

THE COURTS

Title 255—LOCAL COURT RULES

NORTHAMPTON COUNTY

Administrative Order 2024-14; Vacating Administrative Order 2015-5 and Adopting Local Rules N5102 and N5103; No.: C-48-CV-2024-7697

Administrative Order

And Now, this 22nd day of August, 2024, in accordance with the Pennsylvania Supreme Court's Order No. 596 and the promulgation of Pennsylvania Rules of Judicial Procedure 5101—5105, it is *Ordered* and *Decreed* that Administrative Order 2015-5 is hereby *Vacated* and replaced with Local Rules N5102 and N5103, as follows hereto.

It is further *Directed* that the Court Administrator of Northampton County shall comply with all publishing requirements set forth in Pa.R.J.A. 103(c)(5)-(6), such as: filing two (2) certified copies of this Order with the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*; filing one (1) certified copy of the Order with the Administrative Office of Pennsylvania Courts; publishing a copy of this Order on the Court's website; and incorporating these procedures into the complete set of Northampton County Local Rules no later than thirty (30) days following publication in the *Pennsylvania Bulletin*.

This local rule shall become effective on October 7, 2024, after no less than thirty (30) days of publication in the *Pennsylvania Bulletin*.

By the Court

CRAIG A. DALLY,
President Judge

CUSTODY OF EXHIBITS IN COURT PROCEEDINGS

N5102. Custody of Exhibits. General Provisions.

a) *During Court Proceedings before Judge.* Unless otherwise provided herein or ordered by the Court or Presiding Judge, the court reporter shall be the custodian of all documentary, photographic, non-documentary, and digital media evidence during court proceedings.

b) *After Court Proceedings before Judge.* At the conclusion of court proceedings, the custodian shall:

1) Retain or take custody of all documentary exhibits, photographs, photographs of non-documentary exhibits, and digital media exhibits;

2) File all documentary exhibits, photographs, photographs of non-documentary exhibits, and digital media exhibits, along with an evidence retention form, with the appropriate records office within five (5) business days of the conclusion of the court proceedings; and

3) Secure and maintain all other non-documentary evidence as directed by the Court or agreed to by the parties.

c) *During Proceedings Before Special Divorce Master, Juvenile Master or in Domestic Relations cases.* Unless otherwise provided in Northampton County Local Rule N5103, or ordered by the Court, the court designee or court reporter is hereby designated as the custodian of all documentary, photographic, non-documentary, and digital

media evidence offered during court proceedings before a special divorce master, juvenile master, or in domestic relations cases.

d) *After Proceedings Before Divorce Master, Juvenile Master or in Domestic Relations cases.* At the conclusion of the proceedings, the custodian shall:

1) Retain or take custody of all documentary exhibits, photographs, photographs of non-documentary exhibits, and digital media exhibits;

2) File all exhibits, along with an evidence retention form, with the appropriate records office within five (5) business days from the conclusion of the proceedings; and

3) Secure and maintain all other non-documentary evidence as directed by the Court or agreed to by the parties.

N5103. Custody of Exhibits. Special Provisions.

a) *Documentary Evidence*

1) If a proponent offers into evidence an exhibit that is larger than 8-1/2 × 11 inches, the proponent shall ensure a copy of the document reduced to 8-1/2 × 11 inches (or smaller) is entered into the record.

2) A proponent who provides a reduced copy of an oversized exhibit shall ensure that the reproduced document is clear and capable of further reproduction or transfer to digital media.

b) *Photographs*

1) A proponent who offers into evidence a photograph shall ensure that the original or a copy of the photograph in lieu of the original (no larger than 8-1/2 × 11 inches) is entered into the record.

2) A proponent who provides a copy of a photograph shall ensure that the reproduced document is clear and capable of further reproduction or transfer to digital media.

c) *Non-Documentary Evidence: Generally*

1) If a proponent offers into evidence a non-documentary exhibit, the proponent shall ensure that a photograph (no larger than 8-1/2 × 11 inches) of the exhibit is entered into the record in lieu of the non-documentary exhibit.

2) A proponent who provides a photograph of a non-documentary exhibit shall ensure that the photograph is clear and capable of further reproduction or transfer to digital media.

3) If the exhibit is bulky, oversized or otherwise physically impractical for the court staff and/or custodian to maintain, the court staff and/or custodian may direct the proponent offering the exhibit to maintain custody of, and secure, it during court proceedings.

d) *Non-Documentary Evidence: Weapons, Contraband, Hazardous Materials*

1) In any proceeding in which dangerous items are offered into evidence, the proponent shall secure the exhibits while the court proceedings are in session, as well as during all breaks and recesses. Dangerous items include, but are not limited to at the discretion of the Presiding Judge, weapons, cash, currency, money, negotiable instruments, other items of value, drugs, dangerous

materials, guns, knives, explosives, controlled substances, narcotics, intoxicants, toxic material, biological items, and biohazards.

2) During the proceedings, breaks, and recesses, the proponent shall exercise all appropriate safeguards necessary to protect the public based on the nature of the exhibit.

3) Exhibits deemed to be dangerous items are prohibited from viewing in the jury room. Alternative viewing methods may be approved by the Presiding Judge if requested by the jury.

4) Once the court proceedings have concluded, the proponent, the proponent's designee, or such other person as designated by the Presiding Judge shall maintain custody of the dangerous item offered in to evidence.

e) *Use of Digital Media.* A proponent entering digital exhibits into the record shall provide said exhibits on a flash drive, thumb drive, USB drive, or other portable media-containing device.

f) *Duplicates.* The court may direct that an original item, and not a duplicate, be entered into the record.

g) *Copies for Court.* Proponents must provide copies of all documentary exhibits, photographs, photographs of non-documentary exhibits, and digital media exhibits to the Presiding Judge, opposing counsel and/or pro se party, and the court reporter during the court proceedings.

h) *Confidentiality. Exhibits Under Seal.* Exhibits filed confidentially pursuant to Sections 7.0 and 8.0 of the Case Records Public Access Policy of the Unified Judicial System of Pennsylvania, otherwise sealed by court order, or unavailable for public inspection pursuant to Pennsylvania law shall not be accessible to the public.

[Pa.B. Doc. No. 24-1241. Filed for public inspection September 6, 2024, 9:00 a.m.]

Title 255—LOCAL COURT RULES

NORTHAMPTON COUNTY

Administrative Order 2024-15; Amending Local Rule N507—Approval of Police Complaints and Arrest Warrant Affidavits by Attorney for the Commonwealth; No.: C-48-AD-355-2024

Administrative Order

And Now, this 22nd day of August, 2024, upon consideration of the Northampton County District Attorney's Certification filed pursuant to Pa.R.Crim.P. 507, it is *Ordered and Decreed* that Local Rule N507 is hereby *Amended*, as follows.

It is further *Directed* that the Court Administrator of Northampton County shall comply with all publishing requirements set forth in Pa.R.J.A. 103(c)(5)-(6), such as: filing two (2) certified copies of this Order with the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*; filing one (1) certified copy of the Order with the Administrative Office of Pennsylvania Courts; publishing a copy of this Order on the Court's website; and incorporating these procedures into the complete set of Northampton County Local Rules no later than thirty (30) days following publication in the *Pennsylvania Bulletin*.

This local rule shall become effective on October 7, 2024, after no less than thirty (30) days of publication in the *Pennsylvania Bulletin*.

By the Court

CRAIG A. DALLY,
President Judge

Exhibit A

N507. Approval of Police Complaints and Arrest Warrant Affidavits by Attorney for the Commonwealth.

1) *General Provision.* The District Attorney of Northampton County having filed a certification pursuant to Pa.R.Crim.P. 507, criminal complaints and arrest warrant affidavits by police officers, as defined in the Rules of Criminal Procedure, charging one, or more, of the offenses below shall not hereafter be accepted by any judicial officer unless the complaint and arrest warrant affidavit have the approval of an attorney for the Commonwealth prior to filing:

a) *Criminal Homicide*

Criminal Homicide—18 Pa.C.S. § 2501

Murder of any degree—18 Pa.C.S. § 2502

Voluntary Manslaughter—18 Pa.C.S. § 2503

Involuntary Manslaughter—18 Pa.C.S. § 2504

Drug Delivery Resulting in Death—18 Pa.C.S. § 2506

Criminal Homicide of Law Enforcement Officer—18 Pa.C.S. § 2507

Criminal Homicide of Unborn Child—18 Pa.C.S. § 2604

Voluntary Manslaughter of Unborn Child—18 Pa.C.S. § 2605

b) *Assault*

Aggravated Assault—18 Pa.C.S. § 2702(a)(1) or (2)

Assault by Prisoner—18 Pa.C.S. § 2703

Assault by Life Prisoner—18 Pa.C.S. § 2704

Discharge of Firearm in Occupied Structure—18 Pa.C.S. § 2707.1

Stalking—18 Pa.C.S. § 2709.1

Ethnic Intimidation—18 Pa.C.S. § 2710

Neglect of Care-Dependent Person—18 Pa.C.S. § 2713

Abuse of Care-Dependent Person—18 Pa.C.S. § 2713.1

Weapons of Mass Destruction—18 Pa.C.S. § 2716

Strangulation—18 Pa.C.S. § 2718

c) *Anti-Hazing*

Aggravated Hazing—18 Pa.C.S. § 2803

d) Kidnapping—18 Pa.C.S. § 2901

e) *Human Trafficking*

Trafficking in Individuals—18 Pa.C.S. § 3011

f) *Sexual Offenses*

Rape—18 Pa.C.S. § 3121

Statutory Sexual Assault—18 Pa.C.S. § 3122

Involuntary Deviate Sexual Intercourse—18 Pa.C.S. § 3123

Sexual Assault—18 Pa.C.S. § 3124.1

Institutional Sexual Assault—18 Pa.C.S. § 3124.2

Sexual Assault by Sports Official, Volunteer, or Employee of Non-Profit Association—18 Pa.C.S. § 3124.3

Aggravated Indecent Assault—18 Pa.C.S. § 3125

Indecent Assault—18 Pa.C.S. § 3126

g) *Arson, Criminal Mischief and other Property Destruction*

Arson—18 Pa.C.S. § 3301

Causing or Risking Catastrophe—18 Pa.C.S. § 3302

h) *Burglary and Other Criminal Intrusion*

Burglary—18 Pa.C.S. § 3502

i) *Robbery*

Robbery—18 Pa.C.S. § 3701(a)(i), (ii), and (iii)

Robbery of Motor Vehicle—18 Pa.C.S. § 3702

j) *Theft and Related Offenses*

Theft and Receiving Stolen Property—18 Pa.C.S. § 3903(a)(2), (a)(5), and (a.1)

Theft by Unlawful Taking or Disposition—18 Pa.C.S. § 3921

Receiving Stolen Property—18 Pa.C.S. § 3925

k) *Offenses Against the Family*

Endangering Welfare of Children—18 Pa.C.S. § 4304

l) *Bribery and Corrupt Influence*

Bribery in Official or Political Matters—18 Pa.C.S. § 4701

Threats and Other Improper Influences in Official or Political Matters—18 Pa.C.S. § 4702

m) *Falsification and Intimidation*

Perjury—18 Pa.C.S. § 4902

n) *Obstructing Governmental Operations*

Hindering Apprehension or Prosecution—18 Pa.C.S. § 5105

Flight to Avoid Apprehension (Felony Only)—18 Pa.C.S. § 5126(a)

o) *Riot, Disorderly Conduct and Related Offenses*

Abuse of Corpse—18 Pa.C.S. § 5510

Aggravated Cruelty to Animals—18 Pa.C.S. § 5534

p) *Wiretapping and Electronic Surveillance*

Interception, Disclosure or Use of Wire, Electronic or Oral Communication—18 Pa.C.S. § 5703

q) *Public Indecency*

Prostitution—18 Pa.C.S. § 5902

Obscene Materials (Felony Only)—18 Pa.C.S. § 5903

r) *Firearms and Other Dangerous Activities*

Person Not to Possess Firearm (F1 or F2)—18 Pa.C.S. § 6105(a)(1)

Firearms Not to be Carried Without a License (F3 only)—18 Pa.C.S. § 6106(a)(1)

Possession of a Firearm with Altered Manufacturer's Number—18 Pa.C.S. § 6110.2

Possession of Firearm with Altered Serial Number—18 Pa.C.S. § 6110.2

Materially False Statements in Firearm's Purchase—18 Pa.C.S. § 6111(g)(4)

Certain Bullets Prohibited—18 Pa.C.S. § 6121

s) *Minors*

Corruption of Minors—18 Pa.C.S. § 6301

Sexual Abuse of Children—18 Pa.C.S. § 6312

Unlawful Contact with Minor—18 Pa.C.S. § 6318

Sexual Exploitation of Children—18 Pa.C.S. § 6320

Transmission of Sexually Explicit Images of a Minor—18 Pa.C.S. § 6321

t) Election Code violations (all offenses)—25 Pa.C.S. §§ 3501–3556

u) Controlled Substance, Drug Device and Cosmetic Act (only felonies)—35 P.S. § 780-113

v) *Miscellaneous Provisions*

Homicide by Vehicle—75 Pa.C.S. § 3732

Aggravated Assault by Vehicle—75 Pa.C.S. § 3732.1

Homicide by Vehicle While Driving Under the Influence—75 Pa.C.S. § 3735

Aggravated Assault by Vehicle While Driving Under the Influence—75 Pa.C.S. § 3735.1

Accidents Involving Death or Serious Bodily Injury—75 Pa.C.S. § 3742(a), (b) and (3)

Accidents Involving Death or Serious Bodily Injury-Not Licensed—75 Pa.C.S. § 3742.1(a)

w) *Inchoate Crimes*

Criminal Attempt to Commit any of the above offenses—18 Pa.C.S. § 901

Criminal Solicitation to commit any of the above offenses—18 Pa.C.S. § 902

Criminal Conspiracy to commit any of the above offenses—18 Pa.C.S. § 903

x) Any offense excluded by Section 6302(2)(i), (ii), and (iii) of the Juvenile Act—42 Pa.C.S. § 6302(i), (ii), and (iii), from the definition of a “delinquent act.”

[Pa.B. Doc. No. 24-1242. Filed for public inspection September 6, 2024, 9:00 a.m.]

DISCIPLINARY BOARD OF THE SUPREME COURT

Notice of Administrative Suspension

Notice is hereby given that the following attorneys have been Administratively Suspended by Order of the Supreme Court of Pennsylvania dated July 17, 2024, pursuant to Rule 111(b), Pa.R.C.L.E., which requires that every active lawyer shall annually complete, during the compliance period for which he or she is assigned, the continuing legal education required by the Continuing Legal Education Board. The Order became effective August 16, 2024, for Compliance Group 3.

Notice with respect to attorneys having Pennsylvania registration addresses, which have been administratively suspended by said Order, was published in the appropriate county legal journal.

Adams, William J.
Miami Beach, FL

Buckley, Kevin William
Escondido, CA

Demuren, Samantha Mamawa Bella
Katy, TX

DiPrinzio, Carol Ann
Cranford, NJ

Drejza, Linda Brakmann
Rising Sun, MD

Fassano, Anthony Michael
West Collingswood Heights, NJ

Fine, Adam Dimitri
Boston, MA

Folino, Anita B.
Okemos, MI

Furman, Sara Horowitz
Marlton, NJ

Glassman, Michael Jeffrey
Voorhees, NJ

Hammond, Michael Joseph
Cleburne, TX

Hart, Angela Denise
Bethesda, MD

Haverly, Martin D.
Wilmington, DE

Howard, Bradley Curtis
Queenstown, MD

Hutchinson, Jenna Christine
New York, NY

Imadojemu, Osazee Solate
Washington, DC

Jaycox, Brandon Kurtis
Dorado, PR

Kenton Jr., Lestin Leroy
Alexandria, VA

LaPorta, Jennifer Lynn
Miami, FL

McClain, Daniel D.
Kensington, MD

Morgan, Cameron R.
Matawan, NJ

Papasavvas, Krystina
Nashville, TN

Rupinski, Robert F.
Mount Holly, NJ

Shea, John D.
Cherry Hill, NJ

Stalfa, Gregory James
Pacifica, CA

Timko, Amy Lynne
Medford, NJ

SUZANNE E. PRICE,
Attorney Registrar

[Pa.B. Doc. No. 24-1243. Filed for public inspection September 6, 2024, 9:00 a.m.]

SUPREME COURT

Temporary Modification and Suspension of the Rules of Appellate Procedure and Judicial Administration for Appeals Arising under the Pennsylvania Election Code; No. 622 Judicial Administration Docket

Order

Per Curiam

And Now, this 27th day of August, 2024, upon consideration of the requirements of the Electoral Count Reform Act of 2022, *see* 3 U.S.C. § 5, to expedite appeals in matters arising under the Pennsylvania Election Code with respect to the November 5, 2024 General Election, and pursuant to Article V, Section 10 of the Pennsylvania Constitution, it is *Ordered* as follows:

Rule 903(c)(1)(ii) of the Pennsylvania Rules of Appellate Procedure, which provides for a 10-day appeal period from an order in any matter arising under the Pennsylvania Election Code, is *Temporarily Modified* to provide for a 3-day appeal period; further, Pa.R.A.P. 1113(c)(1), which provides for a 10-day period for filing a petition for allowance of appeal from an order in any matter arising under the Pennsylvania Election Code, is *Temporarily Modified* to provide for a 3-day period. All cross-appeals and cross-petitions for allowance of appeal must also be filed within 3 days of the challenged order.

Additionally, Pa.R.A.P. 107 and Pa.R.J.A. 107 are *Temporarily Suspended* to the extent they specify that weekends and holidays are to be excluded in calculating the above 3-day periods.

Answers to jurisdictional statements and petitions for allowance of appeal, and separate motions to quash or dismiss appeals, will not be received in these matters. Any objection to the propriety of the appeal, including questions surrounding the appellate court's jurisdiction, are to be raised in the appellees' merits briefs.

In appeals that fall within the purview of this order, appellants shall file briefs within 24 hours of the filing their notice of appeal and, where applicable, jurisdictional statement. Appellees' briefs are due within 24 hours of the filing of appellants' briefs. Further, Pa.R.A.P. 2113 (regarding reply briefs) is *Temporarily Suspended* in these matters; no reply briefs will be permitted absent order of court.

All filings related to matters encompassed by this order shall be filed electronically when counsel or the litigants have a PACFile account. Otherwise, counsel or the litigants shall contact the relevant filing office to make alternative arrangements to ensure that the filing office receives the submissions by the applicable deadline.

Pa.R.A.P. 1931(a) and (c) (regarding the deadline for transmittal of the record when complete) are *Temporarily Suspended* in matters subject to this order, and the record shall be transferred as soon as practicable. The lower court may transmit partially completed records in the interest of facilitating prompt resolution of any appeal in these matters.

Applications for reconsideration or reargument will not be received on matters falling under this order.

Any court deciding a matter that arises under the Pennsylvania Election Code in relation to the November 5, 2024 General Election shall append a copy of this order to its decision.

This order shall be effective August 29, 2024, and shall apply to appeals or petitions for allowance of appeal filed from orders entered after that date.

This order shall remain in effect pending further order of this Court.

[Pa.B. Doc. No. 24-1244. Filed for public inspection September 6, 2024, 9:00 a.m.]