

THE COURTS

Title 255—LOCAL COURT RULES

PIKE COUNTY

In Re: Booking Center Processing Fee; Administrative Order No. 82-2009 MD

Order

And Now, this 4th day of June, 2009, a county-wide booking center plan having been adopted, it is hereby *Ordered* that anyone placed on probation without verdict pursuant to the provisions of 35 P. S. § 780-117, anyone who received Accelerated Rehabilitative Disposition for, pleads guilty to or nolo contendere to, or is convicted of a crime under 18 Pa.C.S. § 106(a), 75 Pa.C.S. § 3802 (relating to classes of offenses; and driving under influence of alcohol or controlled substance), or a violation of The Controlled Substance Drug Device, and Cosmetic Act (35 P. S. §§ 780-101—780-144) shall be required to pay a booking center fund fee of \$300.

This fee shall be in addition to all other authorized costs and supervision fees and shall be for the purpose of implementing the county-wide booking center plan. The fee collected shall be paid to the County Probation Office pursuant to 42 Pa.C.S.A. § 9728 and deposited into a special central booking center fund established in the county. Moneys in the special fund shall be used solely for the implementation of a county-wide booking center plan and the start-up, operation or maintenance of a booking center.

The Administrative Order of June 17, 2008 filed to No. 84 MD 2008 providing for the collection of a processing fee is hereby vacated on the effective date hereof.

This Order shall become effective July 27, 2009.

By the Court

HONORABLE JOSEPH F. KAMEEN,
President Judge

[Pa.B. Doc. No. 09-1097. Filed for public inspection June 19, 2009, 9:00 a.m.]

PIKE COUNTY

Re: Promulgation of Pike County Local Rule of Civil Procedure 205.2(a); No. 1146-2009-Civil

Order

And Now, this 4th day of June, 2009, the Court *Orders* the following:

1. Local Rule of Civil Procedure 205.2(a) is hereby adopted effective thirty (30) days after publication in the *Pennsylvania Bulletin*;

2. The Court Administrator of the 60th Judicial District is hereby *Ordered* to do the following:

a. File seven (7) certified copies of this *Order* and the pertinent Rules with the Administrative Office of Pennsylvania Courts;

b. File two (2) certified copies and a computer diskette containing this *Order* and the pertinent Rule with the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*;

c. File one (1) certified copy of this *Order* and the pertinent Rule with the Civil Procedural Committee;

d. Provide one (1) copy of this *Order* and the Local Rule to each member of the Pike County Bar Association who maintain an active practice in Pike County; and

e. Keep continuously available for public inspection, copies of this *Order* and the Local Rules.

By the Court

HONORABLE JOSEPH F. KAMEEN,
President Judge

Local Rule 205.2(a). Filing Pleadings and Other Legal Papers with the Prothonotary.

(1) Filing of Documents:

(i) All documents filed in the office of the Prothonotary or Clerk of Courts or Clerk of the Orphans Court shall be endorsed with the day and exact time of filing, which endorsement, in the absence of fraud, accident, or mistake shall be conclusive evidence of such date and time of filing.

(ii) A proposed order shall accompany all motions or other requests for relief requiring action from a Judge.

(iii) No original documents shall be faxed to the office of the Prothonotary or Clerk of Courts or Clerk of the Orphans Court. Facsimiles will not be accepted as original filings, absent specific permission of the Court Administrator's Office.

(2) Form:

(i) All pleading, legal papers, affidavits, or other documents shall be printed in double space on single sided white paper size 8 1/2 by 11 inches and secured by an appropriate metal fastener. The use of a gummed or taped substance is not permitted. All exhibits attached shall be tabbed and labeled.

(ii) No paper shall be filed in any the office of the Prothonotary or Clerk of Courts or Clerk of the Orphans Court unless it is written in ink, clearly legible, printed or typewritten in print no smaller than typewriting with lines (except quotations) not closer than typewriting double spacing; contains the caption of the proceeding, including the name and division of the Court, identifying case number, the names of the parties, the title of the proceeding, and the name of the paper.

(iii) All papers filed shall be endorsed with the name, address, telephone number, original signature and I.D. number of the attorney filing it or the name, address, original signature and telephone number of the party if there is no attorney.

(iv) While the use of backers is not required, it is strongly encouraged as a means to assist the Court in readily identifying and reviewing filed documents.

(v) All exhibits, papers and other documents attached to original pleadings shall be securely affixed at the top.

[Pa.B. Doc. No. 09-1098. Filed for public inspection June 19, 2009, 9:00 a.m.]

SNYDER COUNTY

Adoption of Local Rules; No. MC-13-2009

Order

And Now, this 5th day of June, 2009, it is hereby Ordered as follows:

1. The court hereby adopts the following Local Rules:

17CV1915.4. Prompt Disposition of Custody Cases: Mediation Orientation Session.

(a). In any custody action the parties shall within forty-five (45) days of the date of filing of the pleading raising the custody claim attend the Court-approved mediation orientation session, as provided for in Pa.R.C.P. No. 1940.3 and 17CV1940.3. The mediation orientation session shall be completed before any hearing is scheduled before the Court.

(b) The term "custody action" includes: any action for divorce containing a claim for custody, partial custody, or visitation; any initial action for custody, partial custody, or visitation; any counterclaim for custody, partial custody, or visitation; any petition for modification of an existing custody order; and any petition for contempt in regard to an existing order of custody.

(c) The parties governed by these rules include parents, persons in loco parentis, and grandparents.

(c). At the time of filing of the custody action there shall be submitted to the Court an orientation session Order containing the case caption which shall be substantially in the following form:

MEDIATION ORIENTATION SESSION ORDER

AND NOW, this _____ day of _____, 2_____, it is hereby ORDERED that that the above-named parties shall within ten (10) days of the date of receipt of a copy of this Order contact the Court-approved Mediation Program Administrator at _____ to schedule a mediation orientation session, such session to be conducted within forty-five (45) days of the filing date of the custody pleading accompanying this Order. No hearing shall be scheduled before the Court until the mediation orientation session has been completed.

FAILURE TO COMPLY WITH THE FOREGOING ORDER MAY RESULT IN THE IMPOSITION OF SANCTIONS (INCLUDING A DISMISSAL OF THE CUSTODY ACTION, DENIAL OF A HEARING, OR AWARD OF COUNSEL FEES) AND/OR A FINDING OF CONTEMPT.

BY THE COURT:

(c). After the Mediation Orientation Session Order has been signed by the Court and filed of record the filing party shall, in addition to making service of any pleading filed by the party as required by law, at the same time and in the same manner serve a copy of the said Order on any other party. The filing party shall immediately file a proof of service with the Court. The Court shall be

responsible for sending a copy of the Mediation Orientation Session Order to the Mediation Program Administrator.

(d). Each party shall contact the court-approved Mediation Program Administrator at the phone number set forth in the Mediation Orientation Session Order to schedule their attendance at the orientation session.

17CV1940.3. Order for Orientation Session.

(a). Except as set forth in subsection (e) or otherwise ordered by the Court all parties to a custody action shall participate in a mediation orientation session pursuant to 17CV1915.4. The mediation orientation session shall be completed before any hearing is scheduled before the Court.

(b). A mediation orientation session is an initial meeting between the parties and a qualified mediator which is intended to educate the parties concerning the mediation process so that an informed choice can be made by the parties about participation in mediation. The mediation orientation session shall be considered part of the mediation process and shall be confidential.

(c). The Mediation Program Administrator shall immediately notify the Court upon the occurrence of any of the following events:

(1). A party fails to contact the Mediation Program Administrator within the ten (10) day period provided in the Mediation Orientation Session Order;

(2). A party does not appear for a scheduled orientation session;

(3). The parties are unable to complete either the orientation session or mediation.

(e). No orientation session shall be required if a party or a child of a party is or has been the subject of domestic violence or child abuse by another party either during the pendency of the custody action or within 24 months preceding the filing of the custody action.

17CV1940.5. Duties of the Mediator.

(a). All mediation communications and mediation documents, as those terms are defined in 42 Pa.C.S.A. § 5949, are privileged.

(b). No party, mediator, or other person who participates in mediation may be called as a witness, or otherwise compelled to reveal any matter disclosed in mediation.

2. The rule shall become effective thirty (30) days after publication in the *Pennsylvania Bulletin*.

3. The Court Administrator of the 17th Judicial District is ordered and directed to do the following:

3.1. File seven (7) certified copies of this Order and of the pertinent Rules with the Administrative Office of Pennsylvania Courts.

3.2. File two (2) certified copies and a computer diskette containing this Order and the pertinent Rule with the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*.

3.3. File one (1) certified copy of this Order and the pertinent Rule with the Civil Procedural Rules Committee.

3.4. Provide one (1) copy of this Order and the Local Rule to each member of the Union-Snyder County Bar Association who maintains an active practice in Union or Snyder Counties.

3.5. Keep continuously available for public inspection, copies of this Order and the Local Rules.

By the Court

HAROLD F. WOELFEL, Jr.,
President Judge

[Pa.B. Doc. No. 09-1099. Filed for public inspection June 19, 2009, 9:00 a.m.]

SUPREME COURT

Accreditation of the National Board of Trial Advocacy as a Certifying Organization; No. 29; Disciplinary Rules; Doc. No. 1

Order

And Now, this 1st day of June, 2009, the term of accreditation of the National Board of Trial Advocacy as a certifying organization in the area of Family Law Advocacy, which expires on June 1, 2009, is hereby extended until July 31, 2009.

RONALD D. CASTILLE,
Chief Justice

[Pa.B. Doc. No. 09-1100. Filed for public inspection June 19, 2009, 9:00 a.m.]

Investment Advisory Board; Request for Proposals for Manager of Managers Investment Services

The Supreme Court of Pennsylvania, through its Investment Advisory Board (IAB), plans to issue a request for proposal (RFP) for investment services. The RFP will

cover the investment operations of four court-appointed boards operating independently of each other, within the purview of the Supreme Court. The Supreme Court has consolidated the investment activity of the boards to maximize overall investment returns, reduce investment costs and increase operating efficiencies. The purpose of this notice is to determine your firm's interest in responding to the soon-to-be-released RFP for a manager of managers.

The Manager of Managers services being sought include the following:

- Consistent with the approved investment policy, manage the consolidated investment portfolio on a discretionary basis to outperform relevant benchmarks.
- Provide monthly, quarterly and annual reports to the IAB on net investment performance of the consolidated investment portfolio and its segments compared to relevant benchmarks.
- Make periodic recommendations to the IAB to include but not limited to modifications of the current investment policy, strategy and asset allocation.

The consolidated portfolio size ranges between \$20—30 million. Source of funds are attorney assessments and fees for service. Offices of the four boards are located in the Harrisburg, PA area.

Persons interested in receiving a copy of the RFP should contact by letter the Administrative Office of the Pennsylvania Courts, P. O. Box 719, Mechanicsburg, PA 17055, Attention IAB-RFP or IAB-RFP@pacourts.us, by July 13, 2009.

MANUEL STAMATAKIS,
Chairperson

[Pa.B. Doc. No. 09-1101. Filed for public inspection June 19, 2009, 9:00 a.m.]
