## IN THE COMMONWEALTH COURT OF PENNSYLVANIA

IVY HILL CONGREGATION OF : No. 316 MD 2020

JEHOVAH'S WITNESSES,

Petitioner,

V.

COMMONWEALTH OF PENNSYLVANIA, DEPARTMENT OF HUMAN SERVICES.

Respondent.:

# NOTICE OF APPEAL

Notice is hereby given that Ivy Hill Congregation of Jehovah's Witnesses, petitioner above named, hereby appeals to the Supreme Court of Pennsylvania from the order entered in this matter on the 10th day of May, 2022. This order has been entered in the docket as evidenced by the attached copy of the docket entry.

Dated: June 3, 2022 /s/ Joshua J. Voss

Matthew H. Haverstick (No. 85072)

Mark E. Seiberling (No. 91256)

Joshua J. Voss (No. 306853)

Shohin Vance (No. 323551)

KLEINBARD LLC

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Attorneys for Petitioner Ivy Hill

### **Miscellaneous Docket Sheet**

Docket Number: 316 MD 2020

Page 1 of 10

June 2, 2022



### **CAPTION**

Ivy Hill Congregation of Jehovah's

Witnesses, Petitioner

٧.

Commonwealth of Pennsylvania, Department of Human Services,

Respondent

**CASE INFORMATION** 

Initiating Document: Petition for Review

Case Status: Closed

Case Processing Status: May 10, 2022 Completed

Journal Number: 26-03-2022

Case Category: Miscellaneous Case Type(s): Declaratory Judgment

CONSOLIDATED CASES RELATED CASES

### **COUNSEL INFORMATION**

Petitioner Ivy Hill Congregation of Jehovah's Witnesses

Pro Se: No

IFP Status:

Attorney: Haverstick, Matthew Hermann

Law Firm: None/Not Applicable
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Philadelphia, PA 19103

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Attorney: Seiberling, Mark Edward
Law Firm: None/Not Applicable
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Phone No: (215) 496-7222 Fax No:

Attorney: Voss, Joshua John
Law Firm: None/Not Applicable
Address: Kleinbard LLC

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Philadelphia, PA 19103

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**Miscellaneous Docket Sheet** 

Docket Number: 316 MD 2020

Page 2 of 10 June 2, 2022



### **COUNSEL INFORMATION**

Petitioner Ivy Hill Congregation of Jehovah's Witnesses

Pro Se: No

IFP Status:

Attorney: Vance, Shohin Hadizadeh

Address: Kleinbard LLC

1717 Arch St 5th FI Three Logan Square Philadelphia, PA 19103

Phone No: (215) 568-2000 Fax No:

Respondent Department of Human Services

Pro Se: No

IFP Status:

Attorney: Serafin, Kenneth J.

Law Firm: Pennsylvania Department of Human Services, Bureau of Hearings and Appeals

Address: Office Of General Counsel 625 Forster St 3rd Fl West

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Phone No: (717) 783-2800 Fax No:

Attorney: McLees, Matthew John

Law Firm: Pennsylvania Department of Human Services, Bureau of Hearings and Appeals

Address: Pa-Dhs-office Of General Counsel 625 Forster St 3rd Fl West

Harrisburg, PA 17120

Phone No: (717) 783-2800 Fax No:

Attorney: Solimine, Cara Lunell

Law Firm: Pennsylvania Department of Human Services, Bureau of Hearings and Appeals

Address: Pa-Dhs-office Of General Counsel

Third Floor West

Health & Welfare Building Harrisburg, PA 17120

Phone No: (717) 783-2800

Attorney: DiTomo, Nicole Rue

Law Firm: Pennsylvania Office of Attorney General

Address: Pa Ofc Of Attorney General

1000 Madison Ave Ste 310 Norristown, PA 19403

Phone No: (610) 631-6205 Fax No:

FEE INFORMATION

Fax No:

Fee DtFee NameFee Amt Receipt DtReceipt NoReceipt Amt05/20/2020Miscellaneous Docket Filing Fee70.25 05/21/20202020-CMW-H-00110270.25

Filed: October 2, 2020

Filed: October 29, 2021

Filed: October 9, 2020

### Miscellaneous Docket Sheet

Docket Number: 316 MD 2020

**Page 3 of 10** June 2, 2022



### AGENCY/TRIAL COURT INFORMATION

Order Appealed From: Notice of Appeal Filed:

Order Type:

Documents Received: May 20, 2020

Court Below:

County: Division: OTN: Judge:

Docket Number: Judicial District: **ORIGINAL RECORD CONTENT** 

Original Record Item Filed Date Content Description

#### Date of Remand of Record:

#### **BRIEFING SCHEDULE**

Due: September 18, 2020

Due: November 5, 2021

Reply Brief

Respondent Petitioner

Ivy Hill Congregation of Jehovah's Witnesses **Department of Human Services** 

**Brief Brief** 

Due: October 21, 2020 Filed: September 25, 2020 Due: September 7, 2020 Filed: September 23, 2020

Due: Filed: September 21, 2021

Reply Brief

Due: October 16, 2020 Filed: October 9, 2020

Due:	Filed: November 10, 2021			
		DOCKET ENTRY		
Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
May 20, 2020	Petition for Review Filed			
	Ivy Hill Congregation of Jehovah's Witnesses		Petitioner	
Document Name	Petition for Review in the Nature of	a Complaint for Declaratory Relief		

Due:

May 21, 2020 Notice Exited 05/21/2020

Commonwealth Court Filing

Office

Application for Summary Relief May 22, 2020

> Haverstick, Matthew Hermann Ivy Hill Congregation of Jehovah's W Petitioner Seiberling, Mark Edward Ivy Hill Congregation of Jehovah's W Petitioner Voss, Joshua John Ivy Hill Congregation of Jehovah's W Petitioner

Document Name: Application for Summary Relief by Petitioner Ivy Hill Congregation of Jehovah's Witnesses.

Order Filed June 16, 2020 06/16/2020

Per Curiam

Document Name: NOW, June 16, 2020, Petitioner's brief in support of Application for Summary Relief (4 copies) shall

Comment: be filed and served no later than July 17, 2020. Respondent's brief (4 copies) shall be filed and served within 30 days of service of Petitioner's brief. Any reply brief (4 copies) may be filed in accordance with Upon receipt of all briefs, the prothonotary is directed to list this matter on the next Pa. R.A.P. 2185.

available argument list.

**Miscellaneous Docket Sheet** 

Docket Number: 316 MD 2020

Page 4 of 10 June 2, 2022



		DOCKET ENTRY			
		DOCKET ENTRY			
Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date	
June 16, 2020	Entry of Appearance	D	D 1 1		
	McLees, Matthew John	Department of Human Services	Respondent		
June 18, 2020	Entry of Appearance				
	Solimine, Cara Lunell	Department of Human Services	Respondent		
June 18, 2020	Application for Extension of Time				
	Solimine, Cara Lunell	Department of Human Services	Respondent		
		argement of Time to File an Answer to P	etitioner's App. for S	ummary	
Comment:	Relief and for Modification of Brie				
June 18, 2020	Application for Extension of Time		5		
5 (1)	Solimine, Cara Lunell	Department of Human Services	Respondent	4	
		argement of Time to File a Response to	Pet.'s PFR in the Na	ture	
	of a Complaint for Declaratory Re				
June 23, 2020	Order Granting Application for Ex	tension of Time to File		06/23/2020	
Decument Name	Per Curiam	ideration of Respondent's unopposed R	leguest for an Enlard	ement of Time	
		ioner's Application for Summary R			
Comment.		filed on or before July 17, 2020.	•	• •	
	for Summary Relief (4 copies) shall be filed and served no later than August 17, 2020. Respondent's brief				
	(4 copies) shall be filed and served within 30 days of service of Petitioner's brief. Any reply brief (4 copies)				
	may be filed in accordance with Pa. R.A.P. 2185. Upon receipt of all briefs, the Prothonotary is directed				
	to list this matter on the next ava	ilable argument list.			
June 23, 2020	Order Granting Application for Ex	tension of Time to File		06/23/2020	
	Per Curiam				
Document Name:	•	ideration of Respondent's unopposed A	• •		
•			e of a Complaint t		
Comment:	to file a Response to Petitione the request is hereby granted. Re	er's Petition for Review in the Natur espondent's response shall be filed on o	•	·	
Comment:			•		
	the request is hereby granted. Re		•	·	
	the request is hereby granted. Re Entry of Appearance	espondent's response shall be filed on o	or before July 17, 202	•	
July 15, 2020	the request is hereby granted. Re Entry of Appearance DiTomo, Nicole Rue	espondent's response shall be filed on o	Respondent		
July 15, 2020 July 17, 2020	the request is hereby granted. Re Entry of Appearance DiTomo, Nicole Rue Application for Extension of Time DiTomo, Nicole Rue	Department of Human Services	Respondent Respondent	·	
July 15, 2020  July 17, 2020  Document Name:	the request is hereby granted. Re Entry of Appearance DiTomo, Nicole Rue Application for Extension of Time DiTomo, Nicole Rue	Department of Human Services  to File Department of Human Services	Respondent Respondent	·	
July 15, 2020  July 17, 2020  Document Name: Comment:	the request is hereby granted. Re Entry of Appearance DiTomo, Nicole Rue  Application for Extension of Time DiTomo, Nicole Rue Application for Relief Seeking an	Department of Human Services  to File Department of Human Services  to File Department of Human Services Extension of Time to Respond to the Pe	Respondent Respondent	•	
July 15, 2020  July 17, 2020  Document Name:	the request is hereby granted. Re Entry of Appearance DiTomo, Nicole Rue Application for Extension of Time DiTomo, Nicole Rue Application for Relief Seeking an Application for Summary Relief.	Department of Human Services  to File Department of Human Services  to File Department of Human Services Extension of Time to Respond to the Pe	Respondent Respondent	20.	
July 15, 2020  July 17, 2020  Document Name: Comment:  July 21, 2020	the request is hereby granted. Re Entry of Appearance DiTomo, Nicole Rue  Application for Extension of Time DiTomo, Nicole Rue Application for Relief Seeking an Application for Summary Relief.  Order Granting Application for Ex Per Curiam	Department of Human Services  to File Department of Human Services  to File Department of Human Services Extension of Time to Respond to the Pe	Respondent  Respondent  Respondent  Respondent  etition for Relief and	07/21/2020	
July 15, 2020  July 17, 2020  Document Name: Comment:  July 21, 2020  Document Name:	the request is hereby granted. Re Entry of Appearance DiTomo, Nicole Rue  Application for Extension of Time DiTomo, Nicole Rue Application for Relief Seeking an Application for Summary Relief.  Order Granting Application for Ex Per Curiam NOW, July 21, 2020, upon consident extension of Time to Responder.	Department of Human Services  to File Department of Human Services Extension of Time to Respond to the Petersion of Time to File deration of Respondent's Unopposed Apto the Petition for Relief and Application	Respondent  Respondent  Respondent etition for Relief and opplication for Relief Sation for Summary	07/21/2020 Seeking an Relief, the request is	
July 15, 2020  July 17, 2020  Document Name: Comment:  July 21, 2020  Document Name:	the request is hereby granted. Re Entry of Appearance DiTomo, Nicole Rue  Application for Extension of Time DiTomo, Nicole Rue Application for Relief Seeking an Application for Summary Relief.  Order Granting Application for Ex Per Curiam NOW, July 21, 2020, upon consident seeking and the seeking and	Department of Human Services  to File Department of Human Services Extension of Time to Respond to the Petersion of Time to File  deration of Respondent's Unopposed Application to the Petition for Relief and Application answers shall be filed on or before	Respondent  Respondent  Respondent etition for Relief and  poplication for Summary July 31, 2020.	07/21/2020 Geeking an Relief, the request is The briefing schedule	
July 15, 2020  July 17, 2020  Document Name: Comment:  July 21, 2020  Document Name:	Entry of Appearance DiTomo, Nicole Rue  Application for Extension of Time DiTomo, Nicole Rue  Application for Relief Seeking an Application for Summary Relief.  Order Granting Application for Ex Per Curiam  NOW, July 21, 2020, upon consident of the Extension of Time to Respondent's set forth in this Court's June	Department of Human Services  to File Department of Human Services Extension of Time to Respond to the Petersion of Time to File deration of Respondent's Unopposed Apto the Petition for Relief and Applications answers shall be filed on or before 23, 2020 order is also modified as	Respondent  Respondent  Respondent  etition for Relief and  pplication for Relief S ation for Summary  July 31, 2020.  follows: Petitioner	07/21/2020 Seeking an Relief, the request is The briefing schedule 's brief in support of	
July 15, 2020  July 17, 2020  Document Name: Comment:  July 21, 2020  Document Name:	Entry of Appearance DiTomo, Nicole Rue  Application for Extension of Time DiTomo, Nicole Rue  Application for Relief Seeking an Application for Summary Relief.  Order Granting Application for Ex Per Curiam  NOW, July 21, 2020, upon consident of the Extension of Time to Respondent's set forth in this Court's June Application for Summary Relief.	Department of Human Services  To File Department of Human Services Extension of Time to Respond to the Petersion of Time to File  deration of Respondent's Unopposed April to the Petition for Relief and Applications answers shall be filed on or before 23, 2020 order is also modified as ef (4 copies) shall be filed and s	Respondent  Respondent  Respondent  etition for Relief and  pplication for Summary  July 31, 2020.  follows: Petitioner  erved no later tha	07/21/2020 Seeking an Relief, the request is The briefing schedule 's brief in support of an August 31, 2020.	
July 15, 2020  July 17, 2020  Document Name: Comment:  July 21, 2020  Document Name:	Entry of Appearance DiTomo, Nicole Rue  Application for Extension of Time DiTomo, Nicole Rue  Application for Relief Seeking an Application for Summary Relief.  Order Granting Application for Ex Per Curiam  NOW, July 21, 2020, upon consident of the Extension of Time to Respondent's set forth in this Court's June Application for Summary Relief.  Respondent's brief (4 copies)	Department of Human Services  to File Department of Human Services Extension of Time to Respond to the Petersion of Time to File deration of Respondent's Unopposed Apto the Petition for Relief and Applications answers shall be filed on or before 23, 2020 order is also modified as	Respondent  Respondent  Respondent  etition for Relief and  pplication for Summary  July 31, 2020.  follows: Petitioner erved no later that	07/21/2020 Seeking an Relief, the request is The briefing schedule 's brief in support of an August 31, 2020.	

**Miscellaneous Docket Sheet** 

Docket Number: 316 MD 2020

Page 5 of 10 June 2, 2022



		DOCKET ENTRY		
Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
July 31, 2020	Preliminary Objections DiTomo, Nicole Rue by Respondent to the PFR.	Department of Human Services	Respondent	
July 31, 2020	Answer Filed DiTomo, Nicole Rue	Department of Human Services	Respondent	
Document Name:	Respondent's Answer to Petitioner's	•	Respondent	
August 10, 2020  Document Name:	Answer to Preliminary Objections Voss, Joshua John Haverstick, Matthew Hermann Seiberling, Mark Edward Vance, Shohin Hadizadeh Response to Preliminary Objections	Ivy Hill Congregation of Jehovah's Volume Ivy Hill Congregation Iv	W Petitioner W Petitioner	
August 18, 2020	Order Filed			08/18/2020
	opposition to Respondent's Prelin	•	ent's brief in suppo ptember 18, 2020. be filed and serv	ort of its Preliminary Petitioner's brief in ed within 30 days of
	Upon receipt of the briefs set for Application for Summary Relief a 2020 Order, the Prothonotary is	orth above, as well as the parties' and Respondent's response there's directed to list both Petitioner as for collective argument on the next	respective briefs of to, as directed by 's Application for	relating to Petitioner's this Court's July 21,
 August 26, 2020	Upon receipt of the briefs set for Application for Summary Relief at 2020 Order, the Prothonotary is Respondent's Preliminary Objection Application for Extension of Time to Voss, Joshua John	orth above, as well as the parties' and Respondent's response there is directed to list both Petitioner as for collective argument on the next File  Ivy Hill Congregation of Jehovah's	respective briefs in to, as directed by 's Application for available list.  W Petitioner	relating to Petitioner's this Court's July 21, Summary Relief and
_	Upon receipt of the briefs set for Application for Summary Relief at 2020 Order, the Prothonotary is Respondent's Preliminary Objection Application for Extension of Time to	orth above, as well as the parties' and Respondent's response there is directed to list both Petitioner as for collective argument on the next File  Ivy Hill Congregation of Jehovah's	respective briefs in to, as directed by 's Application for available list.  W Petitioner	relating to Petitioner's this Court's July 21, Summary Relief and
_	Upon receipt of the briefs set for Application for Summary Relief at 2020 Order, the Prothonotary is Respondent's Preliminary Objection Application for Extension of Time to Voss, Joshua John	orth above, as well as the parties' and Respondent's response there is directed to list both Petitioner as for collective argument on the next File  Ivy Hill Congregation of Jehovah's beadline to File Brief in Support of Apprenticular in the particular in the part	respective briefs in to, as directed by 's Application for available list.  W Petitioner	relating to Petitioner's this Court's July 21, Summary Relief and
Document Name:  August 28, 2020  Document Name:	Upon receipt of the briefs set for Application for Summary Relief at 2020 Order, the Prothonotary is Respondent's Preliminary Objection Application for Extension of Time to Voss, Joshua John Unopposed Application to Extend DOrder Granting Application for Extended Per Curiam NOW, August 27, 2020, upon consist (Petitioner) Application for a Or Summary Relief (Application), to	orth above, as well as the parties' and Respondent's response there's directed to list both Petitioner as for collective argument on the next.  File  Ivy Hill Congregation of Jehovah's beadline to File Brief in Support of Appreciation of Time to File  deration of Ivy Hill Congregation of Jehovah's beaution of Time to File	respective briefs in to, as directed by 's Application for available list.  W Petitioner of for Summary Relief ehovah's Witnesses' File Brief in Support of Services consen	relating to Petitioner's this Court's July 21, Summary Relief and of the court's July 21, Summary Relief and of the court of Application for the Application is
Document Name:  August 28, 2020  Document Name:	Upon receipt of the briefs set for Application for Summary Relief at 2020 Order, the Prothonotary is Respondent's Preliminary Objection Application for Extension of Time to Voss, Joshua John Unopposed Application to Extend DOrder Granting Application for Extended Per Curiam NOW, August 27, 2020, upon consist (Petitioner) Application for a Order Summary Relief (Application), to GRANTED. Petitioner shall file at	orth above, as well as the parties' and Respondent's response there's directed to list both Petitioner as for collective argument on the next.  File  Ivy Hill Congregation of Jehovah's readline to File Brief in Support of Apprension of Time to File  deration of Ivy Hill Congregation of Jehovah's re-Week Extension of Time to File which the Department of Huma	respective briefs in to, as directed by 's Application for available list.  W Petitioner of for Summary Relief ehovah's Witnesses' File Brief in Support of Services consen	relating to Petitioner's this Court's July 21, Summary Relief and of the court of Application for ts, the Application is
Document Name:  August 28, 2020  Document Name: Comment:	Upon receipt of the briefs set for Application for Summary Relief at 2020 Order, the Prothonotary is Respondent's Preliminary Objection Application for Extension of Time to Voss, Joshua John Unopposed Application to Extend Dorder Granting Application for Externation Per Curiam NOW, August 27, 2020, upon consist (Petitioner) Application for a Order Summary Relief (Application), to GRANTED. Petitioner shall file at on or before September 7, 2020.	orth above, as well as the parties' and Respondent's response there's directed to list both Petitioner as for collective argument on the next.  File  Ivy Hill Congregation of Jehovah's readline to File Brief in Support of Apprension of Time to File  deration of Ivy Hill Congregation of Jehovah's re-Week Extension of Time to File which the Department of Huma	respective briefs in to, as directed by 's Application for available list.  W Petitioner of for Summary Relief ehovah's Witnesses' File Brief in Support of Services consen	relating to Petitioner's this Court's July 21, Summary Relief and of the court of Application for ts, the Application is
Document Name:  August 28, 2020  Document Name: Comment:  September 4, 2020	Upon receipt of the briefs set for Application for Summary Relief at 2020 Order, the Prothonotary is Respondent's Preliminary Objection Application for Extension of Time to Voss, Joshua John Unopposed Application to Extend DO Order Granting Application for Extension of Time to Voss, Joshua John Unopposed Application to Extend DO Order Granting Application for Extension NOW, August 27, 2020, upon consist (Petitioner) Application for a Or Summary Relief (Application), to GRANTED. Petitioner shall file at on or before September 7, 2020.	orth above, as well as the parties' and Respondent's response there's directed to list both Petitioner as for collective argument on the next.  File  Ivy Hill Congregation of Jehovah's readline to File Brief in Support of Approximation of Time to File  deration of Ivy Hill Congregation of Jehovah's readline to File between the strength of Time to File and serve its brief in support of a serve its brief in suppo	respective briefs in to, as directed by 's Application for available list.  W Petitioner of for Summary Relief ehovah's Witnesses' File Brief in Support of Services consentapplication for summary Petitioner	relating to Petitioner's this Court's July 21, Summary Relief and 08/28/2020 ort of Application for ts, the Application is mary relief (4 copies)
Document Name:  August 28, 2020  Document Name: Comment:  September 4, 2020  Document Name:	Upon receipt of the briefs set for Application for Summary Relief at 2020 Order, the Prothonotary is Respondent's Preliminary Objection Application for Extension of Time to Voss, Joshua John Unopposed Application to Extend DO Order Granting Application for Extension of Time to Voss, Joshua John Unopposed Application to Extend DO Order Granting Application for Extension NOW, August 27, 2020, upon consist (Petitioner) Application for a Order Summary Relief (Application), to GRANTED. Petitioner shall file at on or before September 7, 2020.  Petitioner's Brief Filed  Ivy Hill Congregation of Jehovah's Witnesses	orth above, as well as the parties' and Respondent's response there's directed to list both Petitioner as for collective argument on the next.  File  Ivy Hill Congregation of Jehovah's readline to File Brief in Support of Approximation of Time to File  deration of Ivy Hill Congregation of Jehovah's readline to File between the strength of Time to File and serve its brief in support of a serve its brief in suppo	respective briefs in to, as directed by 's Application for available list.  W Petitioner of for Summary Relief ehovah's Witnesses' File Brief in Support of Services consentapplication for summary Petitioner	relating to Petitioner's this Court's July 21. Summary Relief and 08/28/2020 ort of Application for ts, the Application is mary relief (4 copies)
Document Name:  August 28, 2020  Document Name: Comment:  September 4, 2020	Upon receipt of the briefs set for Application for Summary Relief at 2020 Order, the Prothonotary is Respondent's Preliminary Objection Application for Extension of Time to Voss, Joshua John Unopposed Application to Extend DO Order Granting Application for Extension of Extension of Time to Voss, Joshua John Unopposed Application to Extend DO Order Granting Application for Extension NOW, August 27, 2020, upon consist (Petitioner) Application for a Order Summary Relief (Application), to GRANTED. Petitioner shall file at on or before September 7, 2020.  Petitioner's Brief Filed Ivy Hill Congregation of Jehovah's Witnesses Stricken per 9/23/2020 order. Petitioner.	orth above, as well as the parties' and Respondent's response there's directed to list both Petitioner as for collective argument on the next.  File  Ivy Hill Congregation of Jehovah's readline to File Brief in Support of Approximation of Time to File  deration of Ivy Hill Congregation of Jehovah's readline to File between the strength of Time to File and serve its brief in support of a serve its brief in suppo	respective briefs in to, as directed by 's Application for available list.  W Petitioner of for Summary Relief ehovah's Witnesses' File Brief in Support of Services consentapplication for summary Petitioner	relating to Petitioner's this Court's July 21. Summary Relief and 08/28/2020 ort of Application for ts, the Application is mary relief (4 copies)
Document Name:  August 28, 2020  Document Name: Comment:  September 4, 2020  Document Name: September 18, 2020	Upon receipt of the briefs set for Application for Summary Relief at 2020 Order, the Prothonotary is Respondent's Preliminary Objection Application for Extension of Time to Voss, Joshua John Unopposed Application to Extend DO Order Granting Application for Extension of Time to Voss, Joshua John Unopposed Application for Extension Mow, August 27, 2020, upon consist (Petitioner) Application for a Order Granting Application for	orth above, as well as the parties' and Respondent's response there's directed to list both Petitioner as for collective argument on the next.  File  Ivy Hill Congregation of Jehovah's readline to File Brief in Support of Approximation of Time to File  deration of Ivy Hill Congregation of Jehovah's readline to File between the strength of Time to File and serve its brief in support of a serve its brief in suppo	respective briefs in to, as directed by 's Application for available list.  W Petitioner of for Summary Relief Brief in Support of Summary Relief in Support of Services consentable application for summary Relief.	relating to Petitioner's this Court's July 21. Summary Relief and 08/28/2020 ort of Application for ts, the Application is mary relief (4 copies)

## **Miscellaneous Docket Sheet**

Docket Number: 316 MD 2020

Page 6 of 10 June 2, 2022



		DOCKET ENTRY		
Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
September 22, 2020	Answer to Application to Strike Haverstick, Matthew Hermann Seiberling, Mark Edward Vance, Shohin Hadizadeh Voss, Joshua John	Ivy Hill Congregation of Jehovah's V Ivy Hill Congregation of Jehovah's V Ivy Hill Congregation of Jehovah's V	\ Petitioner \ Petitioner	
Document Name:	Answer to App. to Strike Petitioner's	Brief in Support of Summary Relief		
September 23, 2020	Order Granting Application to Strike Per Curiam NOW September 23, 2020, upon co	onsideration of Respondent's Applicat	ion to Strike Petition	09/23/2020 er's Brief
	in Support of Summary Relief, w set forth in Pennsylvania Rule Application to Strike is granted.	herein Respondent asserts Petition of Appellate Procedure 2135(a)(1). The Prothonotary is directed to a as Exhibit 1, and docket it as Pe	ner's brief exceeds ), and Petitioner's ccept Petitioner's a	the word count limit Answer thereto, the amended brief, which
September 23, 2020	Petitioner's Brief Filed Ivy Hill Congregation of Jehovah's Witnesses		Petitioner	
Document Name:	Brief in Support of Application for Re	elief. Docketed per 9/23/2020 order.		
September 25, 2020	Petitioner's Brief Filed  Ivy Hill Congregation of Jehovah's  Witnesses  Prief in Opposition to PO		Petitioner	
	Brief in Opposition to PO			
October 2, 2020  Document Name:	Respondent's Brief Filed Department of Human Services Respondent's Brief in Opposition to	App for Summary Relief	Respondent	
October 9, 2020	Petitioner's Reply Brief Filed Ivy Hill Congregation of Jehovah's Witnesses		Petitioner	
October 9, 2020	Respondent's Reply Brief Filed Department of Human Services		Respondent	
November 24, 2020	Tentative Session Date Krimmel, Michael			
Document Name:	February 2021 (Pittsburgh)			
December 14, 2020	Tentative Session Date Krimmel, Michael			
Document Name:	March 2021			
February 9, 2021  Document Name:	Argument Scheduled Krimmel, Michael WEDNESDAY, March 17, 2021 (En	Banc) @9:30 a.m. via WebEx Video	Conference (No. 26	on the list)

## **Miscellaneous Docket Sheet**

Docket Number: 316 MD 2020

Page 7 of 10 June 2, 2022



rder Filed er Curiam rder Regarding Argument ND NOW, this 11th day of opplication for Summary Relief (An Wednesday, March 17, 2021, this matter. Respondent shall including rebuttal) and to responding upport of its Application (including upport of its Application).  Respondent shall proceed next to opplication. Respondent shall then proceed application in support of Petitioner shall proceed last to offen parties shall inform the Court at emorandum Opinion Filed robson, P. Kevin emorandum Opinion (24 pages) ND NOW, this 17th day of Cennsylvania, Department of Humplief filed by Ivy Hill Congregation of days of the date of this order eclaratory Relief.	pplication) having been listed fit is hereby ORDERED that 4 have 20 minutes to argue do to Petitioner's Application. Peding rebuttal) and to responding rebuttal) and to responding respond to the Preliminary or respond to the Preliminary to offer any rebuttal regarding fits Application. For any rebuttal regarding its Application and the start of argument how they in the start of argument how they are over the start of a s	or oral argument beforms or oral argument beforms of its of in support of its o	ore the Court en bandet aside for argumen Preliminary Objections Of minutes to argue in Preliminary Objections of the Commonwealth of polication for summary
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iTomo, Nicole Rue	Department of Human Services Application for a Case Managem	Respondent ent Order	
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ehovah's Witnesses' Application for ommonwealth of Pennsylvania Dep scheduled for August 2, 2021, at 1 lephone call with counsel of record ommonwealth Court sitting in Harri	Case Management Order, and Foortment of Human Services' Ans 0:00 a.m. The argument shall be I and shall be heard by a designa sburg. The Court will contact cou	wer thereto, conducted by ted judge of the	
e e e r e r c	averstick, Matthew Hermann eiberling, Mark Edward ance, Shohin Hadizadeh eititioner's Application for Case Mar nswer Filed Tomo, Nicole Rue espondent's Answer to Petitioner's order Filed er Curiam gument on Application for Case M DW, July 13, 2021, argument on Pehovah's Witnesses' Application for commonwealth of Pennsylvania Dep scheduled for August 2, 2021, at 1 dephone call with counsel of record commonwealth Court sitting in Harri	lvy Hill Congregation of Jehovah Ivy Hill Congregation of Ivy Hill Congregation of Ivy Hill Congregation of Ivy July 13, 2021, argument on Petitioner Ivy Hill Congregation of Ivy Hill	averstick, Matthew Hermann Ivy Hill Congregation of Jehovah's W Petitioner leiberling, Mark Edward Ivy Hill Congregation of Jehovah's W Petitioner leiberling, Mark Edward Ivy Hill Congregation of Jehovah's W Petitioner leiberling, Mark Edward Ivy Hill Congregation of Jehovah's W Petitioner leiberling, Mark Edward Ivy Hill Congregation of Jehovah's W Petitioner leiberling, Mark Edward Ivy Hill Congregation of Jehovah's W Petitioner leiberling, Mark Edward Ivy Hill Congregation of Jehovah's W Petitioner leiberling, Mark Edward Ivy Hill Congregation of Jehovah's W Petitioner leiberling, Mark Edward Ivy Hill Congregation of Jehovah's W Petitioner leiberling, Mark Edward Ivy Hill Congregation of Jehovah's W Petitioner leiberling, Mark Edward Ivy Hill Congregation of Jehovah's W Petitioner leiberling, Mark Edward Ivy Hill Congregation of Jehovah's W Petitioner leiberling, Mark Edward Ivy Hill Congregation of Jehovah's W Petitioner leiberling, Mark Edward Ivy Hill Congregation of Jehovah's W Petitioner leiberling, Mark Edward Ivy Hill Congregation of Jehovah's W Petitioner leiberling, Mark Edward Ivy Hill Congregation of Jehovah's W Petitioner leiberling, Mark Edward Ivy Hill Congregation of Jehovah's W Petitioner leiberling, Mark Edward Ivy Hill Congregation of Jehovah's W Petitioner leiberling, Mark Edward Ivy Hill Congregation of Jehovah's W Petitioner leiberling, Mark Edward Ivy Hill Congregation of Jehovah's W Petitioner leiberling, Mark Edward Ivy Hill Congregation of Jehovah's W Petitioner leiberling, Mark Edward Ivy Hill Congregation of Jehovah's W Petitioner leiberling, Mark Edward Ivy Hill Congregation of Jehovah's W Petitioner leiberling, Mark Edward Ivy Hill Congregation of Jehovah's W Petitioner leiberling, Mark Edward Ivy Hill Congregation of Jehovah's W Petitioner leiberling, Mark Edward Ivy Hill Congregation of Jehovah's W Petitioner leiberling, Mark Edward Ivy Hill Congregation of Jehovah's W Petitioner leiberling, Mark Edward Ivy Hill Congregation of Jehovah's W Petitioner leiberling, Mark Edward Ivy

## **Miscellaneous Docket Sheet**

Docket Number: 316 MD 2020

Page 8 of 10 June 2, 2022



		DOCKET ENTRY		
Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
July 16, 2021	Answer and New Matter DiTomo, Nicole Rue Respondent's Answer with New Ma	Department of Human Services	Respondent	
-		ttoi		07/04/0004
July 21, 2021	Order Filed Per Curiam			07/21/2021
	Argument on Application for Case M NOW, July 21, 2021, argumen thereto, previously scheduled for at 1:00 p.m. The argument shall	Management Order Rescheduled to Auton Petitioner's Application for August 2, 2021, at 10:00 a.m., is be conducted by telephone call with mmonwealth Court sitting in Harris vide the call-in information.	Case Management hereby rescheduled the counsel of record	I to August 5, 2021, and shall be heard
July 27, 2021	Answer to New Matter Voss, Joshua John Seiberling, Mark Edward Haverstick, Matthew Hermann Vance, Shohin Hadizadeh Petitioner's Reply to New Matter	Ivy Hill Congregation of Jehovah's North Hill Co	Λ Petitioner Λ Petitioner	
August 2, 2021	Application to Strike DiTomo, Nicole Rue Application to Strike Petitioner's Re	Department of Human Services	Respondent	
	Order Filed	ριγ		08/03/2021
August 3, 2021	Per Curiam			00/03/2021
Document Name:	Application to Strike to be argued d	uring argument scheduled for Auguts	5, 2021	
Comment:	Management Order]" (Application), Application during argument on Pet	eration of Respondent's eply [in Further Support of Application the parties shall be prepared to addrestioner's Application for Case Manage ust 5, 2021, at 1:00 p.m., by telephon	ess this ment	
August 5, 2021	Order Filed			08/05/2021
	Brobson, P. Kevin			
	application is GRANTED as follows  1. All fact and expert discovery in  2. Petitioner shall identify and intended to testify at trial to Respon  3. Respondent shall identify a intended to testify at trial to Petition.	this matter shall be completed not lat I submit curriculum vitae and e dent not later than the close of discov nd submit curriculum vitae and	er than December 31 xpert reports of a rery on December 31 expert reports of a	, 2021. Ill expert witnesses , 2021.

## **Miscellaneous Docket Sheet**

Docket Number: 316 MD 2020

Page 9 of 10 June 2, 2022



		DOCKET ENTRY	
Filed Date	Docket Entry / Filer	Representing	Participant Type Exit Date
August 6, 2021	Order Granting Application to Strike Brobson, P. Kevin	•	08/06/2021
Document Name: Comment:	NOW, August 6, 2021, upon con Management Order" (Petitioner's (Application to Strike), it appearing to the filing of Respondent's answ	s Reply), and Respondent's "Aping that Petitioner's Reply was filed wer to Petitioner's Application for a Rule of Appellate Procedure 123,	Further Support of Application for Case oplication to Strike Petitioner's Reply without leave of Court and subsequen Case Management Order, which is no Respondent's Application to Strike in
September 21, 2021  Document Name:	Motion for Summary Judgment Voss, Joshua John Haverstick, Matthew Hermann Seiberling, Mark Edward Vance, Shohin Hadizadeh Motion for Summary Judgment by F	Ivy Hill Congregation of Jehovah's V Ivy Hill Congregation of Jehovah's V Ivy Hill Congregation of Jehovah's V Ivy Hill Congregation of Jehovah's V Petitioner Ivy Hill Congregation of Jehovah	N Petitioner N Petitioner N Petitioner
September 21, 2021	Petitioner's Brief Filed Voss, Joshua John Ivy Hill Congregation of Jehovah's Witnesses	Ivy Hill Congregation of Jehovah's V	↑ Petitioner Petitioner
Document Name:	In Support of Motion for Summary J	ludgment	
October 6, 2021	Order Filed Per Curiam		10/07/2021
	Witnesses (Petitioner) and the Human Services (Respondent) is brief in support on or before No accordance with Pa.R.A.P. 2185.	on for Summary Judgment filed brief in support, the Commonw s directed to file a response to the ovember 5, 2021. Any reply brief	by Ivy Hill Congregation of Jehovah' ealth of Pennsylvania, Department on he Motion for Summary Judgment and (4 copies) shall be filed and served in gment for oral argument on the nex
October 29, 2021  Document Name:	Respondent's Brief Filed DiTomo, Nicole Rue Department of Human Services In opposition to the 2nd application	Department of Human Services	Respondent Respondent
November 10, 2021	Petitioner's Reply Brief Filed Voss, Joshua John Ivy Hill Congregation of Jehovah's Witnesses	Ivy Hill Congregation of Jehovah's V	N Petitioner Petitioner
December 28, 2021	Tentative Session Date Krimmel, Michael		
Document Name:	M		

### **Miscellaneous Docket Sheet**

Docket Number: 316 MD 2020

Page 10 of 10 June 2, 2022



### **DOCKET ENTRY**

Filed Date Docket Entry / Filer Representing Participant Type Exit Date

January 28, 2022 Argument Scheduled

Krimmel, Michael

Document Name: Wednesday, March 9, 2022, 9:30 a.m. (En Banc), CR 5001, Pennsylvania Judicial Center, Harrisburg

Comment: No. 26 on the list.

February 10, 2022 Letter

Krimmel, Michael

Document Name: Letter to counsel requesting additional copies of documents previously filed

May 10, 2022 Dismissed 05/10/2022

Dumas, Lori A.

Document Name: Memorandum Opinion (11pgs)

Comment: AND NOW, this 10th day of May, 2022, Ivy Hill's petition for review and motion for summary relief are

dismissed for lack of jurisdiction.

#### **SESSION INFORMATION**

Journal Number: 26-03-2022
Consideration Type: En Banc Argument
Listed/Submitted Date: March 9, 2022

Panel Composition:

The Honorable Renee Cohn Jubelirer President Judge

The Honorable Patricia A. McCullough
The Honorable Anne E. Covey
The Honorable Michael H. Wojcik
The Honorable Ellen Ceisler
The Honorable Lori A. Dumas
The Honorable Stacy Wallace
Judge

### **DISPOSITION INFORMATION**

Final Disposition: Yes

Related Journal No: Judgment Date:

Category: Decided Disposition Author: Dumas, Lori A.
Disposition: Dismissed Disposition Date: May 10, 2022

Disposition Comment: AND NOW, this 10th day of May, 2022, Ivy Hill's petition for review and motion for summary relief are

dismissed for lack of jurisdiction.

Dispositional Filing: Memorandum Opinion Filing Author: Dumas, Lori A.

Filed Date: 5/10/2022 12:00:00AM

# **CERTIFICATION OF COUNSEL**

Per Pa.R.A.P. 904(c), I hereby certify that there is no verbatim record of the proceedings in the Commonwealth Court.

Dated: June 3, 2022 /s/ Joshua J. Voss

Joshua J. Voss (No. 306853)

KLEINBARD LLC Three Logan Square

1717 Arch Street, 5<sup>th</sup> Floor Philadelphia, PA 19103

Ph: (215) 568-2000 Fax: (215) 568-0140

Eml: jvoss@kleinbard.com

Attorney for Petitioner Ivy Hill

## CERTIFICATE OF COMPLIANCE

I certify that this filing complies with the provisions of the *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania* that require filing confidential information and documents differently than non-confidential information and documents.

Dated: June 3, 2022 /s/ Joshua J. Voss

Joshua J. Voss (No. 306853) KLEINBARD LLC Three Logan Square 1717 Arch Street, 5<sup>th</sup> Floor

Philadelphia, PA 19103 Ph: (215) 568-2000

Fax: (215) 568-0140 Eml: jvoss@kleinbard.com

Attorney for Petitioner Ivy Hill

# CERTIFICATE OF SERVICE

I hereby certify that I am this date serving the foregoing document upon the persons and in the manner indicated below, which service satisfies the requirements of Pa.R.A.P. 121 and 906:

Via U.S. Mail	Via U.S. Mail & PACFile
Hon. Renee Cohn Jubelirer	Nicole R. DiTomo, Esq.
Hon. Patricia McCullough	Office of Attorney General
Hon. Anne E. Covey	1000 Madison Ave., Suite 310
Hon. Michael H. Wojcik	Norristown, PA 19403
Hon Ellen Ceisler	
Hon. Lori A. Dumas	
Hon. Stacy Wallace	
c/o Michael F. Krimmel, Prothonotary	
Pennsylvania Judicial Center	
P.O. Box 69185	
Harrisburg, PA 17106	
Via U.S. Mail	
Official Court Reporter, Commonwealth	
Court of Pennsylvania	
Pennsylvania Judicial Center	
P.O. Box 69185	
Harrisburg, PA 17106	

Dated: June 3, 2022 /s/ Joshua J. Voss

Joshua J. Voss (No. 306853)

KLEINBARD LLC

Three Logan Square

1717 Arch Street, 5th Floor

Philadelphia, PA 19103

Ph: (215) 568-2000 Fax: (215) 568-0140

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Attorney for Petitioner Ivy Hill