

THE COURTS

Title 204—JUDICIAL SYSTEM GENERAL PROVISIONS

PART V. PROFESSIONAL ETHICS AND CONDUCT [204 PA. CODE CH. 83]

Amendments to the Pennsylvania Rules of Disciplinary Enforcement Relating to the Confidentiality of Disciplinary Proceedings; Notice of Change in Comment Due Date

Notice is hereby given that The Disciplinary Board of the Supreme Court of Pennsylvania previously published a notice of proposed rulemaking in the *Pennsylvania Bulletin* on June 26, 2004, Vol. 34, No. 26, concerning amending the Pennsylvania Rules of Disciplinary Enforcement to provide that disciplinary proceedings will not be confidential after the filing and service of a petition for discipline and the filing of an answer or the time to file an answer has expired or after the filing of a petition for reinstatement.

Interested persons were invited to submit written comments regarding the proposed amendments to the Office of the Secretary, The Disciplinary Board of the Supreme Court of Pennsylvania, First Floor, Two Lemoyne Drive, Lemoyne, PA 17043, on or before July 30, 2004. This period was extended by prior Notice to August 31, 2004.

In order to provide interested parties with additional time to submit written comments regarding these proposed amendments, The Disciplinary Board has determined that the period to respond shall be extended to September 30, 2004.

By The Disciplinary Board of the Supreme Court of Pennsylvania

ELAINE M. BIXLER,
Executive Director and Secretary

[Pa.B. Doc. No. 04-1583. Filed for public inspection August 27, 2004, 9:00 a.m.]

Title 255—LOCAL COURT RULES

BEAVER COUNTY

[Correction]

Local Rules of Civil Procedure; No. 10130 of 2001

Amended Order

An error occurred in the document which appeared at 34 Pa.B. 4426 (August 14, 2004). The heading incorrectly stated that the document announced the adoption of criminal rules. The rules adopted were in fact civil rules. The correct version of the document is as follows:

BEAVER COUNTY

Local Rules of Civil Procedure; No. 10130 of 2001

Amended Order

Local Rules L205.2(a) and (b), L206.1(a), L206.4(c), L208.2(e), L208.3(b), L210, L 1028(c), L1034(a) and L1035.2(a) are adopted pursuant to Pa.R.C.P. Nos. 239.1, 239.2, 239.3, 239.4, 239.5, 239.6 and 239.7, effective July 26, 2004. All local rules inconsistent with the foregoing local rules are suspended as of the effective date of the foregoing rules.

In accordance with Pa.R.C.P. No. 239, the Court Administrator of Beaver County shall transmit certified copies of this order and the foregoing Local Rules as follows:

A. Seven (7) certified copies with the Administrative Office of Pennsylvania Courts;

B. Two (2) certified copies and a diskette containing the rules to the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*;

C. One (1) certified copy to the Civil Procedural Rules Committee of the Pennsylvania Supreme Court;

D. One (1) copy in the office of the Prothonotary of Beaver County to be kept continuously available for public inspection and copying. In addition, one (1) copy shall be delivered to the Beaver County Law Library.

In addition, the Court Administrator of Beaver County shall cause the foregoing rules to be published on the website of the Administrative Office of Pennsylvania Courts and on the Beaver County website.

By the Court

ROBERT E. KUNSELMAN,
President Judge

[Pa.B. Doc. No. 04-1478. Filed for public inspection August 13, 2004, 9:00 a.m.]

DELAWARE COUNTY

Amendment of Local Rule 208.2(e)—Motion, Certification of Good Faith. Attempt to Amicably Resolve Discovery Motion

Order

And Now, to wit, this 10th day of August, 2004, it is hereby *Ordered* that Delaware County Local Rule 208.2(e) is hereby *Amended* and shall read as follows:

(1) All motions relating to discovery shall include a certificate signed by counsel for the moving party that counsel for that party has conferred or attempted to confer with all interested parties in order to resolve the matter without Court action, and shall set forth the nature of the efforts made to resolve the matter. Failure to comply with the foregoing shall result in the refusal of the Court to hear the motion.

(2) The moving party shall attach a Certification of Good Faith, substantially in the following form to his or her motion.

See attached Certification of Good Faith Form

By the Court

KENNETH A. CLOUSE,
President Judge

IN THE COURT OF COMMON PLEAS OF DELAWARE
COUNTY, PENNSYLVANIA

CIVIL ACTION—LAW

ATTORNEY CERTIFICATION OF GOOD FAITH
Pursuant to Delaware County Local R.C.P. 208.2(e)

The undersigned counsel for movant hereby certifies
and attests that:

a. He or she has had the contacts described below
with opposing counsel or unrepresented party regarding
discovery matter contained in the foregoing discovery
motion in an effort to resolve the specific discovery
dispute(s) at issue and, further, that despite counsel's
good faith attempts to resolve the dispute(s), counsel have
been unable to do so without Court intervention.

Description of effort to resolve discovery motion:

b. He or she was unsuccessful in actually contacting
opposing counsel or unrepresented party in an attempt to
resolve the discovery dispute(s) despite his or her good
faith efforts to do so.

Description of effort to resolve discovery motion:

CERTIFIED TO THE COURT BY:

Date

Attorney for Movant (name of party)

*Note: The signature of respondent's counsel or party is not
required.*

[Pa.B. Doc. No. 04-1584. Filed for public inspection August 27, 2004, 9:00 a.m.]

DELAWARE COUNTY

**Rescission of Local Rule 1007—Commencement
of Action, Automatic Certification Form**

Order

*And Now, to wit, this 10th day of August, 2004, it is
hereby Ordered that Delaware County Local Rule 1007 is
Rescinded.*

By the Court

KENNETH A. CLOUSE,
President Judge

[Pa.B. Doc. No. 04-1585. Filed for public inspection August 27, 2004, 9:00 a.m.]