

THE COURTS

Title 255—LOCAL COURT RULES

LEHIGH COUNTY

Amended Rule of Civil Procedure; No. 2022-J-0158

Administrative Order

And Now, this 21st day of November, 2022;

It Is Ordered that the following Lehigh County Rule of Civil Procedure 1308 is hereby *Adopted*, effective thirty (30) days after publication in the *Pennsylvania Bulletin*.

It Is Further Ordered that the Court Administrator of Lehigh County shall:

1. File one (1) copy of the Order and the Amended Lehigh County Rule of Civil Procedure 1308 with the Administrative Office of Pennsylvania Courts.

2. File two (2) copies, and other copies that comply with the requirement of 1 Pa. Code Section 13.11(b) as necessary, with the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*.

3. File one (1) copy with the Lehigh County Clerk of Judicial Records—Civil Division for public inspection and copying.

4. Publish a copy of the amended local rule on the court's website.

5. Compile the amended local rule within the complete set of local rules no later than thirty (30) days following publication in the *Pennsylvania Bulletin*.

By the Court

J. BRIAN JOHNSON,
President Judge

Amended Lehigh County Rule of Civil Procedure 1308. Appeals from Arbitration.

All appeals from compulsory arbitration must be timely filed with the Clerk of Judicial Records—Civil Division accompanied by payment in the amount of \$750.00 or 50% of the amount in controversy, whichever is less. Appellant shall contemporaneously provide a copy of the appeal to the Court Administrator's office.

[Pa.B. Doc. No. 22-1890. Filed for public inspection December 9, 2022, 9:00 a.m.]

Title 255—LOCAL COURT RULES

SOMERSET COUNTY

Administrative Order; AD 11 of 2022

Administrative Order

And Now, this 9 day of November 2022, pursuant to Rule 103 of the Pennsylvania Rules of Criminal Procedure, it is hereby ordered that this Administrative Order is hereby adopted to read as follows hereto.

The Court Administrator's office is directed as follows:

(1) Distribute two (2) copies and CD-ROM of the Local Rule shall be distributed to the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*.

(2) Email copy to the Administrative Office of Pennsylvania Courts: adminrules@pacourts.us.

(3) One certified copy shall be sent to the Somerset County Law Library and the Editor of the *Somerset Legal Journal*.

(4) Publish a copy of the local Rule on the County Website.

By the Court

D. GREGORY GEARY,
President Judge

Assignment of Traffic Cases Arising on the Pennsylvania Turnpike within the Boundaries of Somerset Township, Somerset County, Pennsylvania; Administrative Order No. 11-2022

Administrative Order

And Now, this 9 day of November, 2022, pursuant to the administrative authority granted president judges by Rule 605(A)(5) of the Pennsylvania Rules of Judicial Administration, *It Is Ordered*, effective January 1, 2023 at 12:01 a.m., all traffic citations filed as a result of violations occurring on the Pennsylvania Turnpike within the boundaries of Somerset Township, Somerset County, Pennsylvania shall be filed in Magisterial District 16-3-05. This is a reassignment of a class of cases from Magisterial District 16-3-03 to Magisterial District 16-3-05, to remain in effect pending further order of Court.

By the Court

D. GREGORY GEARY,
President Judge

[Pa.B. Doc. No. 22-1891. Filed for public inspection December 9, 2022, 9:00 a.m.]

Title 255—LOCAL COURT RULES

WESTMORELAND COUNTY

Rule of Civil Procedure W1303, "Hearing" and Accompanying Form; No. 3 of 2022

Order of Court

And Now, this 27th day of October, 2022, it is hereby *Ordered* that the revised form that corresponds to Westmoreland County Rule of Civil Procedure W1303, "Hearing," is hereby adopted and shall become effective thirty (30) days after publication in the *Pennsylvania Bulletin*.

By the Court

RITA DONOVAN HATHAWAY,
President Judge

In The Court of Common Pleas of Westmoreland County, Pennsylvania

CIVIL ACTION-LAW
CERTIFICATE OF READINESS FOR ARBITRATION

Case No. _____

Plaintiff

v

WILL THE HEARING TAKE LONGER THAN
2 HOURS?

YES _____ NO _____

If "YES"

ESTIMATED TIME FOR HEARING _____ HRS.

Defendant

Additional Defendant

TO THE COURT ADMINISTRATOR:

I hereby certify that the above-captioned case is ready for Arbitration. Please
place the above captioned case on the next available Arbitration List.

Plaintiff's Attorney Firm Address Phone No.

Defendant's Attorney Firm Address Phone No.

Add'l. Defendant's Attorney Firm Address Phone No.

Attorney Filing Praecept

Check Appropriate Box:

- Plaintiff Counsel
Defendant's Counsel
Add'l. Defendant Counsel

A COPY OF THIS CERTIFICATE MUST BE PROVIDED TO THE CIVIL COURT
ADMINISTRATOR AND SHALL BE SERVED ON ALL OTHER PARTIES. PLEASE NOTIFY THE
COURT ADMINISTRATOR OF ANY SPECIAL SCHEDULING NEEDS.

WHITE-Prothonotary YELLOW-Counsel PINK-Court Administrator

[Pa.B. Doc. No. 22-1892. Filed for public inspection December 9, 2022, 9:00 a.m.]

Title 255—LOCAL COURT RULES

YORK COUNTY

Amendment of Local Rules of Judicial Administration and Civil Procedure; CP-67-AD-69-2022; 2022-MI-000380; 6722-1132

Administrative Order Rescinding York County Rule of Judicial Administration 509.1 and Amending York County Rule of Civil Procedure 5090

And Now, this 23rd day of November, 2022, it is *Ordered* that York County Local Rule of Judicial Administration 509.1 is rescinded and York County Local Rule of Civil Procedure 5090 is amended as indicated, effective January 1, 2023.

The District Court Administrator shall publish this order as may be required.

By the Court

MARIA MUSTI COOK,
President Judge

[Rule 5090. Proceedings under Right to Know Law.

Proceedings under the Right to Know law or similar public access legislation shall be as provided in the York County Rules of Judicial Administration.]

Rule 5090. Appeals from Determination of Open Records Appeals Officer.

(1) This Rule applies to appeals filed in response to the determination of appeals officer relating to a decision of a local agency. See 65 P.S. § 67.1302.

(2) The party seeking to appeal shall file a timely Petition for Review which shall contain the following:

(a) The name(s) and address(es) of the party filing the appeal;

(b) The name(s) and address(es) of the local agency upon whom the initial request was served;

(c) The date of the determination by the appeals officer;

(d) A copy of the written determination issued by the appeals officer; and

(e) A concise statement of the reasons for appeal.

(3) A copy of the Petition for Review shall be served upon the local agency and the appeals officer by the appellant via certified United States postage, return receipt requested, postage prepaid. The appellant shall file proof of service within 10 days of filing the Petition for Review. If no proof of service has been filed within 10 days, the Court shall issue a Rule to Show Cause providing appellant 10 days to either file the required proof of service or show good cause as to why the proof of service could not be filed. Appellant's failure to comply with the Rule to Show Cause shall result in the decision of the appeals officer being affirmed.

(4) Upon the filing of a Petition for Review controlled by this Rule, the Administrative Office of York County Courts shall immediately assign the Petition for Review to a judge assigned to the Civil Division.

(5) The local agency, Office of Open Records and/or requestor, as appropriate, may, but is not required to file a response to the Petition for Review. Any response filed shall comply with the requirements of York R.Civ.P. 205.2(a) and may contain a concise statement in response to the concise statement set forth in the Petition for Review.

(6) The local agency shall file the record set forth in 65 P.S. § 67.1303 of record within 20 days of being served with the Petition for Review. A local agency may request an extension of time for filing the record upon good cause shown. The failure of the local agency to file the record as directed herein may subject the local agency to sanctions as set forth in 65 P.S. § 67.1304(c) and/or § 67.1305(b).

(7) The Court shall issue its decision in accordance with 65 P.S. § 67.1302(a) within 30 days of the later of: a) the filing of the proof of service as set forth in section (3), above; or b) the filing of the record as set forth in section (6), above. In complex matters, the Court may extend the time for issuing its decision for an additional 30 days, but must include the complexities which necessitated the extension as part of its decision. If the Court has not issued a decision within this timeframe, the appeal shall be deemed denied by operation of law.

[Pa.B. Doc. No. 22-1893. Filed for public inspection December 9, 2022, 9:00 a.m.]