

IN THE COMMONWEALTH COURT OF PENNSYLVANIA

---

636 M.D. 2020

---

DARYL D. METCALFE, RUSS DIAMOND, DAWN W. KEEFER,  
THOMAS R. SANKEY, III, ROBERT W. KAUFFMAN, KATHY  
L. RAPP, STEPHANIE P. BOROWICZ, JAMES MOLLICK,  
FRANK SCAVO, CRIS E. DUSH, FRANCIS X. RYAN

*Plaintiffs,*

vs.

THOMAS W. WOLF, in his official capacity as Governor of the Commonwealth  
Pennsylvania, KATHY BOOCKVAR, in her official capacity as Secretary of the  
Commonwealth of Pennsylvania, and, all in their capacity as Democratic  
presidential electors, Nina Ahmad, Val Arkoosh, Cindy Bass, Rick Bloomingdale,  
Ryan Boyer, Paige Gebhardt Cognetti, Daisy Cruz, Kathy Dahlkemper, Janet Diaz,  
Virginia McGregor, Charles Hadley, Jordan Harris, Malcolm Kenyatta, Gerald  
Lawrence, Clifford Levine, Nancy Mills, Marian Moskowitz, Josh Shapiro, Sharif  
Street, Connie Williams,

*Defendants.*

---

**PRAECIPE TO DISCONTINUE ACTION**

---

Thomas W. King, III (PA I.D. No. 21580)  
Thomas E. Breth (PA I.D. No. 66350)  
Dillon, McCandless, King, Coulter  
& Graham, L.L.P.  
128 West Cunningham Street  
Butler, PA 16001  
Telephone: (724) 283-2200  
Facsimile: (724) 283-2298  
Email: tking@dmkcg.com  
Email: tbreth@dmkcg.com  
*Counsel for Plaintiffs, and  
Special Counsel for the Amistad Project  
of the Thomas More Society*

**IN THE COMMONWEALTH COURT OF PENNSYLVANIA**

DARYL D. METCALFE, RUSS DIAMOND, )  
DAWN W. KEEFER, THOMAS R. )  
SANKEY, III, ROBERT W. KAUFFMAN, )  
KATHY L. RAPP, STEPHANIE P. ) 636 M.D. 2020  
BOROWICZ, JAMES MOLLICK, FRANK )  
SCAVO, CRIS E. DUSH, FRANCIS X. RYAN, )

*Plaintiffs,*

vs.

THOMAS W. WOLF, in his official )  
capacity as Governor of the Commonwealth )  
Pennsylvania, KATHY BOOCKVAR, )  
in her official capacity as Secretary of the )  
Commonwealth of Pennsylvania, and, all in their )  
capacity as Democratic presidential electors, )  
Nina Ahmad, Val Arkoosh, Cindy Bass, Rick )  
Bloomingdale, Ryan Boyer, Paige Gebhardt )  
Cognetti, Daisy Cruz, Kathy Dahlkemper, Janet )  
Diaz, Virginia McGregor, Charles Hadley, Jordan )  
Harris, Malcolm Kenyatta, Gerald Lawrence, )  
Clifford Levine, Nancy Mills, Marian Moskowitz, )  
Josh Shapiro, Sharif Street, and Connie Williams, )

*Defendants.*

**PRAECIPE TO DISCONTINUE ACTION**

TO THE PROTHONOTARY:

Please kindly mark this action *discontinued* as to all defendants.

Respectfully Submitted,

**DILLON, McCANDLESS, KING,  
COULTER & GRAHAM, LLP**

Dated: December 10, 2020

By: /s/ Thomas W. King, III  
Thomas W. King, III

PA. I.D. No. 21580

[tking@dmkcg.com](mailto:tking@dmkcg.com)

Thomas E. Breth

PA. I.D. No. 66350

[tbreth@dmkcg.com](mailto:tbreth@dmkcg.com)

128 West Cunningham Street

Butler, PA 16001

724-283-2200 (phone)

724-283-2298 (fax)

*Counsel for Plaintiffs, and*

*Special Counsel for the Amistad*

*Project of the Thomas More Society*

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a copy of the foregoing **Praecipe to Discontinue Action** was served upon on counsel of record receiving electronic service via PACFile this 10<sup>th</sup> day of December 2020.

/s/ Thomas W. King, III  
Thomas W. King, III