

THE COURTS

Title 255—LOCAL COURT RULES

CLINTON COUNTY

Order Amending Rules of Criminal Procedure; No. 1-08 AD

Order

Now, this 15th day of October, 2008, *It Is Hereby Ordered* that all existing Clinton County Rules of Criminal Procedure be revoked and the following new Rules adopted as set forth hereafter:

Rule 117. Coverage.

Pursuant to Clinton County Administrative Order 1071-07, which was filed August 14, 2007, and published in the *Pennsylvania Bulletin*, Volume 37, No. 34, on August 25, 2007, the following procedures shall be utilized to ensure Magisterial Judicial District coverage:

1. *Normal Business Hours:*

a. Normal business hours shall be construed as Monday, Tuesday, Thursday, and Friday from 8:00 a.m. until 5:00 p.m. and Wednesday from 8:00 a.m. until 12:30 p.m. except when a Court holiday has been declared.

b. All Court proceedings normally conducted before a Magisterial District Judge during normal business hours shall be conducted at the established office of the appropriate Magisterial District Judge as determined by the Rules relating to venue. When, during regular business hours, the Magisterial District Judge who has venue over a particular matter is unavailable, any other Magisterial District Judge is hereby temporarily assigned to serve the Magisterial District or in accordance with special Orders issued from time to time by the Court.

2. *On Call Magisterial District Judge:*

a. The Court Administrator shall establish a rotating schedule assigning a Magisterial District Judge to be on call outside of normal business hours of the Court to perform all duties of an issuing authority as required by the Rules of Criminal or Civil Procedure and the Protection From Abuse Act.

3. *Bail, Search and Arrest Warrants, and Protection From Abuse Petitions:*

a. The on-call Magisterial District Judge shall be available without unreasonable delay at all times at his or her established office for the purpose of accepting the posting of a defendant's bail. Monetary bail may also be posted outside of regularly scheduled hours at the Clinton County Correctional Facility. The Warden of the Correctional Facility, or his designee, is authorized to accept bail bonds and deposits as provided in Pa.R.Cr.P. 117 by having the defendant sign the bail bond, releasing the defendant, and delivering the bail deposit and/or bail bond and the surety information page to the issuing authority or the Clerk of Courts by the close of the next business day.

b. The on-call Magisterial District Judge shall be available without unreasonable delay at his or her established office for the issuance of search warrants pursuant to Rule 203, arrest warrants pursuant to Rule 513, and Emergency Protection From Abuse Orders. Advanced

communication technology may be utilized to submit the warrant application and affidavits and to issue the warrant in accordance with the requirements of the Criminal Rules.

4. *Arraignments on Weekdays:*

When an individual is placed under arrest and requires arraignment or processing under Rule 441:

a. The individual shall be taken to the Clinton County Correctional Facility for booking.

b. Between the hours of 5:00 p.m. and 11:00 p.m., the on-call Magisterial District Judge shall be available without unreasonable delay at his or her established office or, at the discretion of the Magisterial District Judge, advanced communication technology may be utilized for the arraignment.

c. Between the hours of 11:00 p.m. and 8:00 a.m. the following day, individuals placed under arrest and requiring arraignment shall be temporarily detained at the Clinton County Correctional Facility. The Magisterial District Judge shall be advised at 8:00 a.m. that the individual has been detained. Personnel of the Correctional Facility shall make such individuals available at the video conferencing site by 8:30 a.m., at which time the Magisterial District Judge shall conduct the preliminary arraignment through the use of advanced communication technology. In the event of technological failure, the individual shall be transported by officials of the Correctional Facility or the Sheriff to the office of the Magisterial District Judge.

5. *Arraignments on Saturdays, Sundays, and Holidays:*

When an individual is placed under arrest and requires arraignment or processing under Rule 441:

a. The individual shall be taken to the Clinton County Correctional Facility for booking and shall thereafter be temporarily detained pending arraignment.

b. Between the hours of 8:00 a.m. and 11:00 p.m., the on-call Magisterial District Judge shall be available without unreasonable delay at his or her established office, or, at the discretion of the Magisterial District Judge, advanced communication technology may be utilized for the arraignment. The on-call Magisterial District Judge shall be contacted by the Correctional Facility staff at 8:00 a.m., 2:00 p.m., and 10:00 p.m. each day and advised if any individual has been temporarily detained. Individuals so detained shall be promptly arraigned through the use of advanced communication technology.

c. Between the hours of 11:00 p.m. and 8:00 a.m. the following day, individuals placed under arrest and requiring arraignment shall be temporarily detained at the Clinton County Correctional Facility. Individuals so detained shall be made available at the video conferencing site by 8:30 a.m. the following morning. In the event of technological failure, the individual shall be transported by officials of the Correctional Facility or the Sheriff to the office of the Magisterial District Judge.

6. *Bench Warrants in Court Cases:*

a. Any individual executing a court case bench warrant shall proceed in accordance with Rule 150 and shall notify the Court Administrator no later than 8:30 a.m. the next business day that the subject of the warrant is in custody.

b. When the subject of a warrant has been delivered to the Clinton County Correctional Facility or has voluntarily surrendered pursuant to the issuance of a warrant, the Warden of the Clinton County Correctional Facility shall immediately notify the Court Administrator that the subject of the warrant is in custody or, if the warrant has been executed after the close of the business day, no later than 8:30 a.m. on the next business day.

c. Upon Receiving notice that a bench warrant has been executed or that the subject has surrendered, the Court Administrator shall immediately notify the issuing Judge, the issuing Magisterial District Judge, the District Attorney, any counsel of record, and the Public Defender that the subject is in custody. After consultation with the Judge, the Court Administrator shall schedule a hearing as soon as possible but not later than seventy-two (72) hours after the subject has been lodged in the Correctional Facility. The Court Administrator may give oral notice of this hearing, along with written notice, and shall maintain a record of that notice.

7. Summary Offense Arrest Warrants and Bench Warrants:

a. An individual executing an arrest warrant or a bench warrant in a summary offense shall proceed in accordance with Rules 430 and 431 except as set forth hereafter.

b. In the event the warrant is executed between 8:00 a.m. and 11:00 p.m. Saturdays, Sundays, and holidays, the individual executing the warrant shall proceed in accordance with Paragraph 5.b. above.

c. In the event the warrant is executed between the hours of 11:00 p.m. and 8:00 a.m. the following day, the individual executing the warrant shall proceed in accordance with Paragraph 5.c. above.

Rule 202. Approval of Search Warrant Applications by Attorney for the Commonwealth.

The District Attorney of Clinton County having filed a Certification pursuant to Pa.R.Crim.P. 202, no Search Warrant Application shall hereafter be accepted by a Magisterial District Judge unless the Search Warrant Application has the approval of an attorney for the Commonwealth prior to filing.

Rule 301. Procedures for Accelerated Rehabilitative Disposition in Summary Cases before the Minor Judiciary.

Diversion in summary cases shall be in accordance with the local procedures adopted for Adjudication Alternative Programs (A.A.P.), as adopted by this Court on January 23, 2006, by Administrative Order 1-2006, which states:

1. The following types of summary cases shall be eligible for A.A.P. to be supervised by the Magisterial District Judge, pursuant to 42 Pa.C.S.A. § 1520.

- a. Retail Theft. 18 Pa.C.S.A. § 3929(a), (b)(1)(i).
- b. Purchase, consumption, possession or transportation of intoxicating beverages by one less than 21 years of age. 18 Pa.C.S.A. § 6308.
- c. Misrepresentation of age to secure liquor or malt or brewed beverages by one less than 21 years of age. 18 Pa.C.S.A. § 6307.
- d. Carrying a false identification card. 18 Pa.C.S.A. § 6310.3.

e. Use of tobacco in schools prohibited. 18 Pa.C.S.A. § 6306.1.

f. Disorderly conduct if defendant is a juvenile. 18 Pa.C.S.A. § 5503.

g. Harassment if defendant is a juvenile. 18 Pa.C.S.A. § 2709(a).

h. Criminal mischief if defendant is a juvenile. 18 Pa.C.S.A. § 3304.

2. Admission shall be requested within ten (10) days of receipt of the citations or summons. Extensions of the application period may be granted by the Magisterial District Judge for good cause. The Magisterial District Judge shall determine eligibility for summary A.A.P. within seventy-two (72) hours of the submission of the application.

3. a. No defendant who has previously been placed in an A.A.P. or A.R.D. program in any court shall be admitted to A.A.P. in a summary matter.

b. A defendant who applies for A.A.P. in a summary matter shall execute the following:

AFFIDAVIT

I have not previously been placed in an A.A.P. or A.R.D. program in any court at either the Common pleas Court or Magisterial District Court level. I make this statement subject to the penalties of 18 Pa.C.S.A. § 4904, relating to unsworn falsification to authorities.

Date	Name
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c. Prior to placing a defendant in A.A.P., the Magisterial District Judge shall determine that the defendant has not previously been placed in A.A.P. in a summary matter in this judicial district by contacting the other District Courts within the Judicial District.

4. Costs of supervision and restitution, if any, must be paid in full before admission to the A.A.P. program. These costs include court costs incident to a non-traffic summary offense and any costs incident to the program to which the defendant is referred.

5. The defendant shall be notified in writing of acceptance or rejection from the A.A.P.

a. If accepted, defendant shall appear at a time designated by the Magisterial District Judge for completion of all documentation incident to admission to A.A.P.

b. If rejected, the Magisterial Judge shall notify defendant that he has ten (10) days to enter his plea and the case shall proceed in accord with Chapter 400 of the Pennsylvania Rules of Criminal Procedure.

6. The Magisterial District Judge shall schedule and notify the defendant at time of admission to A.A.P. of a hearing date to determine if all A.A.P. requirements have been met within the prescribed time frame of the specific programs entered into.

7. Requests for continuance of said hearing shall be denied, except in compelling circumstances. No continuance shall be for more than seven (7) days.

8. A defendant accepted into A.A.P. shall be referred to the following programs:

- a. Retail theft
- b. Alcohol

- c. Tobacco in schools
- d. Disorderly conduct
- e. Criminal mischief
- f. Harassment

9. Upon successful completion of all requirements, this defendant's case shall be dismissed and the defendant discharged.

10. If defendant declines A.A.P. or fails to successfully complete the program requirements, the case shall proceed in accord with Chapter 50 of the Pennsylvania Rules of Criminal Procedure.

11. No summary case shall remain "active" for purposes for A.A.P. supervision in excess of one (1) year.

12. The following shall be displayed in each Magisterial District office:

NOTICE TO THOSE CHARGED WITH CERTAIN
SUMMARY OFFENSES—

Retail Theft,
Underage Alcohol Offenses,
Tobacco on School Property,
Harassment,
Disorderly Conduct,
And Criminal Mischief by a Juvenile

You may be eligible to participate in a program (A.A.P.) which will result in dismissal of the charge against you. The A.A.P. program is available for defendants who have not previously been placed into an A.A.P. or A.R.D. program. You must pay all costs and restitution before admission to the A.A.P. program. You will be required to attend a counseling program. If you successfully complete the program, the charge against you will be dismissed. If you want to apply for the A.A.P. program, notify the Magisterial District Judge immediately.

Rule 302. Procedures for Accelerated Rehabilitative Disposition in Summary Cases in the Court of Common Pleas.

Because the District Attorney has not filed a Certification to proceed by local option under Rule 300, no local rule exists.

Rule 507. Approval of Police Complaints and Arrest Warrant Affidavits by Attorney for the Commonwealth.

The District Attorney of Clinton County, having filed a Certification pursuant to Pa.R.Crim.P. 507, Criminal Complaints and Arrest Warrant Affidavits charging felonies shall not hereafter be accepted by a Magisterial District Judge unless the Complaint and Affidavit have the approval of an attorney for the Commonwealth prior to filing.

This Order shall take effect thirty (30) days after publication in the *Pennsylvania Bulletin*.

By the Court

J. MICHAEL WILLIAMSON,
President Judge

[Pa.B. Doc. No. 08-2010. Filed for public inspection November 7, 2008, 9:00 a.m.]

CRAWFORD COUNTY

In the Matter of the Amendment of Crawford County Civil Rules of Court; No. AD-2008-1807

Order

And Now, October 6, 2008 it is ordered as follows:

1. Existing local Crawford County Civil Rules Cra.R.C.P. 1302 and 1303 are rescinded.

2. Local Crawford County Civil Rules Cra.R.C.P. 1302 and 1303 are revised and amended as set forth on the attached exhibit.

3. The Court Administrator of Crawford County shall:

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

b. Forward two certified copies of this order, with the diskette, with the Legislative Reference Bureau for publication in *The Pennsylvania Bulletin*.

c. File one (1) certified copy of this order with the Pennsylvania Civil Procedural Rules Committee.

d. Keep continuously available for public inspection copies of this order.

4. The Prothonotary of Crawford County shall keep continuously available for public inspection copies of this order.

5. This order shall become effective thirty (30) days after publication in *The Pennsylvania Bulletin* or on January 1, 2009 whichever occurs last.

By the Court

GORDON R. MILLER,
President Judge

COMPULSORY ARBITRATION

Rule 1301. Arbitration.

(1) Cases Subject to Arbitration.

All cases which are at issue where the amount in controversy shall be twenty-five (\$25,000) thousand dollars or less, exclusive of interest and costs, shall be submitted to and heard by a Board of Arbitrators consisting of three (3) members or one (1) member of the Bar in active practice in this County.

In all cases where a party has obtained a judgment by default, said party may elect to have unliquidated damages assessed at a trial by arbitration with the issues limited to the amount of damages which shall not exceed twenty-five (\$25,000) thousand dollars. The election to assess damages by arbitration shall constitute a waiver by the party making such election of any damages in excess of \$25,000.

(2) Arbitration by Stipulation.

By agreement signed by the parties or their counsel, the parties may agree to submit a case to arbitration. Such agreement shall define the issues and contain such stipulation as to facts, admissions, or waivers of defenses or proofs as are agreed upon.

(3) Exceptions.

These rules shall not apply to the following actions:

- (a) Ejectment
- (b) Quiet Title
- (c) Replevin—except by Order of Court
- (d) Mandamus

- (e) Quo Warranto
- (f) Mortgage Foreclosure
- (g) Actions requiring Equitable or Declaratory Relief
- (4) Compensation of Board.

(a) Each member of a Board of Arbitration shall receive as compensation a fee in an amount as set by the Court from time to time by special order. Where hearings exceed 1/2 day, the arbitrators may petition the Court for additional compensation, which may be granted for cause shown.

(b) In the event that a case shall be settled or withdrawn or otherwise terminated by or between the parties before the board members have attended any hearing, the attorney for the plaintiff(s) in such case shall file a praecipe with the Prothonotary, requesting that the board so appointed be vacated. A copy of the praecipe shall be given to the Court Administrator.

(5) Procedure for Payment.

Where the arbitrators are entitled to a fee, the Prothonotary shall certify to the County Commissioners and to the County Treasurer the names of the members of the Board and an Order for payment. The County Commissioners and Treasurer shall pay the applicable fee to each member of the Board. Such fees shall not be taxed as costs.

Rule 1302. List of Arbitrators. Appointment to Board. Oath.

(1) Eligibility to Serve as Arbitrators.

Only persons actively engaged in the practice of law in Crawford County shall be eligible to serve as arbitrators. For purposes of this rule, persons "actively engaged in the practice of law" are persons who regularly maintain a law office in Crawford County for the practice of law. That shall include part-time assistant public defenders and part-time assistant district attorneys. Excluded are the chief public defender, the district attorney, and full time assistant public defenders and full-time assistant district attorneys. Only persons admitted to the practice of law for at least five (5) years are eligible to serve as chair of the Board of Arbitrators, or as sole arbitrator.

(2) List of Arbitrators.

The Court Administrator shall, on or before January 1 of each year, compile a list of persons eligible to serve as arbitrators and a list of persons eligible to serve as chair of Boards of Arbitrators, or as a sole arbitrator.

(3) Selection of Board.

A party wishing to have an arbitration hearing shall file a Praecipe for Arbitration with the Prothonotary and simultaneously serve a copy on the Court Administrator. A Praecipe for Arbitration shall contain a certificate of service indicating service upon all other parties and the date of service.

(a) Selection Method.

The Court Administrator shall select the first three (3) available attorneys in alphabetical order from the list maintained by the Court Administrator. The first member named who is eligible to be chair shall be chair of the board; or

(b) Sole Arbitrator.

A sole arbitrator may be selected to adjudicate the case by agreement of all parties. The award shall have the

same effect as that of a three (3) person panel. The Court Administrator shall select the sole arbitrator.

(4) Notification of Appointment and Objections.

The Prothonotary shall file the appointment of the Board of Arbitrators and shall deliver a copy thereof to the chair and to each party or their counsel of record. Attorneys must sign their qualifications within five (5) business days after their appointment. The Prothonotary shall approach the President Judge if attorneys have not signed their qualification within said period of time. Any party may object to the composition of the Board of Arbitration at this point only for good cause shown. The filing of such objections shall operate as a stay of proceedings. The party filing such objections shall serve a copy thereof upon all other parties or their counsel and shall give notice of intention to present the objections to Motions Court. Failure to file such objections within five (5) days of delivery of notice of the appointment shall operate as a waiver thereof.

(5) Companion Cases.

The Court Administrator shall appoint the same Board to serve as arbitrators in any companion case.

(6) Vacancies on Board—Prior to Hearing.

An attorney appointed to the Board of Arbitrators who desires to be excused must file a motion with the Prothonotary, with a copy to the Court Administrator, at least ten (10) days prior to the date of the arbitration hearing and must set forth adequate reasons in support of said motion. Upon approval of the motion by the Court, the Court Administrator shall make an appointment to fill that vacancy. Should a member of the Board fail to attend the hearing, a member of the Board shall notify the Court Administrator who shall immediately vacate that appointment and make an appointment to fill that vacancy.

(7) Post-Hearing Vacancies.

Should a vacancy on the Board of Arbitration occur after hearing but before an award is signed by all arbitrators, or should a member of the board fail or refuse to perform his/her duties, the award shall be signed and filed by the remaining members of the Board. If they are unable to agree, they shall notify the Court Administrator who shall appoint a third member. Thereafter, the arbitrators may in their discretion schedule a rehearing for the new Board, which shall thereafter file an award.

Rule 1303. Hearing. Notice.

(1) Scheduling of Hearing.

The Court Administrator shall fix the date, time and place of arbitration hearings, which shall be held within sixty (60) days after appointment of the Board of Arbitrators and shall be held at the Crawford County Court-house.

(2) Notice.

Notice of the hearing shall be in writing and mailed to all unrepresented parties by certified mail, return receipt requested, and counsel for represented parties by regular mail at least thirty (30) days prior to the hearing date, all in accordance with Pa.R.C.P. 1303. Arbitrators shall be notified by regular mail or email.

(3) Continuances.

The Board of Arbitrators shall have the power to grant one continuance for good and sufficient reason before the hearing convenes and shall immediately reschedule the hearing for a time not more than thirty (30) days beyond

the date set for the original hearing. A party requesting further continuances must file a motion with the Court in keeping with Cra.R.C.P. 208.3 governing motions practice.

(4) Compliance with Time Requirements.

The Court expects arbitrators and parties to comply with all time limits governing arbitration. Any arbitrator or party who believes the arbitrators or any other party are not following any time limits or time requirements governing arbitrations may file a motion with the Court for relief. The Court may sanction those who do not comply with the arbitration time requirements.

Rule 1304. Conduct of Hearing. Generally.

The Board or Arbitrators shall have no power to allow amendment of pleadings, the addition or substitution of parties, nor rule on preliminary objections, motions for judgment on the pleadings or motions for summary judgment.

Rule 1305. Conduct of Hearing. Evidence.

(1) Pretrial Exchange of Information.

In all cases subject to compulsory arbitration, the parties shall exchange the following information at least twenty (20) days prior to the arbitration hearing:

(a) A copy of all expert reports, including those from physicians, whom the party expects to call as a witness at the arbitration. These shall include the substance of the facts, findings or opinions of the expert, as well as a summary of the grounds or reasons for each opinion. The report must be signed by the expert.

(b) Names and addresses of all witnesses the party expects to call.

(c) Copies of all exhibits the party intends to use at the arbitration, with the designation of those documents to be produced pursuant to Pa.R.C.P. 1305.

If timely production is not made of any of the information required above, such evidence may be excluded by the arbitrators.

(2) Rulings on Objections.

Initially, all rulings on objections to evidence or on other issues which arise during the hearing shall be made by the Chair of the Board of Arbitrators and such rulings shall be final unless objected to by one of the other arbitrators. In the latter instance, the arbitrators shall consult and vote and the final ruling shall be that of the majority.

(3) Release of Exhibits.

Following the hearing and entry of award, the Chair of the Board of Arbitrators shall release the exhibits to the party that offered them.

Rule 1306. Award.

The arbitrators shall file their award within seven (7) days after the completion of the arbitration hearing. Arbitrators who fail to file the award as required by this rule may forfeit their fees. The arbitrators may consider the subject of damages for delay after an award has been made in accordance with Pa.R.C.P. 238. Any such delay damages shall be added to the principal amount awarded, but shall be separately stated on the report and award.

[Pa.B. Doc. No. 08-2011. Filed for public inspection November 7, 2008, 9:00 a.m.]

LEHIGH COUNTY

**Administrative Order Establishing Standard Conditions of House Arrest and Electronic Monitoring;
No. M-2008; AD-7-2008**

Order

And Now, this 20th day of October, 2008, the within Administrative Order establishing standard conditions for House Arrest and Electronic Monitoring shall become effective 30 days after publication in the *Pennsylvania Bulletin*.

The following conditions, in addition to any other conditions set forth in the sentencing order or mandated by the Lehigh County Probation Department, shall apply to all sentences of House Arrest and Electronic Monitoring imposed by the Criminal Courts of Lehigh County except where specifically and otherwise ordered by the sentencing judge:

1. Follow all curfew restrictions and home detention restrictions as imposed by the Court or supervising probation/parole officer.

2. Remain at your residence at all times unless granted emergency leave authorization by the Lehigh County Adult Probation Department.

3. Not have any optional residential telephone services, including but not limited to call-waiting, call-forwarding, conference calls and *69 service, a facsimile (fax) machine, answering machine or computer modem attached to your telephone. Not use a portable or cordless phone. Limit all calls to ten (10) consecutive minutes.

4. Be responsible for telephone service and all related costs.

5. Not consume any alcoholic beverages.

6. Not have visitors unless pre-approved by your supervising probation/parole officer.

7. If placed on the active system:

A. Permit authorized Lehigh County Adult Probation Department personnel to hook-up a monitoring device, maintain, and inspect said device on your person and in your residence.

B. Be responsible for the equipment used for Electronic Monitoring, and for any damage to or theft of the said equipment. Agree to pay, and pay, the costs of the program.

It Is Further Ordered that seven (7) certified copies of this Order shall be filed with the Administrative Office of Pennsylvania Courts; that two (2) certified copies shall be filed with the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*; that one (1) certified copy shall be filed with the Criminal Procedural Rules Committee of the Supreme Court of Pennsylvania; and that one (1) copy shall be filed with the Clerk of Courts—Criminal of the Court of Common Pleas of Lehigh County.

By the Court

WILLIAM H. PLATT,
President Judge

[Pa.B. Doc. No. 08-2012. Filed for public inspection November 7, 2008, 9:00 a.m.]

LEHIGH COUNTY

Administrative Order Establishing Standard Conditions of Parole; Applicable in all Criminal Cases Where a County Sentence of Imprisonment is Imposed; No. M-2008; AD-6-2008**Order**

And Now, this 20th day of October, 2008, the within Administrative Order establishing standard conditions of county parole shall become effective 30 days after publication in the *Pennsylvania Bulletin*.

The following conditions, in addition to any other conditions set forth in the sentencing order, the Parole Order, or mandated by the Lehigh County Probation Department, shall apply to all sentences which include a period of county parole supervision imposed by the Criminal Courts of Lehigh County except where specifically and otherwise ordered by the sentencing judge:

1. Follow all verbal and written instructions and report in person at such times and places as instructed by the supervising parole officer.
2. Maintain the residence approved by the supervising probation officer and not change that residence without permission from that officer. Report any change of residence to the supervising probation officer within 72 hours prior to moving; and the new address shall be verified by the parole officer.
3. Not leave the Commonwealth of Pennsylvania unless permitted in advance by the supervising parole officer. If arrested in another state while under supervision of the Lehigh County Adult Probation Department, agree to waive extradition and not resist being returned to the Commonwealth of Pennsylvania and the County of Lehigh.
4. Obey all laws. Report any arrest or citation to the supervising parole officer.
5. Refrain from the unlawful possession, use or sale of illegal and prescription drugs.
6. Undergo drug screening as directed by the supervising parole officer.
7. Obtain and maintain employment. Notify the supervising parole officer within 72 hours of any change or loss of employment.
8. Not possess, discharge or have any contact with any firearm or deadly weapon; hunting is prohibited.
9. Not act in any manner which threatens or presents a danger to yourself or others.
10. Make all payments on costs, fines and restitution.
11. Permit the search of your person, property and residence without a warrant by any law enforcement authority to ensure compliance with the terms and conditions of supervision. Any items, the possession of which constitutes a violation, shall be subject to seizure and may be used as evidence in the violation process.
12. Not enter into any agreement to act as a confidential informant for any law enforcement agency without the express written permission of the Lehigh County Adult Probation Department.
13. Obey all other conditions as may be ordered by the Court or the Lehigh County Adult Probation Department.

14. Undergo DNA testing as required by law.

It Is Further Ordered that seven (7) certified copies of this Order shall be filed with the Administrative Office of Pennsylvania Courts; that two (2) certified copies shall be filed with the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*; that one (1) certified copy shall be filed with the Criminal Procedural Rules Committee of the Supreme Court of Pennsylvania; and that one (1) copy shall be filed with the Clerk of Courts—Criminal of the Court of Common Pleas of Lehigh County.

By the Court

WILLIAM H. PLATT,
President Judge

[Pa.B. Doc. No. 08-2013. Filed for public inspection November 7, 2008, 9:00 a.m.]

LEHIGH COUNTY

Administrative Order Establishing Standard Conditions of Probation; Applicable in all Criminal Cases Where a Sentence of County Probation is Imposed; No. M-2008; AD-8-2008**Order**

And Now, this 20th day of October, 2008, the within Administrative Order establishing standard conditions of county probationary sentences shall become effective 30 days after publication in the *Pennsylvania Bulletin*.

The following conditions, in addition to any other conditions set forth in the sentencing order or mandated by the Lehigh County Probation Department, shall apply to all sentences of county probation imposed by the Criminal Courts of Lehigh County except where specifically and otherwise ordered by the sentencing judge:

1. Follow all verbal and written instructions and report in person at such times and places as instructed by the supervising probation officer.
2. Maintain the residence approved by the supervising probation officer and not change that residence without permission from that officer. Report any change of residence to the supervising probation officer within 72 hours prior to moving; and the new address shall be verified by the probation officer.
3. Not leave the Commonwealth of Pennsylvania unless permitted in advance by the supervising probation officer. If arrested in another state while under supervision of the Lehigh County Adult Probation Department, agree to waive extradition and not resist being returned to the Commonwealth of Pennsylvania and the County of Lehigh.
4. Obey all laws. Report any arrest or citation to the supervising probation officer.
5. Refrain from the unlawful possession, use or sale of illegal and prescription drugs.
6. Undergo drug screening as directed by the supervising probation officer.
7. Obtain and maintain employment. Notify the supervising probation officer within 72 hours of any change or loss of employment.

8. Not possess, discharge or have any contact with any firearm or deadly weapon; hunting is prohibited.

9. Not act in any manner which threatens or presents a danger to yourself or others.

10. Make all payments on costs, fines and restitution.

11. Permit the search of your person, property and residence without a warrant by any law enforcement authority to ensure compliance with the terms and conditions of supervision. Any items, the possession of which constitutes a violation, shall be subject to seizure and may be used as evidence in the violation process.

12. Not enter into any agreement to act as a confidential informant for any law enforcement agency without the express written permission of the Lehigh County Adult Probation Department.

13. Obey all other conditions as may be ordered by the Court or the Lehigh County Adult Probation Department.

14. Undergo DNA testing as required by law.

It Is Further Ordered that seven (7) certified copies of this Order shall be filed with the Administrative Office of Pennsylvania Courts; that two (2) certified copies shall be filed with the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*; that one (1) certified copy shall be filed with the Criminal Procedural Rules Committee of the Supreme Court of Pennsylvania; and that one (1) copy shall be filed with the Clerk of Courts—Criminal of the Court of Common Pleas of Lehigh County.

By the Court

WILLIAM H. PLATT,
President Judge

[Pa.B. Doc. No. 08-2014. Filed for public inspection November 7, 2008, 9:00 a.m.]