

**IN THE SUPREME COURT OF PENNSYLVANIA  
MIDDLE DISTRICT**

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**No. 73 MM 2022**

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**TOM WOLF, Governor of the Commonwealth of  
Pennsylvania, and LEIGH M. CHAPMAN, Acting Secretary  
of the Commonwealth of Pennsylvania,**

**Petitioners,**

**v.**

**GENERAL ASSEMBLY OF THE  
COMMONWEALTH OF PENNSYLVANIA,**

**Respondent.**

**PETITIONERS' ANSWER TO APPLICATION BY  
SENATOR KIM WARD AND SENATE REPUBLICAN CAUCUS  
FOR LEAVE TO FILE OVER-LENGTH AMICUS BRIEF**

Gregory G. Schwab  
General Counsel  
Office of General Counsel  
Commonwealth of Pennsylvania  
225 Main Capitol Building  
Harrisburg, PA 17120

Daniel T. Brier  
Donna A. Walsh  
John B. Dempsey  
Richard L. Armezzani  
Myers, Brier & Kelly, LLP  
425 Biden Street, Suite 200  
Scranton, PA 18503

Counsel for Tom Wolf, Governor of the Commonwealth of Pennsylvania,  
and Leigh M. Chapman, Acting Secretary of the Commonwealth of Pennsylvania

In their Application for Leave To File Over-Length *Amicus Curiae* Brief, Senator Ward and the Senate Republican Caucus assert that they plan to file a brief that is “substantially identical to the August 17 answer previously filed by the Caucus.” App. ¶ 10. Petitioners Tom Wolf, Governor of the Commonwealth of Pennsylvania, and Leigh M. Chapman, Acting Secretary of the Commonwealth, object to the Application to the extent that *Amici* argue issues not already raised by the parties. *See, e.g., Banfield v. Cortes*, 110 A.3d 155, 172 n.14 (Pa. 2015) (“[A]micus briefs cannot raise issues not set forth by the parties.”); *Commonwealth v. Noel*, 104 A.3d 1156, 1168 n.21 (Pa. 2014) (declining to reach claim asserted by amicus because claim was not raised by parties). Further, Petitioners reserve the right to seek leave to file a response.

Respectfully submitted,

/s/ Daniel T. Brier  
Daniel T. Brier  
Donna A. Walsh  
John B. Dempsey  
Richard L. Armezzani

Myers, Brier & Kelly, LLP  
425 Biden Street, Suite 200  
Scranton, PA 18503

Gregory G. Schwab  
General Counsel  
Office of General Counsel  
333 Market Street, 17th floor  
Harrisburg, PA 17101

Attorneys for Tom Wolf, Governor of the Commonwealth of Pennsylvania, and  
Leigh M. Chapman, Acting Secretary of the Commonwealth of Pennsylvania

Date: August 22, 2022

## **CERTIFICATE OF COMPLIANCE**

I certify that this filing complies with the provisions of the *Public Access Policy of the Unified Judicial System of Pennsylvania: Case Records of the Appellate and Trial Courts* that require filing confidential information and documents differently than non-confidential information and documents.

/s/ Daniel T. Brier  
Daniel T. Brier

Date: August 22, 2022

## PROOF OF SERVICE

I, Daniel T. Brier, hereby certify that the foregoing Answer to Application for Leave To File Over-Length Brief was served upon the following counsel via the Court's PACFile system which service satisfies the requirements of Pa.R.A.P.

121:

John J. Cunningham, IV, Esquire  
Joel L. Frank, Esquire  
Joseph R. Podraza, Esquire  
Scott R. Withers, Esquire  
Lamb McErlane, PC  
24 E. Market Street  
West Chester, PA 19381

Erik R. Anderson, Esquire  
James J. Kutz, Esquire  
Erin R. Kawa, Esquire  
Sean C. Campbell, Esquire  
Post & Schell, PC  
17 North Second Street, 12th Floor  
Harrisburg, PA 17101

Matthew H. Haverstick, Esquire  
Joshua J. Voss, Esquire  
Shohin H. Vance, Esquire  
Kleinbard LLC  
Three Logan Square  
1717 Arch Street, 5th Floor  
Philadelphia, PA 19103

Tara L. Hazelwood, Esquire  
Lam D. Truong, Esquire  
Matthew S. Salkowski, Esquire  
Office of Chief Counsel  
Democratic Caucus  
Pa. House of Representatives  
Room 620, Main Capitol Building  
Harrisburg, PA 17120

Deborah R. Willig, Esquire  
Amy L. Rosenberger, Esquire  
John R. Bielski, Esquire  
Alaine S. Williams, Esquire  
Bruce M. Ludwig, Esquire  
Stuart W. Davidson, Esquire  
Willig, Williams & Davidson  
1845 Walnut Street, 24th Floor  
Philadelphia, PA 19103

Marci Hamilton  
3508 Market Street, Suite 202  
Philadelphia, PA 19104

Date: August 22, 2022

Irwin W. Aronson, Esquire  
Willig, Williams & Davidson  
212 Locust Street, Suite 301  
Harrisburg, PA 17101

Jessica Schidlow, Esquire  
CHILD USA  
3508 Market Street, Suite 202  
Philadelphia, PA 19104

/s/ Daniel T. Brier

Daniel T. Brier  
Attorney for Tom Wolf, Governor of  
the Commonwealth of Pennsylvania,  
and Leigh M. Chapman, Acting  
Secretary of the Commonwealth of  
Pennsylvania