

**2002 Membership:**

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Alison Taylor, Esq.++

**Staff:**

Dean R. Phillips, Esq., *Counsel*  
Rebecca M. Darr, Esq., *Deputy Counsel*

- \* Term expired 6-30-02
- \*\* Appointed chair effective 7-1-02
- + Appointed vice chair effective 7-1-02
- ++ Effective 7-1-02

**Legal Authorization:**

Pa. Constitution Article V, § 10(c)  
42 Pa. C.S., § 1722

**Appellate**

**Court**

**Procedural**

**Rules**

**Committee**

Dean R. Phillips, Counsel  
P.O. Box 3010  
Blue Bell, PA 19422  
(215) 977-1067  
e-mail dean.phillips@  
pacourts.us

## History/Background

Originally called the Advisory Committee on Appellate Court Rules, the Appellate Court Procedural Rules Committee was created by order of the Supreme Court on October 4, 1973. Its principal function is to make recommendations to the Supreme Court for refining and updating the Rules of Appellate Procedure in light of experience, developing case law and new legislation.

The committee also responds, when and as appropriate, to inquiries made by lawyers, trial judges and trial court officials. Questions from and suggestions by these parties are often studied in depth by the committee and can result in recommendations for rule changes.

The committee's name was changed to its present one by Supreme Court order on March 31, 1994.

## 2002 Activities

As a result of committee and subcommittee meetings and work sessions in 2002, the following recommendations were submitted to the Supreme Court and adopted:

amendment to Pa.R.A.P. 3102 (**Quorum and Action**) and adoption of new Pa.R.A.P. 3761 (**Enforcement Proceedings**). Adopted 1-28-02, effective immediately.

amendment to Pa.R.A.P. 2521 (**Entry of Judgment or Other Orders**). Adopted 3-26-02, effective 7-1-02.

amendments to Pa.R.A.P. 511 (**Cross Appeals**), 903 (**Time for Appeal**), 1113 (**Time for Petitioning for Allowance of Appeal**), 1512 (**Time for Petitioning for Review**), 2113 (**Reply Brief**), 2136 (**Briefs in Cases Involving Cross Appeals**), and 2185 (**Time for Serving and Filing Briefs**) as well as the Notes thereto. Adopted 10-18-02, effective 12-2-02.

The following recommendations were considered by the committee in 2002:

**Internal Recommendation 29:** Two alternative proposals to amend to Pa.R.A.P. 1925 (**Opinion in Support of Order**).

**Internal Recommendation 36:** Proposed adoption of Pa.R.A.P. 120 (**Entry of Appearance**) and 1703 (**Contents of Application for Stay**), and proposed amendments to the Notes to Pa.R.A.P. 121, 907, 1112, 1311 and 1514 to add reference to proposed rules 120.

**Internal Recommendation 46:** Proposed adoption of Pa.R.A.P. 1702(d) (**Stay Ancillary to Appeal**) and 3316 (**Review of Stay of Execution Orders in Capital Cases**).

**Internal Recommendation 47:** Proposed adoption of Pa.R.A.P. 1316 (**Incorrect Use of Petition for Permission to Appeal or Petition for Review**).

**Internal Recommendation 50:** Proposed amendments to Pa.R.A.P. 1501-1561 (Chapter 15. **Judicial Review of Governmental Determinations**).

**Internal Recommendation 51:** Proposed amendment to Pa.R.A.P. 1115 (**Content of the Petition for Allowance of Appeal**).

**Internal Recommendation 52:** Proposed amendments to Pa.R.A.P. 762 (**Release in Criminal Matters**) and 3331 (**Review of Special Prosecutions or Investigations**).

**Internal Recommendation 53:** Proposed amendment to Pa.R.A.P. 1931 (**Transmission of the Record**).

**Internal Recommendation 54:** Proposed amendment to Pa.R.A.P. 2117 (**Statement of the Case**).

**Internal Recommendation 55:** Coordination of actions/venue issue.

In the fall of 2002 the committee added its first part-time deputy counsel, Rebecca Darr, Esq. Ms. Darr also serves as deputy counsel to the Orphans' Court Procedural Rules Committee.

### Web Site

The Appellate Court Procedural Rules Committee maintains a site on the home page of the Unified Judicial System. The site is located at [www.courts.state.pa.us/Index/SupCtCmtes/AppCtRulesCmte/IndexAppCtRulesCmte.asp](http://www.courts.state.pa.us/Index/SupCtCmtes/AppCtRulesCmte/IndexAppCtRulesCmte.asp). Included here are links to recent and proposed amendments and new rules to the Pennsylvania Rules of Appellate Procedure.

### 2003 Plans

Among the subjects on the committee's agenda for 2003 are completion of the above-named recommendations.

### Contact Person

Honorable Joseph A. Hudock, Chair  
Superior Court of Pennsylvania  
One Northgate Square  
Greensburg, PA 15601  
phone: (724) 832-6540

Dean R. Phillips, Esq., Counsel  
P.O. Box 3010  
Blue Bell, PA 19422  
phone: (215) 977-1067  
e-mail: [dean.phillips@pacourts.us](mailto:dean.phillips@pacourts.us)

Rebecca M. Darr, Esq., Deputy Counsel  
5035 Ritter Road, Suite 700  
Mechanicsburg, PA 17055  
phone: (717) 795-2042  
fax: (717) 795-2106  
e-mail: [rebecca.darr@pacourts.us](mailto:rebecca.darr@pacourts.us)

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