspection upon the discharge of the jury.

(8) The notes shall not be used as a basis for a request for a new trial, and the judge shall deny any request that the jurors’ notes be retained and sealed pending a request for a new trial.

(B) The judge shall instruct the jurors about taking notes during the trial. At a minimum, the judge shall instruct the jurors that:

(1) The jurors are not required to take notes, and those jurors who take notes are not required to take extensive notes.

(2) Note taking should not divert jurors from evaluating witness credibility or from paying full attention to the evidence, opening statements, and closing arguments and evaluating witness credibility.

(3) The notes merely are memory aids, not evidence or the official record.

(4) The jurors who take few or no notes should not permit their independent recollection of the evidence to be influenced by the fact that other jurors have taken notes.

(5) The jurors may not show their notes or disclose the contents of the notes to other jurors until deliberations begin, but may show the notes or disclose the contents during deliberations.

(6) The jurors may not take their notes out of the courtroom except to use their notes during deliberations; and

(7) The jurors’ notes are confidential, will not be reviewed by the court or anyone else, will be collected before the verdict is announced, and will be destroyed immediately upon discharge of the jury.

COMMENT: This rule was adopted in 2005 to permit the jurors to take notes during the course of any trial that is expected to last more than two days. Pursuant to this rule, except for trials expected to last two days or less, the jury may take notes as a matter of right without the permission of the court. See, e.g., ABA Standards For Criminal Justice, Second Edition, Standard 15-3.2 (Note taking by jurors) (1980). This rule was originally adopted as a temporary rule.

Court Notices continues on 28
COURT OF APPEALS

CASES LISTED FOR DISPOSITION
THU., DEC. 9, 2021
19-cr-0636____________
USA v. Mendoza, Appellant (SUBMIT);
USA v. Wilson, et al., Appellant (SUBMIT);
20-cv-6113____________

mence trial less than 24 hours after com-
cases in that judge’s pool.

will be given 48 hours’ notice, if feasible,
(a) Counsel whose cases are in the pools
becomes attached.

2609 before 1 p.m. on the day after counsel
designated form, MUST be filed in Room
accorded recognition, a busy slip, using the
he/she has a case listed upon becoming
1. Counsel shall promptly notify the dep-

18-2695.
FRI., DEC. 10, 2021
Serieux, Appellant v. Jones, et al. (SUBMIT);

THU., DEC. 9, 2021
WEDNESDAY, DECEMBER 15, 2021

18-2727.
18-2696.
18-2697.

18-2729.
18-2698.
18-2728.

18-2727.
18-2698.
18-2728.

Motion Hearing
09:00 A.M.
USA v. JUAREZ-FLORES

Pretrial Conference/Hearing
02:00 P.M.
USA v. IKIRPARVAR-FARD

Revocation Supers Rls-FinalHrg
11:00 A.M.
USA v. CLAYTON

M.S. GOLDBERG, J.
Secretary/Civil Deputy: Sharon Scott
Phone: 267-299-7307
Reading, PA 19601

NOTICE
1. Counsel shall promptly notify the dep-
uty clerk to each judge before whom he/she has a case listed upon becoming

2. Cases in the trial pools do not neces-
ailor in the order in which they will be
called. Counsel should therefore be ready
to begin trial upon receiving telephone call
notice, subject to the following:
(c) Counsel whose cases are in the pools
will be given 48 hours’ notice, if feasible,
but not less than 24 hours notice to ready
for trial within 7 days.
(b) It is counsel’s responsibility to check
with each judge’s deputy clerk on the status
and movement of criminal and civil cases
in that judge’s pool.
(c) Counsel will not be required to com-
merce trial last 24 hours after com-

J. Sanchez
Chief Judge

SANCHEZ, CH.J.
Scheduling courtroom Deputy: Nancy Delade
ESR/Courtroom Deputy: Sonya Wit
Phone: 267-299-7795
MONDAY, DECEMBER 13, 2021
Motion hearing
09:00 A.M.
20-cr-6113

NESMITH v. WHYY INCORPORATED

MONDAY, DECEMBER 20, 2021
Pretrial Conference/Hearing
02:30 P.M.
LEV1 et al v. SAFECO INSURANCE

Motion Hearing
10:00 A.M.
20-cr-4744
SINGLEFARY v. TRANSMI TRUCKING

Sentencing
02:00 P.M.
18-cr-0146
USA v. HAJI

TUESDAY, DECEMBER 14, 2021
Change of Plea Hearing
02:00 P.M.
20-cr-0115
USA v. RODERICK

Jury Trial
09:30 A.M.
20-cr-0222
USA v. AKSOY

TUESDAY, DECEMBER 14, 2021

THURSDAY, DECEMBER 9, 2021

2021

MONDAY, DECEMBER 20, 2021

09:00 A.M.
USA v. WRIGHT

USA v. BROWN

G.E.K. PRATTNER, J.
Secretary/Civil Deputy: Susan Filiberty
Phone: 267-299-7350
Courtroom/Criminal Deputy: Mike Cole
Phone: 267-299-7359
FRIDAY, DECEMBER 10, 2021
Motion hearing
11:00 P.M.
20-cr-0173
GALICIA BLANCO v. GURUS INDIAN

MONDAY, DECEMBER 13, 2021
Jury Trial
10:00 A.M.
20-cr-0021
USA v. SEPULVEDA

P.S. DIAMOND, J.
Courtroom14-A
Secretary/Courtroom Deputy: Richard Thiem
Phone: 267-299-7330
Criminal Courtroom Deputy: Dennis Krueger
Wiring: 267-299-7330
MONDAY, DECEMBER 13, 2021
Revocation Supers Rls-FinalHrg
11:00 A.M.
20-cr-0157
USA v. MALDONADO-ALICEA

Sentencing
02:00 P.M.
18-cr-0013
USA v. VINES

USA v. BROWN

USA v. DILLINGER

USA v. CORTEZ

USA v. DEMEDIO

USA v. CUTLER

USA v. HOLLIS

USA v. THOMPSON

USA v. WHITMORE

TUESDAY, DECEMBER 14, 2021
Change of Plea Hearing
04:00 P.M.
20-cr-0280
USA v. WHITMORE

THURSDAY, DECEMBER 16, 2021
Revocation Supers Rls-FinalHrg
01:00 P.M.
13-cr-0033
USA v. SION

MONDAY, DECEMBER 13, 2021
Status Conference/Hearing
09:30 A.M.
18-cr-0090
USA v. BERKOWITZ

MONDAY, DECEMBER 13, 2021
Status Conference/Hearing
11:00 A.M.
60-mc-0024
TOLON

Revocation Supers Rls-FinalHrg
11:00 A.M.
14-cr-0070
USA v. CLAYTON

M.S. GOLDBERG, J.
Courtroom 17A
Secretary/Civil Deputy: Sharon Scott
Phone: 267-299-7300
Criminal Deputy: Steve Nicci
Phone: 610-320-5030
The Gateway Building
201 Penn St.
Hershey, PA 17033

FRIDAY, DECEMBER 10, 2021
Pretrial Conference/Hearing
10:00 A.M.
20-cr-0264
FISHER et al v. RAMIREZ et al

WEDNESDAY, DECEMBER 15, 2021
Final Pretrial Conference
10:00 A.M.
20-cr-0344
DANCHO v. DOLGECORP, LLC et a

MONDAY, DECEMBER 20, 2021
Jury Selection
09:30 A.M.
21-cr-0010
USA v. LUNA

Sentencing
10:00 A.M.
USA v. GOMEZ

Status Conference/Hearing
01:30 P.M.
18-cr-0461
MUNIZ v. STOREY et al

G.A. MICHUGH, J.
Criminal Deputy: Donna Clark
Phone: 267-299-7301
Criminal Deputy: Christian Henry
Phone: 267-299-7307

QUINONES ALEJANDRO, J.
Courtroom 8B
Secretary/Civil Deputy: Noeli Phillips
Phone: 267-299-7460
Criminal Deputy Clerk, Resdual Burden-Hop
(267) 299-7402

TUESDAY, DECEMBER 14, 2021
Arbitration Hearing
10:00 A.M.
20-cr-0117
Forn v. AGUSTAVESTLAND PHILAD

WEDNESDAY, DECEMBER 15, 2021
Change of Plea Hearing
10:00 A.M.
21-cr-0258
USA v. ERYM MARTINEZ

FRIDAY, DECEMBER 17, 2021
Jury Selection
09:30 A.M.
21-cr-0258
USA v. ERYM MARTINEZ

Jury Trial
10:00 A.M.
21-cr-0258
USA v. ERYM MARTINEZ

SCHMEHL, J.
Criminal Deputy: Laura L. Ambler
Phone: 610-320-5030
Secretary/civil Deputy Barbara A. Crowley
Phone: 610-320-5099
The Gateway Building
201 Penn St.
Hershey, PA 17033

FRIDAY, DECEMBER 10, 2021
Pretrial Conference/Hearing
10:00 A.M.
20-cr-0264
FISHER et al v. RAMIREZ et al

WEDNESDAY, DECEMBER 15, 2021
Status Conference/Hearing
10:10 A.M.
20-cr-0264
FISHER et al v. RAMIREZ et al

MONDAY, DECEMBER 13, 2021
Status Conference/Hearing
10:10 A.M.
20-cr-0264
FISHER et al v. RAMIREZ et al

MONDAY, DECEMBER 13, 2021
Status Conference/Hearing
10:10 A.M.
20-cr-0264
FISHER et al v. RAMIREZ et al

MONDAY, DECEMBER 13, 2021
Status Conference/Hearing
10:10 A.M.
20-cr-0264
FISHER et al v. RAMIREZ et al

MONDAY, DECEMBER 13, 2021
Status Conference/Hearing
10:10 A.M.
20-cr-0264
FISHER et al v. RAMIREZ et al

MONDAY, DECEMBER 13, 2021
Status Conference/Hearing
10:10 A.M.
20-cr-0264
FISHER et al v. RAMIREZ et al

MONDAY, DECEMBER 13, 2021
Status Conference/Hearing
10:10 A.M.
MONDAY, DECEMBER 13, 2021
Jury Trial
09:00 A.M.
20-cv-0224
USA v. LATIFMER

Pretrial Conference/Hearing
11:00 A.M.
21-cv-3073
WILLIAMS v. MIRAMED REVENUE GR

TUESDAY, DECEMBER 14, 2021
Arbitration Hearing
10:00 A.M.
21-cv-2567
AXALT COATING SYSTEMS, LLC v. JACKSON v. GALMAN GROUP, LTD.

Pretrial Conference/Hearing
10:30 A.M.
21-cv-3778
THOMAS v. THE CHILDREN'S HOSPITAL

WEDNESDAY, DECEMBER 15, 2021
Motion Hearing
10:30 A.M.
21-cv-1050
EMD PERFORMANCE MATERIALS CORP

Sentencing
09:30 A.M.
20-cv-0265
USA v. LAWTON

THURSDAY, DECEMBER 16, 2021
Initial Appearance
10:00 A.M.
21-cv-0443
USA v. MOURY

Pretrial Conference/Hearing
10:15 A.M.
21-cv-3942
REDDINS v. WORKNET OCCUPATIONS

FRIDAY, DECEMBER 17, 2021
Jury Trial
09:30 A.M.
21-cv-0391
USA v. EBERHARDT

Pretrial Conference/Hearing
02:00 P.M.
20-cv-6476
GREENIDGE v. LEHINOWSKY et al

11:00 A.M.
21-cv-4106
JACKSON v. GALMAN GROUP LTD

11:00 A.M.
21-cv-4883
OATES v. Base Logistics, LLC et al

E.G. SMITH, J.
Civil Deputy Clerk, State Rooms
610-333-1831
Holmes Building
46th Fl.

101 Larry Holmes Dr.
Easton, PA 18042-7722
610-333-1831
46th Fl. Inc. 4000 when in Phila.

FRIDAY, DECEMBER 18, 2021
Telephone Conference
10:00 A.M.
21-cv-6314
ROSE v. Mattress Firm, Inc. et al

10:00 A.M.
21-cv-3394
KARETSAS v. SPYREX, LLC

11:00 A.M.
21-cv-2476
TIERNEY v. THE HOME DEPOT, INC

02:30 P.M.
21-cv-4867
TIERNEY v. THE HOME DEPOT, INC

03:30 P.M.
21-cv-4867
GARCI A v. THE GEO GROUP INC

01:00 P.M.
21-cv-0250
JACOB v. COUNTY OF BUCKS et al

10:00 A.M.
21-cv-0692
ALLSTATE PROPERTY & CASUALTY I

Monday, December 13, 2021
Possession/Attire
1:00 P.M.
21-cv-0692
ALLSTATE PROPERTY & CASUALTY I

11:15 A.M.
21-cv-2341
SMITH v. WEIL et al

12:30 P.M.
20-cv-0110
HEYWARD v. CITY OF PHILADELPHIA

02:00 P.M.
20-cv-0116
REYES v. THE BEIRKS PACKING CO

08:45 A.M.
21-cv-2126
ROYES v. REALTY MARK, LLC et a

12:45 A.M.
21-cv-2126
ROYES v. REALTY MARK, LLC et a

11:00 A.M.
21-cv-3161
MARCM v. COLUMBIA GAS TRANSMI

02:00 P.M.
21-cv-3161
MARCM v. COLUMBIA GAS TRANSMI

09:00 A.M.
21-cv-3161
MARCM v. COLUMBIA GAS TRANSMI

09:00 A.M.
21-cv-3161
MARCM v. COLUMBIA GAS TRANSMI

10:00 A.M.
21-cv-3161
MARCM v. COLUMBIA GAS TRANSMI

10:00 A.M.
21-cv-3161
MARCM v. COLUMBIA GAS TRANSMI

10:00 A.M.
21-cv-3161
MARCM v. COLUMBIA GAS TRANSMI

10:00 A.M.
21-cv-3161
MARCM v. COLUMBIA GAS TRANSMI

10:00 A.M.
21-cv-3161
MARCM v. COLUMBIA GAS TRANSMI

10:00 A.M.
21-cv-3161
MARCM v. COLUMBIA GAS TRANSMI

10:00 A.M.
21-cv-3161
MARCM v. COLUMBIA GAS TRANSMI

10:00 A.M.
21-cv-3161
MARCM v. COLUMBIA GAS TRANSMI

10:00 A.M.
21-cv-3161
MARCM v. COLUMBIA GAS TRANSMI
Tuesday, December 14, 2021

Final Pretrial Conference
10:00 A.M.

CORDERO v. EASTERN COMFORT I,
H. BARTLE, III, S.J.
Courtroom 16A
Deputy Clerk: Kevin Malloy
Phone: 267-299-7709

TUESDAY, DECEMBER 14, 2021

Motion Hearing
10:30 A.M.

11-cv-7418
LEONARD et al v. DEPARTMENT OF
WEDNESDAY, DECEMBER 15, 2021
Status Conference/Hearing
11:00 A.M.

21-cv-3404
PIGUERONLUQUE v. RENAUD et al
THURSDAY, DECEMBER 16, 2021
Sentencing
10:00 A.M.

21-cv-1056
McKLERICK et al v. JESTY
FRIDAY, DECEMBER 17, 2021
Settlement Conference
09:00 A.M.

21-cv-3579
Young v. MORGAN, LEWIS & BOCKI
TUESDAY, DECEMBER 14, 2021
Telephone Conference
12:00 P.M.

20-cv-3579
Young v. MORGAN, LEWIS & BOCKI
TUESDAY, DECEMBER 14, 2021

10:00 A.M.

20-cv-3579
Young v. MORGAN, LEWIS & BOCKI
TUESDAY, DECEMBER 14, 2021

TUESDAY, DECEMBER 14, 2021
Change of Plea Hearing
09:00 A.M.

20-cr-0089
USA v. HARPER

THURSDAY, DECEMBER 16, 2021
Final Pretrial Conference
09:00 A.M.

20-cr-0089
WARING v. ATILGAN et al

Trial Date
09:00 A.M.

20-cr-0089
WARING v. ATILGAN et al

MONDAY, DECEMBER 20, 2021
Jury Trial
09:00 A.M.

21-cr-0081
USA v. ROBLES

21-cr-0081
USA v. AMIN

21-cr-0081
USA v. PATEL

B. SURRELL, S.J.
Secretary Civil Deputy: Donna Donohue Marley
Phone: 267-299-7600

Criminal Deputy Clerk: Patrick Kelly
Phone: 267-299-7600

SECRETARY: LORI DI SANT

THURSDAY, DECEMBER 16, 2021

20-cr-0089
USA v. KANE

21-cr-0081
USA v. AMIN

21-cr-0081
USA v. PATEL

TUESDAY, DECEMBER 14, 2021
Change of Plea Hearing
10:00 A.M.

21-cr-0081
USA v. SOTO

21-cr-0081
USA v. TARN

20-cr-0089
USA v. HARPER

THURSDAY, DECEMBER 16, 2021

20-cr-0089
USA v. HARPER

THURSDAY, DECEMBER 16, 2021
Pretrial Conference/Hearing
08:30 A.M.

21-cr-0081
OPRIS et al v. SELECTA REPRODU

Revocation Superv Rls-FinalHrg
11:00 A.M.

11-cr-0065
USA v. BASKERVILLE

TUESDAY, DECEMBER 14, 2021
Change of Plea Hearing
10:00 A.M.

19-cr-0111
HENRY et al v. SCHOOL DISTRICT

Revocation Superv Rls-FinalHrg
01:00 P.M.

10-cr-0024
USA v. BOSS

WEDNESDAY, DECEMBER 15, 2021
Final Pretrial Conference
02:00 P.M.

20-cr-0143
O'CONNOR v. SPEEDWAY SUPERMARKET

Sentencing
02:30 P.M.

20-cr-0121
USA v. STEELE

THURSDAY, DECEMBER 16, 2021
Motion Hearing
02:00 P.M.

19-cr-0061
USA v. CHARLES

Status Conference/Hearing
01:00 P.M.

20-cr-0091
DOE v. METZ et al

T. J. SAVAGE, S.J.
Courtroom Deputy: Matthew E. Ford
Phone: 267-299-7599

J. H. SLOMSKY, J.
Courtroom Deputy: Matt Higgins
Courtroom Deputy: Matt Higgins
Phone: 267-299-7149

P. G. HUNSCH, J.
Courtroom Deputy: Alex Egbert
Phone: 267-299-7599

K. G. GLASCO, J.
Courtroom Deputy: Rachel Howie
Phone: 267-299-7599

M. BAYLSON, S.J.
Secretary/Civil Deputy: Lori D'Amato
Phone: 267-299-7520

THURSDAY, DECEMBER 16, 2021
Motion Hearing
10:00 A.M.

21-cr-0172
OPRIS et al v. SELECTA REPRODU

Revocation Superv Rls-FinalHrg
02:00 P.M.

11-cr-0117
USA v. BENEDYNA

MONDAY, DECEMBER 20, 2021
Evidentiary Hearing
01:30 P.M.

19-cr-0210
USA v. WRIGHT

Jury Trial
09:30 A.M.

21-cr-0221
USA v. JUNFIJAH

MONDAY, DECEMBER 20, 2021
Settlement Conference
10:00 A.M.

21-cr-0311
USA v. PREDEOUX

THURSDAY, DECEMBER 16, 2021
Telephone Conference
04:00 P.M.

20-cr-0037
CARTER v. COUNTY OF BUCKS

MONDAY, DECEMBER 20, 2021
Settlement Conference
10:00 A.M.

21-cr-0259
PEPKOWSKI v. STATE FARM MUTUAL

Status Conference/Hearing
09:30 A.M.

20-cr-2036
SIPP-LIPSCOMB et al v. EINSTEI

P. A. CARLOS, S.J.
Courtroom 4A
1504 Harleysville Blvd.
P.O. Box 12
Pottstown, PA 19464

MONDAY, DECEMBER 13, 2021
Status Conference/Hearing
10:00 A.M.

21-cr-0120
USA v. KING

MONDAY, DECEMBER 13, 2021
Motion Hearing
08:30 A.M.

21-cr-0172
OPRIS et al v. SELECTA REPRODU

Revocation Superv Rls-FinalHrg
11:00 A.M.

USA v. REYES-SERRANO

10:00 A.M.

USA v. ESCOLASTICO

1:00 P.M.

Status Conference/Hearing

21-cr-0016
USA v. MORALES

21-cr-016
USA v. MORALES

21-cr-0000
USA v. MORALES

21-cr-0000
USA v. MORALES

21-cr-0000
USA v. MORALES

11:00 A.M.

USA v. TARN

WEDNESDAY, DECEMBER 15, 2021
Settlement Conference
09:30 A.M.

21-cr-0081
USA v. MORALES

21-cr-0081
USA v. MORALES

21-cr-0081
USA v. MORALES

21-cr-0081
USA v. MORALES

9:00 A.M.

USA v. ESCALANTE

21-cr-0081
USA v. ESCALANTE

21-cr-0081
USA v. ESCALANTE

21-cr-0081
USA v. ESCALANTE

21-cr-0081
USA v. ESCALANTE

21-cr-0081
USA v. ESCALANT
Please contact the Presiding Judge to determine whether the Court proceedings are in person or via remote technology.

THU., DEC. 9, 2021
Room 504
RANSOM, J.
Ambrans, Joe A.; (Link, Robert Patrick)
Barnes, Rodney (Def. Assoc.)
Cousins, Samuel (Def. Assoc.)
Dudh, David (Sukkas, Matthew Paul)
Dyer, Robert S. (Def. Assoc.)
Dunn, Charles (Def. Assoc.)
Gold, Joshua (Def. Assoc.)
Harrs, Kabin D (Colman, Joseph L.)
Jackson, Maurice D. (Alva, Jeremy-Evan)
Kan, Peter (Def. Assoc.)
Pendleton, Staci (Def. Assoc.)
Quedlin-ramirez, Larry (Def. Assoc.)
Rivera, Sandy (Def. Assoc.)
Scheuerle, Michael (Def. Assoc.)
Stone, Daniel (Def. Assoc.)

Room 604
JACQUINTO, J.
Atkinson, Cody (Timis, Eugene P.)
Lumpkin, Christopher (Def. Assoc.)
McCluskey, Jason (Def. Assoc.)
Moon, Scott (Def. Assoc.)
Robinson, Mark (Def. Assoc.)

Room 605
SAWYER, J.
Bennett, Arkos (Def. Assoc.)
Brogdon, Steven (Def. Assoc.)
Brown, Kevin (Johnson, Shasta Marla)
Colan, Noble (Def. Assoc.)
Cowan, John M. (Def. Assoc.)
Dennis, William T (Def. Assoc.)
Guilloud, Elliott (Def. Assoc.)
Hayward, Mariko (Page, Shawn Kendricks Sr.)
Jackson, Eric (Def. Assoc.)
James, Marquall (Hagerty, Matthew Sherman)
Jenkins, Anthony (Def. Assoc.)
Johnson, James E. (Def. Assoc.)
Kelly, Doob (Def. Assoc.)
Lindsay, Damien (Def. Assoc.)
Mann, Nile (Def. Assoc.)
Marks, Mark (Stute, Louis Theodore Jr.)
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almreprints.com

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for the purpose of assessing whether juror note taking in criminal cases is beneficial to the system of justice in Pennsylvania. As the rule has found favor with the bench, bar, and public, the sunset provision of paragraph (C) has been rescinded and the rule has been made permanent.

The judge must instruct the jurors concerning the note taking. Paragraph (B) sets forth the minimum information the judge must explain to the jurors. The judge also must emphasize the confidentiality of the notes.

It is strongly recommended the judge instruct the jurors along the lines of the following:

We will distribute notepads and pens to each of you in the event you wish to take notes during the trial. You are under no obligation to take notes and it is entirely up to you whether you wish to take notes to help you remember what witnesses said and to use during your deliberations.

If you do take notes, remember that one of your responsibilities as a juror is to observe the demeanor of witnesses to help you assess their credibility. Do not become so involved with note taking that it interferes with your ability to observe the witness or detracts you from hearing the questions being asked the witness and the answers being given by the witness.

You may also take notes during the opening statements and closing arguments of the attorneys. Again, if you do take notes, do not become so involved with note taking that it prevents you from paying attention to the remainder of the opening statement or closing argument.

Your notes may help you refresh your recollection of the [testimony] evidence as well as the attorneys' opening statements and closing arguments. [And] Your notes should be treated as a supplement to, rather than a substitute for, your memory. Your notes are only to be used by you as memory aids and should not take precedence over your independent recollection of the facts.

Those of you who do not take notes should not be overly influenced by notes of other jurors. It is just as easy to write something down incorrectly as it is to remember it incorrectly and your fellow jurors' notes are entitled to no greater weight than each juror's independent memory. Although you may refer to your notes during deliberations, give no more or no less weight to the view of a fellow juror just because that juror did or did not take notes. Although you are permitted to use your notes for your deliberations, the only notes you may use are the notes you write in the courtroom during the proceedings on the materials distributed by the court staff.

Each time that we adjourn, your notes will be collected and secured by court staff. Your notes are completely confidential and neither I nor any member of the court staff will read your notes, now or at any time in the future. After you have reached a verdict in this case, your notes will be destroyed immediately by court personnel. Pennsylvania Bar Association Civil Litigation Update, Note Taking in Civil Trials: An Idea Whose Time Has Come, Volume 5, No. 2 (Spring 2002), at 12.

Pursuant to paragraph (B)(6), the jurors are not permitted to remove the notes from the courtroom during the trial.

Pursuant to paragraph (A)(7), the judge must ensure the notes are collected and destroyed immediately after the jury renders its verdict. The court may designate a court official to collect and destroy the notes.


* * * * *

COMMITTEE EXPLANATORY REPORTS:


Final Report explaining the provisions of new Rule 644 allowing note taking by jurors published with the Court's Order at 35 Pa.B. 3917 (July 16, 2005).


CRIMINAL PROCEDURAL RULES COMMITTEE

ADOPTION REPORT

Amendment of Pa.R.Crim.P. 644

Note Taking By Jurors

On December 3, 2021, effective April 1, 2022, upon recommendation of the Criminal Procedural Rules Committee, the Court amended Rule 644 to clarify (1) that jurors are permitted to take notes during trial regardless of the duration of the trial and (2) that “trial” includes opening statements and closing arguments for purposes of note taking. The Committee has prepared this Adoption Report describing the rulemaking process. An Adoption Report should not be confused with Comments to the rules. See Pa.R.J.A. 103, Comment. The statements contained herein are those of the Committee, not the Court.

Pa.R.Crim.P. 644 (Note Taking by Jurors) was adopted in 2005 and largely based on Pa.R.Civ.P. 223.2 (Conduct of the Jury Trial, Juror Note Taking), which was adopted in 2003. However, there were several differences between Pa.R.Civ.P. 223.2 and Pa.R.Crim.P. 644. First, Pa.R.Civ.P. 223.2 permitted jurors to take notes during “the proceedings” for use in deliberations, while Pa.R.Crim.P. 644 permitted note taking “during trial.” Second, Pa.R.Civ.P. 223.2 allowed a judge discretion to permit note taking in trials lasting more than two days, while Pa.R.Crim.P. 644 required the judge to allow jurors to take notes in trials lasting more than two days but left to the judge’s discretion whether to permit note taking in trials of shorter duration. Both Pa.R.Civ.P. 223.2 and Pa.R.Crim.P. 644 contained prohibitions against note taking during the judge’s charge but were silent as to opening statements and closing arguments.

The Criminal Procedural Rules Committee and the Civil Procedural Rules Committee formed a joint subcommittee to discuss the merits of these differences and bringing greater consistency to the rules. The joint subcommittee made two recommendations (1) the two-day threshold for juror note taking should be removed, and (2) the rules should clarify that note taking is permitted during opening statements and closing arguments.

Two-Day Trial Time Limitation

After receiving the joint subcommittee’s recommendations, the Committee discussed the extent of the trial judge’s discretion in allowing juror note taking. Prior to the present amendment, Pa.R.Crim.P. 644 required a presiding judge to permit note taking in trials lasting more than two days, whereas Pa.R.Civ.P. 223.2 granted the judge discretion in trials lasting less than two days. The Committee questioned why this time limit was chosen and whether it was an arbitrary limitation. In reviewing the history of Pa.R.Crim.P. 644, it was noted that when first adopted, there was some skepticism that note taking by jurors was either necessary or beneficial. As a compromise, note taking was not permitted during trials lasting less than two days, reasoning that short trials are generally less complex, while note taking was permitted during longer trials, which are presumably more complicated.

The Committee noted that courts have become more accustomed to juror note taking, recognizing the benefits while observing that few of the problems originally feared with the practice have occurred. Thus, the Committee agreed with the joint subcommittee that, regardless of the length of the trial or its complexity, jurors should be allowed to take notes and that the two-day limitation should be eliminated.

Note Taking During Opening Statements and Closing Arguments

In examining the joint subcommittee’s recommendation, several Committee members shared juror observations. First, taking notes during opening statements aided the jurors in familiarizing themselves with the theories that were going to be presented during the trial. Those notes also helped them organize their thoughts in anticipation of hearing the evidence. Second, jurors found that taking notes during closing arguments aided in recalling those arguments. Additionally, it appeared that jurors had no trouble distinguishing between evidence and argument.

The Committee also observed that note taking throughout the trial, rather than only during the presentation of evidence, offers several benefits. First, liberal allowance of note taking demonstrates respect for and trust in the jurors and their ability to perform their duties. Second, note taking keeps attorneys accountable; if jurors take notes, attorneys need to take greater care to avoid discrepancies between the opening statement and what evidence is presented. To the concern that opening statements may include references to evidence that is ultimately precluded, curative instructions are an available remedy — it was also noted that there are instances during the presentation of evidence when testimony can be stricken. Finally, it was observed that the federal courts permit jurors to take notes during all parts of a trial.

As a result of these discussions, the Committee concluded that note taking should be permitted during both openings and closings in addition to the presentation of evidence. Note taking, however, will still be predicated during the judge’s charge.

The Committee published this proposal for comment. See 50 Pa.B. 3576 (July 18, 2020). One comment was received objecting to note taking during openings and closings. No post-publications responsive revisions were made to the proposal for the reasons contained herein. This amendment becomes effective April 1, 2022.

IN THE SUPREME COURT OF PENNSYLVANIA

IN RE:

ORDER AMENDING RULE 223.2 OF CIVIL PROCEDURAL RULES

THE PENNSYLVANIA RULES OF CIVIL PROCEDURE

DOCKET

ORDER

PER CURIAM

ORDER

AND NOW, this 3rd day of December, 2021, upon the recommendation of the Civil Procedural Rules Committee; the proposal having been published for public comment at 49 Pa.B. 3885 (July 27, 2019).

1 Note taking by jurors in federal court is permitted at the discretion of each judge. The directive publications responsive revisions were made to the proposal for the reasons contained herein. This amendment becomes effective April 1, 2022.

(a)(1) Whenever a jury trial is expected to last for more than two days, jurors, except as otherwise provided by subdivision (a)(2), may take notes during the proceedings and use their notes during deliberations.

Note: The court in its discretion may permit jurors to take notes when the jury trial is not expected to last for more than two days.

Jurors shall be permitted to take notes during the presentation of evidence, opening statements, and closing arguments and use their notes during deliberations.

(2) Jurors are not permitted to take notes when the judge is instructing the jury as to the law that will govern the case.

(b) The court shall give an appropriate cautionary instruction to the jury prior to the commencement of the testimony before the jurors opening statements. The instruction shall include:

(1) Jurors are not required to take notes and those who take notes are not required to take extensive notes.

(ii) Jurors may not use their notes during deliberations, except as otherwise provided by subdivision (a)(2). Each juror shall be provided materials suitable for note taking.

(iii) The court shall immediately deny a litigant's request that juror notes be placed under seal until they are reviewed in connection with a request for a new trial on any ground, including juror misconduct. The notes shall be destroyed without inspection as soon as the jury is dismissed.

(i) safeguard all juror notes at each recess and at the end of each trial day, and

(d)(1) Neither the court nor counsel may (i) request or suggest that jurors take notes, (ii) comment on their note taking, or (iii) attempt to read any notes.

(ii) safeguard all juror notes at each recess and at the end of each trial day, and

(i) collect all juror notes as soon as the jury is dismissed and, without inspection, immediately destroy them.

(2) Juror notes may not be used by any party to the litigation as a basis for a request for a new trial.

Note: The materials provided by the court are the only materials that jurors may use for note taking.

The court shall

(1) provide materials suitable for note taking.

Note: The court in its discretion may permit jurors to take notes except as otherwise provided by subdivision (a)(2).

(2) safeguard all juror notes at each recess and at the end of each trial day, and

(3) collect all juror notes as soon as the jury is dismissed and, without inspection, immediately destroy them.

Note: A court shall immediately deny a litigant's request that juror notes be placed under seal until they are reviewed in connection with a request for a new trial on any ground, including juror misconduct. The notes shall be destroyed without inspection as soon as the jury is dismissed.

CIVIL PROCEDURAL RULES COMMITTEE
ADOPTION REPORT
Amendment of Pa.R.Civ.P. 223.2

On December 3, 2021, the Supreme Court amended Pennsylvania Rule of Civil Procedure 223.2 to clarify and expand when note taking by jurors is permitted during trial. The Civil Procedural Rules Committee has prepared this Adoption Report describing the rulemaking process. An Adoption Report should not be confused with Comments to the rules. See Pa.R.J.A. 103, Comment. The statements contained herein are those of the Committee, not the Court.

The Civil Procedural Rules Committee received a request for rulemaking to clarify the parameters set forth in Pa.R.Civ.P. 223.2 as to when jurors may take notes during the course of a trial. The requester pointed out that the rule had been generally interpreted to permit note taking during witness testimony only, but not during opening statements and closing arguments. The rule expressly prohibits note taking during the reading of the jury charge only; there is no similar express prohibition on note taking during opening statements and closing arguments. Thus, whether note taking was permitted during opening statements and closing arguments was open to interpretation.

Pa.R.Civ.P. 223.2 was adopted in 2005, initially on a temporary basis, and made permanent in 2005. Subdivision (a)(1) of the rule permitted jurors to take notes during “the proceedings” if a trial was anticipated to last more than two days but did not specifically define the term “proceedings.” As noted above, the term had been generally interpreted to permit juror note taking only when witnesses are testifying during trial and not during opening statements and closing arguments. For trials anticipated to last two days or less, the rule permitted jurors to take notes subject to the trial judge’s discretion. Subdivision (a)(2) expressly prohibited note taking during the reading of the jury charge.

The Committee initially proposed the amendment of Pa.R.Civ.P. 223.2 in three respects. First, in subdivision (a)(1), the term “proceedings” was replaced with “the presentation of evidence” to closely follow the current understood practice of permitting note taking during the testimony of witnesses. In addition, the parameters of the rule were expanded to permit note taking during closing arguments. The proposal did not extend note taking to opening statements because the nature of opening statements can include information that may ultimately not be supported by the evidence presented or even entered into evidence. The proposal continued the prohibition of note taking during the reading of the jury charge.

Second, subdivision (a)(1) was modified to replace the permissive “may” with “shall be permitted.” The use of the permissive “may” in the rule offered the opportunity for variation in procedure. To ensure a uniform practice throughout the Commonwealth, all jurors should be permitted to take notes subject to the parameters of the rule. The rule would continue to place no obligation on the part of jurors to take notes, but the authority for jurors to use this tool for deliberations would be expressly permitted.

Third, subdivision (b) was also modified to include a cautionary jury instruction that note taking should not divert jurors’ attention from, inter alia, the closing arguments. Those requirements were also incorporated into the suggested jury instruction set forth in the comment following the rule text.

The Committee published the proposal, see 49 Pa.B. 3885 (July 27, 2019), and received four comments, both in support of and opposed to the proposal. Those supporting the proposal...
Court Notices

continued from 29

either supported it as drafted or suggested opening note taking to all portions of the trial, including
opening statements. Those opposing the proposal either objected to expanding note taking to clos-
arguing because closing arguments are not evidence and are not always factually accurate, or
believed that note taking should be limited to the presentation of evidence only.

To those commenters opposed to expanding note taking, the Committee believed that the
benefit of expanding note taking to engage jurors more fully in the trial and hold attorneys account-
able for their arguments far outweighed any potential for inaccuracies. Moreover, the concern that
note taking is not always accurate, while certainly true in some instances, was considered speculative
when considered as a whole.

The Criminal Procedural Rules Committee, which was also examining whether
Pa.R.Civ.P. 644 governing note taking in criminal trials should be similarly clarified, suggested
formulating a joint subcommittee to resolve any potential differences in the approach to juror note tak-
ing. The Civil Procedural Rules Committee agreed.

The joint subcommittee made two recommendations: (1) juror note taking should be
permitted in all trials regardless of its anticipated length of time; and (2) juror note taking should be
permitted during opening statements and closing arguments.

Two-Day Trial Time Limitation

After receiving the joint subcommittee’s recommendations, the Committee discussed
the extent of the trial judge’s discretion in allowing juror note taking. Prior to the present amendment,
Pa.R.Civ.P.223.2 required a presiding judge to permit note taking in trials lasting more than two
days, but granted the judge discretion in trials lasting less than two days. The Committee questioned
why this time limit was chosen and whether it was an arbitrary limitation. In reviewing the history
of Pa.R.Civ.P.223.2, it was noted that when first adopted, there was some skepticism whether note
taking by jurors was necessary or beneficial. As a compromise, the two-day limitation was imposed
because it was reasoned that trials lasting less than two days would be more simple and not necessi-
tate note taking; longer trials were deemed more complicated and thus jurors could benefit from
the ability to take notes if they so desired.

The Committee noted that courts have become more accustomed to juror note taking,
recognizing the benefits while observing that few of the problems originally feared with the practice
have occurred. Thus, the Committee agreed with the joint subcommittee that, regardless of the
length of the trial or its complexity, jurors should be allowed to take notes and that the two-day
limitation should be eliminated.

Note Taking During Opening Statements and Closing Arguments

In examining the joint subcommittee’s recommendation, several Committee members
noted the observations shared by the joint subcommittee members on juror note taking. First, taking
notes during opening statements aided the jurors in familiarizing themselves with the theories that
were going to be presented during the trial. Those notes also helped them organize their thoughts in
anticipation of hearing the evidence. Second, jurors found that taking notes during closing arguments
aided in recalling those arguments. Additionally, it appeared that jurors had no trouble
distinguishing between evidence and argument.

The Committee also noted that the joint subcommittee observed that note taking
throughout the trial, rather than only during the presentation of evidence, offered several benefits.
First, liberal allowance of note taking demonstrates respect for and trust in the jurors and their abil-
ity to perform their duties. Second, note taking keeps attorneys accountable; if jurors take notes,
attorneys have a clear incentive to avoid being disingenuous between the judge and the jury. Third, note
taking provides an additional method for the jury to observe and evaluate an attorney’s argument.
Finally, it was observed that the federal courts permit jurors to take notes during all parts of a trial.2

As a result of these discussions, the Committee concluded that note taking should be per-
mitted during both opening statements and closing arguments in addition to during the presentation
of evidence. Note taking, however, should be precluded during the judge’s charge to the jury.

This amendment has been adopted in tandem with the amendment to Pa.R.Crim.P. 644
to clarify and expand juror note taking during opening statements, the presentation of evidence, and
closing arguments in criminal proceedings. In doing so, the parameters of juror note taking have
been made uniform for all jury trials. The amendment becomes effective April 1, 2021.

IN THE SUPREME COURT OF PENNSYLVANIA
Docket No. 21 EM 2020

In Re: Philadelphia Municipal Court’s Request Pursuant to Pa.R.J.A. 1952(B)(2)(n) to
Authorize the President Judge of the Philadelphia Municipal Court to Temporarily suspend
Statewide Court Rules restricting the use of Advanced Communication Technology

Patrick F. Dugan, President Judge of the Philadelphia Municipal Court, hereby requests the
Supreme Court to authorize the President Judge of the Philadelphia Municipal Court to continue to
suspend the operation of any rule restricting the use of Advanced Communication Technology, and
represents as follows:

1. By order dated November 3, 2021, the undersigned was authorized to suspend rules that
restrict the use of Advanced Communication Technology (ACT) in court proceedings, subject
to state and federal constitutional limitations, through December 1, 2021.

2. Note taking by jurors in federal court is permitted at the discretion of each judge. The directive
appears to be set forth in pertinent jury instructions and not pursuant to rule. See, e.g., Section 1.9 of the
Model Jury Instructions for the United States Court of Appeals for the Third Circuit,

2 The November 3, 2021 order was partly based on the First Judicial District’s extraordinary
situation prior to the determination of any preliminary injunction, the process was held to be
safely and timely as possible. In fact, throughout the pandemic, the Philadelphia Municipal Court’s
criminal division NEVER closed, was able to pivot from in-person proceedings to
conducting as many proceedings as possible through the use of Advanced Communication
Technology with the continued assistance and cooperation of its justice partners which include
the Defender Association, the District Attorney’s Office, the private Bar, the Philadelphia
Department of Prisons, the Sheriff’s Office, the Philadelphia Police Department, the City of
Philadelphia’s Managing Director’s Office, and the Department of Public Property as well as its
building management subcontractor.

3. Municipal Court judges assigned to criminal matters are continuing to work in the Courthouse,
and in their courtroom in conducting both in-person and remote hearings and proceedings.

4. The Philadelphia Municipal Court has been able to reasonably and timely dispose of its case
inventory by utilizing ACT to conduct preliminary arraignments, emergent motion hearings,
Early Bail Review, Crash Court and Bench Warrant hearings which have enabled the release
of eligible incarcerated defendants. In addition, Municipal Court judges are assigned and are
present in-person at the Detention Center and do conduct in-person preliminary hearings to
the extent inmates and other court participants are able to safely participate in-person or
partially remotely.

5. Due to Covid exposure and Covid-related conditions, as described below, it is often not
possible to conduct full in-person proceedings either at the Detention Center or at
the Courthouse. While most proceedings are currently being conducted in-person, continued
utilization of Advanced Communication Technology is necessary to assist the Philadelphia
Municipal Court to manage criminal matters in a manner that both maximizes the safety of
all court participants and enables the Court to conduct timely court proceedings benefiting
all involved parties.

6. Covid-19 cases in Philadelphia county have increased recently. The daily average for new
reported cases as of day by day of November 3, 2021 is 295, representing a 14-day increase of
45% from the First Judicial District’s rate. First, the rate of positive tests has continued to
fluctuate, despite the District’s implementation of a Covid-19 vaccination requirement for
employees and a masking requirement for all other court users. The growing number of Covid-19 cases, including those related to jurors and other court participants, necessitates the
continuation of measures necessary to limit the spread of Covid, including continuation of
remote hearings as necessary.

7. The Philadelphia Municipal Court of Prisons continues to experience increasing positive
COVID-19 cases. Inmates who have been exposed to fellow Covid positive inmates or staff,
or are suspected of being infected, or who have tested positive for Covid-19 are quarantine and
are unable to participate in in-court proceedings. The staffing shortage experienced by the
Department of Prisons has also impacted their ability to transport prisoners for in-court
proceedings. Remote proceedings using advanced communication technologies are critical
and necessary to enable the Court to timely schedule and hold preliminary hearings and other
proceedings.

8. Transporting prisoners for in-person proceedings and conducting other in-person proceedings
presents a potential threat to prison and court staff, as well as other court participants, by
exposing them to prolonged contact with inmates and other parties who may have been
exposed to Covid-19 and having the ability to utilize ACT diminishes such potential threat.

Therefore, due to the factors noted above as well as detailed in previous requests to this Court,
the undersigned respectfully requests that the Court enter an order authorizing the undersigned to
continue to temporarily suspend, subject to state and federal constitutional requirements, any state
or local rule restricting the use of Advanced Communication Technology.

Respectfully submitted,

/\ Patrick F. Dugan

Honorable Patrick F. Dugan
President Judge, Philadelphia Municipal Court
Date: November 29, 2021

FIRST JUDICIAL DISTRICT OF PENNSYLVANIA
COURT OF COMMON PLEASES OF PHILADELPHIA COUNTY

President Judge General Court Regulation

No. 43 of 2021

In re: Amendment of Philadelphia Court of Common Pleas Criminal Rules ‘122-1 and ‘122-8

ORDER

AND NOW, this 10th day of November 2021, the Board of Judges of Philadelphia
County having voted at the Board of Judges’ meeting held on November 18, 2021, to amend
Philadelphia Court of Common Pleas Criminal Rules Criminal Rules ‘122-1 and ‘122-8 as attached to this Order,
and as required by Pa.R.J.A. 103(c)(2)(m) and Criminal Rules Committee. The Criminal Rules Committee
has reviewed the attached local rules, has determined that Rules ‘122-1 and ‘122-8 are not inconsistent with
applicable statewide rules, and has authorized its promulgation.

NOW, therefore, it is hereby ORDERED and DECREED that Philadelphia Court of
Common Pleas Criminal Rules Criminal Rules ‘122-1 and ‘122-8 are amended, as attached, effective thirty days
after publication in the Pennsylvania Bulletin.

As required by Pa.R.J.A. 103(d), the local rules which are attached to this Order were submitted
to the Supreme Court of Pennsylvania Criminal Procedural Rules Committee for review, and
written notification has been received from the Rules Committee certifying that the local rules are
consistent with the statewide rules, and attached local rules shall be filed with the Office of Judicial Records (formerly the
Prothonotary, Clerk of Courts and Clerk of Quarter Sessions) in a docket maintained for Administrative Orders issued by the First
Judicial District of Pennsylvania. As required by Pa.R.J.A. 103(d)(8)(ii), two certified copies of this Administrative Order and
the attached local rules shall be distributed to the Legislative Reference Bureau on a computer diskette
for publication in the Pennsylvania Bulletin. As required by Pa.R.J.A. 103(d)(8)(ii), one certified copy of this Administrative Order
and local rules shall be filed with the Administrative Office of Pennsylvania
Courts Notices

continued from 30


BY THE COURT:

/s/ Idee C. Fox

HONORABLE IDEE C. FOX
President Judge, Court of Common Pleas

Philadelphia County

Proposed Amendments to Philadelphia Rules of Criminal Procedures
Court of Common Pleas, Trial Division, Criminal

Note: deleted text is in brackets and strikethrough font; proposed text is bolded and underlined

Rule *122-1. Standards for Appointment of Counsel

... (B) Selection of Attorneys

(1) Each attorney who desires appointment in each of the above categories of cases must fill out the appropriate Application for Court Appointment Certification which shall be updated from time to time by the [President Judge, the Trial Division Administrative Judge, or their designees,] Administrative Judge of the Trial Division, shall reference the necessary qualifications, and shall be posted on the websites of the First Judicial District and the Philadelphia Bar Association. The Application will be submitted to a Screening Committee of the Philadelphia Bar Association. The Screening Committee shall consist of members appointed by the [Board of Judges of Philadelphia County,] Administrative Judge of the Trial Division. Neither the Chief Defender, nor any attorney from the Defender Association of Philadelphia, nor any attorney from the District Attorney’s Office shall be eligible for appointment to the Screening Committee. The Administrative Judge of the Trial Division shall appoint no fewer than three members as the Screening Committee. The Screening Committee shall consist of members appointed by the [Board of Judges of Philadelphia County,] Administrative Judge of the Trial Division. Neither the Chief Defender, nor any attorney from the Defender Association of Philadelphia, nor any attorney from the District Attorney’s Office shall be eligible for appointment to the Screening Committee. The Administrative Judge of the Trial Division shall appoint no fewer than three members as the Screening Committee. No member of the Screening Committee will be permitted to accept an appointment during the member’s term on the Screening Committee.

(2) The Screening Committee will periodically review all Applications submitted, and will designate attorneys who are qualified for handling each category of case; the Screening Committee will maintain such lists of attorneys. It will be the duty of the Screening Committee to review these lists regularly, to add new applicants who meet the qualifications. No member of the Screening Committee will be permitted to accept an appointment during the member’s term on the Screening Committee.

(3) From time-to-time, the lists of approved attorneys will be made available to the judges authorized to make appointments.


Rule *122-8. Performance Standards; Processing Complaints

(A) General: The Screening Committee may refer an application to the Supervising Judge of the Criminal Trial Division for review and appropriate disposition, which may include the removal of the attorney from the applicable court-appointment list in the Court of Common Pleas, Criminal Trial Division.

(B) Processing Complaints.

Any complaint about the performance of any court-appointed counsel shall be submitted to the Screening Committee. The Screening Committee shall consist of members appointed by the [Board of Judges of Philadelphia County,] Administrative Judge of the Trial Division. The Supervising Judge of the Criminal Trial Division shall designate for [these] review and appropriate disposition, which may include the removal of the attorney from the applicable court-appointment list in the Court of Common Pleas, Criminal Trial Division. Supervising Judges of the Criminal Trial Division will maintain such lists of attorneys. It will be the duty of the Screening Committee to review these lists regularly, to add new applicants who meet the qualifications. No member of the Screening Committee will be permitted to accept an appointment during the member’s term on the Screening Committee.

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