

IN THE SUPREME COURT OF PENNSYLVANIA

COMMONWEALTH OF	:	
PENNSYLVANIA,	:	
	:	
Petitioner	:	
	:	
v.	:	No. 14 EM 2015
	:	
TERRANCE WILLIAMS,	:	
	:	
Respondent	:	

**ANSWER OF THE GOVERNOR TO THE APPLICATION OF THE
PENNSYLVANIA DISTRICT ATTORNEYS ASSOCIATION
FOR LEAVE TO FILE *AMICUS* BRIEF**

The Honorable Tom Wolf, the Governor of the Commonwealth of Pennsylvania, by and through his undersigned counsel, hereby answers the application of the Pennsylvania District Attorneys Association (“Association”) for leave to file an *amicus* brief out of time.

1. On February 25, 2015, the Association sought leave of this Court to file an *amicus* brief out of time.

2. By letter dated February 26, 2015, the Court instructed the Governor and Williams to answer the Association's application.

3. Though the *amicus* brief that the Association has tendered with its application essentially repeats the arguments made by the District Attorney of Philadelphia, the Governor does not oppose the Association's request to file its *amicus* brief out of time.

4. As the Governor has stated previously, the District Attorney's original petition lacks merit under the Constitution of Pennsylvania, the laws of the Commonwealth, and the decisions of this Court and other courts, and thus should be summarily denied. The Association's brief does not alter the Governors' position.

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5. However, in the event that Court should decide in its discretion to assume extraordinary jurisdiction to consider the issues raised by the District Attorney, then the Court should (1) require the District Attorney to plead and present this issue in a procedurally proper manner, including stating a procedurally proper case against the Governor; and (2) after the matter is properly presented, order full briefing and schedule oral argument to consider any issues that are properly presented to this Court.

Respectfully submitted,

DENISE SMYLER
General Counsel

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