197 MM 2014



IN THE SUPREME COURT OF PENNSYLVANIA HARRISBURG DISTRICT

IN RE:

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NOTICE OF QUO WARRANTO ACTION

THE THIRTY-FIVE STATEWIDE INVESTIGATING GRAND JURY

SUPREME COURT OF PENNSYLVANIA NO. 176 M.D. MISC. DKT. 2012

MONTGOMERY COUNTY COMMON PLEAS M.D. 2644-2012

QUO WARRANTO ACTION

Attorney General Kathleen G. Kane, by and through her counsel, Amil M. Minora, Esq.,

hereby submits a quo warranto action to quash the appointment of Thomas E. Carluccio, Esq., as

Special Prosecutor for the 35th Statewide Investigating Grand Jury.

1. This Court has the authority to hear this Action pursuant to Section 721 of the

Pennsylvania Rules of the Judicial Code.

2. The annexed Attorney Verification and Memorandum of Law are respectfully submitted in support of this Action.

> Minora, Minora, Colbassani, Krowiak, Mattioli & Munley

M. Minoral, THB

Amil M. Minora, Esq. Attorney for Attorney General Kathleen G. Kane Attorney ID: 22703 700 Vine Street Scranton, PA 18510 (570) 961-1616

Received in Supreme Court

DEC 1 8 2014

Winston & Strawn, LLP

Genald L. Shangel IJHB

Gerald L. Shargel, Esq. Attorney *Pro Hac Vice* for Attorney General Kathleen G. Kane 200 Park Avenue New York, NY 10166 (212) 294-2637

Dated: December 17, 2014 New York, New York

To: Clerk of Court

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Thomas E. Carluccio Special Prosecutor

Chief Justice Ronald D. Castille Chief Justice Pennsylvania Supreme Court

Justice Correale F. Stevens Pennsylvania Supreme Court Justice

Justice Debra McCloskey Todd Pennsylvania Supreme Court Justice

Justice Max Baer Pennsylvania Supreme Court Justice

Justice J. Michael Eakin Pennsylvania Supreme Court Justice

Justice Thomas G. Saylor Pennsylvania Supreme Court Justice

Hon. William R. Carpenter Supervising Judge Montgomery County Court of Common Pleas