

THE COURTS

Title 255—LOCAL COURT RULES

CARBON COUNTY

Adoption of Local Criminal Rule CARB.C.R.CRIM.P. 700; No. 54 MI 01

Administrative Order No. 13-2001

And Now, this 11th day of April, 2001, it is hereby Ordered and Decreed that, effective thirty (30) days after publication in the *Pennsylvania Bulletin*, the Carbon County Court of Common Pleas hereby Adopts Local Rule of Criminal Procedure CARB.C.R.CRIM.P. 700 governing the sentencing judge in all pleas of guilty or nolo contendere.

The Carbon County District Court Administrator is Ordered and Directed to do the following:

1. File seven (7) certified copies of this Administrative Order with the Administrative Office of Pennsylvania Courts.
2. File two (2) certified copies and one (1) diskette with the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*.
3. File one (1) certified copy with the Pennsylvania Criminal Procedural Rules Committee.
4. Forward one (1) copy for publication in the *Carbon County Law Journal*.
5. Forward one (1) copy to the Carbon County Law Library.
6. Keep continuously available for public inspection copies of the Order and Rule in the Clerk of Court's Office.

By the Court

RICHARD W. WEBB,
President Judge

CARB.C.R.CRIM.P. 700. Sentencing Judge.

(B) Sentence on a plea of guilty or nolo contendere may be imposed by a judge other than the judge who received a plea of guilty or nolo contendere upon proper notice to the defendant.

After explanation by the District Attorney's Office or Defendant's counsel, Defendant and Defendant's counsel shall sign an acknowledgement of Notice as prescribed and set forth in Form "A" following this rule.

Form "A"

IN THE COURT OF COMMON PLEAS OF CARBON COUNTY, PENNSYLVANIA CRIMINAL DIVISION
COMMONWEALTH OF PENNSYLVANIA :

VS. : NO.

Defendant :

NOTICE

AND NOW, this day of _____, the above named Defendant does HEREBY acknowledge and agree to the entry of a Guilty Plea before the Honorable with the full and complete understanding that sentencing in the above captioned matter will be held at a later date and imposed by another Judge designated by the Court.

Defendant

Attorney for the Defendant

[Pa.B. Doc. No. 01-722. Filed for public inspection April 27, 2001, 9:00 a.m.]

WESTMORELAND COUNTY Rule WO109; No. 65-96-214

Order

And Now this 9th day of April, 2001, *It Is Hereby Ordered* that Westmoreland County Orphans' Court Rule WO109 is repealed. Sections (c) and (d) of the current rule are adopted as new Rule WO109, Sections (a) and (b) respectively.

By the Court

CHARLES H. LOUGHRAN,
President Judge

Rule WO109. Exceptions.

(a) Upon filing exceptions, the moving party shall present to the court a proposed order, which shall provide for appropriate blank spaces for the scheduling of the filing of briefs and argument.

(b) If not otherwise established by the court, a party filing exceptions must file a brief at least 10 days before the date scheduled for oral arguments. Opposing counsel must file a responsive brief within 5 days of service of opposing counsel's brief. The briefs shall contain, inter alia, a concise statement of issues. A party who has not timely filed a brief may be denied oral argument. Issues not briefed shall be deemed waived.

[Pa.B. Doc. No. 01-723. Filed for public inspection April 27, 2001, 9:00 a.m.]