

THE COURTS

Title 204—JUDICIAL SYSTEM GENERAL PROVISIONS

PART VII. ADMINISTRATIVE OFFICE OF PENNSYLVANIA COURTS

[204 PA. CODE CH. 211]

Judicial Salaries

Annex A

TITLE 204. JUDICIAL SYSTEM GENERAL PROVISIONS

PART VII. ADMINISTRATIVE OFFICE OF PENNSYLVANIA COURTS

CHAPTER 211. CONSUMER PRICE INDEX AND JUDICIAL SALARIES

§ 211.1a. Consumer Price Index—judicial salaries.

The Court Administrator of Pennsylvania reports that the percentage change in the Philadelphia-Wilmington-Atlantic City, PA-DE-NJ-MD, Consumer Price Index for All Urban Consumers (CPI-U) for the 12-month period ending October 2021, was 5.6 percent (5.6%). (See U.S. Department of Labor, Bureau of Labor Statistics, Consumer Price Index, Wednesday, November 10, 2021.)

§ 211.2. Judicial salaries effective January 1, 2022.

The annual judicial salaries for calendar year beginning January 1, 2022 will be adjusted by a cost-of-living factor.

(a) *Supreme Court.*

(1) The annual salary of a justice of the Supreme Court shall be \$227,080.

(2) The annual salary of the Chief Justice of the Supreme Court shall be \$233,688.

(b) *Superior Court.*

(1) The annual salary of a judge of the Superior Court shall be \$214,261.

(2) The annual salary of the President Judge of the Superior Court shall be \$220,866.

(c) *Commonwealth Court.*

(1) The annual salary of a judge of the Commonwealth Court shall be \$214,261.

(2) The annual salary of the President Judge of the Commonwealth Court shall be \$220,866.

(d) *Courts of common pleas.*

(1) The annual salary of a judge of the court of common pleas shall be \$197,119.

(2) The annual salaries of the president judges of the courts of common pleas shall be in accordance with the following schedule:

(i) Allegheny County, \$200,423.

(ii) Philadelphia County, \$201,084.

(iii) Judicial districts having six or more judges, \$198,837.

(iv) Judicial districts having five or fewer judges, \$197,979.

(v) Administrative judges of the divisions of the Court of Common Pleas of Philadelphia County with six or more judges, \$198,837.

(vi) Administrative judges of the divisions of the Court of Common Pleas of Philadelphia County with five or fewer judges, \$197,979.

(vii) Administrative judges of the divisions of the Court of Common Pleas of Allegheny County with six or more judges, \$198,837.

(viii) Administrative judges of the divisions of the Court of Common Pleas of Allegheny County with five or fewer judges, \$197,979.

(e) *Philadelphia Municipal Court.*

(1) The annual salary of a judge of the Philadelphia Municipal Court shall be \$192,558.

(2) The annual salary of the President Judge of the Philadelphia Municipal Court shall be \$195,533.

(g) *Magisterial district judge.* The annual salary of a magisterial district judge shall be \$98,565.

(h) *Senior judges.* The compensation of the senior judges pursuant to 42 Pa.C.S. § 4121 (relating to assignment of judges) shall be \$611 per day. In any calendar year the amount of compensation which a senior judge shall be permitted to earn as a senior judge shall not when added to retirement income paid by the Commonwealth for such senior judge exceed the compensation payable by the Commonwealth to a judge then in regular active service on the court from which said senior judge retired. A senior judge who so elects may serve without being paid all or any portion of the compensation provided by this section.

[Pa.B. Doc. No. 21-1952. Filed for public inspection November 24, 2021, 9:00 a.m.]

Title 210—APPELLATE PROCEDURE

PART I. RULES OF APPELLATE PROCEDURE

[210 PA. CODE CH. 17]

Order Amending Rule 1702 of the Pennsylvania Rules of Appellate Procedure; No. 296 Appellate Procedural Rules Doc.

Order

Per Curiam

And Now, this 10th day of November, 2021, upon the recommendation of the Appellate Court Procedural Rules Committee; the proposal having been published for public comment at 51 Pa.B. 1503 (March 20, 2021):

It is Ordered pursuant to Article V, Section 10 of the Constitution of Pennsylvania that Rule 1702 of the Pennsylvania Rules of Appellate Procedure is amended in the following form.

This Order shall be processed in accordance with Pa.R.J.A. 103(b) and shall be effective January 1, 2022.

Annex A

TITLE 210. APPELLATE PROCEDURE

PART I. RULES OF APPELLATE PROCEDURE

ARTICLE II. APPELLATE PROCEDURE

CHAPTER 17. EFFECT OF APPEALS;
SUPERSEDEAS AND STAYS

IN GENERAL

Rule 1702. Stay Ancillary to Appeal or Review.

[(a) *General rule.*—Applications for relief under this chapter will not be entertained by an appellate court or a judge thereof until after a notice of appeal has been filed in the trial court or a petition for review or petition for specialized review has been filed.

(b) *Proceedings on petition for allowance of appeal, petition for permission to appeal, or petition for specialized review.*—Applications for relief under this chapter may be made without the prior filing of a petition for allowance of appeal, petition for permission to appeal, or petition for specialized review, but the failure to effect timely filing of such a petition, or the denial of such a petition, shall automatically vacate any ancillary order entered under this chapter. In such a case, the clerk of the court in which the ancillary order was entered shall, on *praecipe* of any party to the matter, enter a formal order under this rule vacating such ancillary order.

(c) *Supreme Court review of appellate court supersedeas and stay determinations.*—No appeal, petition for allowance of appeal, petition for review, or petition for specialized review need be filed in the Supreme Court in connection with an application under Pa.R.A.P. 3315.

Official Note: In any instance in which a party seeks a stay or *supersedeas* from a trial court or government unit, that party can seek relief from the appellate court that has jurisdiction of the matter and can seek review of that intermediate appellate court's decision from the Supreme Court.]

(a) *Right of appeal or review.*—When a party has an appeal as of right, a party may seek relief under this chapter after the filing of a notice of appeal, a petition for review, or a petition for specialized review.

(b) *Discretionary appeal or review.*—When a party intends to pursue discretionary appellate review, the party may seek relief under this chapter prior to the filing of a petition for allowance of appeal or a petition for permission to appeal.

(1) The failure to timely file such petition, or its denial, shall operate to vacate any ancillary order entered under this chapter.

(2) Any party thereafter may file a *praecipe* with the prothonotary or the clerk of the court in which the ancillary order was entered directing entry of a formal order vacating such ancillary order.

(c) *Supreme Court review of appellate court supersedeas and stay determinations.*—No appeal, petition for allowance of appeal, petition for review, or petition for specialized review need be filed in the Supreme Court in connection with an application under Pa.R.A.P. 3315.

Official Note: Relief sought from an appellate court should be in the form of an application in accordance with Pa.R.A.P. 123 and Pa.R.A.P. 1703.

Paragraph (a) reflects the requirement that when an appellant has a right of appeal or review, the notice of appeal, or petition for review or specialized review must be filed before the application seeking a stay is filed pursuant to Pa.R.A.P. 1732(a) (Application for Stay or Injunction Pending Appeal) or Pa.R.A.P. 1781(a) (Stay Pending Action on Petition for Review or Petition for Specialized Review). Stays pending the outcome of post-trial or post-sentence motions are not governed by this chapter. See, e.g., Pa.R.C.P. 227.1 (Post-Trial Relief); Pa.R.Crim.P. 720 (Post-Sentence Procedures; Appeal).

[Pa.B. Doc. No. 21-1953. Filed for public inspection November 24, 2021, 9:00 a.m.]

DISCIPLINARY BOARD OF THE SUPREME COURT

Notice of Disability Inactive

Notice is hereby given that Paul David Hunt having been placed on Disability Inactive status with the District of Columbia Court of Appeals; the Supreme Court of Pennsylvania issued an Order dated November 12, 2021 placing Paul David Hunt on Disability Inactive in this Commonwealth. 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*.

MARCEE D. SLOAN,
Board Prothonotary

[Pa.B. Doc. No. 21-1954. Filed for public inspection November 24, 2021, 9:00 a.m.]

SUPREME COURT

Duty Assignment Schedule for Emergency Petitions in the Year 2022; No. 560 Judicial Administration Doc.

Order

Per Curiam:

And Now, this 10th day of November, 2021, the emergency duty assignment for the year 2022, is herewith adopted.

January	Justice Debra Todd	(Eastern District)
	Justice David Wecht	(Western District)
February	Justice Christine Donohue	(Eastern District)

	Justice Sallie Updyke Mundy	(Western District)
March	Justice Kevin Dougherty	(Eastern District)
	Justice P. Kevin Brobson	(Western District)
April	Justice David Wecht	(Eastern District)
	Justice Debra Todd	(Western District)
May	Justice Sallie Updyke Mundy	(Eastern District)
	Justice Christine Donohue	(Western District)
June	Justice P. Kevin Brobson	(Eastern District)
	Justice Kevin Dougherty	(Western District)
July	Justice Debra Todd	(Eastern District)
	Justice David Wecht	(Western District)
August	Justice Christine Donohue	(Eastern District)
	Justice Sallie Updyke Mundy	(Western District)
September	Justice Kevin Dougherty	(Eastern District)
	Justice P. Kevin Brobson	(Western District)
October	Justice David Wecht	(Eastern District)
	Justice Debra Todd	(Western District)
November	Justice Sallie Updyke Mundy	(Eastern District)
	Justice Christine Donohue	(Western District)
December	Justice P. Kevin Brobson	(Eastern District)
	Justice Kevin Dougherty	(Western District)

[Pa.B. Doc. No. 21-1955. Filed for public inspection November 24, 2021, 9:00 a.m.]

SUPREME COURT

Schedule of Holidays for Year 2023 for Staffs of the Appellate Courts and the Administrative Office of Pennsylvania Courts; No. 559 Judicial Administration Doc.

Order

Per Curiam:

And Now, this 10th day of November, 2021, it is hereby ordered that the following paid holidays for calendar year 2023 will be observed on the dates specified below by all employees of the appellate courts and the Administrative Office of Pennsylvania Courts:

January 02, 2023	New Year's Day Observed
January 16, 2023	Martin Luther King, Jr. Day
February 20, 2023	Presidents' Day
April 07, 2023	Good Friday
May 29, 2023	Memorial Day
June 19, 2023	Juneteenth
July 04, 2023	Independence Day
September 04, 2023	Labor Day
October 09, 2023	Columbus Day
November 10, 2023	Veterans' Day Observed
November 23, 2023	Thanksgiving Day
November 24, 2023	Day after Thanksgiving
December 25, 2023	Christmas Day

[Pa.B. Doc. No. 21-1956. Filed for public inspection November 24, 2021, 9:00 a.m.]

SUPREME COURT

Sessions of the Supreme Court of Pennsylvania for the Year 2023; No. 558 Judicial Administration Doc.

Order

Per Curiam:

And Now, this 10th day of November, 2021, it is ordered that the argument/administrative sessions of the Supreme Court of Pennsylvania shall be held in the year 2023 as follows:

Philadelphia (Administrative Session)	January 31st
Philadelphia	March 6th through March 10th
Harrisburg (Administrative Session)	March 21st
Pittsburgh	April 17th through April 21st
Harrisburg	May 22nd through May 26th
Pittsburgh (Administrative Session)	June 6th
Philadelphia	September 11th through September 15th
Pittsburgh	October 16th through October 20th
Harrisburg	November 27th through December 1st

Additional argument/administrative sessions may be scheduled as the Court deems necessary.

[Pa.B. Doc. No. 21-1957. Filed for public inspection November 24, 2021, 9:00 a.m.]

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