

IN THE COMMONWEALTH COURT OF PENNSYLVANIA

In Re: Procedures for Appeals to the :
Commonwealth Court from Orders or :
Decisions of County Boards of Elections: No. 126 Misc. Docket No. 3
Following the Automatic Recount and :
Recanvass For the Office of Judge of the:
Superior Court of Pennsylvania :

ADMINISTRATIVE ORDER

AND NOW, this 18th day of November, 2009, in light of the Order by the Secretary of the Commonwealth directing a recount and recanvass for the office of judge of the Superior Court of Pennsylvania, pursuant to Section 1404(g) (1) of the Election Code, 25 P.S. §3154(g)(1):

1. All appeals to the Commonwealth Court pursuant to Section 1407 of the Election Code, 25 P.S. § 3157, shall be filed at the Chief Clerk's office in Harrisburg.

2. The two-day time period provided for appeals pursuant to 25 P.S. § 3157(a), by persons aggrieved by any order or decision of any county board of elections in connection with the recount and recanvass directed by the Secretary of the Commonwealth shall commence the day after the conclusion of the recount and recanvass in the county from which the appeal arises.

3. In order to comply with the statutory directive in 25 P.S. § 3157(a) that the appeal set forth the nature of the injustice done and the nature of the relief requested, the appeal shall state in consecutively numbered paragraphs:

- a. the name of the party seeking to appeal;
- b. the county board of elections that made the order or decision appealed;
- c. the specific order or decision by the county board of elections that is alleged to be in error;
- d. each specific ground on which the decision is alleged to be in error, and;
- e. a short statement of the relief sought.

4. The appellant shall, concurrently with the filing of the appeal, serve the appeal on all persons and entities specified to receive notice under 25 P.S. § 3157(a) and file a proof of service in accordance with Pa. R.A.P. 122.

5. The Chief Clerk shall send this order to the Secretary of the Commonwealth who shall forthwith serve it upon all county boards of elections.

By the Court,



Bonnie Brigance Leadbetter,
President Judge

Certified from the Record

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and Order Exit