

# THE COURTS

## Title 249—PHILADELPHIA RULES

### PHILADELPHIA COUNTY

Termination of Inactive Citations Issued Between  
December 13, 1990 and December 31, 1998;  
Administrative Order No. 01 of 2004

#### Order

*And Now*, this 28th day of September, 2004, the Traffic Court having determined that 190,803 citations issued between December 13, 1990 and December 31, 1998 have not resulted in a plea, payment, adjudication or judgment against the named Defendants; the Traffic Court having determined that there has been no activity on these citations for a period of two years or more, and that the citations are thus both legally and practically unenforceable; a Notice having been published in the *Legal Intelligencer* commencing on August 13, 2004, informing interested parties that a full list of citations to be terminated was available for public inspection at the Philadelphia Traffic Court for thirty days, and further notifying interested parties that unless they petitioned the Court to show cause why any citation on the termination list should not be removed from that list, the citations would be terminated;

*Now, Therefore*, there having been no objection to the termination of the citations, upon compliance with the Procedure for Terminating Inactive Traffic Court Citations pursuant to Pa.R.J.A. No. 1901, and as provided in Administrative Docket No. 1 of 2001,

*It Is Hereby Ordered, Adjudged and Decreed* that the 190,803 Traffic Court citations previously referenced, issued between December 13, 1990 and December 31, 1998, for which there has been no plea, adjudication or payment, and for which there has been a lack of activity for a period of two (2) years or more, shall be terminated effective immediately.

This Administrative Order shall be filed with the Prothonotary in a docket maintained for Administrative Orders issued by the President Judge of the Philadelphia Traffic Court, and copies shall be submitted to the Administrative Office of Pennsylvania Courts, the Legislative Reference Bureau, the Criminal Procedural Rules Committee, and the Minor Court Rules Committee. Copies of the Order shall also be submitted to *American Lawyer Media*, *The Legal Intelligencer*, Jenkins Memorial Law Library and the Law Library for the First Judicial District of Pennsylvania.

*By the Court*

FRANCIS E. KELLY,  
*President Judge*  
*Traffic Court*

[Pa.B. Doc. No. 04-1990. Filed for public inspection November 5, 2004, 9:00 a.m.]

## Title 255—LOCAL COURT RULES

### CARBON COUNTY

Criminal Fee Schedule for Court Appointed Counsel in Non-Homicide and Homicide Cases; 71 MI  
04

#### Administrative Order No. 23-2004

*And Now*, this 21st day of October, 2004, it is hereby *Ordered and Decreed* that, effective January 1, 2005, Carbon County *Amends* the following schedule for payment of court-appointed counsel in Non-Homicide and Homicide criminal cases as follows:

#### *Non-Homicide Criminal Cases*

1. Counsel shall be assigned to represent defendants charged with non-homicide criminal offenses or in any post-conviction proceedings, and juveniles formally charged with delinquency where a conflict of interest or other sufficient reason exists and the individual cannot properly be represented by the Public Defender's Office.

2. At the conclusion of the representation, or any segment thereof, counsel shall be compensated at a rate of forty dollars (\$40) per hour for time expended in Court and at a rate of thirty dollars (\$30) per hour for time reasonably expended out of Court and shall be reimbursed for all reasonable expenses. Such compensation shall not exceed four thousand dollars (\$4,000).

3. Where one or more felonies are charged or for proceedings under the Post Conviction Hearing Act, the compensation paid to an attorney shall not exceed one thousand five hundred dollars (\$1,500). Where only misdemeanors or juvenile delinquencies are charged, payment shall not exceed seven hundred and fifty dollars (\$750).

4. Investigative, expert, or other services authorized by Order of Court shall not exceed five hundred dollars (\$500) and are reimbursable upon completion of services.

#### *Homicide Cases*

1. Counsel appointed shall not exceed one, except in cases of extreme complexity and those involving the death penalty where a conflict of interest or other sufficient reason exists and the individual cannot properly be represented by the Public Defender's Office.

2. At the conclusion of the representation, or any segment thereof, counsel shall be compensated for services rendered at a rate of fifty dollars (\$50) per hour for time reasonably expended in Court, and forty dollars (\$40) per hour for time reasonable expended out of Court and shall be reimbursed for all reasonable expenses.

3. Such compensation shall not exceed four thousand dollars (\$4,000) where one counsel has been assigned,

and shall not exceed a total of six thousand (\$6,000) where two counsels have been assigned.

4. Investigative, expert, or other services authorized by Order of Court shall not exceed one thousand five hundred dollars (\$1,500) and are reimbursable upon completion of services.

*It Is Further Ordered and Decreed* that appointments made pursuant to this rule shall continue through all stages of the proceedings. Compensation payments shall be a charge upon the County of Carbon. Any payment in excess of the limits stated herein may only be made because of extraordinary circumstances that are necessary to provide fair compensation for representation and have been approved by the Court.

The Carbon County District Court Administrator is *Ordered and Directed* to do the following:

1. File seven (7) certified copies of this Administrative Order with the Administrative Office of Pennsylvania Courts.

2. File two (2) certified copies and one (1) diskette with the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*.

3. File one (1) certified copy with the Pennsylvania Criminal Procedural Rules Committee.

4. Forward one (1) copy for publication in the *Carbon County Law Journal*.

5. Forward one (1) copy to the Carbon County Law Library.

6. Keep continuously available for public inspection copies of the Order in the Clerk of Court's Office.

*By the Court*

RICHARD W. WEBB,  
*President Judge*

[Pa.B. Doc. No. 04-1991. Filed for public inspection November 5, 2004, 9:00 a.m.]

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## DISCIPLINARY BOARD OF THE SUPREME COURT

### Notice of Suspension

Notice is hereby given that Vincent James Milita, II, having been suspended from the practice of law in the State of New Jersey for a period of three months, the Supreme Court of Pennsylvania issued an Order dated October 22, 2004 suspending Vincent James Milita, II, from the practice of law in this Commonwealth for a period of three months, effective November 21, 2004. In accordance with Rule 217(f), Pa.R.D.E., since this formerly admitted attorney resides outside the Commonwealth of Pennsylvania, this notice is published in the *Pennsylvania Bulletin*.

ELAINE M. BIXLER,  
*Executive Director and Secretary  
The Disciplinary Board of the  
Supreme Court of Pennsylvania*

[Pa.B. Doc. No. 04-1992. Filed for public inspection November 5, 2004, 9:00 a.m.]

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