

THE COURTS

Title 255—LOCAL COURT RULES

FRANKLIN AND FULTON COUNTIES

Rule of Judicial Administration 6110—Scheduling of Temporary and Emergency Protection from Abuse Hearings

Order of Court

And Now this 22nd day of September, 2020;

It Is Hereby Ordered Local Rule of Judicial Administration 6110—Scheduling of Temporary and Emergency Protection from Abuse Hearings shall be adopted.

It Is Further Ordered that the District Court Administrator shall:

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

2. Submit two (2) certified copies of this Administrative Order and a copy on CD-ROM to the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*;

3. Keep a copy of this Administrative Order continuously available for inspection and copying in the Office of the Prothonotary in both Fulton and Franklin Counties and in the Franklin County Law Library.

39th Jud. Dist. R.J.A. 6110 shall be effective thirty (30) days after publication in the *Pennsylvania Bulletin*.

By the Court

SHAWN D. MEYERS,
President Judge

Local Rule of Judicial Administration 6110. Scheduling of Temporary and Emergency Protection from Abuse Hearings.

(a) The Court of Common Pleas shall hear Petitions for Protection from Abuse each business day between the hours of 8:30 a.m. and 3:00 p.m. by a judge or judges,

selected by Court Administration on a weekly basis. The Court of Common Pleas is unavailable to hear Petitions for Protection from Abuse from 3:00 p.m. each business day until 8:30 a.m. the following business day.

(b) During times when the Court of Common Pleas is unavailable, a Petition for Emergency Relief from Abuse may be presented to the designated on-call Magisterial District Judge and shall not be filed with the Prothonotary.

(c) If the on-call Magisterial District Judge determines that emergency relief is merited following an emergency hearing, the Petition for Emergency Relief from Abuse shall be granted and an Emergency Order issued. An Emergency Order will expire at 3:00 p.m. the following business day.

(d) If an Emergency Order is granted, the on-call Magisterial District Judge shall advise the Plaintiff that the Emergency Order will expire at 3:00 p.m. the following business day and further advise Plaintiff to file a Petition for Protection from Abuse with the Prothonotary at the Franklin or Fulton County Courthouse on the next business day pursuant to Paragraph (a) of this Rule if he or she desires continuing protection.

(e) If an Emergency Order is granted by the on-call Magisterial District Judge, the Magisterial District Judge shall immediately certify the Emergency Order and any documentation in support thereof to the Franklin County Court of Common Pleas and forward the Emergency Order to law enforcement for service on the Defendant.

(f) If a Magisterial District Judge determines an Emergency Order will not be granted, the Magisterial District Judge shall advise the party they may file a Petition for a Protection from Abuse Order with the Prothonotary at the Franklin or Fulton County Courthouse pursuant to Paragraph (a) of this Rule.

[Pa.B. Doc. No. 20-1388. Filed for public inspection October 9, 2020, 9:00 a.m.]