

**IN THE SUPREME COURT OF PENNSYLVANIA**

<p>David Ball, <i>et al.</i>,</p> <p style="text-align: center;">Petitioners,</p> <p style="text-align: center;">v.</p> <p>LEIGH M. CHAPMAN, in her official capacity as Acting Secretary of the Commonwealth, <i>et al.</i>,</p> <p style="text-align: center;">Respondents.</p>	<p>No. 102 MM 2022</p>
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**PETITIONERS' ANSWER IN OPPOSITION TO RESPONDENT BOARDS'  
APPLICATION FOR RELIEF *NUNC PRO TUNC***

The Application for Relief *Nunc Pro Tunc* to Permit the Filing of Opposition to the Legislative Intervenors' Motion [sic] to Intervene (the "Application") filed by Respondents Allegheny, Bucks, Chester, Montgomery, and Philadelphia County Boards of Elections (collectively, "Respondent Boards"), should be denied.

The Respondent Boards' Application fails to set forth a "breakdown in the process constituting extraordinary circumstances" sufficient to support a grant of *nunc pro tunc* relief. See Pa. R.A.P. 1925(b)(2) cmt.; accord *Bureau Veritas North Am., Inc. v. Dep't of Transp.*, 127 A.3d 871, 879 (Pa. Commw. 2015). Indeed, the Application makes clear that this is *not* a matter of "non-negligent circumstances, either as they relate to appellant or his counsel" which occasioned the delay. See *McKeown v. Bailey*, 731 A.2d 628, 630 (Pa. Super. 1999).

The Respondent Boards' sole proffered reason for the delay in filing their opposition to the Legislative Intervenors' Application to Intervene (the "Opposition") is the then-pending filing of an attorney's appearance in this action. Application ¶¶ 4–5. But Petitioners fail to acknowledge why none of the other attorneys who represent one of these Respondent Boards was incapable of timely handling the filing. Fourteen Pennsylvania-licensed attorneys appear in the signature block of the Opposition. *See* Ex. B to Application. Of those, as of 8:22 a.m. on October 25, 2022, the following attorneys had already entered an appearance and were authorized to file the Opposition via PACFile:

1. Zachary G. Strassburger, counsel for Philadelphia Board;
2. George M. Janocsko, counsel for Allegheny Board;
3. Allan Opsitnick, counsel for Allegheny Board;
4. Lisa G. Michel, counsel for Allegheny Board;
5. Daniel Donovan Grieser, counsel for Bucks Board;
6. Jessica L. VanderKam, counsel for Bucks Board;
7. Colleen M. Frens, counsel for Chester Board;
8. Faith Anne Mattox-Baldini, counsel for Chester Board;
9. Nicholas J. Stevens, counsel for Chester Board;
10. John A. Marlatt, counsel for Montgomery Board;
11. J. Manly Parks, counsel for Delaware Board; and
12. Nicholas M. Centrella, Jr., counsel for Delaware Board.

*See* Proof of Service filed in this action at 8:22 a.m. on October 25, 2022, attached as Ex. A, at 3, 7, 10–12, 15, 18, 23. Respondent Boards fail to explain why Ms. Eisenstein, one of just two attorneys for the Respondent Boards whose appearance had not been accepted for filing as of the deadline to file the Opposition, was selected for this task. Indeed, given that the Montgomery Board had already timely filed a

joinder in the Acting Secretary's answer to the Legislative Intervenors' Application to Intervene, the Respondent Boards' failure to timely file this Application does not satisfy the "non-negligent" standard required for *nunc pro tunc* relief.<sup>1</sup>

Further, although Respondent Boards note that the PACFile system only allows certain options for the type of documents an attorney not already of record may file, Application ¶ 5, they make no indication that their Opposition would have been rejected by the Court had one of those options been selected. Upon information and belief, the Prothonotary routinely redesignates documents where the incorrect document-type is selected in PACFile.

*Nunc Pro Tunc* relief should also be denied because the Opposition cannot be accepted for filing. Contrary to Respondent Boards' representation that the Opposition was "ready for filing in advance of [the 8:30 a.m.] deadline," Application at 1, it still is not. Not one of the 14 attorneys for the Respondent Boards signed the rejected application. This is a requirement for all papers being filed with the Court. *See* Pa. R. Civ. P. 1023.1(b) ("Every ... paper directed to the court shall be signed by at least one attorney of record"); *see also* Pa. R. App. P. 1517 (adopting the

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<sup>1</sup> Although not raised in the Respondent Board's rejected Opposition, Montgomery Board's joinder in the Acting Secretary's answer indicates its adoption of the Acting Secretary's argument that the Legislative Intervenors' Application to Intervene should be denied due to "undue delay," even when the Legislative Intervenors filed their papers in advance of the Court's deadline. *See* Acting Secretary's Answer at 4–5. This not only triggers considerations of irony, but further demonstrates the abilities of the Respondents to timely file their Opposition via another attorney. There was no problem with the PACFile system.

Pennsylvania Rules of Civil Procedure, “so far as they may be applied” to original jurisdiction actions); *accord McCain v. Curione*, 527 A.2d 591, 593 (Pa. Commw. 1987) (“Generally, a pleading signed by neither a party nor an attorney-at-law is a nullity and may, upon motion, be stricken.”). The unsigned Opposition stands in stark contrast with the Application, which was signed by not one, but 6 different attorneys. Thus, even if the Opposition was not untimely, it could properly have been rejected or stricken.

By its nature, litigation in the sphere of election law requires tight turnarounds and compliance with short deadlines. Every other party who wished to file an answer to the Legislative Intervenors’ Application to Intervene did so in a timely manner, with the exception of Respondent Boards. Respondent Boards’ Application raises more questions than it answers—why an attorney whose appearance was not yet accepted for filing was selected to file the Opposition, why none of the 12 attorneys who were already “of record” attempted to do so when Ms. Eisenstein was unable to do so, why no attorney attempted to file the Opposition under an option that was available through the PACFile system, or why an unsigned document should be accepted for filing, even if it were timely filed. *Nunc pro tunc* relief is not appropriate here.

WHEREFORE, Petitioners respectfully request that this Honorable Court deny Respondent Boards’ Application for *Nunc Pro Tunc* Relief.

Respectfully submitted,

Dated: October 26, 2022

/s/ Kathleen A. Gallagher

Kathleen A. Gallagher

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*\* Pro hac vice application forthcoming*

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*Counsel for Petitioners*

**IN THE SUPREME COURT OF PENNSYLVANIA**

David Ball, James D. Bee, Jesse D. Daniel, : 102 MM 2022  
Gwendolyn Mae DeLuca, Ross M. Farber, Lynn :  
Marie Kalcevic, Vallerie Siciliano-Biancaniello, S. :  
Michael Streib, Republican National Committee, :  
National Republican Congressional Committee, and  
Republican Party of Pennsylvania, Petitioners  
v.  
Leigh M. Chapman, in her official capacity as Acting  
Secretary of the Commonwealth, and All 67 County  
Boards of Elections, Respondents

**PROOF OF SERVICE**

I hereby certify that this 25th day of October, 2022, I have served the attached document(s) to the persons on the date(s)  
and in the manner(s) stated below, which service satisfies the requirements of Pa.R.A.P. 121:

RETRIEVED FROM DEMOCRACYDOCKET.COM

**Ex. A**

IN THE SUPREME COURT OF PENNSYLVANIA

**PROOF OF SERVICE**

(Continued)

**Service**

Served: Adam Craig Bonin  
Service Method: eService  
Email: adam@boninlaw.com  
Service Date: 10/25/2022  
Address: 121 S Broad St, Suite 400  
Phila, PA 19107  
Phone: 267-242-5014  
Representing: Intervenor Democratic Congressional Campaign Committee (DCCC)  
Intervenor Democratic National Committee  
Amicus Curiae Democratic Senatorial Campaign Committee (DSCC)  
Intervenor Pennsylvania Democratic Party

Served: Adam R. Roseman  
Service Method: eService  
Email: Rosemana@gtlaw.com  
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Address: 1500 Locust Street, Apt. 1713  
Philadelphia, PA 19102  
Phone: 215--98-8-7826  
Representing: Intervenor Pennsylvania Democratic Party

Served: Alice Birmingham Mitinger  
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Email: alice.mitinger@dentons.com  
Service Date: 10/25/2022  
Address: Dentons Cohen & Grigsby P.C.  
625 Liberty Avenue  
Pittsburgh, PA 15222  
Phone: 412--29-7-4900  
Representing: Intervenor Democratic National Committee  
Intervenor Pennsylvania Democratic Party

IN THE SUPREME COURT OF PENNSYLVANIA

**PROOF OF SERVICE**

(Continued)

Served: Allan Joseph Opsitnick  
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Service Date: 10/25/2022  
Address: 564 Forbes Avenue  
#1301  
Pittsburgh, PA 15219  
Phone: 412-.39-1.3299  
Representing: Respondent Allegheny County Board of Elections

Served: Andrew Joseph Sacco  
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Email: ajsacco3585@gmail.com  
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Address: 160 North McKean Street  
Kittanning, PA 16201  
Phone: 724-543-1469  
Representing: Respondent Armstrong County Board of Elections

Served: Anna Skipper Jewart  
Service Method: eService  
Email: ajewart@babstcalland.com  
Service Date: 10/25/2022  
Address: 603 Stanwix Street  
6th Floor  
Pittsburgh, PA 15222  
Phone: 412-699-6118  
Representing: Respondent Bedford County Board of Elections  
Respondent Carbon County Board of Elections  
Respondent Centre County Board of Elections  
Respondent Columbia County Board of Elections  
Respondent Dauphin County Board of Elections  
Respondent Fayette County Board of Elections  
Respondent Huntingdon County Board of Elections  
Respondent Indiana County Board of Elections  
Respondent Jefferson County Board of Elections  
Respondent Lawrence County Board of Elections  
Respondent Lebanon County Board of Elections  
Respondent Northumberland County Board of Elections  
Respondent Venango County Board of Elections  
Respondent York County Board of Elections

IN THE SUPREME COURT OF PENNSYLVANIA

**PROOF OF SERVICE**

(Continued)

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Bradford, PA 16701  
Phone: 814-363-9990  
Representing: Respondent McKean County Board of Elections

Served: Beaver County Board of Elections  
Service Method: Email  
Email: gfedeles@beavercountypa.gov  
Service Date: 10/25/2022  
Address:  
Phone: --  
Representing: Respondent Beaver County Board of Elections

Served: Cambria County Board of Elections  
Service Method: First Class Mail  
Service Date: 10/25/2022  
Address: 200 South Center Street  
Ebensburg, PA 15931  
Phone: --  
Representing: Respondent Cambria County Board of Elections

Served: Cameron County Board of Elections  
Service Method: Email  
Email: mlupro@cameroncountypa.com  
Service Date: 10/25/2022  
Address:  
Phone: --  
Representing: Respondent Cameron County Board of Elections

IN THE SUPREME COURT OF PENNSYLVANIA

**PROOF OF SERVICE**

(Continued)

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Pittsburgh, PA 15222  
Phone: 267-939-5832  
Representing: Respondent Bedford County Board of Elections  
Respondent Carbon County Board of Elections  
Respondent Centre County Board of Elections  
Respondent Columbia County Board of Elections  
Respondent Dauphin County Board of Elections  
Respondent Fayette County Board of Elections  
Respondent Huntingdon County Board of Elections  
Respondent Indiana County Board of Elections  
Respondent Jefferson County Board of Elections  
Respondent Lawrence County Board of Elections  
Respondent Lebanon County Board of Elections  
Respondent Northumberland County Board of Elections  
Respondent Venango County Board of Elections  
Respondent York County Board of Elections

Served: Catharine Meade Roseberry  
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Allentown, PA 18101  
Phone: 610-782-3180  
Representing: Respondent Lehigh County Board of Elections

IN THE SUPREME COURT OF PENNSYLVANIA

**PROOF OF SERVICE**

(Continued)

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Phone: 412-223-5816  
Representing: Respondent Clarion County Board of Elections  
Respondent Susquehanna County Board of Elections  
Respondent Tioga County Board of Elections

Served: Clearfield County Board of Elections  
Service Method: First Class Mail  
Service Date: 10/25/2022  
Address: 212 East Locust Street  
Clearfield, PA 16830  
Phone: --  
Representing: Respondent Clearfield County Board of Elections

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Address: Dentons Cohen & Grigsby P.C.  
625 Liberty Avenue  
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Phone: 412-297-4998  
Representing: Intervenor Democratic National Committee  
Intervenor Pennsylvania Democratic Party

Served: Clinton County Board of Elections  
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Service Date: 10/25/2022  
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Phone: --  
Representing: Respondent Clinton County Board of Elections

IN THE SUPREME COURT OF PENNSYLVANIA

**PROOF OF SERVICE**

(Continued)

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13th Floor  
Reading, PA 19601  
Phone: (61-0) -478-6105  
Representing: Respondent Berks County Board of Elections

Served: Colleen Mary Frens  
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Email: hughesck@gmail.com  
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Address: 313 W. Market Street  
West Chester, PA 19382  
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Representing: Respondent Chester County Board of Elections

Served: Crawford County Board of Elections  
Service Method: Email  
Email: kbutton@shaferlaw.com  
Service Date: 10/25/2022  
Address: --  
Phone: --  
Representing: Respondent Crawford County Board of Elections

Served: Daniel Donovan Grieser  
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Email: ddgrieser@buckscounty.org  
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DOYLESTOWN, PA 18901  
Phone: 215-348-6548  
Representing: Respondent Bucks County Board of Elections

IN THE SUPREME COURT OF PENNSYLVANIA

**PROOF OF SERVICE**

(Continued)

Served: Donald Kenneth Zagurskie  
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Representing: Respondent Juniata County Board of Elections

Served: Elizabeth A. Dupuis  
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State College, PA 16803  
Phone: 814--86-7-8055  
Representing: Respondent Bedford County Board of Elections  
Respondent Carbon County Board of Elections  
Respondent Centre County Board of Elections  
Respondent Columbia County Board of Elections  
Respondent Dauphin County Board of Elections  
Respondent Fayette County Board of Elections  
Respondent Huntingdon County Board of Elections  
Respondent Indiana County Board of Elections  
Respondent Jefferson County Board of Elections  
Respondent Lawrence County Board of Elections  
Respondent Lebanon County Board of Elections  
Respondent Northumberland County Board of Elections  
Respondent Venango County Board of Elections  
Respondent York County Board of Elections

Served: Elizabeth Pidcock Lester-Abdalla  
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Philadelphia, PA 19103  
Phone: 215-970-0933  
Representing: Respondent Acting Secretary Leigh M. Chapman

IN THE SUPREME COURT OF PENNSYLVANIA

**PROOF OF SERVICE**

(Continued)

Served: Elk County Board of Elections  
Service Method: Email  
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Service Date: 10/25/2022  
Address: --  
Phone: --  
Representing: Respondent Elk County Board of Elections

Served: Elliott Bernard Sulcove  
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Service Date: 10/25/2022  
Address: 1110 Kennebec Drive  
Chambersburg, PA 17201  
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Representing: Respondent Franklin County Board of Elections

Served: Emma Frances Elizabeth Shoucair  
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Email: emma.shoucair@dentons.com  
Service Date: 10/25/2022  
Address: 625 Liberty Ave  
Pittsburgh, PA 15222  
Phone: 412-417-1889  
Representing: Intervenor Democratic National Committee  
Intervenor Pennsylvania Democratic Party

Served: Erie County Board of Elections  
Service Method: First Class Mail  
Service Date: 10/25/2022  
Address: Erie County Courthouse  
140 West 6th Street  
Room 112  
Erie, PA 16501  
Phone: --  
Representing: Respondent Erie County Board of Elections

IN THE SUPREME COURT OF PENNSYLVANIA

**PROOF OF SERVICE**

(Continued)

Served: Faith Anne Mattox-Baldini  
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Suite 6702  
West Chester, PA 19380  
Phone: 610-344-6195  
Representing: Respondent Chester County Board of Elections

Served: Forest County Board of Elections  
Service Method: First Class Mail  
Service Date: 10/25/2022  
Address: 526 Elm Street - Unit #3  
Tionesta, PA 16353  
Phone: --  
Representing: Respondent Forest County Board of Elections

Served: Fulton County Board of Elections  
Service Method: First Class Mail  
Service Date: 10/25/2022  
Address: 116 West Market Street  
Suite 205  
McConnellsburg, PA 17233  
Phone: --  
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Served: George M. Janocsko  
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Pittsburgh, PA 15219  
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Representing: Respondent Allegheny County Board of Elections

IN THE SUPREME COURT OF PENNSYLVANIA

**PROOF OF SERVICE**

(Continued)

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Representing: Respondent Butler County Board of Elections

Served: Jacob Biehl Boyer  
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IN THE SUPREME COURT OF PENNSYLVANIA

**PROOF OF SERVICE**

(Continued)

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Served: Jessica L. VanderKam  
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Representing: Respondent Bucks County Board of Elections

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Served: Jonathan Paul Foster  
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Representing: Respondent Bradford County Board of Elections

IN THE SUPREME COURT OF PENNSYLVANIA

**PROOF OF SERVICE**

*(Continued)*

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Representing: Respondent Lycoming County Board of Elections

Served: Joseph Matthias Cosgrove  
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Service Date: 10/25/2022  
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Phone: 717--78-7-3391  
Representing: Participant Office of Attorney General

IN THE SUPREME COURT OF PENNSYLVANIA

**PROOF OF SERVICE**

(Continued)

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Phone: 412-717-1900  
Representing: Petitioner David Ball  
Petitioner Gwendolyn Mae Deluca  
Petitioner James D. Bee  
Petitioner Jesse D. Daniel  
Petitioner Lynn Marie Kalcevic  
Petitioner National Republican Congressional Committee  
Petitioner Republican National Committee  
Petitioner Republican Party of Pennsylvania  
Petitioner Ross M. Farber  
Petitioner S. Michael Streib  
Petitioner Vallerie Siciliano-Biancanello

Served: Kathleen Marie Kotula  
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Service Date: 10/25/2022  
Address: Room 306 North Office Building  
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Phone: (71-7) -783-0736  
Representing: Participant Department of State

Served: Kevin Michael Greenberg  
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Email: greenbergk@gtlaw.com  
Service Date: 10/25/2022  
Address: 1717 Arch Street  
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Philadelphia, PA 19103  
Phone: 215--98-8-7800  
Representing: Intervenor Pennsylvania Democratic Party

IN THE SUPREME COURT OF PENNSYLVANIA

**PROOF OF SERVICE**

(Continued)

Served: Lackawanna County Board of Elections  
Service Method: Email  
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Service Date: 10/25/2022  
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Representing: Respondent Lackawanna County Board of Elections

Served: Lauren Lynn Mathews  
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Service Date: 10/25/2022  
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Phone: 724-825-0329  
Representing: Respondent Washington County Board of Elections

Served: Lisa G. Michel  
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Email: lmiche@jblmlaw.com  
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Address: 564 Forbes Avenue  
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Phone: 412-391-8713  
Representing: Respondent Allegheny County Board of Elections

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Service Method: eService  
Email: mcraivitz@snydercounty.org  
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Selinsgrove, PA 17870  
Phone: 570-374-5070  
Representing: Respondent Snyder County Board of Elections

IN THE SUPREME COURT OF PENNSYLVANIA

**PROOF OF SERVICE**

(Continued)

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Norristown, PA 19404  
Phone: 610-278-3033  
Representing: Respondent Montgomery County Board of Elections

Served: Melissa Ann Guiddy  
Service Method: eService  
Email: mguiddylaw@outlook.com  
Service Date: 10/25/2022  
Address: 527 Austin Street  
Greensburg, PA 15601  
Phone: 724-244-7200  
Representing: Respondent Westmoreland County Board of Elections

Served: Melvin Eugene Newcomer  
Service Method: eService  
Email: melvinn@epix.net  
Service Date: 10/25/2022  
Address: 339 North Duke Street  
PO Box 539  
Lancaster, PA 17608  
Phone: 717--39-3-7885  
Representing: Respondent Lancaster County Board of Elections

Served: Mercer County Board of Elections  
Service Method: First Class Mail  
Service Date: 10/25/2022  
Address: 130 North Pitt Street  
Suite B  
Mercer, PA 16137  
Phone: --  
Representing: Respondent Mercer County Board of Elections

IN THE SUPREME COURT OF PENNSYLVANIA

**PROOF OF SERVICE**

(Continued)

Served: Michael John Fischer  
Service Method: eService  
Email: mfischer@attorneygeneral.gov  
Service Date: 10/25/2022  
Address: 1600 Arch St., Suite 300  
Philadelphia, PA 19103  
Phone: 215--56-0-2171  
Representing: Respondent Acting Secretary Leigh M. Chapman

Served: Mifflin County Board of Elections  
Service Method: Email  
Email: ssnook@bmzlaw.com  
Service Date: 10/25/2022  
Address:  
Phone: --  
Representing: Respondent Mifflin County Board of Elections

Served: Molly Ruth Mudd  
Service Method: eService  
Email: mmudd@adamscounty.us  
Service Date: 10/25/2022  
Address: 111 Baltimore Street  
Gettysburg, PA 17325  
Phone: 717--33-7-5911  
Representing: Respondent Adams County Board of Elections

Served: Montour County Board of Elections  
Service Method: First Class Mail  
Service Date: 10/25/2022  
Address: 435 East Front Street  
Danville, PA 17821  
Phone: --  
Representing: Respondent Montour County Board of Elections

IN THE SUPREME COURT OF PENNSYLVANIA

**PROOF OF SERVICE**

(Continued)

Served: Nathaniel Justus Schmidt  
Service Method: eService  
Email: contact@theschmidtlawfirm.com  
Service Date: 10/25/2022  
Address: 315 Second Avenue  
Suite 704  
Warren, PA 16365  
Phone: 814--72-3-8665  
Representing: Respondent Warren County Board of Elections

Served: Nicholas J. Stevens  
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Email: nicholas.stevens@dbr.com  
Service Date: 10/25/2022  
Address: 400 Amanda Lane  
Media, PA 19063  
Phone: 610-451-3166  
Representing: Respondent Chester County Board of Elections

Served: Nicholas Michael Centrella Jr.  
Service Method: eService  
Email: NMCentrella@duanemorris.com  
Service Date: 10/25/2022  
Address: 30 South 17th St.  
12th Floor  
Philadelphia, PA 19103  
Phone: 215--97-9-1850  
Representing: Respondent Delaware County Board of Elections

Served: Northampton County Board of Elections  
Service Method: First Class Mail  
Service Date: 10/25/2022  
Address: 669 Washington Street  
Lower Level  
Easton, PA 180427408  
Phone: --  
Representing: Respondent Northampton County Board of Elections

IN THE SUPREME COURT OF PENNSYLVANIA

**PROOF OF SERVICE**

(Continued)

Served: Perry County Board of Elections  
Service Method: Email  
Email: flavery@laverylaw.com  
Service Date: 10/25/2022  
Address: --  
Phone: --  
Representing: Respondent Perry County Board of Elections

Served: Peter Poggi Elliot  
Service Method: eService  
Email: elliotp@gtlaw.com  
Service Date: 10/25/2022  
Address: 1717 Arch Street, Suite 400  
Philadelphia, PA 19103  
Phone: 215-972-5921  
Representing: Intervenor Pennsylvania Democratic Party

Served: Pike County Board of Elections  
Service Method: Email  
Email: dhersca@farleyweed.com  
Service Date: 10/25/2022  
Address: --  
Phone: --  
Representing: Respondent Pike County Board of Elections

Served: Potter County Board of Elections  
Service Method: First Class Mail  
Service Date: 10/25/2022  
Address: 1 North Main Street  
Coudersport, PA 16915  
Phone: --  
Representing: Respondent Potter County Board of Elections

IN THE SUPREME COURT OF PENNSYLVANIA

**PROOF OF SERVICE**

(Continued)

Served: Robert Andrew Wiygul  
Service Method: eService  
Email: rwiygul@hangle.com  
Service Date: 10/25/2022  
Address: Hangle Aronchick Segal Pudlin & Schiller  
One Logan Square, 27th Floor  
Philadelphia, PA 19103  
Phone: 215--49-6-7042  
Representing: Respondent Acting Secretary Leigh M. Chapman  
Respondent Jessica Mathis

Served: Robert Eugene Grimm  
Service Method: eService  
Email: lawyergrimm@hotmail.com  
Service Date: 10/25/2022  
Address: P.O. BOX 430  
2698 MORGANTOWN ROAD  
SMITHFIELD, PA 15478  
Phone: 724--56-9-2819  
Representing: Respondent Greene County Board of Elections

Served: Russell David Giancola  
Service Method: eService  
Email: rdg@glawfirm.com  
Service Date: 10/25/2022  
Address: Gallagher Giancola LLC  
436 Seventh Avenue, 31st Floor  
Pittsburgh, PA 15219  
Phone: 412-717-1921  
Representing: Petitioner David Ball  
Petitioner Gwendolyn Mae Deluca  
Petitioner James D. Bee  
Petitioner Jesse D. Daniel  
Petitioner Lynn Marie Kalcevic  
Petitioner National Republican Congressional Committee  
Petitioner Republican National Committee  
Petitioner Republican Party of Pennsylvania  
Petitioner Ross M. Farber  
Petitioner S. Michael Streib  
Petitioner Vallerie Siciliano-Biancanello

IN THE SUPREME COURT OF PENNSYLVANIA

**PROOF OF SERVICE**

(Continued)

Served: Schuylkill County Board of Elections  
Service Method: First Class Mail  
Service Date: 10/25/2022  
Address: 420 North Centre Street  
Pottsville, PA 17901  
Phone: --  
Representing: Respondent Schuylkill County Board of Elections

Served: Somerset County Board of Elections  
Service Method: Email  
Email: mpbarbera@barberalaw.com  
Service Date: 10/25/2022  
Address: --  
Phone: --  
Representing: Respondent Somerset County Board of Elections

Served: Sullivan County Board of Elections  
Service Method: Email  
Email: krllaw@epix.net  
Service Date: 10/25/2022  
Address: --  
Phone: --  
Representing: Respondent Sullivan County Board of Elections

Served: Thomas E. Breth  
Service Method: eService  
Email: tbreth@dmkcg.com  
Service Date: 10/25/2022  
Address: 128 West Cunningham Street  
Butler, PA 16001  
Phone: (72-4) -283-2200  
Representing: Petitioner David Ball  
Petitioner Gwendolyn Mae Deluca  
Petitioner James D. Bee  
Petitioner Jesse D. Daniel  
Petitioner Lynn Marie Kalcevic  
Petitioner National Republican Congressional Committee  
Petitioner Republican National Committee  
Petitioner Republican Party of Pennsylvania  
Petitioner Ross M. Farber  
Petitioner S. Michael Streib  
Petitioner Vallerie Siciliano-Biancaniello

IN THE SUPREME COURT OF PENNSYLVANIA

**PROOF OF SERVICE**

(Continued)

Served: Thomas W. King III  
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Email: tking@dmkcg.com  
Service Date: 10/25/2022  
Address: 128 West Cunningham Street  
Butler, PA 16001  
Phone: (72-4) -283-2200  
Representing: Petitioner David Ball  
Petitioner Gwendolyn Mae Deluca  
Petitioner James D. Bee  
Petitioner Jesse D. Daniel  
Petitioner Lynn Marie Kalcevic  
Petitioner National Republican Congressional Committee  
Petitioner Republican National Committee  
Petitioner Republican Party of Pennsylvania  
Petitioner Ross M. Farber  
Petitioner S. Michael Streib  
Petitioner Vallerie Siciliano-Biancaniello

Served: Union County Board of Elections  
Service Method: Email  
Email: jdewald@mpvhlaw.com  
Service Date: 10/25/2022  
Address: --  
Phone: --  
Representing: Respondent Union County Board of Elections

Served: Wayne County Board of Elections  
Service Method: Email  
Email: WKay@waynecountypa.gov  
Service Date: 10/25/2022  
Address: --  
Phone: --  
Representing: Respondent Wayne County Board of Elections

Served: Wyoming County Board of Elections  
Service Method: Email  
Email: krllaw@epix.net  
Service Date: 10/25/2022  
Address: --  
Phone: --  
Representing: Respondent Wyoming County Board of Elections

IN THE SUPREME COURT OF PENNSYLVANIA

**PROOF OF SERVICE**

*(Continued)*

Served: Zachary Gene Strassburger  
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Email: zachary.strassburger@phila.gov  
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Address: 1515 Arch St  
Philadelphia, PA 19102  
Phone: 215--68-3-2998  
Representing: Respondent Philadelphia County Board of Elections

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IN THE SUPREME COURT OF PENNSYLVANIA

**PROOF OF SERVICE**

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**Courtesy Copy**

Served: Brian Patrick Gallagher  
Service Method: eService  
Email: briangallagher2588@gmail.com  
Service Date: 10/25/2022  
Address: District Attorney's Office  
301 Main Street  
Towanda, PA 18848  
Phone: 215-.58-4.6398  
Representing: Amicus Curiae Bradford County Republican Committee and Friends of the Committee

Served: Curtis Michael Schube  
Service Method: eService  
Email: cschube@dhillonlaw.com  
Service Date: 10/25/2022  
Address: 211 Evergreen Dr.  
Marysville, PA 17053  
Phone: 936-524-8629  
Representing: Amicus Curiae Citizens United  
Amicus Curiae Citizens United Foundation  
Amicus Curiae Presidential Coalition

Served: Jennifer L. Gilliland-Vanasdale  
Service Method: eService  
Email: jennifer@gvlawoffice.com  
Service Date: 10/25/2022  
Address: 1667 Route 288  
Suite 300  
Cranberry Township, PA 16066  
Phone: 724-.74-1.0536  
Representing: Amicus Curiae Butler County Republican Committee  
Amicus Curiae Butler County Republican Committee

IN THE SUPREME COURT OF PENNSYLVANIA

**PROOF OF SERVICE**

(Continued)

Served: Joel L. Frank  
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Email: jfrank@lambmcerlane.com  
Service Date: 10/25/2022  
Address: 24 E. Market Street  
PO Box 565  
West Chester, PA 19380  
Phone: 610-430-8000  
Representing: Amicus Curiae The Honest Elections Project

Served: Linda Ann Kerns  
Service Method: eService  
Email: linda@lindakernslaw.com  
Service Date: 10/25/2022  
Address: 1420 Locust Street, Suite 200, false, Suite 200, Suite 200  
Suite 200  
Philadelphia, PA 19102  
Phone: 215-731-1400  
Representing: Amicus Curiae Lawyers Democracy Fund

Served: Walter S. Zimolong III  
Service Method: eService  
Email: wally@zimolonglaw.com  
Service Date: 10/25/2022  
Address: 353 West Lancaster Avenue  
Suite 300  
Wayne, PA 19087  
Phone: 215-665-0842  
Representing: Amicus Curiae Thomas More Society

IN THE SUPREME COURT OF PENNSYLVANIA

**PROOF OF SERVICE**

(Continued)

Served: Witold J. Walczak  
Service Method: eService  
Email: vwalczak@aclupa.org  
Service Date: 10/25/2022  
Address: P.O. Box 23058  
Pittsburgh, PA 15222  
Phone: 412-681-7864  
Representing: Amicus Curiae Black Political Empowerment Project  
Amicus Curiae Common Cause Pennsylvania  
Amicus Curiae Make the Road Pennsylvania  
Amicus Curiae Philadelphians Organized to Witness, Empower and Rebuild  
Amicus Curiae The League of Women Voters of Pennsylvania  
Amicus Curiae The NAACP Pennsylvania State Conference

Served: Zachary Michael Wallen  
Service Method: eService  
Email: zwallen@chalmersadams.com  
Service Date: 10/25/2022  
Address: Chalmers & Adams LLC  
301 South Hills Village Drive, Suite LL200-420  
Pittsburgh, PA 15241  
Phone: 412-200-0842  
Representing: Possible Intervenor Bryan Cutler  
Possible Intervenor Jake Corman  
Possible Intervenor Kerry Benninghoff  
Possible Intervenor Kim Ward  
Possible Intervenor Pennsylvania House Republican Caucus  
Possible Intervenor Pennsylvania Senate Republican Caucus

/s/ Nathan W. Karn

(Signature of Person Serving)

Person Serving: Karn, Nathan W.  
Attorney Registration No: 086068  
Law Firm:  
Address: 401 Allegheny St  
Po Box 415  
Hollidaysburg, PA 166482011  
Representing: Respondent Blair County Board of Elections

**IN THE SUPREME COURT OF PENNSYLVANIA**

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**CERTIFICATE OF COMPLIANCE  
WITH PUBLIC ACCESS POLICY**

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

**GALLAGHER GIANCOLA LLC**

Dated: October 26, 2022

/s/ Kathleen A. Gallagher

Kathleen A. Gallagher

Russell D. Giancola

*Counsel for Petitioners*

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**CERTIFICATE OF SERVICE**

I hereby certify that on October 26, 2022, I caused a true and correct copy of this document to be served on all counsel of record via PACFile.

**GALLAGHER GIANCOLA LLC**

Dated: October 26, 2022

/s/ Kathleen A. Gallagher

Kathleen A. Gallagher

Russell D. Giancola

*Counsel for Petitioners*

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