

THE COURTS

Title 255—LOCAL COURT RULES

DAUPHIN COUNTY

Promulgation of Local Rules; No. 1793 S 1989

Order

And Now, this 20th day of April 2015, Dauphin County Local Rules of Civil Procedure 1920.51(2) and 1920.51(3)(c) are amended as follows and Dauphin County Local Rules of Civil Procedure 1920.74(a) and 1920.74(b) are promulgated as follows:

1920.51. Equitable Distribution, Divorce, Annulment, Alimony Pendente Lite, Alimony, Counsel Fees, Costs and Expenses.

(2) An original and a copy of the Motion for Appointment of Master shall be filed with the Prothonotary, together with the administrative fee of \$150.00 unless this fee has already been paid. The Motion for Appointment of Master shall be in form prescribed by [Pa.R.C.P. 1920.74] Dauphin County Local Rule 1920.74(a).

(3)(c) A proposed Order **appointing the Master and scheduling a Preliminary Conference [with the Divorce Master] in the form prescribed by Dauphin County Local Rule 1920.74(b).**

1920.74(a). Form—Motion for Appointment of Master.

[CAPTION]

(ATTORNEY FOR MOVING PARTY) (SELF-REPRESENTED MOVING PARTY):

Name: _____

Address: _____

Phone: _____

FAX: _____

E-Mail: _____

(ATTORNEY FOR NON-MOVING PARTY) (SELF-REPRESENTED NON-MOVING PARTY):

Name: _____

Address: _____

Phone: _____

FAX: _____

E-Mail: _____

MOTION FOR APPOINTMENT OF MASTER

_____, PLAINTIFF/DEFENDANT,
moves the court to appoint the master with respect to all claims raised of record and in support of the motion states:

1. The plaintiff's current mailing address is

2. The defendant's current mailing address is

3. The respondent (has) (has not) appeared in the action (personally) (by his/her attorney _____, Esquire).

4. The statutory ground(s) for divorce (is) (are):

5. Discovery (is) (is not) complete.

Submitted By:

Date: _____

1920.74(b). Form—Order Appointing Master and Scheduling Preliminary Conference.

[CAPTION]

ORDER

AND NOW, this _____ day of _____, 20____, the Motion of Appointment of Master is GRANTED and Cindy S. Conley, Esquire is appointed as Master.

A Preliminary Conference is scheduled for both parties and their attorneys on _____, 20____ at _____ M. in Conference Room 2 on the 7th Floor of the Juvenile Justice Center, 25 S. Front Street, Harrisburg, Pennsylvania 17101.

If economic claims have been raised of record in this case, to the extent not already filed, the non-moving party shall have ten (10) days from the date of this Order to file the documents required by Pa.R.C.P. 1920.31(a) and Pa.R.C.P. 1920.33(a). Failure to file the required documents may subject the offending party to sanctions as provided in those rules.

BY THE COURT:

PER CURIAM.

DISTRIBUTION:

These amendments shall be effective thirty days after publication in the *Pennsylvania Bulletin*.

By the Court

RICHARD A. LEWIS,
President Judge

[Pa.B. Doc. No. 15-854. Filed for public inspection May 8, 2015, 9:00 a.m.]

LEHIGH COUNTY

Firearm and Tool Mark Laboratory Fees; 39-AD-1-2015

Administrative Order

And Now this 20th day of April, 2015, it is *Hereby Ordered*, pursuant to 16 P.S. § 1403 and 42 Pa.C.S.A. § 1725.3, any person who pleads guilty or nolo contendere, who is convicted, or who is placed in any diversionary program (i.e. ARD) for any criminal offense shall, in addition to any fines, penalties or costs, in every case where the Lehigh County Firearms & Tool Mark Laboratory services were utilized to prosecute the offense, be sentenced to pay a laboratory fee as listed. The fees so collected shall be paid into the General Fund of the County of Lehigh, but separately identified in the County's records so that the amounts collected during any given period can be readily ascertained.

1. Administrative handling—\$45
2. Bullet Comparison—\$200
3. Cartridge Case Comparison—\$176
4. Discharged Bullets with List of Possible Makes of Discharged Arms—\$126
5. Determination of Distance: Shot Pattern—\$301
6. Determination of Distance: Gunpowder/Primer Residue—\$401
7. Firearm Functionality—\$100
8. Glass Analysis: Bullet Direction/Sequence—\$602
9. Serial Number Restoration—\$200
10. Identification: Shot Pellet Size—\$151
11. Shotshell Wads: Manufacturer and Gauge—\$148
12. Toolmarks—\$669
13. Cartridge Case Ejection Patterns—\$200

It Is Ordered that this Administrative Order shall be effective thirty (30) days after publication thereof in the *Pennsylvania Bulletin*, and shall govern all matters then pending.

It Is Further Ordered that in accordance with Pa.R.Crim.P. 105, the Court Administrator of Lehigh County shall:

- (a) File one (1) certified copy hereof with the Administrative Office of the Pennsylvania Courts;
- (b) Distribute two (2) certified copies hereof and one (1) CD-Rom copy that complies with the requirements of Pa. Code § 13.11(b), with the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*;
- (c) File one (1) certified copy hereof with the Criminal Procedural Rules Committee;
- (d) Publish one (1) copy of this Order on the United Judicial System's website at: <http://ujportal.pacourts.us/localrules/ruleselection.aspx>;
- (e) Supervise the distribution hereof to all Judges of this Court.

By the Court

CAROL K. MCGINLEY,
President Judge

[Pa.B. Doc. No. 15-855. Filed for public inspection May 8, 2015, 9:00 a.m.]

SCHUYLKILL COUNTY

Amend Criminal Rule of Procedure 571 Arraignment; AD 40-15

Order of Court

And Now, this 23rd day of April, 2015 at 1:15 p.m., Schuylkill County Criminal Rule of Procedure, Rule 571, Arraignment, is amended for use in the Court of Common Pleas of Schuylkill County, Pennsylvania, Twenty-First Judicial District, Commonwealth of Pennsylvania, effective thirty days after publication in the *Pennsylvania Bulletin*.

The Clerk of Courts of Schuylkill County is Ordered and Directed to do the following:

- 1) File seven (7) certified copies of this Order and Rules with the Administrative Office of the Pennsylvania Courts.
- 2) Forward two (2) certified copies of this Order and Rule and a CD-ROM containing the text of the local rules to the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*.
- 3) Forward one (1) certified copy of this Order and Rules with the Pennsylvania Criminal Procedural Rules Committee.
- 4) Forward one (1) copy to the Schuylkill County Law Library for publication in the *Schuylkill Legal Record*.
- 5) Copies shall be kept continuously available for public inspection in the Office of the Schuylkill County Clerk of Courts and the Schuylkill County Law Library.

It is further *Ordered* that said rule as it existed prior to the amendment is hereby repealed and annulled on the effective date of said rule as amended, but no right acquired thereunder shall be disturbed.

By the Court

WILLIAM E. BALDWIN,
President Judge

Rule 571. Arraignment.

The Court will notify the District Attorney of the dates and times when it will be available for the arraignment of defendants. The District Attorney shall provide the Court and the Public Defender with the defendants' names and docket numbers for the cases to be called for arraignment on a specific date. At the same time, the District Attorney shall serve a copy of the Information on the defendant in accordance with Pa.R.Crim.P. 576(B). The District Attorney shall file the Information within ten (10) days preceding the date of arraignment. The Court will issue to each defendant a Notice of the date and time of arraignment.

If a defendant who is represented by counsel desires to waive appearance at arraignment, the defendant and the defendant's attorney shall execute and file a waiver of arraignment. The waiver of arraignment can be completed at the preliminary hearing by the defendant and the defendant's attorney executing the form provided for that purpose by the Magisterial District Judge, and said form shall be returned to Court with the transcript of the case. The date of arraignment will begin the running of the time for the exercise of the defendant's pre-trial rights. Presentation by counsel of a waiver of arraignment to the Magisterial District Judge shall constitute an entry of appearance pursuant to Pa.R.Crim.P. 120(A)(3).

If the defendant does not waive arraignment, the defendant and the defendant's attorney must attend the arraignment at the date and time set forth in the Notice from the Court.

The Public Defender shall assign an Assistant Public Defender to represent those defendants who are not represented by counsel. Such representation shall be solely for the purpose of arraignment and shall not constitute an entry of appearance.

If a defendant fails to appear for arraignment and has not waived arraignment, the Court may issue a bench warrant for the defendant.

[Pa.B. Doc. No. 15-856. Filed for public inspection May 8, 2015, 9:00 a.m.]

WYOMING COUNTY

Central Booking Fee; No. 2015-467

Administrative Order No. 40

And Now, the 24th day of April, 2015, pursuant to the adoption and approval of a countywide booking center plan as required by 42 Pa.C.S.A. § 1725.5,

It Is Ordered that effective thirty (30) days after publication in the *Pennsylvania Bulletin*, every adult person shall be assessed a central booking fee of two hundred (\$200.00) dollars as follows:

1. Any person who is placed on probation without verdict pursuant to Section 17 of the Act of April 14, 1972 (P. L. 233, No. 64) known as The Controlled Substance, Drug, Device and Cosmetic Act.

2. Any person who receives Accelerated Rehabilitative Disposition for, pleads guilty to or nolo contendere to or is convicted of a crime under 18 Pa.C.S.A. § 106(a) (relating to classes of offenses), 75 Pa.C.S.A. § 3802 (relating to

driving under influence of alcohol or controlled substance), and a violation of The Controlled Substance, Drug, Device and Cosmetic Act.

It Is Further Ordered that all juvenile delinquent offenders shall be assessed a cost of twenty-five (\$25.00) dollars for said electronic fingerprints and photos and private citizens shall be assessed a cost of ten (\$10.00) dollars for all non-criminal electronic fingerprints taken. All Megan law registrants shall not be assessed any electronic fingerprint or photo fee.

The Wyoming County District Court Administrator is ordered and directed to do the following:

1. File one (1) certified copy of the Administrative Order with the Administrative Office of Pennsylvania Courts.

2. Distribute two (2) certified copies and one CD-ROM to the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*.

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

4. File one (1) certified copy with the Juvenile Court Procedural Rules Committee.

5. File one (1) copy with the Prothonotary/Clerk of Court of the 44th Judicial District. Said Administrative Order shall be posted on the Court website of the 44th Judicial District and shall be available for public inspection and copying in the office of the Prothonotary/Clerk of Courts upon request and payment of reasonable costs or reproduction and mailings.

6. Forward one (1) copy to the Wyoming County Law Library.

By the Court

RUSSELL D. SHURTLEFF,
President Judge

[Pa.B. Doc. No. 15-857. Filed for public inspection May 8, 2015, 9:00 a.m.]
