

# THE COURTS

## Title 204—JUDICIAL SYSTEM GENERAL PROVISIONS

### PART VII. ADMINISTRATIVE OFFICE OF PENNSYLVANIA COURTS [204 PA. CODE CH. 211] Judicial Salaries

Pursuant to Article V, Section 10(c) of the Pennsylvania Constitution and Section 1721 of the Judicial Code, 42 Pa.C.S. § 1721, the Supreme Court of Pennsylvania authorizes the Court Administrator to annually obtain and publish in the *Pennsylvania Bulletin* the percentage increase in the Consumer Price Index for the most recent 12-month period and the judicial salaries effective January 1 of the subsequent year, as required by Act 51 of 1995, amending the Public Official Compensation Law, Act of September 30, 1983 (P. L. 160, No. 39), 65 P. S. § 366.1 et seq.

Heretofore, the percentage increase was based upon the change in the September Philadelphia-Wilmington-Atlantic City, PA-NJ-DE-MD, Consumer Price Index for All Urban Consumers (CPI-U) as calculated by the U. S. Department of Labor, Bureau of Labor Statistics. However, the Bureau has determined that, beginning in 1998, this index will be calculated only bimonthly and will not include a calculation for September. Consequently, for 1998 and subsequent years, the percentage increase will be based upon the change in this index for the 12 month period ending in October.

[Pa.B. Doc. No. 98-1226. Filed for public inspection July 31, 1998, 9:00 a.m.]

## Title 249—PHILADELPHIA RULES

### PHILADELPHIA COUNTY

#### Administrative Order Sur Petitions for Extraordinary Relief Seeking Leave to File a Motion to Amend New Matter and the Motions to Amend New Matter in All Cases Involving the PIGA; Administrative Doc. No. 05 of 1998

*And Now*, this 10th day of July, 1998, upon consideration of (1) the Petitions for Extraordinary Relief seeking Leave to File Motions to Amend New Matter filed by defendant(s) insured by PIGA, and (b) Pa. Rules of Civil Procedure 1030, 1033, and (c) the Provisions of 40 P. S. Chapter 2, ARTICLE XVIII, *Pennsylvania Property and Casualty Insurance Guarantee Association*, 40 P. S. §§ 991.1801 et seq. (The "Act"), and (d) the pendency of the Declaratory Judgment action in the Pennsylvania

Commonwealth Court styled: *Pennsylvania Property and Casualty Guarantee Associations v. Birely, et al.*, MISC DKT No. 343MD98 (the "Birely case"), and (e) all matters of record in the pertinent pending action in this Court, the following Order is entered:

1. It is *Ordered* that all Petitions for Extraordinary Relief are deemed granted only to the extent that they seek leave to file a Motion to Amend New Matter to include the provisions of 40 P. S. §§ 991.1801 et seq., and specifically 40 P. S. § 991.1807.

2. It is *Ordered* that all Petitions for Extraordinary Relief are deemed denied to the extent they seek leave to file a Motion to Amend New Matter to raise any matter or defense other than the provisions of 40 P. S. § 991.1807.

3. With respect to those Motions to Amend New Matter to plead 40 P. S. § 991.1807, it is *Ordered* that:

(A) The Motions to File New Matter are deemed marked moot, it appearing that the issue is not ripe for determination; and

(B) This ruling is without prejudice for the movant to file an appropriate motion raising this issue, if necessary, when either the Commonwealth Court renders a decision in the *Birely* case or a verdict in favor of plaintiff(s) in the pertinent case is entered of record.

JOHN W. HERRON,  
*Administrative Judge, Trial Division*

This Administrative Docket is promulgated in accordance with the April 11, 1997 Order of the Supreme Court of Pennsylvania, Eastern District, No. 55, Judicial Administration, Docket No. 1, Phila. Civ. ★51 and Pa.R.C.P. 239, and shall become effective immediately. As required by Pa. 239, the original Administrative Docket shall be filed with the Prothonotary in a docket maintained for Administrative Dockets issued by the Administrative Judge of the Trial Division and copies shall be submitted to the Administrative Office of Pennsylvania Courts, the Legislative Reference Bureau and the Civil Procedural Rules Committee. Copies of the Administrative Docket shall also be submitted to Legal Communications, Ltd., *The Legal Intelligencer*, Jenkins Memorial Law Library and the Law Library for the First Judicial District.

[Pa.B. Doc. No. 98-1227. Filed for public inspection July 31, 1998, 9:00 a.m.]

### PHILADELPHIA COUNTY

#### Scheduling Civil Trials Involving State Prisoners; Administrative Doc. No. 06 of 1998

*And Now*, this 10th day of July, 1998, in the interest of the criminal justice system and to promote effective and efficient calendaring of criminal cases during periods of prison overcrowding when limited bed space is available for housing state prisoners in county prisons, i.e., a population over 5,560 inmates, it is hereby *Ordered* that

no civil case will be scheduled requiring the presence of an on writ incarcerated prisoner.

This protocol is effective immediately and unanimously agreed upon by all Civil Division Judges serving as team leaders.

JOHN W. HERRON,  
*Administrative Judge, Trial Division*

This Administrative Docket is promulgated in accordance with the April 11, 1987 Order of the Supreme Court of Pennsylvania, Eastern District, No. 55, Judicial Administration, Docket No. 1, Phila. Civ. ★51 and Pa.R.C.P. 239, and shall become effective immediately. As required by Pa.R.C.P. 239, the original Administrative Docket shall be filed with the Prothonotary in a docket maintained for Administrative Dockets issued by the Administrative Judge of the Trial Division and copies shall be submitted to the Administrative Office of Pennsylvania Courts, the Legislative Reference Bureau and the Civil Procedural Rules Committee. Copies of the Administrative Docket shall also be submitted to Legal Communications, Ltd., *The Legal Intelligencer*, Jenkins Memorial Law Library and the Law Library for the First Judicial District.

[Pa.B. Doc. No. 98-1228. Filed for public inspection July 31, 1998, 9:00 a.m.]

## Title 255—LOCAL COURT RULES

WESTMORELAND COUNTY

**Pretrial Release; Payment of Electronic Monitoring  
Fees as Condition of Bond; No. 3 of 1998**

### Administrative Order

*And Now* this 9th day of July, 1998, *It Is Hereby Ordered, Adjudged, and Decreed* that payment of electronic fees shall be a condition of bond for those defendants ordered to pretrial supervision by the Westmoreland County Adult Probation and Parole Department. It is further *Ordered* that, upon becoming thirty (30) days delinquent in the payment of electronic monitoring fees, the condition of bond shall be deemed "violated" and the defendant shall forthwith be scheduled for a bond revocation hearing.

*By the Court*

CHARLES H. LOUGHRAN,  
*President Judge*

[Pa.B. Doc. No. 98-1229. Filed for public inspection July 31, 1998, 9:00 a.m.]