

# The Pittsburgh Legal Journal

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## CIVIL DIVISION

### General Docket

**Calaiaro Valencik** vs KPP Management LLC, Mikelic Michael, Rivadneira Edward; GD-20-009040; Contract - Other; Praecepte for Writ of Summons; Atty(s): Valencik David Z

**JP Lu** vs Fulmer Jr. Scott C.; GD-20-008973; MDJ Transcript; Notice of Judgment Mailed; 5174.25; Atty(s): Fischman Mary Elizabeth

**LVNV Funding LLC** vs Gentile Nicholas; GD-20-009045; MDJ Transcript; Notice of Judgment Mailed; 1316.93; Atty(s): Winograd Ian Zev

**Williams Andrew Michael**; GD-20-009048; Petition for Change of Name; Fingerprints Received & Mailed; Atty(s): Pro Se

**Capital One Bank USA N.A.** vs Stolar Magdaline; GD-20-009049; MDJ Transcript; Notice of Judgment Mailed; 2353.32; Atty(s): Ratchford Michael

**Berlingo Ron** vs Monroeville Operations LLC; GD-20-009051; Employment Dispute - Other; Complaint; Atty(s): Gorzelsky Adam

**R.J. Steele Construction LLC** vs Sullivan Lynn; GD-20-009051; Mechanic's Lien; Exhibits; 325000.00; Atty(s): Morris Jeffrey T

**R.J. Steele Construction LLC** vs Sullivan Lynn; GD-20-009052; Mechanic's Lien; Exhibits; 325000.00; Atty(s): Morris Jeffrey T

**R.J. Steele Construction LLC** vs Equity Trust Company Custodian FBO Lynn Sullivan IRA 99.14%; GD-20-009053; Mechanic's Lien; Exhibits; 100000.00; Atty(s): Morris Jeffrey T

**LVNV Funding LLC** vs Greer Tenika; GD-20-009054; MDJ Transcript; Notice of Judgment Mailed; 3859.65; Atty(s): Winograd Ian Zev

**Guess Jr. William R., Guess Tommie E.** vs Pitell Contracting Inc.; GD-20-009055; No Lien Agreement; Certificate of Location; Atty(s): Pro Se

**Wilksburg Borough School District, Wilksburg Borough** vs Rauch Walter E., Rauch Darlene; GD-20-009056; Sci Fa sur Tax Lien; Certificate of Location; 18797.97; Atty(s): Maiello Lawrence J.

## FAMILY DIVISION

**Harris Mary** vs Harris Dasaunte; FD-20-001386; Protection from Abuse; Affidavit of Service; Atty(s): Pro Se

**Keenan Michelle** vs Regrut John; FD-20-001412; Protection from Abuse; Affidavit of Service; Atty(s): Pro Se

**Davis Tammy** vs Mayo Matthew; FD-20-001413; Protection from Abuse; Temporary PFA Order; Atty(s): Pro Se

**Venson Charlotte T.** vs Venson Charlotte M.; FD-20-001414; Protection from Abuse; Temporary PFA Order; Atty(s): Pro Se

**McCrorry Kathy** vs Cathers Rhonda; FD-20-001415; Protection from Abuse; Affidavit of Service; Atty(s): Pro Se

**Weber John Joseph** vs Guda Leslie; FD-20-001416; Protection from Abuse; Temporary PFA Order; Atty(s): Pro Se

**Kuzma Bernadette** vs Kuzma Sara; FD-20-001417; Protection from Abuse; Affidavit of Service; Atty(s): Pro Se

**Redman Michael L.** vs Nickens-Jones Alise D.; FD-20-001418; Protection from Abuse; Temporary PFA Order with Custody; Atty(s): Pro Se

**Robinson Nyota** vs Diggs Sean; FD-20-003553; Support; Complaint in Support; Atty(s): Pro Se

**Thomas Jr. Costango Diego** vs Williams Robert; FD-20-008429; Divorce; Complaint in Divorce (1 count); Atty(s): Pro Se

**Dell IV Richard Eugene** vs Stephenson Lillian Jean; FD-20-008430; Divorce; Complaint in Divorce (1 count); P-atty: Jenco Gerik

**Esplen Donald** vs Esplen Hedyann; FD-20-008431; Divorce; Complaint in Divorce (2 count); P-atty: Varrati Primiano

**Wilson James** vs Pusateri Nancy; FD-20-008432; Custody; Complaint in Custody (Initial); P-atty: Grills Mackenzie Foster

**O'Brien Shaun** vs O'Brien Laura; FD-20-008433; Divorce; Complaint in Divorce (1 count); Atty(s): Pro Se

**Selesky Sherri A.** vs Selesky Marc D.; FD-20-008434; Divorce; Complaint in Divorce (1 count); Atty(s): Michel Lisa G

## CIVIL DIVISION

### New Arbitration Suits

**SoFi Lending Corporation** vs Thomas Donald; AR-20-002857; Contract - Debt Collection; Exhibits; 27961.67; Atty(s): Rojiwadia Ashwini

**84 Lumber Company L.P.** vs Integrity Contracting LLC, Price Dustin; AR-20-002858; Contract - Other; Complaint; 25508.98; Atty(s): Blick William E

**Snyder John** vs Porsche Cars North America Inc.; AR-20-002859; Contract - Other; Complaint; Atty(s): Silverman Robert M

**84 Lumber Company** vs LJ Construction; AR-20-002860; Contract - Other; Complaint; 17396.78; Atty(s): Blick William E

**Crown Asset Management LLC** vs Kubicky Christine M.; AR-20-002861; Plaintiff's MDJ Appeal; Plaintiff's Appeal of MDJ; Atty(s): Boss Rachel Rebecca

**Miller Ray L.** vs Cordero Richard A.; AR-20-002862; Plaintiff's MDJ Appeal; Plaintiff's Appeal of MDJ; Atty(s): Emmi Louis W.

**84 Lumber Company L.P.** vs Over Cash Pipeline LLC, Overcash Margo; AR-20-002863; Contract - Other; Complaint; 18754.08; Atty(s): Blick William E

**Wesco Insurance Company** vs Miller Gregory; AR-20-002864; Legal Liability; Complaint; 7398.44; Atty(s): Schofield Jr. Paul M.

**84 Lumber Company L.P.** vs William Settle's Insulation, Settle William; AR-20-002865; Contract - Other; Complaint; 5726.15; Atty(s): Blick William E

**LVNV Funding LLC** vs Cobbs Darlene; AR-20-002866; Contract - Debt Collection; Exhibits; 1239.81; Atty(s): Winograd Ian Zev

**Long Ian** vs Ford Motor Company; AR-20-002867; Contract - Buyer Plaintiff; Complaint; Atty(s): Gorberg David J

**Smith Angela** vs Martin Markquis; AR-20-002868; Motor Vehicle Accident; Complaint; Atty(s): Murray Patrick W

**LVNV Funding LLC** vs Eyerma Walter; AR-20-002869; Contract - Credit Card; Exhibits; 1065.91; Atty(s): Winograd Ian Zev

**One Main Financial Group LLC** vs Tafel Leslie M.; AR-20-002870; Plaintiff's MDJ Appeal; Exhibits; 3833.45; Atty(s): Ratchford Michael

**CVI SGP-Co Acquisition Trust** vs Sciubba Arica; AR-20-002871; Contract - Debt Collection; Exhibits; 405.76; Atty(s): Winograd Ian Zev

**LVNV Funding LLC** vs Crowe Tarryn; AR-20-002872; Contract - Credit Card; Exhibits; 831.38; Atty(s): Winograd Ian Zev

**LVNV Funding LLC** vs Snead Melanie; AR-20-002873; Contract - Debt Collection; Exhibits; 1559.41; Atty(s): Winograd Ian Zev

**LVNV Funding LLC** vs Zigarella Kristina; AR-20-002874; Contract - Credit Card; Exhibits; 1584.91; Atty(s): Winograd Ian Zev

**CVI SGP-Co Acquisition Trust** vs Tunney Michael J.; AR-20-002875; Defendant's MDJ Appeal; Defendant's Appeal of MDJ; 2900.75; Atty(s): Trott Vincent George

**CVI SGP-Co Acquisition Trust** vs Boinger Alissa; AR-20-002876; Contract - Credit Card; Exhibits; 1243.87; Atty(s): Winograd Ian Zev

**Community Bank N.A.** vs Bailey Hannah; AR-20-002877; Contract - Debt Collection; Complaint; 9273.96; Atty(s): Sheils Robert Peter

**Riverset Credit Union** vs Kim Suk H.; AR-20-002880; Complaint in Replevin; Complaint; Atty(s): Urban Matthew D.

**CVI SGP-Co Acquisition Trust** vs Carpenter January M.; AR-20-002878; Contract - Debt Collection; Exhibits; 1267.76; Atty(s): Winograd Ian Zev

**LVNV Funding LLC** vs Hartnett Stacey; AR-20-002879; Contract - Debt Collection; Exhibits; 1336.25; Atty(s): Pro Se, Winograd Ian Zev

## ORPHANS' COURT

### Wills

**Dorothy Ann McKeen-Parker, deceased**; Bernard J. Grady, Extr.; Atty: Ryan R. Mick; 03914 of 2020.

**David Stewart Green, deceased**; Rachel Rasmussen, Extr.; Atty: Jay L. Fingeret; 03915 of 2020.

**Marcia Jean Whaley Jones, deceased**; Martin G. Whaley, Extr.; Atty: Daniel J. Conway; 03917 of 2020.

**Mary I. Deger, deceased**; Laura M. Deger, Extr.; Atty: Joseph D. Cain; 03918 of 2020.

**Maureen K. Swanson, deceased**; Cara Swanson, Extr.; Atty: Kimberly H. Tilghman; 03924 of 2020.

**G. Alan Livermore, deceased**; Brian W. Livermore, Extr.; Atty: John A. D'onofrio; 03926 of 2020.

**Maryann Theresa Fulop, deceased**; Alex J. Fulop, Extr.; 03927 of 2020.

**Stanley J. Nowak, deceased**; Holly Ann Peters, Extr.; Atty: Ryan R. Mick; 03928 of 2020.

**Clara R. Sidick, deceased**; Gerald E. Sidick, Extr.; Atty: Daniel M. Flynn; 03930 of 2020.

**David Keith Brinker, deceased**; Carri Stec, Extr.; Atty: Matthew E. Becker; 03933 of 2020.

**Christina Marie Morouse, deceased**; Frank A. Morouse, Extr.; Atty: James W. Haines Jr.; 03934 of 2020.

**Agnes E. Noonan, deceased**; Gerald Noonan, Extr.; Atty: Patti Collins Lerda; 03935 of 2020.

**Jonpaul Malezi, deceased**; Carly Marie Colantuono, Extr.; Atty: Jessica Quinn Horgan; 03937 of 2020.

**Teresa R. Bright, deceased**; Richard W. Bright, Extr.; Atty: Matthew A. Fiscus; 07075 of 2019.

**Robert E. L. Braden, deceased**; Patricia A. M. Vernon, Extr.; Atty: Alexandra Lobur Kovalchick; 03939 of 2020.

**Eleanor A. Cyphers, deceased**; Barbara C. Kralik, Extr.; Atty: John W. Giltinan; 03944 of 2020.

**Helen Bytzura, deceased**; Patricia Gennari, Extr.; Atty: Anthony Giglio; 03945 of 2020.

**Jean D. Lloyd, deceased**; Janina Kaiser, Extr.; Atty: Robert Schweitzer; 03949 of 2020.

**Barry A. Steckel, deceased**; Kelly Keller-Jarnot, Extr.; Atty: Russell C. Miller; 03950 of 2020.

**Mary L. Krul, deceased**; Barbara Ann Fair, Extr.; Atty: Orlando R. Sodini; 03951 of 2020.

**Blanche Delores Forcucci, deceased**; Ryan Forcucci, Extr.; Atty: Louis C. Coles; 03952 of 2020.

**Larry F. Circosta, deceased**; Joseph J. Circosta, Extr.; 03955 of 2020.

**Thomas J. Puharic, deceased**; Penny Ann Erbe, Extr.; Atty: Slade R. Miller; 03958 of 2020.

**Joseph H. Fisher Sr., deceased**; Joseph H. Fisher Jr., Co-Extr., Patricia Ann Fisher, Co-Extr.; Atty: Todd A. Fuller; 03960 of 2020.

**William H. Sullivan, deceased**; Daniel W. Sullivan, Extr.; Atty: Todd A. Fuller; 03962 of 2020.

**Gisela Kress, deceased**; Annamaria Amenta, Extr.; Atty: David S. Pollock; 03963 of 2020.

**Harry M. Evans, deceased**; Karen Leslie Pfeil, Co-Extr., Sandra Evans Sarnicke, Co-Extr.; Atty: C. Eric Pfeil; 00393 of 2020.

**Donald Gasper, deceased**; Barbara L. Gasper, Extr.; Atty: C. Eric Pfeil; 03965 of 2020.

**Kathleen K. Joyce, deceased**; Timothy Joyce, Extr.; Atty: Kathleen D. Schneider; 03966 of 2020.

**Paul D. Russell, Sr., deceased**; Paul D. Russell, Jr., Extr.; Atty: George B. Handelsman; 03970 of 2020.

## BANKRUPTCY COURT

### Western District

**Lester Lee Smith and Brandy Sue Smith**; MERCER-PA; 20-10541; Atty: Daniel P. Foster; Chapter: 13; Filed 08/11/2020; Judge Agresti

**Patrick S. Ulizio**; BEAVER-PA; 20-22365; Atty: Amy L. Zema; Chapter: 7; Filed 08/11/2020; Judge Taddonio

**Andrew J. Allshouse**; ALLEGHENY-PA; 20-22366; Atty: Kenneth Steidl; Chapter: 7; Filed 08/11/2020; Judge Taddonio

**Christine Lee Speakman**; ALLEGHENY-PA; 20-22367; Atty: Aurelius P. Robleto; Chapter: 7; Filed 08/11/2020; Judge Bohm

**Bradley S. Everetts**; ARMSTRONG-PA; 20-22368; Atty: Dennis M. Sloan; Chapter: 7; Filed 08/11/2020; Judge Taddonio

**Amanda Lynn Jeremko**; ALLEGHENY-PA; 20-22369; Atty: Coleen A. Jeffrey; Chapter: 7; Filed 08/11/2020; Judge Taddonio

**Lynda K. Baker**; INDIANA-PA; 20-70409; Atty: Abagale E. Steidl; Chapter: 13; Filed 08/11/2020; Judge Deller

**Michele Lynn Gregory**; CAMBRIA-PA; 20-70410; Atty: Mary K. Wheeler; Chapter: 7; Filed 08/11/2020; Judge Deller

**Amanda M. Miller**; ERIE-PA; 20-10542; Atty: Stephen H. Hutzelman; Chapter: 7; Filed 08/12/2020; Judge Agresti

**Michael Paul Lutz**; BUTLER-PA; 20-22370; Atty: Dai Rosenblum; Chapter: 7; Filed 08/12/2020; Judge Bohm

**Sheila M. Lowe**; ALLEGHENY-PA; 20-22371; Atty: Kenneth Steidl; Chapter: 7; Filed 08/12/2020; Judge Bohm

**Robert David Hartle and Tammy Lorraine Hartle**; BUTLER-PA; 20-22372; Atty: Dai Rosenblum; Chapter: 7; Filed 08/12/2020; Judge Taddonio

**Mannie A. Taimuty-Loomis**; ALLEGHENY-PA; 20-22373; Atty: Brian C. Thompson; Chapter: 7; Filed 08/12/2020; Judge Taddonio

**Timothy R. Hickman**; BEAVER-PA; 20-22374; Atty: Lauren M. Lamb; Chapter: 7; Filed 08/12/2020; Judge Bohm

**Mark G. Mason**; ALLEGHENY-PA; 20-22375; Atty: Mark G. Moynihan; Chapter: 7; Filed 08/12/2020; Judge Taddonio

**Richard B. Hereda, II**; ALLEGHENY-PA; 20-22376; Atty: Aurelius P. Robleto; Chapter: 13; Filed 08/12/2020; Judge Deller

**Justin N. Erickson**; ALLEGHENY-PA; 20-22377; Atty: Aurelius P. Robleto; Chapter: 13; Filed 08/12/2020; Judge Taddonio

**Gregory R. Bauer**; BUTLER-PA; 20-22378; Atty: Michael S. Lazaro; Chapter: 7; Filed 08/12/2020; Judge Taddonio

**Carlo Lista and Rita Lista**; ALLEGHENY-PA; 20-22379; Atty: Kenneth Steidl; Chapter: 7; Filed 08/12/2020; Judge Bohm

**Brandon J. Carracci**; ALLEGHENY-PA; 20-22380; Atty: Kenneth Steidl; Chapter: 13; Filed 08/12/2020; Judge Bohm

**Carrie A. Cogley**; ARMSTRONG-PA; 20-22381; Atty: Michael S. Lazaro; Chapter: 7; Filed 08/12/2020; Judge Taddonio

**Denise M. Betton**; BUTLER-PA; 20-22382; Atty: Laurel B. Hartshorn; Chapter: 7; Filed 08/12/2020; Judge Deller

**Cathy Lynn Wurmb and Clair Gene Wurmb**; BUTLER-PA; 20-22383; Atty: Laurel B. Hartshorn; Chapter: 7; Filed 08/12/2020; Judge Taddonio

**Celestino Acevedo**; ALLEGHENY-PA; 20-22396; Atty: Pro Se; Chapter: 7; Filed 08/12/2020; Judge Bohm

**Sondra L. Wise**; CLEARFIELD-PA; 20-70411; Atty: Timothy J. Sloan; Chapter: 7; Filed 08/12/2020; Judge Deller

**David R. Arcangelo**; CAMBRIA-PA; 20-70412; Atty: Glenn R. Bartifay; Chapter: 7; Filed 08/12/2020; Judge Deller

**Timothy R. Davis**; ERIE-PA; 20-10543; Atty: Stephen H. Hutzelman; Chapter: 7; Filed 08/13/2020; Judge Agresti

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## COURT NOTICES

Pennsylvania  
Supreme Court

## WESTERN DISTRICT

IN RE: DECLARATION OF  
EXTENSION OF FIFTH JUDICIAL  
DISTRICT JUDICIAL EMERGENCY

No. 23 WM 2020

## ORDER OF COURT

**AND NOW**, this 31st day of August 2020, consistent with the Order of the Supreme Court of Pennsylvania dated May 27, 2020, this Court having originally declared a judicial emergency in the Fifth Judicial District of Pennsylvania beginning on March 16, 2020, and having previously extended such emergency through August 31, 2020, I now **DECLARE** that the judicial emergency be extended through December 31, 2020. The provisions of the amended Fifth Judicial District Emergency Operations Plan dated August 28, 2020, as amended, shall remain in effect through the remaining duration of the judicial emergency. The suspension of the operation of Rule 600(C) shall continue through December 31, 2020, to the extent consistent with constitutional limitations.

BY THE COURT:  
Kim Berkeley Clark  
President Judge  
20-03396

Pennsylvania  
Supreme Court

## WESTERN DISTRICT

IN RE: AMENDED FIFTH JUDICIAL  
DISTRICT EMERGENCY  
OPERATIONS PLAN

No. 23 WM 2020

## ORDER OF COURT

**AND NOW**, this 31st day of August 2020, having previously declared a judicial emergency in the Fifth Judicial District of Pennsylvania, this Court amends its previous Emergency Operations Orders and now orders that the actions set forth below be taken pursuant to Pa.R.J.A. No. 1952(B)(2). All provisions of this Order apply through December 31, 2020.

## I. Public Access to Court Facilities

- A Court Facility includes, but is not limited to:
  - The Civil Division located on the 7th and 8th floors of the City-County Building and the Housing Court Help Desk, located on the first floor of the City-County Building, 414 Grant Street, Pittsburgh, PA 15219;
  - The Criminal Division located on the 3rd and 5th floor of the Courthouse, 436 Grant Street, Pittsburgh, PA 15219;
  - The Family Law Center located at 440 Ross Street and 559 Fifth Avenue, Pittsburgh, PA 15219;

- The Orphans' Court Division, located on the 17th floor of the Frick Building, 437 Grant Street, Pittsburgh, PA 15219;
- Pittsburgh Municipal Court, 660 First Avenue, Pittsburgh, PA 15219;
- All Magisterial District Courts located in Allegheny County;
- All Adult Probation Offices, located in Allegheny County;
- All Juvenile Probation Offices including the six Community Intensive Supervision Program sites located in Allegheny county;
- The Juvenile Dependency Hearing Officer Courtrooms located at:
  1. (East Region) 10 Duff Road—Suite 208, 10 Corporate Center, Penn Hills, PA 15235;
  2. (Mon Valley Region) 355 Lincoln Highway, North Versailles, PA 15137;
  3. (North Region) 421 East Ohio Street, Pittsburgh, PA 15212;
- Any Administrative Offices of the Fifth Judicial District; and
- Any other facility, building, or room designated by the President Judge to hear and dispose of matters pending before the Court of Common Pleas or Magisterial District Courts in the Fifth Judicial District.

• All court facilities, including the courtrooms in all Divisions of the Court of Common Pleas, the Magisterial District Courts and Pittsburgh Municipal Court, will be open to the public for matters as specified below in this Order.

• Persons must wear masks or face coverings to enter and remain in any court facility. Persons who are not compliant with this order, will be required to leave the court facility.

• Persons who enter any court facility shall comply with CDC and Health Department recommendations for social distancing as well as any signage posted in or on court facilities or instructions from a judge, judicial officer, Sheriff's deputy, police officer, constable, building security, or court employee.

• News media shall be permitted into court facilities but only in a manner that is consistent with public safety. Cameras will not be allowed in any court facility, unless specifically authorized by the President Judge, Administrative Judge of a Division, or the District Court Administrator.

• Sheriff's deputies, police, constables, and building security assigned to any court facility are authorized to deny admission or remove a person who is visibly ill or who is exhibiting symptoms of COVID-19. Any person excluded or removed for health concerns shall be provided with information (telephone number or email address) to enable them to initiate, participate in, or complete necessary essential court business/functions during the judicial emergency.

• Only persons with essential court business are guaranteed admission into any court facility, subject to restrictions above. Friends and family members may be required to wait outside the facility.

• Sheriff's deputies, police, constables, and building security shall have the authority to enforce all of the conditions in this section. Persons who are not compliant with this order, will be required to leave the court facility.

## II. Methods for Conducting Proceedings

• Whenever appropriate and feasible, and as directed by the President Judge, the Administrative Judges of the Divisions, and the District Court Administrator, court proceedings shall be conducted by Advanced Communication Technology (ACT), primarily through Microsoft Teams, pursuant to the protocol for teleconference hearings issued by the Court. Other audio or teleconference methods may be employed, pursuant to the protocol for teleconference hearings issued by the Court, with the approval of the Administrative Judges. See Protocol for Teleconference Hearings found on the Fifth Judicial District website.

• Remote matters, conducted through Advanced Communication on Technology shall be conducted with the same decorum as in-person matters.

• When it is determined that conducting court proceedings through ACT is not appropriate or feasible, court hearings and proceedings shall be conducted utilizing protocols and policies relating to the use of masks or other personal protective equipment, social distancing, and other guidance specified in Section II of this Order.

• Any administrative order, policy, or protocol issued by an Administrative Judge requiring certain proceedings to be conducted through ACT shall be followed. Any exceptions to such an administrative order, policy, or protocol must be approved by the Administrative Judge of the Division.

• In order to prevent overcrowding, court appearances and hearing times shall be staggered, and the Administrative Judges may require that scheduling of cases be centralized in each division.

• Attorneys are strongly encouraged to bring only essential witnesses and persons to in-person court proceedings. Attorneys should encourage their clients to refrain from having non-participants accompany them to court proceedings.

• When a court reporter or other approved form of recording court proceedings is unavailable, alternative forms of recording shall be permitted.

• All persons participating in a court proceeding, including but not limited to, judges and judicial officers, attorneys, court employees, court reporters, witnesses, and spectators, are required to wear a mask or face covering for the entire proceeding. The judge or judicial officer may permit a person to temporarily remove the mask to take testimony or where the presence of a mask would affect the ability to judge credibility, provided that the requirements for social distancing, and in the case of matter in the Criminal Division, the attached Criminal Division Procedures (as may be subsequently amended and posted on the website of the Fifth Judicial District) are followed. In such cases, the person will be required to wear a face shield. The Court shall make every effort to minimize the number of people present for in-person court proceedings, including allowing particular attorneys or witnesses to appear remotely.

• Orders prohibiting and limiting the use of cellular phones in courtrooms and court facilities remain in effect. However, due to the requirements for social distancing, an attorney may use a cellular telephone to communicate with a client or a witness while outside of the courtroom. An attorney may use a cellular telephone to summon witnesses waiting in another location, to the courtroom; or for such other purpose deemed appropriate by the judge or judicial officer presiding over the court proceeding.

• The taking of photographs or the recording of any proceeding is strictly prohibited. Anyone violating this provision shall forfeit their cellular phone or device and shall be subject to contempt proceedings or other sanctions.

• Taking the testimony of witnesses through ACT is strongly encouraged. However, when a witness must testify in person in a courtroom, the witness may be required to wait in another location until such time as the court is prepared to take the testimony of the witness. Upon conclusion of the testimony, the witness shall be excused from the courtroom and shall leave the court facility unless the judge or judicial officer determines that there is a reason that the witness must remain in the court facility.

• News media may be permitted into a courtroom, if social distancing can be maintained. The court may designate certain seats for the news media, however, seats for attorneys, parties to the

proceedings and essential court staff take priority over seats for the news media.

• Sidebar conferences are prohibited until further order of court.

## III. Time Calculations and Deadlines

• Except as otherwise set forth in this Order, the suspension of time calculations due to the judicial emergency that began on March 16, 2020 ended at the end of the day on June 1, 2020.

• Time calculations and deadlines were suspended during the judicial emergency so that they did not continue to run during that time. The suspension began on March 16, 2020 and continued through June 1, 2020—or for 78 days. New deadlines shall be calculated by adding the time period of the suspension (days during which time calculations were suspended due to the judicial emergency as applied to the particular time calculation) to the original deadline. The period of suspension caused by the judicial emergency added on to the deadline shall only include that period of the suspension during which the particular time calculation would have otherwise been running.

• For example, if an original 30-day deadline fell on March 19, 2020, and the period of suspension under the judicial emergency was 78 days (March 16th through June 1st), the new deadline would be June 5, 2020 (78 days after March 19th). In this example, the particular time calculation stopped running during the entire 78-day suspension when it would have otherwise been running. If, however, a deadline expired before the judicial emergency began, then that deadline would not be extended by the judicial emergency.

• The period of suspension caused by the judicial emergency added on to the deadline shall only include that period of the suspension during which the particular time calculation would have otherwise been running. For example, if a 20-day time period begins running on May 27, 2020, when a complaint is served, then the original 20-day deadline would be June 16, 2020. The period during which this particular time calculation would be suspended by the judicial emergency would be 6 days (from May 27th through June 1st) and the new deadline would be June 22, 2020 (6 days after June 16, 2020). Stated differently, if a 20-day time period begins running on May 27, 2020, when a complaint is served upon the defendant, the parties start counting the 20-day time period from June 2, 2020, (i.e. June 3rd is day one), and the new deadline is again June 22, 2020.

• If, however, the particular time calculation did not start to run until after June 1, 2020, then the deadline would not be extended as it would be unaffected by the suspension. For example, if a 20-day time period begins running on June 3, 2020 when a complaint is served then the original 20-day deadline of June 23, 2020 would not be extended.

• Postponements or continuances resulting from the judicial emergency shall be considered court postponements and shall constitute excludable time, subject to constitutional limitations for purposes of the application of Rule 600. See *Commonwealth v. Bradford*, 46 A.3d 693 (Pa. 2012) and *Commonwealth v. Mills*, 162 A. 3d 323 (Pa. 2017).

• The suspension of Rule 600, subject to constitutional limitations, as indicated in this Court's previous Emergency Operations Orders, began on March 16, 2020 and will continue through December 31, 2020, subject to further order of court.

• Jury trials in both the Civil and Criminal Divisions remain suspended until further Order of Court.

• Attorneys and litigants shall not use the judicial emergency to secure strategic advantage in litigation, including by dilatory conduct. Individual judges may determine, on a case-by-case basis, whether a failure to meet a deadline was not directly the result of or affected by the judicial emergency, (such as in routine discovery matters) and whether the deadline should have been met during the judicial emergency. The judge may then take any action deemed appropriate to address the situation.

## IV. Transportation, Signatures, Fingerprinting, and Publication

• There will be no identification process at time of arrest, unless processed through the Allegheny County Jail. Defendants will be assigned a fingerprint appointment for a later date.

• Until further Order of Court:

- No inmates will be transported from the Allegheny County Jail or a state correctional facility for preliminary hearings.

- Juveniles will not be transported from Shuman Detention Center or Hartman Shelter for court hearings, unless the judge orders the juvenile to appear in court.

- Where the participation of the inmate or juvenile is required at a court hearing, Advanced Communication Technology shall be considered before issuing the order to transport.

- All juveniles or inmates who are being transported shall wear a mask.

- The Sheriff's deputies may refuse to transport an inmate or juvenile who is visibly ill, who is exhibiting symptoms of COVID-19, or who refuses to wear a mask, and shall immediately notify the assigned judge.

• Alternative methods of signing, delivery, and service of court documents and orders shall be permitted. This includes, but is not limited to, facsimile signatures, electronic signatures, proxy signatures, and designated court employees authorized to sign on behalf of a judge after the judge has reviewed and approved the document for signature.

*Pro se* litigants completing forms at Pittsburgh Municipal Court may authorize court employees to sign documents, when necessary, for the safety of the litigants and court employees. Under such circumstances, the court employee will sign his/her name to the document indicating that the litigant has reviewed the document and that all of the information contained therein was provided by the litigant. If an employee must sign for a pro se litigant, he/she will do so in a manner allowing the litigant to see the employee sign the document.

• In the interest of public health, the *Pittsburgh Legal Journal* shall be published as an electronic PDF through the duration of the judicial emergency in the Fifth Judicial District. During the judicial emergency, proofs of publication produced by the *Pittsburgh Legal Journal* can be properly verified and signed by a notary public only, instead of a notary public and an affiant as is typically required. Proofs of publication may be mailed or emailed to relevant parties. Records of all electronic proofs of publication and email correspondence shall be preserved.

## V. Civil Division

• Where appropriate and feasible, Civil Division proceedings shall be conducted by Advanced Communication Technology, primarily through Microsoft Teams, pursuant to the protocol for teleconference hearings issued by the Court. Other audio or teleconference methods may be employed, pursuant to the protocol for teleconference hearings issued by the Court, with the approval of the Administrative Judges. See Protocol for Teleconference Hearings posted on the Fifth Judicial District website.

• All published trial lists are temporarily suspended pending further Order of Court.

• Non-jury trials commenced in June 2020. Non-jury trials shall continue to be conducted pursuant to the protocols outlined in this Order. Such non-jury trials shall be identified by the Court and specially listed for non-jury trial by separate Order(s) of Court. Where appropriate and possible, such non-jury trials shall be conducted using Advanced Communication Technology (ACT). When it is not appropriate and possible to use ACT for non-jury trials, all parties, lawyers, witnesses, and persons participating in the trial must follow the Fifth Judicial District's protocols and policies relating to the use of masks or other personal protective equipment, social distancing, and other guidance specified in Section II of this Order.

• Jury trials shall commence on a limited basis and only where the Court enters an Order specifically scheduling a jury trial. Parties with cases on previously published trial lists may jointly, with written consent by all parties involved in the litigation, submit consented-to motions to the Calendar Control Judge requesting that their case be scheduled to be tried before a jury.

• Consistent with this Order, the following matters shall be conducted remotely through the use of Advanced Communication Technology: 1. Calendar Control Motions, 2. Housing Court Motions, 3. Discovery Motions, 4. General Motions (contested and uncontested), 5. Oral arguments on Preliminary Objections, 6. Oral arguments on Motions for Summary Judgment, or

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