## IN THE SUPREME COURT OF PENNSYLVANIA MIDDLE DISTRICT

RANDALL A. CASTELLANI AND JOSEPH J. CORCORAN,	: No. 228 MAL 2014 : :	M.D. Appeal Dkt. 117 MAP 2014
Petitioners	: Petition for Allowance of Appeal from the : Order of the Superior Court	
V.		
THE SCRANTON TIMES, L.P. AND JENNIFER L. HENN,		
Respondents	:	

## <u>ORDER</u>

## PER CURIAM

**AND NOW**, this 30th day of September, 2014, the Petition for Allowance of Appeal is **GRANTED**. The issues, as stated by petitioner, are:

- (1) Whether in excluding Judge Garb's [Opinion] and Judge Feudal Opinion as inadmissible hearsay, the Superior Court misapplied this Court's controlling authority under <u>Weaver v. Lancaster Newspapers, Inc.</u>, 592 Pa. 458, 926 A.2d 899 (2007), where both documents provided [the] Newspaper with strong grounds for believing that, before republishing the defamatory content of a January 12, 2004 article reporting on the Petitioners' testimony before a statewide investigating grand jury, the content of the January 12, 2004 article was false.
- (2) Whether the Superior Court erred in its alternative holding that Judge Garb's [Opinion] and Judge Feudale's Opinion should be excluded under Pa.R.E. 403 on prejudice grounds, where both documents are elemental evidence of [the Newspaper's] state of mind and reckless disregard for the truth or falsity of [the Newspaper's] January 12, 2004 and September 18, 2004 articles reporting on [Petitioners'] grand jury testimony.