



Supreme Court of Pennsylvania

Amy Dreibelis, Esq.
Deputy Prothonotary
Elizabeth E. Zisk
Chief Clerk

Middle District

601 Commonwealth Avenue, Suite 4500
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Harrisburg, PA 17106
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November 9, 2017

RE: League of Women Voters of PA et al. v Cmwlth et al
No. 159 MM 2017
Lower Appellate Court Docket No:
Other Court Docket No: 261 MD 2017
261 MD 2017


Dear Attorney Churchill
Attorney Freedman
Attorney Gersch
Attorney Jacobson
Attorney Jones
Attorney McKenzie
Attorney Theodore
Mr. Geffen

RECEIVED
COMMONWEALTH COURT
OF PENNSYLVANIA
2017 NOV -9 PM 3:40

Enclosed please find a certified copy of an order dated November 9, 2017 entered in the above-captioned matter.

Very truly yours,
Office of the Prothonotary

/eez
Enclosure

 cc: Linda Cadden Barrett, Esq.
Kristen W. Brown, Prothonotary
Sean Martin Concannon, Esq.
Ian Blythe Everhart, Esq.
Timothy James Ford, Esq.
Kathleen A. Gallagher, Esq.
Timothy Eugene Gates, Esq.
John E. Hall, Esq.
Thomas Paul Howell, Esq.
Kathleen Marie Kotula, Esq.
Michael Kimmel, Esq., Chief Clerk of Commonwealth Court
Alex Michael Lacey, Esq.
The Honorable Mary Hannah Leavitt, President Judge
Clifford B. Levine, Esq.
Carolyn Batz McGee, Esq.
Alice Birmingham Mitinger, Esq.
Lazar Melton Palnick, Esq.
Brian S. Paszamant, Esq.
The Honorable Dan Pellegrini, Senior Judge
Shawn Sheehy, Esq.
Jason Adam Snyderman, Esq.
Lawrence J. Tabas, Esq., Chairman
Jason Torchinsky, Esq.
Rebecca Lee Warren, Esq.
John Patrick Wixted, Esq.

IN THE SUPREME COURT OF PENNSYLVANIA
MIDDLE DISTRICT

LEAGUE OF WOMEN VOTERS OF	:	No. 159 MM 2017
PENNSYLVANIA, CARMEN FEBO SAN	:	
MIGUEL, JAMES SOLOMON, JOHN	:	
GREINER, JOHN CAPOWSKI,	:	
GRETCHEN BRANDT, THOMAS	:	
RENTSCHLER, MARY ELIZABETH	:	
LAWN, LISA ISAACS, DON LANCASTER,	:	
JORDI COMAS, ROBERT SMITH,	:	
WILLIAM MARX, RICHARD MANTELL,	:	
PRISCILLA MCNULTY, THOMAS	:	
ULRICH, ROBERT MCKINSTRY, MARK	:	
LICHTY, LORRAINE PETROSKY,	:	

Petitioners

v.

THE COMMONWEALTH OF	:	
PENNSYLVANIA; THE PENNSYLVANIA	:	
GENERAL ASSEMBLY; THOMAS W.	:	
WOLF, IN HIS CAPACITY AS	:	
GOVERNOR OF PENNSYLVANIA;	:	
MICHAEL J. STACK III, IN HIS CAPACITY	:	
AS LIEUTENANT GOVERNOR OF	:	
PENNSYLVANIA AND PRESIDENT OF	:	
THE PENNSYLVANIA SENATE;	:	
MICHAEL C. TURZAI, IN HIS CAPACITY	:	
AS SPEAKER OF THE PENNSYLVANIA	:	
HOUSE OF REPRESENTATIVES;	:	
JOSEPH B. SCARNATI III, IN HIS	:	
CAPACITY AS PENNSYLVANIA SENATE	:	
PRESIDENT PRO TEMPORE; ROBERT	:	
TORRES, IN HIS CAPACITY AS ACTING	:	
SECRETARY OF THE	:	
COMMONWEALTH OF PENNSYLVANIA;	:	
JONATHAN M. MARKS, IN HIS	:	
CAPACITY AS COMMISSIONER OF THE	:	
BUREAU OF COMMISSIONS,	:	
ELECTIONS, AND LEGISLATION OF	:	
THE PENNSYLVANIA DEPARTMENT OF	:	
STATE,	:	

Respondents :
:
:
:

ORDER

PER CURIAM

AND NOW, this 9th day of November, 2017, this Honorable Court, having determined that the present case involves issues of immediate public importance requiring this Court's assumption of plenary jurisdiction, it is hereby ordered that Petitioners' Application for Extraordinary Relief is **GRANTED**.

On October 16, 2017, the Commonwealth Court granted an Application for Stay filed by Respondents Joseph B. Scarnati, President Pro Tempore of the Pennsylvania Senate, Michael C. Turzai, Speaker of the Pennsylvania House of Representatives, and the General Assembly of Pennsylvania. This stay is hereby vacated and the case will proceed expeditiously forthwith.

Under the continuing supervision of this Court, the case is hereby remanded to the Commonwealth Court and directed to President Judge Mary Hannah Leavitt for assignment to a commissioned judge of the Commonwealth Court with instructions to conduct all necessary and appropriate discovery, pre-trial and trial proceedings so as to create an evidentiary record on which Petitioners' claims may be decided. The Commonwealth Court shall file with the Prothonotary of this Court its findings of fact and conclusions of law no later than **December 31, 2017**.


Petitioners' Application for Leave to File a Reply in Support of Petitioner's Application for Extraordinary Relief, Application for Leave to Supplement the Application

for Extraordinary Relief, and Praecipe to Provide Supplemental Authority in Support of Petitioners' Application for Extraordinary Relief, treated as an application for leave to supplement the Application for Extraordinary Relief, are hereby **GRANTED**. The Legislative Respondents' Motion for Oral Argument is hereby **DENIED**.

Jurisdiction retained.

Chief Justice Saylor, Justice Baer and Justice Mundy note their dissent.

A True Copy Amy Dreibelbis, Esquire
As Of 11/9/2017

Attest: 
Deputy Prothonotary
Supreme Court of Pennsylvania