

THE COURTS

Title 255—LOCAL COURT RULES

BUTLER COUNTY

Clerk of Courts’ Schedule of Fees and Costs; Miscellaneous; Administrative Doc. No. 1-2021

Order of Court

And Now, this 19th day of January, 2021, upon consideration of the Clerk of Courts’ Petition to Increase Fees and Costs Pursuant to 42 Pa.C.S.A. § 1725.4 *It Is Hereby Ordered, Adjudged and Decreed*, that:

1. The revised fee schedule submitted by the Clerk of Courts of Butler County, Pennsylvania, a copy of which follows hereto and incorporated herein, is approved.
2. The revised fee schedule approved by this Order of Court shall be effective on May 1, 2021.
3. The Clerk of Courts is hereby directed to immediately cause the publication of the revised fee schedule in the *Butler County Legal Journal* once a week for two (2) successive weeks, and to file a copy of the Proof of Publication of the advertisement at the above term and docket number.
4. The Clerk of Courts shall file one (1) certified copy hereof with AOPC and distribute two (2) certified copies plus a diskette to the Legislative Reference Bureau for publication in the *PA Bulletin*.
5. The Clerk of Courts is to distribute a copy of the fee schedule to each of the Judges of the Court of Common Pleas of Butler County and to the Butler County Bar Association.
6. Nothing contained herein shall prevent this Court to further revise the fee schedule approved by this Order of Court upon proper application made in accordance with law.

By the Court

WILLIAM R. SHAFFER,
Judge

Clerk of Courts’ Petition to Increase Fees and Costs Pursuant to 42 Pa.C.S. § 1725.4

And Now, comes Lisa Weiland Lotz, Clerk of Courts of Butler County, by and through Leo M. Stepanian II, Esquire, Solicitor, and respectfully petitions this Court as follows:

1. Petitioner is the duly elected Clerk of Courts of the Common Pleas Court of Butler County, Pennsylvania.
2. Butler County is a county of the fourth class.
3. Act 36 of 2000 provides in pertinent part:
The amount of any fee or charge increased pursuant to paragraph (1) may be increased every three years, provided that the amount of the increase may not be greater than the percentage of increase in the Consumer Price Index for Urban Workers for the immediate three years preceding the last increase in the fee or charge.

42 Pa.C.S. § 1725.4

4. The Clerk of Courts last sought approval for and this Court last granted approval for an increase in the fees and costs charged by the Clerk of Courts in May 2018.

5. Pursuant to 42 Pa.C.S. § 1725.4(a)(2), the Clerk of Courts may request, and the President (Administrative) Judge may approve, an increase in the fees and costs charged by the Clerk of Courts based upon the increase in the Consumer Price Index for the period from July 2015 to June 2018.

6. Based upon the Consumer Price Index for Urban Workers (Wage Earners and Clerical Workers), the Consumer Price Index has increased 5.59% (July 2015 to June 2018).

7. Following hereto as Exhibit “A” is a proposed fee bill for the Clerk of Courts of Butler County, Pennsylvania that takes into account the increase in the Consumer Price Index as previously set forth.

Wherefore, the Clerk of Courts of Butler County, Pennsylvania respectfully requests this honorable Court to authorize and adopt the schedule of fees and costs as proposed hereby.

LEO M. STEPANIAN, II,
Solicitor for the Clerk of Courts

Exhibit “A”

BUTLER COUNTY CLERK OF COURTS’ FEE BILL (Effective May 1, 2021)

Criminal Filings

Misdemeanor and Felony Case During or After Trial.....	232.50
Misdemeanor and Felony Case Before Trial (Plea or ARD).....	173.75
Summary Case.....	35.75
Juvenile Case.....	23.00

Appeal Fees

Summary Appeal/Nunc Pro Tunc Filing Fee (Non-Refundable).....	64.50
Appellate Court Appeal (Payable to Clerk of Courts).....	70.00
Appellate Court Appeal (Check Payable to Superior/Supreme/Cw. Court).....	Current Rate
Liquor Control Board Appeals.....	23.00

Bench Warrant/Bail Related Fees

Processing all types.....	23.00
Fee per dollar, for the first \$1,000—.05775	57.75
Fee per dollar, for each additional \$1,000—02	20.00
Bail Forfeiture	23.00
Bail Piece (Includes Certified Copy to Bondsman)	35.75
Bench Warrant (Includes Certified Copy to Sheriff)	35.75

Miscellaneous Filings/Fees

Automation Fee (All initiations—42 Pa.C.S.A. 1725.4(b))	5.00
Certified Copy	11.75
Constable - Bond/Oath/I.D. Card	23.00
Copies (per page).....	0.50
Criminal Search (per name).....	23.00
Exemplifications.....	23.00
Expungement (per case)	77.75
Facsimile (fax) Fee	6.00
NSF Check/Cancelled Money Order/Credit-Debit Card Reversals	25.00
Private Detective (Individual) Bond/Oath per year	100.00
Private Detective (Corporate) Bond/Oath per year	150.00
Miscellaneous Case	23.00
Road Docket	23.00
Subpoenas	5.00
File Retrieval From Iron Mountain	Current Rate

[Pa.B. Doc. No. 21-151. Filed for public inspection January 29, 2021, 9:00 a.m.]

Title 255—LOCAL COURT RULES

LANCASTER COUNTY

**Amendment of Local Rule of Civil Procedure;
CI-20-00089**

Administrative Order

And Now, this 6th day of January 2021, it is hereby Ordered that the following Local Rule of Civil Procedure of the Court of Common Pleas of the 2nd Judicial District of Pennsylvania, Lancaster County, is amended as indicated, to be effective thirty (30) days after publication in the *Pennsylvania Bulletin*.

The Lancaster County District Court Administrator is Ordered to do the following:

1. File one (1) copy to the Administrative Office of Pennsylvania Courts via email to adminrules@pacourts.us.
2. File two (2) paper copies and one (1) electronic copy in a Microsoft Word format only to bulletin@palrb.us with the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*.
3. Publish these Rules on the Lancaster County Court website at www.court.co.lancaster.pa.us.
4. Incorporation of the local rule into the set of local rules on www.court.co.lancaster.pa.us within thirty (30) days after the publication of the local rule in the *Pennsylvania Bulletin*.

5. File one (1) copy of the local rule in the appropriate filing office for public inspection and copying.

By the Court

DAVID L. ASHWORTH,
President Judge

Rule 208.3(c). Discovery Motions Court.

A. Purpose of Rule. It is the intention of this Rule that discovery motion practice be expedited and that discovery motions and responses be concise.

B. Discovery Motions Judge. Every discovery motion shall be presented to the Discovery Motions Judge. Discovery Motions Court shall be held at 1:30 p.m. on Friday afternoons as scheduled by the Discovery Motions Judge. The District Court Administrator shall publish notice of the location, dates, times, and cases listed for Discovery Motions Court on the Court Case Schedule (<http://courtccl.co.lancaster.pa.us/CourtAdmin.Public/>).

C. Contents of Motion. Every discovery motion shall contain the following:

1. A concise statement describing the nature of the case.
2. A concise statement of the status of any discovery procedure involved.
3. A copy of the discovery request and response, if any, in dispute.
4. A statement of the relief requested and a citation to the statute, procedural rule or other authority for the relief requested.

5. A statement identifying all other parties and their counsel, with mailing addresses, telephone numbers and email addresses.

6. If necessary, a request for the suspension of discovery until the dispute is resolved.

7. A certification that the parties, after reasonable effort, are unable to resolve the dispute.

8. A proposed rule or order.

D. Notice and Service.

1. A copy of the discovery motion, along with notice of when it will be presented, shall be served upon all parties no later than 5:00 p.m. on the Tuesday preceding the scheduled court date. Discovery motions shall not be filed or presented to the Court in any fashion other than to the Discovery Motions Judge. The moving party shall present an original and one copy of the motion to the Court.

2. If service of the motion is made by first class mail, the mailing must be postmarked no later than Friday preceding the scheduled court date. In the event of a Monday holiday, service, if sent by mail, shall be postmarked by the preceding Thursday. Hand delivery of the motion may be made until 5:00 p.m. on the Tuesday preceding the scheduled court date. The parties may serve discovery motions by email, provided that receipt of the email by all other parties is confirmed by the serving party. The serving party shall attach proof of service to the discovery motion. Failure to serve the motion and notice shall be grounds for dismissal.

E. Briefs. Briefs are not permitted unless directed by the Court.

F. Responses. Any party may submit a response to the discovery motion. The response shall not exceed five pages. The response shall be presented to the Court and served on all parties or their counsel on the scheduled court date. Affidavits, discovery responses, references to depositions, transcripts or other documents responsive to the discovery motion shall not be included in the response but may be referenced during oral argument.

G. Scheduling. Arguments on discovery motions shall be scheduled at ten minute intervals. Counsel seeking to list a motion for argument shall contact the Discovery Motions Judge chambers no later than **[5:00 p.m.] noon** on the Tuesday immediately preceding the re-

quested court date **by telephone or email to** dmc@co.lancaster.pa.us. The assignment of all discovery motions to an argument date and time will be made by the Discovery Motions Judge. A list of cases scheduled for argument **[will be sent via email by the Discovery Motions Judge by the close of business on the Wednesday preceding the scheduled argument date to all parties or their counsel]** may be viewed on the Court's online Case Scheduling Calendar (<http://courtcal.co.lancaster.pa.us/CourtAdmin.Public/>).

H. Filing. All orders signed in the courtroom shall be returned to counsel for filing with the Prothonotary. It shall be the responsibility of the attorney receiving the order to promptly file the order and receive a date stamped copy. Orders shall not be effective and enforceable until they are clocked in and docketed by the Prothonotary. If the discovery motions court does not rule on a matter in the courtroom but instead chooses to take the matter under advisement, chambers shall ensure the filing of any subsequent order.

[Pa.B. Doc. No. 21-152. Filed for public inspection January 29, 2021, 9:00 a.m.]

DISCIPLINARY BOARD OF THE SUPREME COURT

Notice of Suspension

By Order of the Supreme Court of Pennsylvania dated January 15, 2021, Larry Elliott Klayman (# 54628), whose registered office address is in Washington, DC, is suspended from the practice of law in this Commonwealth for a period of ninety days, effective February 14, 2021. 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. 21-153. Filed for public inspection January 29, 2021, 9:00 a.m.]