

**[J- 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 31- 2012]  
IN THE SUPREME COURT OF PENNSYLVANIA  
MIDDLE DISTRICT**

AMANDA E. HOLT, ELAINE TOMLIN, LOUIS : No. 7 MM 2012  
NUDI, DIANE EDBRIL, DARIEL I. JAMIESON, :  
LORA LAVIN, JAMES YOEST, JEFFREY :  
MEYER, CHRISTOPHER H. FROMME, : Appeal from the Legislative  
TIMOTHY F. BURNETT, CHRIS HERTZOG, : Reapportionment Plan of the 2011  
GLEN ECKHART, and MARY FRANCES : Legislative Reapportionment  
BALLARD, : Commission, dated December 12, 2011

Petitioners

v.

2011 LEGISLATIVE REAPPORTIONMENT :  
COMMISSION, :

Respondent

SENATOR JAY COSTA, SENATOR : No. 1 WM 2012  
LAWRENCE M. FARNESE, JR., SENATOR :  
CHRISTINE M. TARTAGLIONE, SENATOR :  
SHIRLEY M. KITCHEN, SENATOR LEANNA : Appeal from the Legislative  
M. WASHINGTON, SENATOR MICHAEL J. : Reapportionment Plan of the 2011  
STACK, SENATOR VINCENT J. HUGHES, : Legislative Reapportionment  
SENATOR ANTHONY H. WILLIAMS, : Commission, dated December 12, 2011  
SENATOR JUDITH L. SCHWANK, :  
SENATOR JOHN T. YUDICHAK, SENATOR :  
DAYLIN LEACH, SENATOR LISA M. :  
BOSCOLA, SENATOR ANDREW E. :  
DINNIMAN, SENATOR JOHN P. BLAKE, :  
SENATOR RICHARD A. KASUNIC, :  
SENATOR JOHN N. WOZNIAK, SENATOR :  
JIM FERLO, SENATOR WAYNE D. :  
FONTANA, SENATOR JAMES R. :  
BREWSTER, and SENATOR TIMOTHY J. :  
SOLOBAY, :

Petitioners

v.

2011 LEGISLATIVE REAPPORTIONMENT :  
COMMISSION, :

Respondent :

MAYOR CAROLYN COMITTA; COUNCIL :  
PRESIDENT HOLLY BROWN; WILLIAM J. :  
SCOTT, JR.; HERBERT A. SCHWABE, II; :  
JANE HEALD CLOSE; FLOYD ROBERT :  
BIELSKI; DAVID LALEIKE; E. BRIAN :  
ABBOTT; NATHANIEL SMITH; and W. :  
DONALD BRACELAND, :

No. 2 MM 2012

Appeal from the Legislative  
Reapportionment Plan of the 2011  
Legislative Reapportionment  
Commission, dated December 12, 2011

Petitioners :

v. :

2011 LEGISLATIVE REAPPORTIONMENT :  
COMMISSION, :

Respondent :

MAYOR LEO SCODA and COUNCIL :  
PERSON JENNIFER MAYO, :

No. 3 MM 2012

Petitioners. :

Appeal from the Legislative  
Reapportionment Plan of the 2011  
Legislative Reapportionment  
Commission, dated December 12, 2011

v. :

2011 LEGISLATIVE REAPPORTIONMENT :  
COMMISSION, :

Respondent :

THOMAS SCHIFFER, ALISON BAUSMAN, :  
RACHEL J. AMDUR, JOAN TARKA, :  
LAWRENCE W. ABEL, MARGARET G. :  
MORSHECK, LAWRENCE J. CHRZAN, :  
JULIA SCHULTZ and SHIRLEY RESNICK, :

No. 4 MM 2012

Appeal from the Legislative  
Reapportionment Plan of the 2011  
Legislative Reapportionment  
Commission, dated December 12, 2011

Petitioners :



2011 LEGISLATIVE REAPPORTIONMENT :  
COMMISSION, :

Respondent :

DENNIS J. BAYLOR, :

No. 9 MM 2012

Petitioner :

v. :

Appeal from the Legislative  
Reapportionment Plan of the 2011  
Legislative Reapportionment  
Commission, dated December 12, 2011

2011 LEGISLATIVE REAPPORTIONMENT :  
COMMISSION, :

Respondent :

ANDREW DOMINICK ALOSI, :

No. 10 MM 2012

Petitioner :

v. :

Appeal from the Legislative  
Reapportionment Plan of the 2011  
Legislative Reapportionment  
Commission, dated December 12, 2011

2011 LEGISLATIVE REAPPORTIONMENT :  
COMMISSION, :

Respondent :

CARLOS A. ZAYAS, :

No. 17 MM 2012

Petitioner :

v. :

Appeal from the Legislative  
Reapportionment Plan of the 2011  
Legislative Reapportionment  
Commission, dated December 12, 2011

2011 LEGISLATIVE REAPPORTIONMENT :  
COMMISSION, :

Respondent :

WILLIAM C. KORTZ, MICHELLE L. VEZZANI, :	No. 4 WM 2012
MICHAEL E. CHEREPKO, GREGORY :	
ERSENKO, JOYCE POPOVICH, JOHN :	
BEVEC, LISA BASHIOUM, and RICHARD :	Appeal from the Legislative
CHRISTOPHER,	Reapportionment Plan of the 2011
	Legislative Reapportionment
Petitioners	Commission, dated December 12, 2011
	:
	:
v.	:
	:
	:
2011 LEGISLATIVE REAPPORTIONMENT :	
COMMISSION,	
	:
	:
Respondent	:

**DISSENTING STATEMENT**

**MR. JUSTICE SAYLOR**

**FILED: January 25, 2012**

Based on the petitions, briefs, and argument, I am not persuaded that the 2011 Legislative Reapportionment Plan is contrary to law as reflected in the existing precedent. Although I am receptive to the concern that past decisions of the Court may suggest an unnecessarily stringent approach to equalization of population as between voting districts, I believe this could be addressed via prospective guidance from the Court.

Mr. Justice Eakin and Madame Justice Orié Melvin join this dissenting statement.