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Filed in Supreme Court

JAN 9 2015

IN THE SUPREME COURT OF PENNSYLVANIA
HARRISBURG DISTRICT

Middle

IN RE:

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

MOTION TO FILE EMERGENCY
APPLICATION FOR STAY OF
PRESENTMENT UNDER SEAL

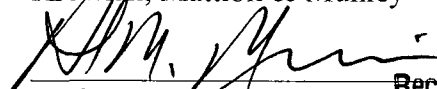
NOTICE OF MOTION

MOTION TO FILE UNDER SEAL

Attorney General Kathleen G. Kane, by and through her counsel, Amil M. Minora, Esq., hereby moves to file the enclosed Emergency Application for Stay of Presentment under seal.

1. Attorney General Kane's Emergency Application for Stay of Presentment asks that this Court stay the Presentment issued by the Thirty-Fifth Statewide Investigating Grand Jury on December 18, 2014, finding that there were reasonable grounds to believe that Attorney General Kane was involved in violations of criminal law.
2. The subject matter of this application, the grand jury proceeding in which the Presentment was issued, is under seal. All challenges arising out of this proceeding should remain under seal.
3. The annexed Attorney Verification is respectfully submitted in support of this Application.

Minora, Minora, Colbassani,
Krowick, Mattioli & Munley


Amil M. Minora, Esq.

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

Winston & Strawn, LLP

Gerald Shargel, Esq.
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: January 7, 2015
New York, New York

To: Clerk of Court

Thomas E. Carluccio
Special Prosecutor

Hon. William R. Carter
Supervising Judge of the 35th Statewide Investigating Grand Jury

**IN THE SUPREME COURT OF PENNSYLVANIA
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PROOF OF SERVICE

I hereby certify that I am this day causing the service of the foregoing Motion to File Emergency Application for Stay of Presentment under seal upon the persons and in the manner indicated below, which satisfies the requirements of Pa. R.A.P. 121:

Service by Federal Express addressed as follows:

Thomas E. Carluccio
Special Prosecutor
(484) 674-2899
Law Office of Thomas E. Carluccio
1000 Germantown Pike, Suite D-3
Plymouth Meeting, PA 19462

Hon. William H. Carpenter
Court of Common Pleas
Montgomery County Court House
2 East Airy Street
P.O. Box 311
Norristown, PA 19404

Date: January 7, 2015

Minora, Minora, Colbassani,
Krowiak, Mattioli & Munley


Amil M. Minora, Esq.

Attorney for Attorney General Kathleen G. Kane
Attorney ID 22703

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ATTORNEY VERIFICATION

I, Amil M. Minora, Esq., hereby verify the following:

1. I am an attorney duly admitted to practice in Pennsylvania and before this Court.
2. My office, Minora, Minora, Colbassani, Krowiak, Mattioli & Munley is located at 700 Vine Street Scranton, PA 18510.
3. I represent Attorney General Kathleen G. Kane in this matter, and as such, am fully familiar with the facts and circumstances of this case.
4. This Verification is respectfully submitted in support of Attorney General Kane's motion to file the enclosed Emergency Application for Stay of Presentment under seal.
5. I hereby state that the facts set forth in this motion are true and correct (or are true and correct to the best of my knowledge, information and belief) and that I expect to be able to prove the same at a hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa. C.S. § 4904.

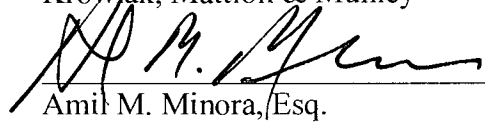
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Dated: January 7, 2015

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Amit M. Minora, Esq.

Attorney for Attorney General Kathleen G. Kane

Attorney ID: 22703

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