

PENNSYLVANIA RULES OF APPELLATE PROCEDURE

Contents

IN GENERAL

Rule 101. *Title and Citation of Rules* 3
 Rule 102. Definitions..... 3
 Rule 103. Scope of Rules..... 4
 Rule 104. Rules of Court..... 4
 Rule 105. Waiver and Modification of Rules..... 4
 Rule 106. Original Jurisdiction Matters..... 4
 Rule 107. Rules of Construction..... 4
 Rule 108. Date of Entry of Orders..... 5
 Rule 120. Entry of Appearance..... 5

DOCUMENTS GENERALLY

Rule 121. Filing and Service..... 6
 Rule 122. Content and Form of Proof of Service..... 6
 Rule 123. Application for Relief..... 6
 Rule 124. Form of Papers; Number of Copies..... 7
 Rule 125. Electronic Filing..... 8
 Rule 126. Citations of Authorities..... 8
 Rule 127. Confidential Information and Confidential Documents. Certification..... 9

IN GENERAL

Rule 301. Requisites for an Appealable Order..... 9
 Rule 302. Requisites for Reviewable Issue..... 10

INTERLOCUTORY APPEALS

Rule 311. Interlocutory Appeals as of Right..... 10
 Rule 312. Interlocutory Appeals by Permission..... 13
 Rule 313. Collateral Orders..... 14

FINAL ORDERS

Rule 341. Final Orders; Generally..... 14
 Rule 342. Appealable Orphans’ Court Orders..... 16
 Rule 343. Order Determining Challenge to a Plea of Guilty. [Rescinded July 7, 1997, effective September 5, 1997.]..... 17

IN GENERAL

Rule 501. Any Aggrieved Party May Appeal..... 17
 Rule 502. Substitution of Parties..... 17
 Rule 503. Description of Public Officers..... 17

MULTIPLE APPEALS

Rule 511. Cross-Appeals..... 18
 Rule 512. Joint Appeals..... 18
 Rule 513. Consolidation of Multiple Appeals..... 18

**OFFICIAL PARTICIPATION UPON
 CHALLENGE TO STATUTES OR RULES**

Rule 521. Notice to Attorney General of Challenge to Constitutionality of Statute..... 18

Rule 522. Notice to Court Administrator of Pennsylvania of Challenge to Constitutionality of General Rules. 18

AMICUS CURIAE

Rule 531. Participation by Amicus Curiae. 19

IN FORMA PAUPERIS

Rule 550. Waiver of Fees and Costs Required Under Chapter 27. 19
 Rule 551. Continuation of Prior Waiver of Fees and Costs for Purposes of Appeal. 20
 Rule 552. New Waiver of Fees and Costs for Purposes of Appeal. 20
 Rule 553. Obligation to Inform of Improved Financial Circumstances. 20
 Rule 554. Appellate Review. 20
 Rule 555. (Reserved). 20
 Rule 556. (Reserved). 20
 Rule 561. (Reserved). 20

IN GENERAL

Rule 701. Interlocutory Orders. 20
 Rule 702. Final Orders. 21
 Rule 703. Arbitration Awards in Public Employment Disputes. 21

OBJECTIONS TO JURISDICTION

Rule 741. Waiver of Objections to Jurisdiction. 21

TRANSFERS OF CASES

Rule 751. Transfer of Erroneously Filed Cases. 21
 Rule 752. Transfers Between Superior and Commonwealth Courts. 22
 Rule 901. Scope of Chapter. 25
 Rule 902. Manner of Taking Appeal. 25
 Rule 903. Time for Appeal. 25
 Rule 904. Content of the Notice of Appeal. 26
 Rule 905. Filing of Notice of Appeal. 28
 Rule 906. Service of Notice of Appeal. 28
 Rule 907. Docketing of Appeal. 29
 Rule 908. Parties on Appeal. 29
 Rule 909. Appeals to the Supreme Court. Jurisdictional Statement. Sanctions. 29
 Rule 910. Jurisdictional Statement. Content. Form. 30
 Rule 911. Answer to Jurisdictional Statement. Content. Form. 30

APPEALS AS OF RIGHT FROM COMMONWEALTH COURT

Rule 1101. Appeals as of Right from the Commonwealth Court. 31
 Rule 1102. Improvident Appeals. 31
 Rule 1103. Improvident Petitions for Allowance of Appeal. 32

PETITION FOR ALLOWANCE OF APPEAL

Rule 1111. Form of Papers; Number of Copies. 32
 Rule 1112. Appeals by Allowance. 32
 Rule 1113. Time for Petitioning for Allowance of Appeal. 33
 Rule 1114. Standards Governing Allowance of Appeal. 34
 Rule 1115. Content of the Petition for Allowance of Appeal. 34

BRIEFS IN OPPOSITION

Rule 1116. Answer to the Petition for Allowance of Appeal. 35
 Rule 1121. Transmission of Papers to and Action by the Court. 36

Rule 1122. Allowance of Appeal and Transmission of Record.36
 Rule 1123. Denial of Appeal; Reconsideration.36
 Rule 1301. Form of Papers; Number of Copies.37
 Rule 1311. Interlocutory Appeals by Permission.....37
 Rule 1312. Content of the Petition for Permission to Appeal.38
 Rule 1313. Effect of Filing Petition.39
 Rule 1314. Answer to the Petition for Permission to Appeal.....39
 Rule 1316. Incorrect Use of Petition for Permission to Appeal or Petition for Review.....39
 Rule 1321. Transmission of Papers to and Action by the Court.39
 Rule 1322. Permission to Appeal and Transmission of Record.40
 Rule 1323. Denial of Permission to Appeal.40

IN GENERAL

Rule 1501. Scope of Chapter40
 Rule 1502. Exclusive Procedure.....41
 Rule 1503. Improvident Appeals or Original Jurisdiction Actions.42
 Rule 1504. Improvident Petitions for Review.42

PETITION FOR REVIEW

Rule 1511. Manner of Obtaining Judicial Review of Governmental Determinations.42
 Rule 1512. Time for Petitioning for Review.42
 Rule 1513. Petition for Review.43
 Rule 1514. Filing and Service of the Petition for Review.....44
 Rule 1515. (Rescinded).....45
 Rule 1516. Other Pleadings Allowed.45
 Rule 1517. Applicable Rules of Pleading.45
 Rule 1531. Intervention.....45
 Rule 1532. Special and Summary Relief.46
 Rule 1541. Certification of the Record.....46
 Rule 1542. Evidentiary Hearing.....46
 Rule 1543. (Rescinded).....46
 Rule 1551. Scope of Review.46
 Rule 1561. Disposition of Petition for Review.....47

REVIEW OF DETERMINATIONS OF THE BOARD OF FINANCE AND REVENUE

Rule 1571. Determinations of the Board of Finance and Revenue.47

REVIEW OF DETERMINATIONS BY A COURT OF COMMON PLEAS THAT A CLAIM OF DOUBLE JEOPARDY IS FRIVOLOUS

Rule 1573. Review of Orders in Which the Court Finds an Assertion of Double Jeopardy Frivolous.49

IN GENERAL

Rule 1601. Scope of Chapter50
 Rule 1602. Filing.....50
 Rule 1603. Form and Content.51
 Rule 1604. Service.51
 Rule 1605. Response to Petition.51
 Rule 1606. Further Review.....51

SPECIFIC PETITIONS FOR SPECIALIZED REVIEW

Rule 1610. Review of Bail Orders.51
 Rule 1611. Review of Special Prosecution Orders.52
 Rule 1612. Review of Out-of-Home Placement in Juvenile Delinquency.52

Rule 1613. Review of Order Affecting the Duration of an Indicting Grand Jury.53
 Rule 1614. Review of Orders Denying Waiver of Fees and Costs.....53

IN GENERAL

Rule 1701. Effect of Appeal Generally.54
 Rule 1702. Stay Ancillary to Appeal.55
 Rule 1703. Contents of Application for Stay.....55
 Rule 1704. Application in a Capital Case for a Stay of Execution or for Review of an Order Granting or Denying a Stay of Execution.56

STAY OR INJUNCTION IN CIVIL MATTERS

Rule 1731. Automatic Supersedeas of Orders For the Payment of Money.....56
 Rule 1732. Application for Stay or Injunction Pending Appeal.56
 Rule 1733. Requirements for Supersedeas on Agreement or Application.57
 Rule 1734. Appropriate Security.....57
 Rule 1735. Effect of Supersedeas on Execution or Distribution.....57
 Rule 1737. Modification of Terms of Supersedeas.58
 Rule 1738. Substitution of Security.....58
 Rule 1739. Order for Sale of Perishable Property.....58
 Rule 1740. Order for an Accounting.59
 Rule 1751. Form of Bond.....59

STAY IN CRIMINAL MATTERS

Rule 1761. Capital Cases.59
 Rule 1762. Release in Criminal Matters.59
 Rule 1763. Vacation of Supersedeas on Affirmance of Conviction.59
 Rule 1764. Other Stays in Criminal Matters.60
 Rule 1770. Review of Out of Home Placement in Juvenile Delinquency Matters.60

STAY PENDING ACTION ON PETITION FOR REVIEW

Rule 1781. Stay Pending Action on Petition for Review.....61
 Rule 1782. Security on Review in Tax Matters.....61
 Rule 1911. Request for Transcript.....61

RECORD ON APPEAL FROM LOWER COURT

Rule 1921. Composition of Record on Appeal.62
 Rule 1922. Transcription of Notes of Testimony.62
 Rule 1923. Statement in Absence of Transcript.63
 Rule 1924. Agreed Statement of Record.....63
 Rule 1925. Opinion in Support of Order.63
 Rule 1926. Correction or Modification of the Record.66
 Rule 1931. Transmission of the Record.66
 Rule 1932. Retention of Record in Lower Court.67
 Rule 1933. Record for Preliminary Hearing in Appellate Court.....68
 Rule 1934. Filing of the Record.68
 Rule 1935. Notices and Reports Concerning Delinquent Transmission of Record.68

REVIEW OF DEATH SENTENCES

Rule 1941. Review of Sufficiency of the Evidence and the Propriety of the Penalty in Death Penalty Appeals.....68

RECORD ON PETITION FOR REVIEW OF ORDERS OF GOVERNMENT UNITS OTHER THAN COURTS

Rule 1951. Record Below in Proceedings on Petition for Review.....69

Rule 1952. Filing of Record in Response to Petition for Review.69

DISPOSITION WITHOUT REACHING THE MERITS

Rule 1972. Dispositions on Motion.....70
 Rule 1973. Discontinuance.70

IN GENERAL

Rule 2101. Conformance with Requirements.71
 Rule 2102. Intervenors.71

CONTENT OF BRIEFS

Rule 2111. Brief of the Appellant.71
 Rule 2112. Brief of the Appellee.....72
 Rule 2113. Reply Brief.....72
 Rule 2114. Statement of Jurisdiction.72
 Rule 2115. Order or Other Determination in Question.....72
 Rule 2116. Statement of Questions Involved.72
 Rule 2117. Statement of the Case.73
 Rule 2118. Summary of Argument.....73
 Rule 2119. Argument.73
 Rule 2131. References in Briefs to Parties.....74
 Rule 2132. References in Briefs to the Record.74
 Rule 2133. Citations in Opinions Below.74
 Rule 2134. Drafts or Plans.75
 Rule 2135. Length of Briefs.75
 Rule 2136. Briefs in Cases Involving Cross Appeals.....75
 Rule 2137. Briefs in Cases Involving Multiple Appellants or Appellees.....76
 Rule 2138. Briefs in Cases Involving Appeals from Multiple Orders.76
 Rule 2139. Briefs on Appeals from the Superior or Commonwealth Courts.....76
 Rule 2140. Brief on Remand or Following Grant of Reargument or Reconsideration.....76

CONTENT OF REPRODUCED RECORD

Rule 2151. Considerations of Matters on the Original Record without the Necessity of Reproduction.76
 Rule 2152. Content and Effect of Reproduced Record.77
 Rule 2153. Docket Entries and Related Matter.77
 Rule 2154. Designation of Contents of Reproduced Record.78
 Rule 2155. Allocation of Cost of Reproduced Record.....78
 Rule 2156. Supplemental Reproduced Record.79

FORM OF BRIEFS AND REPRODUCED RECORD

Rule 2171. Method of Reproduction. Separate Brief and Record.79
 Rule 2172. Covers.79
 Rule 2173. Numbering of Pages.....80
 Rule 2174. Tables of Contents and Citations.80
 Rule 2175. Sequence of Material in the Reproduced Record.80
 Rule 2176. Notes of Testimony and Other Papers.80

FILING AND SERVICE

Rule 2185. Service and Filing of Briefs.81
 Rule 2186. Service and Filing of Reproduced Record.....82
 Rule 2187. Number of Copies to be Served and Filed.....82
 Rule 2188. Consequence of Failure to File Briefs and Reproduced Records.82
 Rule 2189. Reproduced Record in Cases Involving the Death Penalty.....83

IN GENERAL

Rule 2301. Scope of Chapter83

SCHEDULING OF ARGUMENT

Rule 2311. Submission on Briefs83
 Rule 2312. Notice of Arguments83
 Rule 2313. Advancement or Continuance83
 Rule 2314. Non-Appearance of Parties84
 Rule 2315. Time for Argument; Argument Lists84

ORDER AND CONTENT OF ARGUMENT

Rule 2321. Order and Content of Argument.84
 Rule 2322. Cross and Separate Appeals84
 Rule 2323. Physical Exhibits.84

IN GENERAL

Rule 2501. Post-Submission Communications84
 Rule 2521. Entry of Judgment or Other Order85

APPLICATION FOR REARGUMENT

Rule 2541. Form of Papers, Number of Copies.86
 Rule 2542. Time for Application for Reargument; Manner of Filing.86
 Rule 2543. Considerations Governing Allowance of Reargument86
 Rule 2544. Contents of Application for Reargument87
 Rule 2545. Answer to Application for Reargument87
 Rule 2546. Transmission of Papers to and Action by the Court.88
 Rule 2547. Subsequent and Untimely Applications88

REMAND OF RECORD

Rule 2571. Content of Remanded Record88
 Rule 2572. Time for Remand of Record.88
 Rule 2573. Direct Remand to Court of First Instance89
 Rule 2591. Proceedings on Remand.89

FEES

Rule 2701. Payment of Fees Required89
 Rule 2702. Multiple Parties90
 Rule 2703. Erroneously Filed Cases.90

COSTS

Rule 2741. Parties Entitled to Costs90
 Rule 2742. Costs of Briefs and Reproduced Records91

OTHER TAXABLE COSTS

Rule 2743. Other Taxable Costs91
 Rule 2744. Further Costs. Counsel Fees. Damages for Delay.91
 Rule 2751. Applications for Further Costs and Damages91
 Rule 2761. Insertion of Costs in Remanded Record and Taxation of Costs.91
 Rule 2762. Procedure for Collection of Costs in Appellate Courts and on Appeal.92
 Rule 2771. Costs on Appeal Taxable in the Lower Court.92

IN GENERAL

Rule 3101. Appellate Courts Always Open.....95
 Rule 3102. Quorum and Action.....95
 Rule 3103. Court En Banc.....95
 Rule 3111. Prothonotary.....95
 Rule 3112. Office of the Prothonotary.....95
 Rule 3113. Docket and Records95
 Rule 3114. Original Papers.95
 Rule 3115. Inactive Matters.96

ATTORNEYS AND COUNSELORS

Rule 3121. Practice of Law by Staff; Qualifications.....96
 Rule 3122. Oral Agreements.96

PAPERBOOKS

Rule 3191. Distribution of Briefs.96

IN GENERAL

Rule 3301. Office of the Prothonotary.....97
 Rule 3302. Seal of the Supreme Court.....97
 Rule 3304. Hybrid Representation.....97
 Rule 3305. Administrative Motions.....97
 Rule 3306. Procedures for Taxation of Costs.....97

ORIGINAL MATTERS

Rule 3307. Applications for Leave to File Original Process.....98

KING’S BENCH MATTERS

Rule 3309. Applications for Extraordinary Relief.....98

SUPERSEDEAS AND STAYS

Rule 3315. Review of Stay Orders of Appellate Courts.....99
 Rule 3316. Review of Stay of Execution Orders in Capital Cases.....99

APPEALS FROM LEGISLATIVE REAPPORTIONMENT COMMISSION

Rule 3321. Appeals from Legislative Reapportionment Commission.....99

REVIEW OF SPECIAL PROSECUTIONS OR INVESTIGATIONS

Rule 3331. Review of Special Prosecutions or Investigations.....99

PETITIONS FOR CERTIFICATION OF QUESTIONS OF PENNSYLVANIA LAW

Rule 3341. Petitions for Certification of Questions of Pennsylvania Law.....101

IN GENERAL

Rule 3501. Amendments to Chapter.101

THE SUPERIOR COURT

Rule 3502. Office of the Prothonotary.....101
 Rule 3503. Seal of the Superior Court.....101

APPEALS AND ARGUMENT LISTS

Rule 3511. Rescinded May 16, 1979, effective October 1, 1979..... 102
 Rule 3512. Rescinded May 16, 1979, effective October 1, 1979..... 102
 Rule 3513. Oral Arguments..... 102
 Rule 3514. Weekly List..... 102
 Rule 3515. Daily List..... 102
 Rule 3516. Passing Regular Turn..... 102
 Rule 3517. Docketing Statement..... 102
 Rule 3518. Statement of the Scope and Standard of Review..... 102
 Rule 3519. Requests for Publication..... 102
 Rule 3520. Rescinded..... 103
 Rule 3521. Oral Argument; Submission on Briefs..... 103

WIRETAPS

Rule 3531. Definitions..... 103
 Rule 3532. Preemption..... 103
 Rule 3533. Confidential Docket Number..... 103
 Rule 3534. Assignment to a Particular Judge..... 103
 Rule 3535. Submission of Application to Assigned Judge..... 103
 Rule 3536. Content of Application—General..... 104
 Rule 3537. Content of Application—Target Specific Wiretaps..... 105
 Rule 3538. Content of Application—Mobile Communication Tracking, Pen Registers, Trap and Trace Devices, and Telecommunication Identification Interception Devices..... 105
 Rule 3539. Content of Affidavit..... 105
 Rule 3540. Additional Testimony or Documentary Evidence..... 106
 Rule 3541. Request for Identity of Informant..... 106
 Rule 3542. Orders—Notice of Confidentiality..... 106
 Rule 3543. Orders—Probable Cause Statement..... 106
 Rule 3544. Orders—Supplementary Target Specific..... 107
 Rule 3545. Orders—Mobile Communication Tracking, Installation and Use of a Pen Register, Trap and Trace Device, and Telecommunication Identification Interception Device..... 107
 Rule 3546. Orders—Factual Statement..... 107
 Rule 3547. Orders—Sealing Procedure..... 108
 Rule 3548. Duplicate Original for Communications Common Carrier..... 108
 Rule 3549. Transmission of Sealed Materials..... 108
 Rule 3550. Renewal or Extension Procedure..... 108
 Rule 3551. Verbal Authorization—Application..... 109
 Rule 3552. Verbal Authorization—Order..... 109
 Rule 3553. Verbal Authorization—Required Written Application..... 109
 Rule 3554. Progress Reports..... 109
 Rule 3555. Final Reports..... 109
 Rule 3556. Service of Inventory..... 109
 Rule 3557. 30-Day Report of Assigned Judge..... 109
 Rule 3558. Unsealing—Motions..... 110
 Rule 3559. Unsealing—Orders..... 110
 Rule 3560. Responsibility for Unsealed Documents..... 110
 Rule 3561. Return of Documents to Prothonotary..... 110

IN GENERAL

Rule 3701. Amendments to Chapter..... 110

THE COMMONWEALTH COURT

Rule 3702. Office of the Prothonotary..... 111

Rule 3703. Regular Sessions..... 111
 Rule 3704. Special Sessions..... 111
 Rule 3705. Seal of the Commonwealth Court..... 111

ORIGINAL MATTERS

Rule 3709. Designation of Legal Aid Sources..... 111

LISTING OF CASES FOR ARGUMENT

Rule 3711. All Cases to be Heard on Fixed Date..... 111
 Rule 3712. Method of Listing of Cases..... 111
 Rule 3713. Argument En Banc or Before a Panel..... 112
 Rule 3714. Listing of Cases and Briefing Schedules..... 112
 Rule 3715. Distribution of Briefs..... 112
 Rule 3716. Citing Judicial Opinions in Filings..... 112

ARGUMENT BEFORE COURT EN BANC OR A PANEL

Rule 3721. Composition of Court..... 112
 Rule 3722. Presiding Judge of Panels..... 113
 Rule 3723. Application for Reargument En Banc..... 113

EVIDENTIARY HEARINGS

Rule 3731. Assignment of Judge..... 113
 Rule 3732. Setting of Hearing..... 113
 Rule 3733. Rotation of Assignments..... 113
 Rule 3734. Record in Evidentiary Hearing Cases..... 113
 Rule 3735. Jury Trials..... 113

POST DECISION

Rule 3740. Request to Report Unreported Opinion..... 113
 Rule 3751. Taxation of Costs..... 114
 Rule 3761. Enforcement Proceedings..... 114

SUPERIOR COURT

Rule 3801. Right To Appeal..... 114
 Rule 3802. Filing, Service and Content of Notice of Expedited Confidential Appeal Pursuant to the Abortion Control Act, 18 Pa.C.S. §3206..... 114
 Rule 3803. Transmission of Notice of Appeal to Superior Court..... 114
 Rule 3805. Transcription of Notes of Testimony..... 115
 Rule 3806. Appellant’s Brief..... 115
 Rule 3807. Oral Argument..... 115

SUPREME COURT

Rule 3811. Petition for Review..... 115
 Rule 3812. Transmission of the Record to the Supreme Court..... 115
 Rule 3813. Oral Argument..... 115
 Rule 3814. Reconsideration..... 115
 Rule 3901. Confidentiality..... 115
 Rule 4001. Scope of Chapter..... 115
 Rule 4002. Manner of Taking Appeal..... 116
 Rule 4003. Time for Appeal..... 116
 Rule 4004. Content and Service of Notice of Appeal..... 116
 Rule 4005. Filing of Notice of Appeal..... 117
 Rule 4006. Opinion in Support of Order or Ruling..... 117

Rule 4007. Record on Appeal. 117
 Rule 5101. Statutes and Other Authorities Suspended or Abrogated. 117
 Rule 5102. Statutes Saved from Suspension. 118

PENNSYLVANIA RULES OF CIVIL PROCEDURE

Staff 142
 Foreword 142

APPEALS FROM CERTAIN ADMINISTRATIVE AGENCIES

Rules 1 to 13. Appeals from Certain Administrative Agencies [Rescinded]. 143

RULES OF CONSTRUCTION

Rule 51. Title and Citation of Rules. 143
 Rule 52. Effective Date. Application to Pending Actions. 143
 Rule 76. Definitions. 143
 Rule 101. Principles of Interpretation. 145
 Rule 102. Number. Tense. 145
 Rule 103. Words and Phrases. 145
 Rule 104. Numerals. 145
 Rule 105. Bonds. 145
 Rule 106. Computation of Time. 145
 Rule 107. Time. Publication for Successive Weeks. 145
 Rule 108. Time. Computation of Months. 145
 Rule 126. Liberal Construction and Application of Rules. 145
 Rule 127. Construction of Rules. Intent of Supreme Court Controls. 145
 Rule 128. Presumptions in Ascertaining the Intent of the Supreme Court. 146
 Rule 129. Construction of Rules, Titles, Provisos, Exceptions and Headings.
 Use of Commentary. 146
 Rule 130. Rules in Derogation of the Common Law. 147
 Rule 131. Rules in Pari Materia. 147
 Rule 132. Particular Controls General. 147
 Rule 133. Rules Inconsistent with Law. 147
 Rule 151. Effective Date of Amendments. 147
 Rule 152. Construction of Amendatory Rules. 147
 Rule 153. Merger of Subsequent Amendments. 147
 Rule 201. Agreements of Attorneys. 147
 Rule 202. Agreements as to Contingent Fees. 147
 Rule 203. Payments by Attorneys. [Rescinded.] 148
 Rule 204. Payments to Persons in Connection With Litigation. [Rescinded.] 148
 Rule 204.1. Pleadings and Other Legal Papers. Format. 148
 Rule 205. Code of Professional Responsibility. [Rescinded.] 148
 Rule 205.1. Filing Legal Papers. Mailing. Personal Presentation by Attorney Not Necessary. 148
 Rule 205.2. Filing Legal Papers with the Prothonotary. 149
 Rule 205.3. Filing Pleadings and Other Legal Papers with the Prothonotary. Originals and Copies. 149
 Rule 205.4. Electronic Filing and Service of Legal Papers. 149
 Rule 205.5. Cover Sheet. 151
 Rule 205.6. Confidential Information and Confidential Documents. Certification. 152
 Rule 206. Petitions and Answers. [Rescinded September 8, 1995, effective January 1, 1996] 152
 Rule 206.1. Petition. Definition. Content. Form. 152
 Rule 206.2. Answer. 152
 Rule 206.3. Verification. 152
 Rule 206.4. Rule to Show Cause. Alternative Procedures. Exception. 153
 Rule 206.5. Rule to Show Cause. Discretionary Issuance. Stay. Form of Order. 153
 Rule 206.6. Rule to Show Cause. Issuance as of Course. Stay. Form of Order. 153

Rule 206.7. Procedure after Issuance of Rule to Show Cause. 153

Rule 207.1 Motion to Exclude Expert Testimony Which Relies on Novel Scientific Evidence. 153

Rule 208. Answers to Petitions to be in Paragraph Form. [Rescinded September 8, 1995, effective January 1, 1996]..... 154

Rule 208.1. Motion. Definition. Scope..... 154

Rule 208.2. Motion. Form. Content. 154

Rule 208.3. Alternative Procedures..... 155

Rule 208.4. Initial Consideration of Motion. Court Orders. Issues of Disputed Fact. 155

Rule 209. Procedure after Answer to Petition. [Rescinded September 8, 1995, effective January 1, 1996] 156

Rule 210. Form of Briefs..... 156

Rule 211. Oral Arguments..... 156

Rule 212.1. Civil Actions to be Tried by Jury. Notice of Earliest Trial Date. Time for Completing Discovery and Filing Pre-Trial Statement. 156

Rule 212.2. Civil Actions to be Tried by Jury. Pre-Trial Statement. Content. Sanctions..... 156

Rule 212.3. Pre-Trial Conference..... 157

Rule 212.4. Applicability of Rules. Eminent Domain. 158

Rule 212.5. Settlement Conference..... 158

Rule 212.6. Settlement Conference. Form of Order..... 158

Rule 213. Consolidation, Severance and Transfer of Actions and Issues within a County. Actions for Wrongful Death and Survival Actions. 159

Rule 213.1. Coordination of Actions in Different Counties..... 159

Rule 214. Preferences on Trial Lists. 160

Rule 215. Assigning and Setting Aside Preferences on Trial List. 160

Rule 215.1. Duty of Common Pleas Courts in Commonwealth Court Jury Trial Cases. 160

Rule 216. Grounds for Continuance..... 160

Rule 217. Costs on Continuance. 161

Rule 218. Party Not Ready When Case Is Called for Trial. 161

Rule 219. View of Premises. 162

Rule 220. Challenge to the Array. 162

Rule 220.1. Preliminary Instructions to Prospective and Selected Jurors..... 162

Rule 220.2. Sanctions for Violation of Rule 220.1..... 163

Rule 220.3. Voir Dire. 163

Rule 221. Peremptory Challenges..... 164

Rule 222. Attorneys as Witnesses. 164

Rule 223. Conduct of the Trial. Generally. 164

Rule 223.1 Conduct of the Trial. Trial by Jury..... 164

Rule 223.2. Conduct of the Jury Trial. Juror Note Taking. 165

Rule 223.3. Conduct of the Trial. Actions for Bodily Injury or Death. Jury Instructions on Noneconomic Loss..... 167

Rule 224. Regulation of Order of Proof..... 167

Rule 225. Summing Up..... 168

Rule 226. Points for Charge. Motion for Directed Verdict..... 168

Rule 227. Exceptions..... 168

Rule 227.1. Post-Trial Relief..... 168

Rule 227.2. Court en Banc. 171

Rule 227.3. Transcript of Testimony. 171

Rule 227.4. Entry of Judgment upon Praecipe of a Party..... 171

Rule 228. Testimony as to Misconduct of a Juror. 172

Rule 229. Discontinuance. 172

Rule 229.1 Settlement Funds. Failure to Deliver. Sanctions..... 172

Rule 229.2. Petition to Transfer Structured Settlement Payment Rights. 173

Rule 230. Voluntary Nonsuit..... 174

Rule 230.1. Compulsory Nonsuit at Trial. 174

Rule 230.2. Termination of Inactive Cases. 175

Rule 231. Second Action..... 177

Rule 232. Counterclaim. Termination of Plaintiff’s Action. 177

Rule 233. Service. Legal Papers other than Writs and Pleadings. [Rescinded.] 177

Rule 233.1. Frivolous Litigation. Pro Se Plaintiff. Motion to Dismiss. 177

Rule 234. Subpoena. [Rescinded.] 178

Rule 234.1. Subpoena to Attend and Testify. 178

Rule 234.2. Subpoena. Issuance. Service. Compliance. Fees. Prisoners. 179

Rule 234.3. Notice to Attend. Notice to Produce. 180

Rule 234.4. Subpoena. Notice to Attend. Notice to Produce. Relief from Compliance. Motion to Quash. 180

Rule 234.5. Failure to Comply with Subpoena, Notice to Attend or Notice to Produce..... 180

Rule 234.6. Form of Subpoena..... 180

Rule 234.7. Form of Notice to Attend. 180

Rule 234.8. Form of Notice to Produce..... 180

Rule 234.9. Notice and Acknowledgment of Receipt of Subpoena by Mail..... 180

Rule 235. Notice to Attorney General. Constitutionality of Statute. Charitable Bequest or Trust..... 181

Rule 236. Notice by Prothonotary of Entry of Order or Judgment. 181

Rule 237. Notice of Praecipe for Final Judgment. 182

Rule 237.1. Notice of Praecipe for Entry of Judgment of Non Pros for Failure to File Complaint or by Default
for Failure to Plead. 183

Rule 237.2. Agreement to Extend Time to Plead Following Notice of Intention to Enter Judgment. Judgment of
Non Pros or by Default. 183

Rule 237.3. Relief from Judgment of Non Pros or by Default..... 183

Rule 237.4. Form of Notice of Praecipe to Enter Judgment of Non Pros 185

Rule 237.5. Form of Notice of Praecipe to Enter Judgment by Default 185

Rule 237.6. Form of Agreement to Extend Time. 185

Rule 238. Damages for Delay in an Action for Bodily Injury, Death or Property Damage..... 185

Rule 239. Local Rules. 188

Rule 239.1. Pleadings and Legal Papers. Local Rules 205.2(a) and 205.2(b). 189

Rule 239.2. Petitions. Rule to Show Cause. Local Rules 206.1(a) and 206.4(c). 190

Rule 239.3. Motions. Local Rules 208.2(c), 208.2(d), 208.2(e), 208.3(a) and 208.3(b). 190

Rule 239.4. Briefs. Local Rule 210. 191

Rule 239.5. Preliminary Objections. Local Rule 1028(c). 191

Rule 239.6. Motion for Judgment on the Pleadings. Local Rule 1034(a). 191

Rule 239.7. Motion for Summary Judgment. Local Rule 1035.2(a). 191

Rule 239.8. Local Rules. Promulgation. Publication. Effective Date. 191

Rule 239.9. Electronic Filing. Local Rule 205.4. 192

Rule 240. Application to Waive Fees and Costs..... 192

Rule 242. Citation of Authorities. 193

Rule 247. Review of Arbitration Awards in Local Public Employment Disputes. [Rescinded.] 193

Rule 247.1. Compulsory Arbitration. Time for Appeal. Payment of Costs and Fees. [Rescinded.] 193

Rule 248. Modification of Time. 193

Rule 249. Authority of Individual Judge..... 193

Rule 250. Scope of Chapter..... 193

Rule 400. Person to Make Service. 196

Rule 400.1. Provisions for the First Judicial District. 197

Rule 401. Time for Service. Reissuance, Reinstatement, and Substitution of Original Process. 197

Rule 402. Manner of Service. Acceptance of Service..... 198

Rule 403. Service by Mail..... 198

Rule 404. Service Outside the Commonwealth. 199

Rule 405. Return of Service. 199

Rule 410. Real Property Actions. 199

Rule 411. Actions for Support..... 200

Rule 412. Actions for Custody, Partial Custody and Visitation. Actions for Divorce or Annulment of Marriage..... 200

Rule 413. Evidence of Immigration Status. 200

Rule 420. Minors..... 201

Rule 421. Incapacitated Persons..... 201

Rule 422. The Commonwealth and Political Subdivisions..... 202

Rule 423. Partnerships and Unincorporated Associations..... 202

Rule 424. Corporations and Similar Entities..... 202

Rule 425. Additional Defendants.....202

SUBPART D: SERVICE PURSUANT TO SPECIAL ORDER OF COURT

Rule 430. Service Pursuant to Special Order of Court. Publication.....202

PART II: SERVICE OF LEGAL PAPERS OTHER THAN ORIGINAL PROCESS

Rule 440. Service of Legal Papers other than Original Process.....203

Rule 441. Service on Minors or Incapacitated Persons.....204

Rule 449. Acts of Assembly Not Suspended. Abolition of Practice and Procedure Under Repealed Statutes.....204

ACTIONS AT LAW CIVIL ACTION

Rule 1001. Definition. Scope.....204

Rule 1002. Authority of Attorney.....205

Rule 1003. Waiver of Rules.....205

VENUE AND PROCESS

Rule 1006. Venue. Change of Venue.....205

Rule 1007. Commencement of Action.....206

Rule 1007.1. Jury Trial. Demand. Waiver.....206

Rule 1008. [Rescinded].....206

Rule 1009. Service. [Rescinded June 20, 1985, effective January 1, 1986.].....206

Rule 1010. Reissuance, Reinstatement and Substitution of Writ of Complaint.
[Rescinded June 20, 1985, effective January 1, 1986.].....206

Rule 1011. Acceptance of Service. [Rescinded June 30, 1985, effective January 1, 1986.].....206

Rule 1012. Entry of Appearance. Withdrawal of Appearance. Notice.....206

Rule 1012.1. Admission Pro Hac Vice. Motion. Content.....207

Rule 1013. Sheriffs Return. [Rescinded.].....209

PLEADINGS

Rule 1017. Pleadings Allowed.....209

Rule 1018. Caption.....209

Rule 1018.1. Notice to Defend. Form.....210

Rule 1019. Contents of Pleadings. General and Specific Averments.....210

Rule 1020. Pleading More than One Cause of Action. Alternative Pleading. Failure to Join. Bar.....210

Rule 1021. Claim for Relief. Determination of Amount in Controversy.....211

Rule 1022. Paragraphing.....211

Rule 1023. Signing.....211

Rule 1023.1. Scope. Signing of Documents. Representations to the Court. Violation.....211

Rule 1023.2. Motion for Sanctions.....212

Rule 1023.3. Sanctions upon Rule to Show Cause.....212

Rule 1023.4. Sanctions.....212

Rule 1024. Verification.....214

PLEADINGS

Rule 1025. Endorsement.....214

Rule 1026. Time for Filing. Notice to Plead.....215

Rule 1027. Service of Copies. [Rescinded.].....215

Rule 1028. Preliminary Objections.....215

Rule 1029. Denials. Effect of Failure to Deny.....215

Rule 1030. New Matter.....216

Rule 1031. Counterclaim.....216

Rule 1031.1. Cross-claim.....216

Rule 1032. Waiver of Defenses. Exceptions. Suggestion of Lack of Subject Matter Jurisdiction or Failure to Join Indispensable Party. 216

Rule 1033. Amendment. 217

Rule 1034. Motion for Judgment on the Pleadings. 217

Rule 1035. Motion for Summary Judgment. [Rescinded February 14, 1996, effective July 1, 1996.]..... 217

Rule 1035.1. Motion for Summary Judgment. Definition..... 217

Rule 1035.2. Motion..... 218

Rule 1035.3. Response. Judgment for Failure to Respond. 218

Rule 1035.4. Affidavits..... 219

Rule 1035.5. Procedure When Judgment is Denied or is Not Rendered upon the Whole Case. 219

Rule 1036. Dismissal Upon Affidavit of Noninvolvement..... 219

Rule 1036.1. Reinstatement of Claim Dismissed Upon Affidavit of Noninvolvement..... 219

Rule 1037. Judgment Upon Default or Admission. Assessment of Damages..... 220

Rule 1038. Trial Without Jury. 220

Rule 1038.1. Case Submitted on Stipulated Facts..... 221

Rule 1038.2. Abolition of Case Stated. 221

Rule 1038.3. Equitable Relief. Advisory Verdict by Jury..... 221

Rule 1039. [Rescinded October 19, 1983, effective January 1, 1984.]..... 221

Rule 1040. Suspension of Acts of Assembly. 221

Rule 1041.1. Asbestos Litigation. Special Provisions..... 221

Rule 1041.2. Civil Action. Alternative Procedure. 222

Rule 1042.1. Professional Liability Actions. Scope. Definition..... 222

Rule 1042.2. Complaint. 222

Rule 1042.3. Certificate of Merit 222

Rule 1042.4. Responsive Pleading. 223

Rule 1042.5. Discovery. 223

Rule 1042.6. Notice of Intent to Enter Judgment of Non Pros for Failure to File Certificate of Merit. Motion to Determine Necessity to File Certificate. Form of Notice. 223

Rule 1042.7. Entry of Judgment of Non Pros for Failure to File Certification. Form of Praecipe. 224

Rule 1042.8. Motion to Strike. Defect of Certificate of Merit. 224

Rule 1042.9. Sanctions..... 224

Rule 1042.10. Certificate of Merit. Form..... 224

Rule 1042.11. Notice of Intent to Enter Judgment of Non Pros for Failure to File a Written Statement from an Appropriate Licensed Professional. Form of Notice..... 224

Rule 1042.12. Entry of Judgment of Non Pros for Failure to File a Written Statement from an Appropriate Licensed Professional. Form of Praecipe..... 225

Rule 1042.16. Medical Professional Liability Actions. Legal Papers. Caption. 225

Rule 1042.21. Medical Professional Liability Actions. Motion for Settlement Conference or Mediation..... 225

Rule 1042.26. Medical Professional Liability Actions. Expert Reports. 225

Rule 1042.27. Requests for Production of Expert Reports. Responses. General Provisions..... 226

Rule 1042.28. Defendant’s Request to Plaintiff for Production of Expert Reports. Response..... 226

Rule 1042.29. Plaintiff’s Request to Defendant or Additional Defendant for Production of Expert Reports. Response..... 226

Rule 1042.30. Defendant’s or Additional Defendant’s Request to Another Defendant or Additional Defendant for Production of Expert Reports. Response..... 227

Rule 1042.31. Failure to Produce Report. Sanctions. Summary Judgment. 227

Rule 1042.32. Additional and Supplemental Reports..... 227

Rule 1042.36. Defendant’s Request to Plaintiff. Form. 227

Rule 1042.37. Plaintiff’s Request to Defendant or Additional Defendant..... 227

Rule 1042.38. Defendant’s or Additional Defendant’s Request to Another Defendant or Additional Defendant. Form. 227

Rule 1042.41. Medical Professional Liability Actions. Scheduling Order. 228

Rule 1042.51. Medical Professional Liability Actions. Motion for Pre-Trial Conference. Mediation. Report of Cases not Tried. 228

Rule 1042.71. Medical Professional Liability Actions. Damages. Findings. 228

Rule 1042.72. [Rescinded]..... 228

ACTION OF EJECTMENT

Rule 1051. Conformity to Civil Action..... 228

Rule 1052. Venue..... 228

Rule 1053. Service. [Rescinded.]..... 228

Rule 1054. Specific Averments. Abstract of Title..... 229

Rule 1055. Pleading More than One Cause of Action..... 229

Rule 1056. Counterclaim. Conditional Verdict..... 229

Rule 1057. Judgment. Execution..... 229

Rule 1058. Trial Without Jury..... 229

Rule 1061. Conformity to Civil Action. Scope..... 229

Rule 1062. Venue..... 229

Rule 1063. Commencement of Action..... 229

Rule 1064. Service..... 229

Rule 1065. Specific Averments..... 229

Rule 1065.1. Notice. Claim for Adverse Possession..... 230

Rule 1066. Form of Judgment or Order..... 230

Rule 1067. Trial Without Jury..... 230

Rule 1068. Acts of Assembly..... 230

Rule 1071. Conformity to Civil Action..... 231

Rule 1072. Venue..... 231

Rule 1073. Commencement of Action..... 231

Rule 1073.1. Complaint. Specific Averments. Verification..... 232

Rule 1074. Service of the Complaint. [Rescinded.]..... 232

Rule 1075. Seizure of Property Before Judgment..... 232

Rule 1075.1. Writ of Seizure—Upon Notice and Hearing..... 232

Rule 1075.2. Ex Parte Issuance of Writ of Seizure..... 232

Rule 1075.3. Writ of Seizure. Bond..... 233

Rule 1075.4. Service of the Writ of Seizure..... 233

Rule 1075.5. Duration of Validity of Writ of Seizure..... 234

Rule 1076. Counterbond..... 234

Rule 1077. Disposition of Seized Property.Sheriff’s Return..... 234

Rule 1078. Exemption of Property. Preliminary Objection..... 234

Rule 1079. Impounding Property..... 234

Rule 1079.1. Special Equitable Relief..... 234

Rule 1080. Objections to Bond..... 234

Rule 1081. Concealment of Property. Examination of Defendant..... 235

Rule 1082. Counterclaim. Lien. Conditional Verdict..... 235

Rule 1083. Judgment In Rem for Property When Defendant is Not Served and Does Not Appear..... 235

Rule 1084. Judgment before Trial When Defendant is Served or Appears..... 235

Rule 1085. Judgment after Trial..... 235

Rule 1086. Judgment. Enforcement..... 235

Rule 1087. Trial Without Jury..... 235

Rule 1088. Acts of Assembly Not Suspended..... 236

Rule 1091. Conformity to Civil Action..... 236

Rule 1092. Venue..... 236

Rule 1093. Commencement of Action..... 236

Rule 1094. Parties Defendant..... 236

Rule 1095. The Complaint..... 236

Rule 1096. Counterclaim..... 237

Rule 1097. Service. [Rescinded.]..... 237

Rule 1098. Peremptory Judgment..... 237

Rule 1099. Trial Without Jury..... 237

Rule 1100. Suspension of Acts of Assembly..... 237

Rule 1111. Conformity to Civil Action..... 237

Rule 1112. Venue..... 237

Rule 1113.	Commencement of Action.	237
Rule 1114.	Trial Without Jury.	237
Rules 1121 to 1137.	[Rescinded.]	238
Rule 1141.	Definition. Conformity to Civil Action.	238
Rule 1142.	Venue.	238
Rule 1143.	Commencement of Action.	238
Rule 1144.	Parties. Release of Liability.	238
Rule 1145.	Service. [Rescinded.]	238
Rule 1146.	Pleading More than One Cause of Action.	238
Rule 1147.	The Complaint.	238
Rule 1148.	Counterclaim.	239
Rule 1149.	Judgment. Execution.	239
Rule 1150.	Trial Without Jury.	239
Rule 1161.	Enforcement of Personal Liability. Conformity to Civil Action.	239
Rule 1162.	Enforcement In Rem. Conformity to Mortgage Foreclosure.	239
Rule 1163.	Other Remedies.	239
Rule 1164.	Trial Without Jury.	239
Rule 1251 to 1279.	[Rescinded September 29, 1989, effective October 1, 1989.]	239
Rule 1285 to 1292.	[Rescinded September 29, 1989, effective October 1, 1989.]	239
Rule 1301.	Scope.	239
Rule 1302.	List of Arbitrators. Appointment to Board. Oath.	240
Rule 1303.	Hearing. Notice.	240
Rule 1304.	Conduct of Hearing. Generally.	240
Rule 1305.	Conduct of Hearing. Evidence.	241
Rule 1306.	Award.	241
Rule 1307.	Award. Docketing. Notice. Lien. Judgment. Molding the Award.	241
Rule 1308.	Appeal. Arbitrators' Compensation. Notice.	242
Rule 1309.	Parties to Appeal.	242
Rule 1310.	Discontinuance.	242
Rule 1311.	Procedure on Appeal. Generally.	242
Rule 1311.1.	Procedure on Appeal. Admission of Documentary Evidence.	243
Rule 1312.	Form of Oath, Award and Notice of Entry of Award.	244
Rule 1313.	Form of Notice of Appeal.	244
Rule 1314.	Suspension of Acts of Assembly. Abolition of Practice and Procedure under Repealed Statutes.	244
Rule 1326.	Definitions. Scope.	244
Rule 1327.	Confirming Arbitration Award.	245
Rule 1328.	Motion to Confirm Arbitration Award as an Original Proceeding.	245
Rule 1329.	Civil Action to Compel Arbitration. Motion to Confirm Arbitration Award as Ancillary to a Civil Action.	245
Rule 1330.	Notice Required by Rule 1329(d)(1). Form.	246
Rule 1331.	Notice Required by Rules 1328(b) and 1329(e)(2). Form.	246
Rule 1351.	Form of Writ of Summons.	246
Rule 1352.	Form of Writ of Summons in Action of Ejectment.	247
Rule 1353.	Notice of Hearing for Seizure of Property.	247
Rule 1354.	Form of Writ of Seizure.	247
Rule 1356.	Foreign and Fraudulent Debtor's Attachment. Form of Writ. Form of Interrogatories. [Rescinded September 29, 1989 effective October 1, 1989]	247
Rule 1357.	Form of Subpoena. [Rescinded December 14, 1989, effective January 1, 1990.]	247
Rule 1361.	Form of Notice to Plead.	247
Rule 1401 through 1412.	[Rescinded March 11, 1991, effective July 1, 1991.]	247
Rule 1451 to 1462.	[Rescinded March 11, 1991, effective July 1, 1991.]	248
Rule 1480.	Domestic Attachment. [Rescinded March 5, 1997, effective July 1, 1997.]	248
Rule 1481.	Civil Arrest Before Judgment. [Rescinded March 5, 1997, effective July 1, 1997.]	248
Rule 1501.	[Rescinded].	248
Rule 1502.	[Rescinded].	248
Rule 1503.	[Rescinded].	248

Rule 1504. Service. [Rescinded June 20, 1985, effective January 1, 1986.]..... 248

Rule 1505. [Rescinded]..... 248

Rule 1506. Stockholder’s Derivative Action. 248

Rule 1507. [Rescinded]..... 249

Rule 1508. [Rescinded]..... 249

Rule 1509. [Rescinded]..... 249

Rule 1510. [Rescinded]..... 249

Rule 1511. [Rescinded]..... 249

Rule 1512. [Rescinded]..... 249

Rule 1513. [Rescinded]..... 249

Rule 1514. [Rescinded]..... 249

Rule 1515. [Rescinded]..... 249

Rule 1516. [Rescinded]..... 249

Rule 1517. [Rescinded]..... 249

Rule 1518. [Rescinded October 19, 1983, effective January 1, 1984.]..... 249

Rule 1519. [Rescinded October 19, 1983, effective January 1, 1984.]..... 249

Rule 1520-1530. [Rescinded]..... 249

Rule 1531. Special Relief. Injunctions..... 249

Rule 1532. Special Relief. Perpetuation of Testimony..... 251

Rule 1533. Special Relief. Receivers. 251

Rule 1534. Accounting by Fiduciaries..... 252

Rule 1535. Objections to Security..... 252

Rule 1536. [Rescinded]..... 252

Rule 1549. Acts of Assembly Not Suspended..... 252

Rule 1550. Acts of Assembly Suspended..... 253

Rule 1551. Form of Action..... 253

Rule 1552. Venue. 253

Rule 1553. Parties..... 253

Rule 1554. Specific Averments. 253

Rule 1555. Pleading More Than One Cause of Action. 253

Rule 1556. Counterclaim..... 253

Rule 1557. Order Directing Partition. Post- Trial Relief..... 253

Rule 1558. Preliminary Conference. Appointment of Hearing Officer. 254

Rule 1559. Hearing Officer Hearing. 254

Rule 1560. Property Capable of Division without Prejudice. 254

Rule 1561. Property Capable of Proportionate Division. Award. 254

Rule 1562. Property Not Capable of Proportionate Division. Award. 254

Rule 1563. Property Not Capable of Division without Prejudice. Sale. Objections..... 254

Rule 1564. Life Estates. 254

Rule 1565. Retention of Undivided Interests. Election. Parties Not Appearing. 254

Rule 1566. Preliminary Determination. Notice to Accept or Reject. Private Sale Confined to the Parties. 255

Rule 1567. Private Sale Confined to Parties. Conduct. Confirmation..... 255

Rule 1568. Public Sale. 255

Rule 1569. Hearing Officer’s Report. Exceptions..... 255

Rule 1570. Decision and Order. 255

Rule 1571. Trustees to Satisfy Liens and Charges..... 256

Rule 1572. Sale Not Confined to Parties..... 256

Rule 1573. Return of Sale and Schedule of Distribution. 256

Rule 1574. Costs and Counsel Fees. 256

Rule 1576. [Rescinded]..... 257

Rule 1577. [Rescinded]..... 257

Rule 1580. [Rescinded]..... 257

Rule 1581. Actions to Prevent Waste. [Rescinded.]..... 257

Rule 1590. Partition of Real Property. Acts of Assembly Not Suspended..... 257

Rule 1591. Real Property. [Rescinded.]..... 257

Rule 1601. Action for Declaratory Relief Alone. Jury Trial. Waiver. 257

Rule 1602. Declaratory Judgment as Ancillary Relief 258

Rule 1603. Effective Date. Pending Actions. 258

Rule 1604. Suspension of Acts of Assembly. Abolition of Practice and Procedure under Repealed Statutes..... 258

Rule 1651. Definitions. Conformity to Civil Action. 258

Rule 1652. Venue. 258

Rule 1653. Commencement of Action. 258

Rule 1654. Defendant..... 258

Rule 1655. Service. [Rescinded June 20, 1985, effective January 1, 1986.]..... 259

Rule 1656. The Complaint. 259

Rule 1657. Joinder of Causes of Action Prohibited. 259

Rule 1658. Set-Off. Counterclaim..... 259

Rule 1659. Compelling Commencement of Action. 259

Rule 1660. Judgment. Execution..... 259

Rule 1661. Trial Without Jury. 259

Rule 1701. Definitions. Conformity. 259

Rule 1702. Prerequisites to a Class Action. 260

Rule 1703. Commencement of Action. Assignment to a Judge. 260

Rule 1704. Form of the Complaint..... 260

Rule 1705. Preliminary Objections. 260

Rule 1706. Form of the Answer..... 261

Rule 1706.1. Joinder of Additional Defendants. Cross-Claims. 261

Rule 1707. Motion for Certification of Class Action. Time for Filing. Hearing. 261

Rule 1708. Criteria for Certification. Determination of Class Action as Fair and Efficient Method of Adjudication. .. 261

Rule 1709. Criteria for Certification. Determination of Fair and Adequate Representation..... 262

Rule 1710. Order Certifying or Refusing to Certify a Class Action. Revocation. Amendment. Findings and Conclusions..... 262

Rule 1711. The Plaintiff Class. Exclusion. Inclusion..... 262

Rule 1712. Order. Notice of Action..... 262

Rule 1713. Conduct of Actions. 263

Rule 1714. Compromise. Settlement. Discontinuance..... 263

Rule 1715. Judgment..... 263

Rule 1716. Residual Funds..... 263

Rule 1717. Counsel Fees. 263

Rule 1801. Manner of Taking Appeal. [Rescinded June 3, 1994, effective July 1, 1994.] 264

Rule 1802. Time for Appeal. [Rescinded June 3, 1994, effective July 1, 1994.] 264

Rule 1803. Notice of Taking Appeal. Manner of Service. Return of Service. [Rescinded June 3, 1994, effective July 1, 1994.]..... 264

Rule 1804. Deposit of Record Costs Paid to the Administrator. [Rescinded June 3, 1994, effective July 1, 1994.] 264

Rule 1805. Parties to Appeal. [Rescinded June 3, 1994, effective July 1, 1994.] 264

Rule 1806. Form of Notice of Appeal. Demand for Jury Trial. Waiver. [Rescinded June 3, 1994, effective July 1, 1994.]..... 264

Rule 1807. Venue. [Rescinded June 3, 1994, effective July 1, 1994.] 264

Rule 1808. Transmittal of Original Papers. [Rescinded June 3, 1994, effective July 1, 1994.]..... 264

Rule 1809. Procedure on Appeal. [Rescinded June 3, 1994, effective July 1, 1994.]..... 264

Rule 1901. Definitions..... 264

Rule 1901.1. Venue. 264

Rule 1901.2. Scheduling. 265

Rule 1901.3. Commencement of Action. 265

Rule 1901.4. Service and Registration of Order..... 265

Rule 1901.5. Enforcement..... 266

Rule 1901.6. Responsive Pleading Not Required. 266

Rule 1901.7. Decision. No Post-Trial Relief..... 266

Rule 1901.8. Modification or Discontinuance. 266

Rule 1905. Forms for Use in PFA Actions. Notice and Hearing. Petition. Temporary Protection Order. Final Protection Order..... 267

Rule 1910.1. Scope. Definitions..... 269

Rule 1910.2. Venue. Transfer of Action.....270

Rule 1910.2-1. Procedures Pursuant to the Intrastate Family Support Act.....270

Rule 1910.3. Parties. Obligor. Obligee.....271

Rule 1910.4. Domestic Relations Section. Commencement of Action. No Filing Fees. Authorized Fees.....272

Rule 1910.5. Complaint. Order of Court.....272

Rule 1910.6. Notification.....272

Rule 1910.7. Pleading by Defendant Not Required. Question of Jurisdiction or Venue or Statute of Limitations in Paternity.....273

Rule 1910.8. Transfer of Action. [Rescinded.].....273

Rule 1910.9. Discovery.....273

Rule 1910.10. Alternative Hearing Procedures.....273

Rule 1910.11. Office Conference. Subsequent Proceedings. Order.....274

Rule 1910.12. Office Conference. Hearing. Record. Exceptions. Order.....276

Rule 1910.13. Disobedience of Order of Court. Arrest. Contempt. [Rescinded March 30, 1994, effective July 1, 1994.].....277

Rule 1910.13-1 Failure or Refusal to Appear Pursuant to Order of Court. Bench Warrant.....277

Rule 1910.13-2 Form of Request for Bench Warrant and Supporting Affidavit. Form of Bench Warrant.....278

Rule 1910.14. Defendant Leaving Jurisdiction. Security.....279

Rule 1910.15. Paternity.....279

Rule 1910.16. Rescinded.....280

Rule 1910.16-1. Support Obligation. Support Guidelines.....280

Rule 1910.16-2. Support Guidelines. Calculation of Monthly Net Income.....283

Rule 1910.16-3. Support Guidelines. Basic Child Support Schedule.....288

Rule 1910.16-3.1 Support Guidelines. High-Income Cases.....293

Rule 1910.16-4. Support Guidelines. Calculation of Support Obligation. Formula.....294

Rule 1910.16-5. Support Guidelines. Deviation.....297

Rule 1910.16-6. Support Guidelines. Basic Support Obligation Adjustments. Additional Expenses Allocation.....298

Rule 1910.16-7. Support Guidelines. Awards of Child Support When There Are Multiple Families.....302

Rule 1910.17. Support Order. Effective Date. Change of Circumstances. Copies of Order. Priority of Distribution of Payments.....304

Rule 1910.18. Support Order. Subsequent Proceedings. Modification of Spousal Support or Alimony *Pendente Lite* Orders Entered Before January 1, 2019.....305

Rule 1910.19. Support Modification. Termination. Guidelines as Substantial Change in Circumstance. Overpayments.....305

Rule 1910.20. Support Order. Enforcement. General.....308

Rule 1910.21. Support Order. Enforcement. Withholding of Income.....309

Rule 1910.22. Attachment of Income. [Rescinded May 31, 2000, effective July 1, 2000.].....310

Rule 1910.22. Support Order. Enforcement. Liens Against Real Property.....310

Rule 1910.23. Support Order. Enforcement. Attachment of Assets Held by Financial Institutions.....311

Rule 1910.24. Support Order. Enforcement. Judgment for Arrearages. Petition to Correct Judgment. Execution.....311

Rule 1910.25. Enforcement. Support Order. Civil Contempt. Petition. Service. No Answer Required.....312

Rule 1910.25-1. Civil Contempt. Hearing by Court. Conference by Officer.....312

Rule 1910.25-2. Civil Contempt. Office Conference. Agreement. Alternative Procedures Upon Failure to Agree.....313

Rule 1910.25-3. Civil Contempt. Conference Summary. Order. Hearing De Novo.....313

Rule 1910.25-4. Civil Contempt. Alternative Procedure. Record Hearing. Report. Exceptions. Order.....313

Rule 1910.25-5. Civil Contempt. Contempt Order. Incarceration.....314

Rule 1910.25-6. Civil Contempt. No Post-Trial Relief.....314

Rule 1910.25-7. Indirect Criminal Contempt. Incarceration.....314

Rule 1910.26. Support Order. Enforcement. Stay of Proceedings. Special Relief.....315

Rule 1910.27. Form of Complaint. Order. Income Statements and Expense Statements. Health Insurance Coverage Information Form. Form of Support Order. Form Petition for Modification. Petition for Recovery of Support Overpayment.....315

Rule 1910.28. Forms Relating to Establishment of Paternity. Waiver of Trial. [Rescinded May 31, 2000, effective July 1, 2000].....316

Rule 1910.28. Order for Earnings and Health Insurance Information. Form of Earnings Report. Form of Health Insurance Coverage Information.....316

Rule 1910.29. Agreement Relating to Immediate Attachment of Income. Notice of Attachment. Form. [Rescinded May 31, 2000, effective July 1, 2000].....316

Rule 1910.29.	Evidence in Support Matters.	316
Rule 1910.30.	Notice of Decision Upon Objections to Issuance of Order of Attachment. Form. [Rescinded May 31, 2000, effective July 1, 2000.]	317
Rule 1910.31.	Order of Attachment of Income. Form. [Rescinded May 31, 2000, effective July 1, 2000]	317
Rule 1910.49.	Acts of Assembly Not Suspended.....	317
Rule 1910.50.	Suspension of Act of Assembly	317
Rule 1915.1.	Scope. Definitions.....	318
Rule 1915.2.	Venue.	319
Rule 1915.3.	Commencement of Action. Complaint. Order.	320
Rule 1915.3-1.	Withdrawal of Pleading. Discontinuance of Action.....	321
Rule 1915.3-2.	Criminal Record or Abuse History.....	321
Rule 1915.4.	Prompt Disposition of Custody Cases.	321
Rule 1915.4-1.	Alternative Hearing Procedures For Partial Custody Actions.	322
Rule 1915.4-2.	Partial Custody. Office Conference. Hearing. Record. Exceptions. Order.	323
Rule 1915.4-3.	Non-Record Proceedings. Trial.	323
Rule 1915.4-4.	Pre-Trial Procedures.	324
Rule 1915.5.	Question of Jurisdiction, Venue, or Standing. Counterclaim. Discovery. No Responsive Pleading by Defendant Required.	325
Rule 1915.6.	Joinder of Parties.	325
Rule 1915.7.	Consent Order.	326
Rule 1915.8.	Physical and Mental Examination of Persons.	326
Rule 1915.9.	No Default Judgment.	327
Rule 1915.10.	Decision. Order.	327
Rule 1915.11.	Appointing Child’s Attorney. Child Interview. Child Attending Proceedings.....	327
Rule 1915.11-1.	Parenting Coordination	328
Rule 1915.11-2.	Guardian Ad Litem	331
Rule 1915.12.	Civil Contempt for Disobedience of Custody Order. Petition. Form of Petition. Service. Order.....	332
Rule 1915.13.	Special Relief.....	332
Rule 1915.14.	Disobedience of Order. Arrest. Contempt.....	333
Rule 1915.15.	Form of Complaint. Caption. Order. Petition to Modify a Custody Order.	333
Rule 1915.16.	Form of Order and Notice. Joinder. Intervention.....	333
Rule 1915.17.	Relocation. Notice and Counter-Affidavit.	333
Rule 1915.18.	Form of Order Directing Expert Examination and Report.	334
Rule 1915.19.	Form of Order Appointing Counsel for the Child.....	334
Rule 1915.21.	Form of Order Appointing Guardian Ad Litem.	334
Rule 1915.22.	Form of Order Appointing Parenting Coordinator.....	335
Rule 1915.23.	Form of the Summary and Recommendation of the Parenting Coordinator.	335
Rule 1915.24.	Acts of Assembly Not Suspended.....	335
Rule 1915.25.	Suspension of Acts of Assembly.....	336
Rule 1920.1.	Definitions. Conformity to Civil Action.	336
Rule 1920.3.	Commencement of Action.	336
Rule 1920.4.	Service.	336
Rule 1920.5.	Warrant of Attorney.....	337
Rule 1920.6.	Multiple Actions, Priority. Stay.....	337
Rule 1920.11.	Pleadings Allowed.	337
Rule 1920.12.	Complaint.	337
Rule 1920.13.	Pleading More than One Cause of Action. Alternative Pleading.....	338
Rule 1920.14.	Answer. Denial. Affidavit under Section 3301(d) of the Divorce Code.	338
Rule 1920.15.	Counterclaim, Subsequent Petition.....	338
Rule 1920.16.	Severance of Actions and Claims.	339
Rule 1920.17.	Withdrawing Complaint and Discontinuing Divorce Action. Withdrawing Ancillary Claims Raised in Pleadings. Notice. Death of a Party.	339
Rule 1920.21.	Bill of Particulars in Divorce or Annulment. Non Pros.	339
Rule 1920.22.	Discovery. [Rescinded May 5, 1997, effective July 1, 1997.]	340
Rule 1920.31.	Joinder of Related Claims. Alimony. Counsel Fees. Costs and Expenses.....	340
Rule 1920.32.	Joinder of Related Claims. Custody. Hearing by Court.....	340

Rule 1920.33. Joinder of Related Claims. Equitable Division. Enforcement.340

Rule 1920.34. Joinder of Parties.342

Rule 1920.41. No Default Judgment.342

Rule 1920.42. Obtaining Divorce Decrees under Section 3301(c) or Section 3301(d) of the Divorce Code. Affidavits and Counter-Affidavits. Requirements of the Affidavit of Consent. Ancillary Claims. Orders Approving Grounds for Divorce. Notice of Intention to File the Praecipe to Transmit Record. Praecipe to Transmit Record.342

Rule 1920.43. Special Relief.346

Rule 1920.44. Party Leaving Jurisdiction. Security.346

Rule 1920.45. Counseling.346

Rule 1920.46. Affidavit of Non-Military Service.347

Rule 1920.51. Hearing by the Court. Appointment of Master. Notice of Hearing.347

Rule 1920.52. Hearing by Court. Decision. No Post-trial Relief. Decree.348

Rule 1920.53. Hearing by Master. Report.349

Rule 1920.54. Hearing by Master. Report. Related Claims.349

Rule 1920.55. Master’s Report. Notice. Exceptions. Final Decree. [Rescinded September 11, 1995, effective January 1, 1996].349

Rule 1920.55-1 Alternative Hearing Procedures for Matters Referred to a Master.349

Rule 1920.55-2. Master’s Report. Notice.Exceptions. Final Decree.350

Rule 1920.56. Support. Alimony Pendente Lite. Allocation of Order. [Rescinded July 30, 2018, effective January 1, 2019.]350

Rule 1920.61. Testimony Outside the County.350

Rule 1920.62. Proceedings by Indigent Parties.351

Rule 1920.71. Form of Notice.351

Rule 1920.72. Form of Complaint. Affidavits under Section 3301(c) or Section 3301(d) of the Divorce Code. Counter-Affidavits.351

Rule 1920.73. Notice of Intention to File Praecipe to Transmit Record. Waiver of Notice of Intention to File Praecipe to Transmit Record. Praecipe to Transmit Record.352

Rule 1920.74. Form of Motion for Appointment of Master. Order.352

Rule 1920.75. Form of Inventory.352

Rule 1920.76. Form of Divorce Decree.353

Rule 1920.91. Suspension of Acts of Assembly.353

Rule 1920.92. Effective Date. Pending Actions.353

Rule 1930.1. Form of Caption. Confidential Information and Confidential Documents. Certification.353

Rule 1930.2. No Post-trial Practice. Motions for Reconsideration.354

Rule 1930.3. Testimony by Electronic Means.354

Rule 1930.4. Service of Original Process in Domestic Relations Matters.355

Rule 1930.5. Discovery in Domestic Relations Matters.358

Rule 1930.6. Paternity Actions Scope. Venue. Commencement of Action.358

Rule 1930.7. Status Conference.359

Rule 1930.8. Self-Represented Party.359

Rule 1930.9. Family Court Forms.359

Rule 1931. Family Court Rules.359

Rule 1940.1. Applicability of Rules to Mediation.360

Rule 1940.2. Definitions.361

Rule 1940.3. Order for Orientation Session and Mediation. Selection of Mediator.361

Rule 1940.4. Minimum Qualifications of the Mediator.361

Rule 1940.5. Duties of the Mediator. Role of the Mediator.362

Rule 1940.6. Termination of Mediation.362

Rule 1940.7. Mediator Compensation.362

Rule 1940.8. Sanctions.363

Rule 1940.9.363

Rule 1951. Definitions.363

Rule 1952. Venue.363

Rule 1953. Commencement of Action.363

Rule 1954. Service of Original Process. Registration of Order. Service of Petition and Order. Fees.364

Rule 1955. Enforcement.....364

Rule 1956. No Responsive Pleading Required.....364

Rule 1957. Decision. Post-Trial Relief.364

Rule 1958. Discontinuance or Modification.364

Rule 1959. Forms for Use in Protection of Victims of Sexual Violence or Intimidation Actions. Notice and Hearing. Petition. Temporary Protection Order. Final Protection Order.364

Rule 2001. Definitions.....365

Rule 2002. Prosecution of Actions by Real Parties in Interest. Exceptions.365

Rule 2003. Defenses, Counterclaims and Setoffs.365

Rule 2004. Transfer of Interest in Pending Action.....365

Rule 2005. Unknown Defendant. Doe Designation.365

Rule 2024. Effective Date. Pending Actions.366

Rule 2025. Suspension of Acts of Assembly. [Rescinded June 3, 1994, effective July 1, 1994.].....366

Rule 2026. Definitions.....366

Rule 2027. Guardian to Represent Minor.....366

Rule 2028. Actions By and Against Minors. Averments in Plaintiff’s Pleading.....366

Rule 2029. Service Upon Minors. [Rescinded.].....367

Rule 2030. Setoffs and Counterclaims.367

Rule 2031. Selection and Appointment of Guardians.367

Rule 2032. Affidavit as to Age.367

Rule 2033. Removal of Guardian.368

Rule 2034. Procedure When Minority of a Party is Ascertained.368

Rule 2035. Nonsuit. Directed Verdict. Judgment Notwithstanding the Verdict. New Trial.368

Rule 2036. Affidavits by Minors.368

Rule 2037. Minor Becoming of Age During Pendency of Action.368

Rule 2038. Judgments and Costs.....368

Rule 2039. Compromise, Settlement, Discontinuance and Distribution.....368

Rule 2049. Effective Date. Pending Actions.369

Rule 2050. Suspension of Acts of Assembly. [Rescinded June 3, 1994, effective July 1, 1994.].....369

Rule 2051. Definitions.....370

Rule 2052. Rules to Prevail Over Other Rules. [Rescinded June 3, 1994, effective July 1, 1994.].....370

Rule 2053. Guardian to Represent Incapacitated Person.370

Rule 2054. Actions by and Against Incapacitated Persons. Averments in Plaintiff’s Pleadings.....370

Rule 2055. Service on Incompetents. [Rescinded]370

Rule 2056. Procedure When Incapacity of a Party is Ascertained.370

Rule 2057. Nonsuit. Directed Verdict. Judgment Notwithstanding the Verdict. New Trial.371

Rule 2058. Setoffs and Counterclaims.371

Rule 2059. Form of Application for a Guardian Ad Litem.371

Rule 2060. Removal of Guardian Ad Litem and Appointment of Substitute.....371

Rule 2061. Affidavits.....371

Rule 2062. Incapacitated Person Judicially Determined to Have Capacity During Pendency of Action.371

Rule 2063. Judgment and Costs.372

Rule 2064. Compromise, Settlement, Discontinuance and Distribution.....372

Rule 2074. Effective Date. Pending Actions.373

Rule 2075. Suspension of Acts of Assembly. [Rescinded June 3, 1994, effective July 1, 1994.].....373

Rule 2076. Definition. [Rescinded.].....373

Rule 2077. Application of Rules. [Rescinded.].....373

Rule 2078. Venue. [Rescinded.].....373

Rule 2079. Service of Process. [Rescinded.]373

Rule 2080. Proof of Service. [Rescinded.].....373

Rule 2081. Time to Plead. Extensions. [Rescinded.]373

Rule 2082. Entry of Judgment. [Rescinded.]373

Rule 2098. Act of Assembly Not Suspended. [Rescinded June 3, 1994, effective July 1, 1994.]373

Rule 2099. [Rescinded April 26, 1979, effective June 11, 1979.].....373

Rule 2100. [Rescinded June 3, 1994, effective July 1, 1994.]373

Rule 2101. Definition.373

Rule 2102. Style of Action.373

Rule 2103. Venue.373

Rule 2104. Service. [Rescinded.]374

Rule 2123. Acts of Assembly Not Suspended.....374

Rule 2124. Effective Date. Pending Actions.374

Rule 2125. Suspension of Acts of Assembly.....374

Rule 2126. Definitions.....374

Rule 2127. Actions by Partnerships and Liquidators.374

Rule 2128. Actions against Partnerships and Liquidators.....374

Rule 2129. Actions between Partnerships and Partners.375

Rule 2130. Venue in an Action Against a Partnership.....375

Rule 2131. Service of Process. [Rescinded.]375

Rule 2131.1. Proof of Service. [Rescinded.]375

Rule 2131.2. Time to Plead. Extensions. [Rescinded.]375

Rule 2132. Effect of Judgments.375

Rule 2133. Indexing of Judgments.....375

Rule 2134. Subsequent Actions against Partners Not Named in Prior Action.375

Rule 2135. Fictitious Name Act Saved.376

Rule 2148. Act of Assembly Not Suspended. [Rescinded June 3, 1994, effective July 1, 1994.]376

Rule 2149. [Rescinded.]376

Rule 2150. Suspension of Acts of Assembly. Abolition of Practice and Procedure under Repealed Statutes.
[Rescinded June 3, 1994, effective July 1, 1994.]376

Rule 2151. Definitions.....376

Rule 2152. Actions by Associations.....376

Rule 2153. Actions Against Associations.376

Rule 2154. Actions between Associations and Members.376

Rule 2155. Liability for Costs.376

Rule 2156. Venue in an Action Against an Unincorporated Association376

Rule 2157. Service of Process. [Rescinded June 20, 1985, effective January 1, 1986.]377

Rule 2157.1. Proof of Service. [Rescinded June 20, 1985, effective January 1, 1986.]377

Rule 2157.2. Time to Plead. Extensions. [Rescinded June 20, 1985, effective January 1, 1986.]377

Rule 2158. Effect of Judgment against Association.....377

Rule 2159. Fictitious Name Act Saved.377

Rule 2173. Act of Assembly Not Suspended. [Rescinded June 3, 1994, effective July 1, 1994.]377

Rule 2174. [Rescinded April 26, 1979, effective 30 days after May 12, 1979.]377

Rule 2175. Suspension of Acts of Assembly. Abolition of Practice and Procedure under Repealed Statutes.
[Rescinded June 3, 1994, effective July 1, 1994.]377

Rule 2176. Definitions.....377

Rule 2177. Actions by and against a Corporation or Similar Entity.377

Rule 2178. Actions between a Corporation or Similar Entity and Members Thereof.378

Rule 2179. Venue in an Action Against a Corporation or Similar Entity.....378

Rule 2180. Service of Process. [Rescinded June 20, 1985, effective January 1, 1986.]382

Rule 2181. Proof of Service. [Rescinded June 20, 1985, effective January 1, 1986.]382

Rule 2182. Time to Plead. Extensions. [Rescinded June 20, 1985, effective January 1, 1986.]382

Rule 2198. Act of Assembly Not Suspended. [Rescinded June 3, 1994, effective July 1, 1994.]382

Rule 2199. [Rescinded April 26, 1979, effective July 12, 1979.]382

Rule 2200. Suspension of Acts of Assembly, Abolition of Practice and Procedure under Repealed Statutes.
[Rescinded June 3, 1994, effective July 1, 1994.]382

Rule 2201. Definitions.....382

Rule 2202. Parties Entitled to Bring Action for Wrongful Death.382

Rule 2203. Procedure to Remove Plaintiff.....382

Rule 2204. Averments in Plaintiff’s Pleading.382

Rule 2205. Notice to Persons Entitled to Damages.383

Rule 2206. Settlement, Compromise, Discontinuance and Judgment.383

Rule 2207. Actions Arising under Foreign Law.....384

Rule 2224. Effective Date. Pending Actions.384

Rule 2225. Suspension of Acts of Assembly. [Rescinded June 3, 1994, effective July 1, 1994].....384

Rule 2226. Definitions. As used in this chapter384

Rule 2227. Compulsory Joinder.384

Rule 2228. Joinder of Related Plaintiffs.384

Rule 2229. Permissive Joinder.385

Rule 2230. [Rescinded June 30, 1977, effective September 1, 1977.].....385

Rule 2231. Effect of Joinder. Practice in General.385

Rule 2232. Defective Joinder. Change of Parties.386

Rule 2248. Acts of Assembly Not Suspended.....386

Rule 2249. Effective Date. Pending Actions.387

Rule 2250. Suspension of Acts of Assembly. [Rescinded June 3, 1994, effective July 1, 1994.].....387

Rule 2251. Definitions.....387

Rule 2252. Right to Join Additional Defendants.....387

Rule 2253. Time for Filing Praecipe or Complaint.388

Rule 2254. Service of Process and Pleadings. [Rescinded June 20, 1985, effective January 1, 1986.].....388

Rule 2255. Procedure.388

Rule 2256. Counterclaim.....389

Rule 2257. Verdict, Specific Findings and Judgment.....389

Rule 2274. Effective Date. Pending Actions.(Rescinded).....389

Rule 2275. Suspension of Acts of Assembly. [Rescinded June 3, 1994, effective July 1, 1994.].....389

Rule 2301. Definitions.....389

Rule 2302. Commencement of Proceedings.389

Rule 2303. Allegations Required in Petition. Stay of Proceedings.....389

Rule 2304. Order of Court.....389

Rule 2305. Service on and Answer of Plaintiff.390

Rule 2306. Action of Court on Petition.....390

Rule 2307. Order for Payment, Delivery or Sale of Property. Effect of Compliance Therewith.....390

Rule 2309. Claimant’s Statement of Claim. Service Thereof.390

Rule 2310. Answers by Defendant, Plaintiff and Other Claimants.....391

Rule 2311. Failure to Answer or Sufficiently Answer.391

Rule 2312. Questions of Jurisdiction.391

Rule 2313. Pre-trial Conference.....391

Rule 2314. Judgment Barring Claim.....391

Rule 2315. Order Disposing of Property.....391

Rule 2316. Recovery of Property and Execution.391

Rule 2317. Successful Party Not Required to Enter into Recognizance or Undertaking.391

Rule 2318. Exclusive Method. Civil Action Interpleader Preserved.....391

Rule 2319. Trial without Jury.....391

Rule 2324. Effective Date. Pending Actions.392

Rule 2325. Suspension of Acts of Assembly. [Rescinded June 3, 1994, effective July 1, 1994.].....392

Rule 2326. Definitions.....392

Rule 2327. Who May Intervene.392

Rule 2328. Petition to Intervene.....392

Rule 2329. Action of Court on Petition.....392

Rule 2330. Practice.392

Rule 2348. Acts of Assembly Not Suspended.....392

Rule 2349. Effective Date. Pending Actions.393

Rule 2350. Suspension of Acts of Assembly.....393

Rule 2351. Definitions.....393

Rule 2352. Substitution of Successor.....393

Rule 2353. Service of Rule.393

Rule 2354. Status of Successor. Continuance.393

Rule 2355. Notice of Death of a Party. Substitution of Personal Representative.....393

Rule 2373. Acts of Assembly Not Suspended.....393

Rule 2374. Effective Date. Pending Actions.393

Rule 2375. Suspension of Acts of Assembly. [Rescinded June 3, 1994, effective July 1, 1994.]..... 394

Rule 2950. Definitions..... 394

Rule 2951. Method of Proceeding..... 394

Rule 2952. Complaint. Contents. 394

Rule 2953. Successive Actions..... 395

Rule 2954. Judgment in Name of Holder, Assignee or Transferee. 395

Rule 2955. Confession of Judgment. 395

Rule 2956. Entry of Judgment..... 395

Rule 2956.1. Execution Upon a Judgment Entered by Confession..... 395

Rule 2957. Praecipe for Writ of Execution. Amount. Items Claimed. Certification..... 395

Rule 2958. Execution. Notice of Entry of Judgment. [Rescinded April 1, 1996, effective July 1, 1996.] 396

Rule 2958.1. Notice Served Prior to Execution. 396

Rule 2958.2. Notice of Execution Served with Notice of Sale of Real Property. 396

Rule 2958.3. Notice of Execution Served with Writ of Execution. Request for Prompt Hearing Limited to Issue of Waiver of Due Process Rights. 396

Rule 2958.4. Choice of Procedure. Notice Upon Subsequent Executions..... 397

Rule 2959. Striking Off or Opening Judgment. Pleadings. Procedure..... 397

Rule 2960. Proceedings Upon Opening of Judgment. Pleadings. Jury Trial. Waiver. 398

Rule 2961. Application of Amendments to Pending Actions..... 398

Rule 2962. Confession of Judgment where Action Commenced by Complaint. Form. 398

Rule 2963. Praecipe for Writ of Execution. Certification. Form..... 398

Rule 2964. Notice of Judgment and Execution Required by Rule 2958.1. Form. 399

Rule 2965. Notice of Judgment and Execution Required by Rule 2958.2. Form. 399

Rule 2966. Notice of Judgment and Execution Required by Rule 2958.3. Form. 399

Rule 2967. Petition to Strike Judgment. Form. 399

Rule 2970. Conformity. Scope. 399

Rule 2971. Commencement of Action. 399

Rule 2972. Successive Actions..... 399

Rule 2973. Effective Date. Pending Actions. [Rescinded April 1, 1996, effective July 1, 1996.] 399

Rule 2973.1. Execution. 399

Rule 2973.2. Notice Served Prior to Execution. 400

Rule 2973.3. Notice Served with Writ of Possession. Prompt Hearing Limited to Issue of Waiver of Due Process Rights..... 400

Rule 2973.4. Choice of Procedure. Notice Upon Subsequent Executions..... 400

Rule 2974. Confession of Judgment. Form..... 401

Rule 2974.1. Praecipe for Writ of Possession. 401

Rule 2974.2. Notice of Judgment and Execution Required by Rule 2973.2. Form. 401

Rule 2974.3. Notice of Judgment and Execution Required by Rule 2973.3. Form. 401

Rule 2975. Application of Amendments to Pending Actions..... 401

Rule 2976. Suspension of Acts of Assembly. Abolition of Practice and Procedure under Repealed Statutes..... 401

Rule 2981. Definitions. Conformity to Civil Action. 401

Rule 2982. Venue. 402

Rule 2983. Commencement of Action. 402

Rule 2984. Complaint. 402

Rule 2985. Service. [Rescinded June 20, 1985, effective January 1, 1986.]..... 402

Rule 2986. Judgment. Conforming the Confessed Judgment. 402

Rule 3001. Definition. 403

Rule 3002. Transfer to Another County. 403

Rule 3003. Execution. Lien. Revival..... 403

Rule 3010. Acts of Assembly Not Suspended. [Rescinded March 5, 1997, effective July 1, 1997.] 403

Rule 3011. Acts of Assembly Suspended. [Rescinded March 5, 1997, effective July 1, 1997.] 403

Rule 3020. Definition. 403

Rule 3021. Verdict. Order. Judgment. Entry in Judgment Index..... 403

Rule 3022. Verdict or Order. Lien. Duration..... 404

Rule 3023. Judgment. Lien. Duration. 404

Rule 3025. Commencement of Proceedings. Venue. 404

Rule 3025.1.	Consolidation of Judgments.	405
Rule 3026.	Parties. Generally.	405
Rule 3026.1.	Parties. Joint Defendants.....	405
Rule 3026.2.	Parties. Terre-Tenants.	405
Rule 3026.3.	Revival of Lien of Judgment as to Property of Terre-Tenant.....	406
Rule 3027.	Writ of Revival. Entry. Lien.....	406
Rule 3028.	Service of the Writ.	406
Rule 3029.	Reissuance and Substitution of Writ.....	406
Rule 3030.	Pleadings. Further Proceedings. Continuance of Lien.....	406
Rule 3031.	Judgment upon Default or Admission. Assessment of Damages.	407
Rule 3031.1.	Judgment of Revival. Lien.	407
Rule 3032.	Præcipe for Writ of Revival. Form.....	408
Rule 3033.	Writ of Revival. Form.....	408
Rule 3034.	Agreement to Revive. Form.....	408
Rule 3048.	Acts of Assembly Not Suspended.....	408
Rule 3049.	[Rescinded].	408
Rule 3049.1.	Abolition of Practice and Procedure Under Repealed Statutes.	408
Rule 3051.	Relief from Judgment of Non Pros.	409
Rule 3101.	Definitions. Garnishee. Scope.....	410
Rule 3101.1.	Property Subject to Execution. Execution Within and After Five Years.....	410
Rule 3101.2.	Obligation Secured by Real and Personal Property. Plaintiff's Election to Proceed Against Both in Accordance with Its Rights Against the Real Property.....	411
Rule 3102.	Writ of Execution.....	411
Rule 3103.	Commencement. Issuance.	411
Rule 3104.	Writ of Execution. Entry. Lien.....	411
Rule 3105.	Writ. Notation of Time of Receipt.....	412
Rule 3106.	Substitution. Reissuance and Expiration of Writ.....	412
Rule 3107.	Order of Levy and Attachment.	412
Rule 3108.	Service of Writ. Notice of Execution.....	412
Rule 3109.	Manual Possession. Retention of Possession.....	413
Rule 3110.	Execution against Contents of Safe Deposit Box.	413
Rule 3111.	Service of the Writ on Garnishee. Effect.	413
Rule 3111.1.	Exemptions from Levy and Attachment.	414
Rule 3112.	Service of the Writ upon Garnishee. Real Property of Defendant in Name of Third Party.....	414
Rule 3113.	Service upon Garnishee. Execution against Mortgages, Judgments or other Liens on Real Property.	414
Rule 3114.	Sequestration of Rents, Principal, Interest, Income, Etc.	414
Rule 3115.	Writs of Several Plaintiffs. Notation of Levy.....	415
Rule 3116.	Security for Sheriff.	415
Rule 3117.	Discovery in Aid of Execution.....	415
Rule 3118.	Supplementary Relief in Aid of Execution.	415
Rule 3119.	Release of Property from Levy.	415
Rule 3120.	Abandonment of Levy.	416
Rule 3121.	Stay of Execution. Setting Aside Execution.	416
Rule 3122.	Venue of Stay and Proceedings.....	416
Rule 3123.	Debtor's Exemption.	416
Rule 3123.1.	Claim for Exemption or Immunity of Property. Prompt Hearing.....	417
Rule 3124.	Order of Sale.....	418
Rule 3125.	Perishable Property. Sale, Preservation or Other Disposition.	418
Rule 3126.	Sale of Inventory in Course of Trade.....	418
Rule 3127.	Right of Sheriff to Break and Enter.	418
Rule 3128.	Notice of Sale. Personal Property.	418
Rule 3129.	Notice of Sale. Real Property. [Rescinded March 6, 1989, effective July 1, 1989.]	418
Rule 3129.1.	Sale of Real Property. Notice. Affidavit.....	419
Rule 3129.2.	Notice of Sale. Handbills. Written Notice. Publication.....	420
Rule 3129.3.	Postponement of Sale. New Notice. Failure of Plaintiff to Attend Sale.....	421
Rule 3130.	Sale of Securities.	422

Rule 3131. Sale of Real Property Located in More than One County.422

Rule 3132. Setting Aside Sale.422

Rule 3133. Lien Creditor as Purchaser.422

Rule 3134. Transfer of Personal Property to Purchaser.422

Rule 3135. Sheriff’s Deed to Real Property. Correction of Deed.423

Rule 3136. Distribution of Proceeds.423

Rule 3137. Priority of Distribution as Between Competing Plaintiffs.424

Rule 3138. Sheriff’s Expenses and Fees. Recovery as Costs. Abandonment of Writ for Non-Payment.424

Rule 3139. Sheriff’s Return.....424

Rule 3140. Notice by Garnishee.424

Rule 3141. Garnishee’s Duty to Defend. Venue of Proceedings.425

Rule 3142. Preliminary Objections.425

Rule 3143. Dissolution of Attachment. Release of Property. Bond.425

Rule 3144. Interrogatories to Garnishee.426

Rule 3145. Interrogatories. Procedure.....426

Rule 3146. Judgment against Garnishee upon Default or Admission in Answer to Interrogatories.426

Rule 3147. Judgment against Garnishee on Pleadings or After Trial.....427

Rule 3148. Content of Judgment against Garnishee. Execution.427

Rule 3149. Objection to Security.427

Rule 3159. Acts of Assembly not suspended.428

Rule 3160. Judgment. Execution.....429

Rule 3161. Conformity to Rules Governing Enforcement of Judgments for Payment of Money.429

Rule 3161.1. Commencement.429

Rule 3162. Stay of Execution. Setting Aside Execution.429

Rule 3163. Possession of Real Property Located in More than One County.....429

Rule 3164. Sheriff’s Return.....429

Rule 3165. Reentry by Defendant. New Writ of Possession.....429

Rule 3170. Judgment. Enforcement.430

Rule 3171. Conformity to Rules Governing Enforcement of Judgments for Payment of Money.430

Rule 3172. Stay of Execution. Setting Aside Execution.430

Rule 3173. Sheriff’s Return.....430

Rule 3180. Judgment. Execution.....430

Rule 3181. Conformity to Rules Governing Enforcement of Judgments for Payment of Money.431

Rule 3182. Service of Writ. Levy.....431

Rule 3183. Stay of Execution. Setting Aside Execution.431

ACTIONS UPON MECHANICS’ LIENS, MUNICIPAL AND TAX CLAIMS AND CHARGES ON LAND

Rule 3190. Judgment. Execution.....431

Rule 3191. Acts of Assembly.432

Rule 3201. Scope.....432

Rule 3202. Property Claim.....432

Rule 3203. Notice of Claim. Request for Appraisal. Stay of Sale.433

Rule 3204. Sheriff’s Determination of Claimant’s Title.433

Rule 3205. Appraisal of Property. Appraisal Fees.433

Rule 3206. Sheriff’s Determination in Favor of Claimant. Objections. Amount of Bond. Delivery of Property. Interpleader.433

Rule 3207. Sheriff’s Determination against Claimant. Objection. Amount of Bond. Delivery of Property. Interpleader.433

Rule 3208. Bond. More than One Execution.434

Rule 3209. Objections to Bond.434

Rule 3210. Two or More Claimants. Issue. Possession.....434

Rule 3211. Perishable Property.434

Rule 3212. Evidence as to Value.434

Rule 3213. Judgment.....434

Rule 3214. Execution.435

Rule 3215.	Effective Date; Pending Actions. [Rescinded April 8, 1997, effective July 1, 1997.].....	435
Rule 3216.	Trial Without Jury.	435

ACTS OF ASSEMBLY NOT SUSPENDED

Rule 3231.	Acts of Assembly not Suspended. [Rescinded April 20, 1998, effective July 1, 1998.].....	435
Rule 3232.	Action of Mortgage Foreclosure. [Rescinded March 5, 1997, effective July 1, 1997.].....	435
Rule 3233.	Action upon Mechanics' Liens, Municipal Claims, Tax Claims and Charges on Land. [Rescinded March 5, 1997, effective July 1, 1997.].....	435
Rule 3234.	Sheriff's Interpleader Proceedings. [Rescinded April 8, 1997, effective July 1, 1997.].....	435

ACTS OF ASSEMBLY SUSPENDED

Rule 3241.	Acts of Assembly Suspended. [Rescinded April 20, 1998, effective July 1, 1998.].....	435
Rule 3242.	Action of Ejectment. [Rescinded March 5, 1997, effective July 1, 1997.].....	435
Rule 3243.	Action of Replevin. [Rescinded March 5, 1997, effective July 1, 1997.].....	435
Rule 3244.	Action of Mortgage Foreclosure. [Rescinded March 5, 1997, effective July 1, 1997.].....	435
Rule 3245.	Action upon Mechanic's Liens, Municipal Claims, Tax Claims and Charges on Land. [Rescinded March 5, 1997, effective July 1, 1997.].....	435
Rule 3246.	Sheriff's Interpleader Proceedings. [Rescinded April 8, 1997, effective July 1, 1997.].....	435
Rule 3249.	Attachment Rules Superseded. [Rescinded March 5, 1997, effective July 1, 1997.].....	436
Rule 3250.	Abolition of Civil Arrest after Judgment. [Rescinded March 5, 1997, effective July 1, 1997.].....	436

FORMS

Rule 3251.	Praecipe for Writ of Execution. Money Judgments.....	436
Rule 3252.	Writ of Execution. Money Judgments.....	439
Rule 3253.	Interrogatories in Attachment.....	439
Rule 3254.	Praecipe for Writ of Possession.....	440
Rule 3255.	Writ of Possession.....	440
Rule 3256.	Praecipe for Writ. Mortgage Foreclosure.....	440
Rule 3257.	Writ of Execution. Mortgage Foreclosure.....	440
Rule 3258.	Property Claim.....	440
Rule 3259.	Sheriff's Notice.....	440
Rule 3260.	Objection to Sheriff's Determination.....	440
Rule 3276.	Scope.....	440
Rule 3277.	Definitions.....	440
Rule 3278.	Venue. Supplementary Proceeding.....	441
Rule 3279.	Commencement. Petition.....	441
Rule 3280.	Answer.....	441

PROCEEDINGS UNDER SECTION 8103(A) TO FIX FAIR MARKET VALUE OF REAL PROPERTY SOLD

Rule 3281.	Parties.....	441
Rule 3282.	Petition. Averments. Notice to Defend.....	441
Rule 3283.	Service.....	442
Rule 3284.	Order upon Default or Admission.....	442
Rule 3285.	Trial.....	442
Rule 3286.	Order. Effect. [Rescinded August 7, 2001, effective September 4, 2001.].....	442

PROCEEDINGS UNDER SECTION 8103(D) TO MARK JUDGMENT SATISFIED, RELEASED AND DISCHARGED

Rule 3287.	Parties.....	443
Rule 3288.	Petition. Averments. Notice to Defend.....	443
Rule 3289.	Service.....	443
Rule 3290.	Order upon Default or Admission.....	443

Rule 3291. Trial.....443

Rule 3301. Scope. Definitions.....444

Rule 3302. Commencement. Notice.444

Rule 3303. Exemption from Attachment. Procedure.445

Rule 3304. Writ for the Attachment of Wages. Issuance. Service.445

Rule 3311. Praecipe for Notice of Intent to Attach Wages. Form.445

Rule 3312. Notice of Intent to Attach Wages.Claim for Exemption from Wage Attachment. Notice of Claim for Exemption of Wages from Attachment. Forms.....445

Rule 3313. Writ of Attachment of Wages. Form.....445

Rule 4001. Scope. Definitions.....446

Rule 4002. Agreement Regarding Discovery or Deposition Procedure.....450

Rule 4002.1. Filing Discovery Material.....450

Rule 4003. Right to Take Depositions. Notice. [Rescinded.].....450

Rule 4003.1. Scope of Discovery. Generally. Opinions and Contentions.....451

Rule 4003.2. Scope of Discovery. Insurance.....451

Rule 4003.3. Scope of Discovery. Trial Preparation Material Generally.451

Rule 4003.4. Scope of Discovery. Trial Preparation Materials. Statements.....451

Rule 4003.5. Discovery of Expert Testimony. Trial Preparation Materials.451

Rule 4003.6. Discovery of Treating Physician.....452

Rule 4003.7. Punitive Damages.452

Rule 4003.8. Pre-Complaint Discovery.....453

Rule 4004. Procedure on Depositions by Written Interrogatories.453

Rule 4005. Written Interrogatories to a Party.....453

Rule 4006. Answers to Written Interrogatories by a Party.....454

Rule 4007. Discovery. Depositions. Scope of Examination. Notice. [Rescinded November 20, 1978, effective April 16, 1979.].....454

Rule 4007.1. Procedure in Deposition by Oral Examination.454

Rule 4007.2. When Leave of Court Required.455

Rule 4007.3. Sequence and Timing of Discovery.456

Rule 4007.4. Supplementing Responses.456

Rule 4008. Oral Examination. Limitation.....456

Rule 4009. Production of Documents and Things and Entry For Inspection and Other Purposes. [Rescinded April 7, 1997, effective July 1, 1997.]456

PRODUCTION OF DOCUMENTS AND THINGS AND ENTRY FOR INSPECTION AND OTHER ACTIVITIES

PRODUCTION OF DOCUMENTS AND THINGS

GENERAL PROVISIONS

Rule 4009.1. Production of Documents and Things. General Provisions.....456

Rule 4009.11. Request upon a Party for Production of Documents and Things.....457

Rule 4009.12. Answer to Request upon a Party for Production of Documents and Things.457

Rule 4009.21. Subpoena upon a Person Not a Party for Production of Documents and Things. Prior Notice. Objections.458

Rule 4009.22. Service of Subpoena.458

Rule 4009.23. Certificate of Compliance by a Person Not a Party. Notice of Documents or Things Received.459

Rule 4009.24. Notice of Intent to Serve Subpoena. Objection to Subpoena. Forms.460

Rule 4009.25. Certificate Prerequisite to Service of Subpoena. Form.....460

Rule 4009.26. Subpoena to Produce Documents or Things. Form.460

Rule 4009.27. Certificate of Compliance. Form.460

ENTRY UPON PROPERTY FOR INSPECTION AND OTHER ACTIVITIES

Rule 4009.31. Entry upon Property for Inspection and Other Activities. General Provisions.....460

Rule 4009.32. Request for Entry upon Property of a Party.....460

Rule 4009.33. Motion for Entry upon Property of a Person Not a Party.460

Rule 4010. Physical and Mental Examination of Persons.462
 Rule 4010. Physical and Mental Examination of Persons.462
 Rule 4010.1. Evaluation of Earning Capacity.463
 Rule 4011. Limitation of Scope of Discovery.463
 Rule 4012. Protective Orders.463
 Rule 4013. Stay of Proceedings.464
 Rule 4014. Request for Admission.....464
 Rule 4015. Persons Before Whom Depositions may be Taken.465
 Rule 4016. Taking of Depositions. Objections.....465
 Rule 4017. Transcript of Testimony. Objections.465
 Rule 4017.1. Video Depositions.....466
 Rule 4018. Subpoenas. [Rescinded December 14, 1989, effective January 1, 1990.]467
 Rule 4019. Sanctions.....467
 Rule 4020. Use of Depositions at Trial.469
 Rule 4023. Acts of Assembly Not Suspended.....470
 Rule 4024. Effective Date. Pending Actions.471
 Rule 4025. Abolition of Practice and Procedure under Repealed Statutes.471

PENNSYLVANIA RULES OF CRIMINAL PROCEDURE

Foreword670
 Rule 100. Scope of Rules.671
 Rule 101. Purpose and Construction.....671
 Rule 102. Citing the Criminal Procedural Rules.....671
 Rule 102.1. Citation of Authorities671
 Rule 103. Definitions.....672
 Rule 104. Design of Forms.....673
 Rule 105. Local Rules.674
 Rule 106. Continuances In Summary and Court Cases.675
 Rule 107. Contents of Subpoena.675
 Rule 108. Habeas Corpus Venue.675
 Rule 109. Defects in Form, Content or Procedure.676
 Rule 110. Special Orders Governing WidelyPublicized or Sensational Cases.676
 Rule 111. Public Discussion of Pending or Imminent Criminal Litigation by Court Personnel.676
 Rule 112. Publicity, Broadcasting and Recording of Proceedings.....676
 Rule 113. [Rescinded].....677
 Rule 113. Criminal Case File and Docket Entries.677
 Rule 113.1. Confidential Information and Confidential Documents. Certification.....678
 Rule 114. Orders and Court Notices: Filing; Service; and Docket Entries.....679
 Rule 115. Recording and Transcribing Court Proceedings.....680
 Rule 116. General Supervisory Powers of President Judge.681
 Rule 117. Coverage: Issuing Warrants; Preliminary Arraignments and Summary Trials; and Setting
 and Accepting Bail.....681
 Rule 118. Court Fees Prohibited For Two-Way Simultaneous Audio-Visual Communication.682
 Rule 119. Use of Two-Way Simultaneous Audio-Visual Communication in Criminal Proceedings.....682
 Rule 120. Attorneys—Appearances and Withdrawals.683
 Rule 121. Waiver of Counsel.....684
 Rule 122. Appointment of Counsel.....685
 Rule 123. Application for the Assignment of Counsel.....686
 Rule 130. Venue; Transfer of Proceedings.686
 Rule 131. Location of Proceedings Before Issuing Authority.....688
 Rule 132. Temporary Assignment of Issuing Authorities.689
 Rule 133. Powers of Temporarily Assigned Issuing Authorities.....690
 Rule 134. Objections to Venue.690
 Rule 135. Transcript of Proceedings before Issuing Authority.690
 Rule 140. Contempt Proceedings before Magisterial District Judges and Pittsburgh Magistrate Court Judges.....691

Rule 141. Appeals from Contempt Adjudications by Magisterial District Judges and Pittsburgh Magistrates
Court Judges. 694

Rule 142. Procedures Governing Defaults in Payment of Fine Imposed as Punishment for Contempt. 695

Rule 143. Reinstating Charges Following Withdrawal or Dismissal. 696

Rule 150. Bench Warrants. 697

Rule 151. Bench Warrant Procedures When Witness is Under Age of 18 Years. 698

Rule 200. Who May Issue. 699

Rule 201. Purpose of Warrant. 699

Rule 202. Approval of Search Warrant Applications by Attorney for the Commonwealth—Local Option. 699

Rule 203. Requirements for Issuance. 700

Rule 204. Person to Serve Warrant. 700

Rule 205. Contents of Search Warrant. 701

Rule 206. Contents of Application for Search Warrant. 701

Rule 207. Manner of Entry into Premises. 702

Rule 208. Copy of Warrant; Receipt for Seized Property. 702

Rule 209. Return with Inventory. 703

Rule 210. Return of Papers to Clerk. 704

Rule 211. Sealing Search Warrant Affidavits. 704

Rule 212. Dissemination of Search Warrant Information. 705

Rule 220. Motion and Order for Investigating Grand Jury. 705

Rule 221. Summoning Investigating Grand Jurors. 705

Rule 222. Composition and Organization of the Investigating Grand Jury. 705

Rule 223. Administering Oath to Stenographer. 706

Rule 224. Administering Oath to Court Personnel. 706

Rule 225. Administering Oath to Grand Jury and Foreman. 706

Rule 226. Charge to Investigating Grand Jury. 707

Rule 227. Administering Oath to Witness. 707

Rule 228. Recording of Proceedings Before Investigating Grand Jury. 707

Rule 229. Control of Investigating Grand Jury Transcript/Evidence. 707

Rule 230. Disclosure of Testimony before Investigating Grand Jury. 707

Rule 231. Who may be Present During Session of an Investigating Grand Jury. 708

Rule 240. Applicability of Investigating Grand Jury Rules. 708

Rule 241. Summoning Jurors for Statewide or Regional Investigating Grand Juries. 708

Rule 242. Providing Prospective Jurors for Statewide or Regional Investigating Grand Juries. 709

Rule 243. Location of Statewide or Regional Investigating Grand Juries. 709

Rule 244. Venue. 710

Rule 300. Accelerated Rehabilitative Disposition in Summary Cases. 710

Rule 301. Procedures for Accelerated Rehabilitative Disposition in Summary Cases Before the Minor Judiciary. ... 711

Rule 302. Procedures for Accelerated Rehabilitative Disposition in Summary Cases in the Court of
Common Pleas—Local Option. 711

Rule 310. Motion for Accelerated Rehabilitative Disposition. 712

Rule 311. Application Process and Notice of Motion by Attorney for the Commonwealth. 712

Rule 312. Hearing. Explanation of Program. 712

Rule 313. Hearing. Manner of Proceeding. 712

Rule 314. Deferring Action Upon Admission to Program before Information. 713

Rule 315. Deferring Adjudication of the Charges upon Admission to Program after Information. 713

Rule 316. Conditions of the Program. 713

Rule 317. Procedure Upon Refusal to Accept the Conditions. 714

Rule 318. Procedure on Charge of Violation of Conditions. 714

Rule 319. Procedure for Obtaining Order Upon Successful Completion of the Program. 714

Rule 320. Procedure for Expungement Upon Successful Completion of ARD Program. 714

Rule 400. Means of Instituting Proceedings in Summary Cases. 715

Rule 401. Means of Instituting Proceedings in Summary Cases Charging Parking Violations. 716

Rule 402. Persons Who Shall Use Citations. 717

Rule 403. Contents of Citation. 717

PART B(1). PROCEDURES WHEN CITATION IS ISSUED TO DEFENDANT

Rule 405.	Issuance of Citation.	718
Rule 406.	Procedure Following Issuance of Citation.	719
Rule 407.	Pleas in Response to Citation.	719
Rule 408.	Not Guilty Pleas—Notice of Trial.	719
Rule 409.	Guilty Pleas.	720

PART B(2). PROCEDURES WHEN CITATION FILED

Rule 410.	Filing of Citation.	720
Rule 411.	Procedures Following, Filing of Citation—Issuance of Summons.	721
Rule 412.	Response to Summons.	721
Rule 413.	Not Guilty Pleas—Notice of Trial.	721
Rule 414.	Guilty Pleas.	722
Rule 420.	Filing of Complaint.	723
Rule 421.	Procedure Following Filing of Complaint—Issuance of Summons.	723
Rule 422.	Pleas in Response to Summons.	723
Rule 423.	Not Guilty Plea—Notice of Trial.	724
Rule 424.	Guilty Pleas.	724
Rule 430.	Issuance of Warrant.	725
Rule 431.	Procedure when Defendant Arrested with Warrant.	727
Rule 440.	Arrest Without Warrant.	729
Rule 441.	Procedure Following Arrest Without Warrant.	729
Rule 451.	Service.	730
Rule 452.	Collateral.	730
Rule 453.	Joinder of Offenses and Defendants.	731
Rule 454.	Trial in Summary Cases.	731
Rule 455.	Trial in Defendant's Absence.	732
Rule 456.	Default Procedures: Restitution, Fines and Costs.	734
Rule 457.	Withdrawal of Charges in Summary Cases.	736
Rule 458.	Dismissal in Summary Cases Upon Satisfaction or Agreement.	736
Rule 460.	Notice of Appeal.	737
Rule 461.	Stays.	738
Rule 462.	Trial De Novo.	739
Rule 463.	Dismissal of Summary Cases Upon Satisfaction or by Agreement in the Court of Common Pleas.	741
Rule 470.	Procedures Related to License Suspension after Failure to Respond to Citation or Summons or Failure to Pay Fine and Costs.	741
Rule 471.	Disposition Report.	742
Rule 490.	Procedure for Obtaining Expungement in Summary Cases; Expungement Order.	742
Rule 490.1.	Procedure for Obtaining Expungement of Truancy Cases; Expungement Order.	744
Rule 490.2.	Procedure for Expungement of Acquittals in Summary Cases; Expungement Order.	746
Rule 500.	Preservation of Testimony after Institution of Criminal Proceedings.	747
Rule 501.	Preservation of Testimony by Videotape Recording.	748
Rule 502.	Instituting Proceedings in Court Cases.	749
Rule 503.	Complaint Procedures Generally.	750
Rule 504.	Contents of Complaint.	750
Rule 505.	Complaints; Joinder of Offenses and Defendants.	751
Rule 506.	Approval of Private Complaints.	751
Rule 507.	Approval of Police Complaints and Arrest Warrant Affidavits by Attorney for the Commonwealth – Local Option.	751
Rule 508.	Procedure Following Submission of Complaint to Issuing Authority.	752
Rule 509.	Use of Summons or Warrant of Arrest in Court Cases.	752
Rule 510.	Contents of Summons; Notice of Preliminary Hearing.	753
Rule 511.	Service of Summons. Proof of Service.	754
Rule 512.	Procedure in Court Cases Following Issuance of Summons.	754
Rule 513.	Requirements for Issuance; Dissemination of Arrest Warrant Information.	755

Rule 513.1. Sealing of Arrest Warrant..... 757

Rule 514. Duplicate and Reissued Warrants of Arrest. 759

Rule 515. Execution of Arrest Warrant. 759

Rule 516. Procedure in Court Cases When Warrant of Arrest is Executed Within Judicial District of Issuance. 760

Rule 517. Procedure in Court Cases When Warrant of Arrest is Executed Outside Judicial District of Issuance. 760

Rule 518. Using Advanced Communication Technology in Court Cases When Warrant of Arrest is Executed
Outside Judicial District of Issuance. 761

Rule 519. Procedure in Court Cases Initiated by Arrest Without Warrant. 762

Rule 520. Bail Before Verdict. 763

Rule 521. Bail after Finding of Guilt. 763

Rule 522. Detention of Witnesses. 764

Rule 523. Release Criteria..... 765

Rule 524. Types of Release on Bail. 765

Rule 525. Bail Bond. 766

Rule 526. Conditions of Bail Bond. 767

Rule 527. Nonmonetary Conditions of Release on Bail. 767

Rule 528. Monetary Condition of Release on Bail. 768

Rule 529. Modification of Bail Order Prior to Verdict. 769

Rule 530. Duties and Powers of a Bail Agency..... 770

Rule 531. Qualifications of Surety. 770

Rule 532. Substitution of Surety or Security..... 771

Rule 533. Increased Amount of Monetary Condition of Bail. 771

Rule 534. Duration of Obligation..... 771

Rule 535. Receipt for Deposit; Return or Retention of Deposit. 771

Rule 536. Procedures Upon Violation of Conditions: Revocation of Release and Forfeiture;
Bail Pieces; Exoneration of Surety. 773

Rule 540. Preliminary Arraignment. 775

Rule 541. Waiver of Preliminary Hearing. 776

Rule 542. Preliminary Hearing; Continuances..... 777

Rule 543. Disposition of Case at Preliminary Hearing. 778

Rule 544. Reinstating Charges Following Withdrawal or Dismissal..... 780

Rule 545. Witnesses: Compulsory Process. 781

Rule 546. Dismissal upon Satisfaction or Agreement..... 781

Rule 547. Return of Transcript and Original Papers. 782

Rule 548. Amendment of Transcript in Court Cases. 783

Rule 549. Compelling Transmission of Papers by Issuing Authority..... 783

Rule 550. Pleas of Guilty Before Magisterial District Judge in Court Cases. 783

Rule 551. Withdrawal of Charges Pending Before Issuing Authority..... 784

Rule 555. Transfer of Proceedings. 785

Rule 556. Indicting Grand Jury. 786

Rule 556.1. Summoning Panels of Grand Jurors. 786

Rule 556.2. Proceeding by Indicting Grand Jury Without Preliminary Hearing. 787

Rule 556.3. Composition and Organization of the Indicting Grand Jury..... 787

Rule 556.4. Challenges to Grand Jury and Grand Jurors. 788

Rule 556.5. Duration of Indicting Grand Jury..... 789

Rule 556.6. Administering Oath to Grand Jury and Foreperson..... 789

Rule 556.7. Administration of Oath to Witnesses; Court Personnel. 789

Rule 556.8. Recording of Testimony Before Indicting Grand Jury..... 789

Rule 556.9. Who May Be Present During Sessions of Indicting Grand Jury..... 790

Rule 556.10. Secrecy; Disclosure..... 790

Rule 556.11. Proceedings When Case Presented to Grand Jury. 791

Rule 556.12. Waiver of Grand Jury Action. 792

Rule 559. Request for Bench Warrant..... 792

Rule 560. Information: Filing, Contents, Function. 792

Rule 561. Withdrawal of Charges by Attorney for the Commonwealth. 793

Rule 562. Copy of Information to be Furnished Defendant..... 793

Rule 563.	Joinder of Offenses in Information.....	793
Rule 564.	Amendment of Information.....	793
Rule 565.	Presentation of Information Without Preliminary Hearing.....	794
Rule 566.	Application of Indictment Statutes to Information.....	794
Rule 567.	Notice of Alibi Defense.....	794
Rule 568.	Notice of Defense of Insanity or Mental Infirmity; Notice of Expert Evidence of a Mental Condition.....	795
Rule 569.	Examination of Defendant By Mental Health Expert.....	796
Rule 570.	Pretrial Conference.....	798
Rule 571.	Arraignment.....	799
Rule 572.	Bill of Particulars.....	800
Rule 573.	Pretrial Discovery and Inspection.....	800
Rule 574.	[Rescinded].....	802
Rule 574.	Forensic Laboratory Report; Certification in Lieu of Expert Testimony.....	803
Rule 575.	Motions and Answers.....	804
Rule 576.	Filing and Service by Parties.....	806
Rule 576.1.	Electronic Filing and Service of Legal Papers.....	807
Rule 577.	(Rescinded).....	811
Rule 577.	Procedures Following Filing of Motion.....	811
Rule 578.	Omnibus Pretrial Motion for Relief.....	812
Rule 579.	Time for Omnibus Pretrial Motion and Service.....	814
Rule 580.	Disposition of Pretrial Motions.....	814
Rule 581.	Suppression of Evidence.....	814
Rule 582.	Joinder—Trial of Separate Indictments or Informations.....	815
Rule 583.	Severance of Offenses or Defendants.....	816
Rule 584.	Motion for Change of Venue or Change of Venire.....	816
Rule 585.	Nolle Prosequi.....	817
Rule 586.	Court Dismissal upon Satisfaction or Agreement.....	817
Rule 587.	Motion for Dismissal.....	817
Rule 588.	Motion for Return of Property.....	818
Rule 589.	Pretrial Disposition of Summary Offenses Joined with Misdemeanor, Felony, or Murder Charges.....	818
Rule 590.	Pleas and Plea Agreements.....	818
Rule 591.	Withdrawal of Plea of Guilty or Nolo Contendre.....	821
Rule 595.	Mandatory Status Conference.....	821
Rule 596.	Motion Requesting Transfer from Criminal Proceedings to Juvenile Proceedings.....	822
Rule 597.	Procedures Following the Filing of a Motion Requesting Transfer from Criminal Proceedings to Juvenile Proceedings.....	822
Rule 598.	Place of Detention During Procedures for Transfer from Criminal Proceedings to Juvenile Proceedings Pursuant to 42 Pa.C.S. §6322.....	823
Rule 600.	[Rescinded].....	824
Rule 600.	Prompt Trial.....	824
Rule 601.	Presence of Judge.....	827
Rule 602.	Presence of the Defendant.....	827
Rule 603.	Exceptions.....	827
Rule 604.	Opening Statements and Closing Arguments.....	827
Rule 605.	Mistrial.....	828
Rule 606.	Challenges to Sufficiency of Evidence.....	828
Rule 607.	Challenges to the Weight of the Evidence.....	829
Rule 608.	Motion for Judgment of Acquittal After Discharge of Jury.....	829
Rule 620.	Waiver of Jury Trial.....	829
Rule 621.	Procedure when Jury Trial is Waived.....	830
Rule 622.	Time for Court Action Following Non-Jury Trial.....	830
Rule 625.	Juror Qualification Form. Lists of Trial Jurors. Challenge to the Array.....	830
Rule 626.	Preliminary Instructions to Prospective and Selected Jurors.....	831
Rule 627.	Sanctions for Use of Prohibited Electronic Devices.....	832
Rule 631.	Examination and Challenges of Trial Jurors.....	832
Rule 632.	Juror Information Questionnaire.....	834

Rule 633. Examination and Challenges of Alternate Trial Jurors. 835

Rule 634. Number of Peremptory Challenges. 835

Rule 635. Exhaustion of the Jury Panel. 836

Rule 640. Swearing the Trial Jury to Hear the Cause. 836

Rule 641. Agreement to be Tried by Fewer than 12 Jurors. 836

Rule 642. Sequestration of Trial Jurors. 836

Rule 643. View by Jury. 836

Rule 644. (Reserved). 837

Rule 644. Note Taking by Jurors. 837

Rule 645. Seating and Retention of Alternate Jurors. 838

Rule 646. Material Permitted in Possession of Jury. 839

Rule 647. Request for Instructions, Charge to the Jury and Preliminary Instructions. 840

Rule 648. Verdicts. 841

Rule 649. Sealed Verdict. 841

Rule 700. Sentencing Judge. 842

Rule 701. Pleas of Guilty to Multiple Offenses. 842

Rule 702. Aids in Imposing Sentence. 842

Rule 703. Disclosure of Pre-Sentence Reports. 843

Rule 704. Procedure at Time of Sentencing. 843

Rule 705. Imposition of Sentence. 845

Rule 705.1. Restitution. 846

Rule 706. Fines or Costs. 846

Rule 707. Documents Transmitted to Prison. 847

Rule 708. Violation of Probation, Intermediate Punishment, or Parole; Hearing and Disposition. 847

Rule 720. Post-Sentence Procedures; Appeal. 848

Rule 721. Procedures for Commonwealth Challenges to Sentence; Sentencing Appeals. 851

Rule 722. Contents of Order for Expungement. [Rescinded] 853

Rule 771. Disposition Report to the Department of Transportation. 853

Rule 790. Procedure for Obtaining Expungement in Court Cases; Expungement Order. 853

Rule 790.2. Procedure for Expungement of Acquittals in Court Cases; Expungement Order 855

Rule 791. Procedure for Obtaining Order for Limited Access in Court Cases; Order for Limited Access. 856

Rule 800. Applicability of Part A. 859

Rule 801. Qualifications for Defense Counsel in Capital Cases. 860

Rule 802. Notice of Aggravating Circumstances. 861

Rule 803. Guilty Plea Procedure. 861

Rule 804. Procedure When Jury Trial is Waived. 862

Rule 805. No Sealed Verdict. 862

Rule 806. Closing Arguments at Sentencing Hearing. 862

Rule 807. Sentencing Verdict Slip. 862

Rule 808. Form for Jury Sentencing Verdict Slip. 863

Rule 809. Form for Trial Judge Sentencing Verdict Slip. 863

Rule 810. Sentence. 863

Rule 811. Post-Sentence Motion. 863

Rule 812. First Degree Murder Review Form. [Rescinded.] 864

Rule 840. Scope. 864

Rule 841. Notice of Mental Retardation Precluding Imposition of Sentence of Death. 864

Rule 842. Examination of the Defendant by Mental Health Expert. 865

Rule 843. Optional Pretrial Hearing. 866

Rule 844. Sentencing Procedures in Cases in which the Defendant’s Mental Retardation is Asserted. 867

Rule 845. Form for Sentencing Verdict Slip in Cases in which the Defendant’s Mental Retardation is Asserted. 867

Rule 900. Scope; Notice In Death Penalty Cases. 868

Rule 901. Initiation of Post-Conviction Collateral Proceedings. 869

Rule 902. Content of Petition for Post- Conviction Collateral Relief; Request for Discovery. 869

Rule 903. Docketing and Assignment. 871

Rule 904. Entry of Appearance and Appointment of Counsel; In Forma Pauperis. 872

Rule 905. Amendment and Withdrawal of Petition for Post-Conviction Collateral Relief. 873

Rule 906. Answer to Petition for Post-Conviction Collateral Relief.873

Rule 907. Disposition without Hearing..... 874

Rule 908. Hearing..... 875

Rule 909. Procedures for Petitions in Death Penalty Cases: Stays of Execution of Sentence; Hearing; Disposition. 875

Rule 910. Appeal..... 876

Rule 1000. Scope of Rules..... 877

Rule 1001. Disposition of Criminal Cases—Philadelphia Municipal Court. 877

Rule 1002. [Rescinded]..... 878

Rule 1002. Procedure in Summary Cases..... 878

Rule 1003. Procedure in Non-Summary Municipal Court Cases. 880

Rule 1004. Arraignment Prior to Trial..... 883

Rule 1005. Pretrial Applications for Relief..... 883

Rule 1006. Notice of Right to Appeal or to Petition for Certiorari; Guilty Plea Challenge Procedure. 883

Rule 1007. Challenge to Guilty Plea..... 884

Rule 1008. Contents of Notice of Appeal or Petition for Certiorari. 885

Rule 1009. Notice to Municipal Court Judge and Attorney for Commonwealth of Appeal or of
Petition for Certiorari..... 885

Rule 1010. Procedures for Trial De Novo..... 885

Rule 1011. Bail..... 886

Rule 1012. Recording and Transcribing Municipal Court Proceedings; Admissibility of Testimony at
Trial de Novo..... 887

Rule 1013. Prompt Trial—Municipal Court. 888

Rule 1030. Scope of Summary Municipal Court Traffic Division Rules..... 889

Rule 1031. Institution of Proceedings in Summary Traffic Cases. 889

Rule 1032. Pleas in Response to Citation. 890

Rule 1033. Procedures When Defendant Arrested with Warrant. 890

Rule 1034. Collateral..... 892

Rule 1035. Appointment of Counsel..... 892

Rule 1036. Traffic Court Hearing Officers. (Rescinded). 892

Rule 1036. Philadelphia Municipal Court Traffic Division Hearing Officers..... 893

Rule 1037. Appeal from Summary Conviction..... 893

Rule 1100. Abolition of Practice and Procedure under Repealed Statutes. 894

Form 901

Index 921

**PENNSYLVANIA RULES OF CONDUCT OFFICE STANDARDS AND CIVIL PROCEDURE FOR
MAGISTERIAL DISTRICT JUDGES**

Preamble..... 935

Terminology 936

Application..... 937

Rule 1.1. Compliance with the Law..... 937

Rule 1.2. Promoting Confidence in the Judiciary..... 937

Rule 1.3. Avoiding Abuse of the Prestige of Judicial Office..... 938

Rule 2.1. Giving Precedence to the Duties of Judicial Office..... 938

Rule 2.2. Impartiality and Fairness..... 938

Rule 2.3. Bias, Prejudice, and Harassment..... 939

Rule 2.4. External Influences on Judicial Conduct..... 939

Rule 2.5. Competence, Diligence and Cooperation..... 939

Rule 2.6. Ensuring the Right to Be Heard..... 940

Rule 2.7. Responsibility to Decide..... 940

Rule 2.8. Decorum, Demeanor, and Communication in an Official Capacity..... 940

Rule 2.9. Ex parte Communications..... 940

Rule 2.10. Judicial Statements on Pending and Impending Cases..... 941

Rule 2.11. Disqualification..... 942

Rule 2.12. Supervisory Duties..... 943

Rule 2.13.	Administrative Appointments.....	943
Rule 2.14.	Disability and Impairment.....	943
Rule 2.15.	Responding to Judicial and Lawyer Misconduct.....	944
Rule 2.16.	Cooperation with Disciplinary Authorities.....	944
Rule 3.1.	Extrajudicial Activities in General.....	944
Rule 3.2.	Appearances Before Governmental Bodies and Consultation with Government Officials.....	945
Rule 3.3.	Testifying as a Character Witness (Reserved).....	945
Rule 3.4.	Appointments to Governmental Positions and Other Organizations.....	945
Rule 3.5.	Use of Nonpublic Information.....	946
Rule 3.6.	Affiliation with Discriminatory Organizations.....	946
Rule 3.7.	Participation in Educational, Religious, Charitable, Fraternal or Civic Organizations and Activities.....	946
Rule 3.8.	Fiduciary Activities.....	947
Rule 3.9.	(Reserved).....	947
Rule 3.10.	Incompatible Practices and Limitations.....	947
Rule 3.11.	Financial Activities.....	948
Rule 3.12.	Compensation for Extrajudicial Activities.....	948
Rule 3.13.	Acceptance of Gifts, Loans, Bequests, Benefits, or Other Things of Value.....	949
Rule 3.14.	Reimbursement of Expenses and Waivers of Fees or Charges.....	950
Rule 3.15.	Reporting Requirements.....	950
Rule 4.1.	Political and Campaign Activities of Magisterial District Judges and Judicial Candidates in General.....	951
Rule 4.2.	Political and Campaign Activities of Judicial Candidates in Public Elections.....	952
Rule 4.3.	Activities of Candidates for Appointive Judicial Office.....	953
Rule 4.4.	Campaign Committees.....	953
Rule 4.5.	Activities of Magisterial District Judges Who Become Candidates for Nonjudicial Office.....	954
Rule 5.	Administrative Responsibilities. (Rescinded).....	954
Rule 6.	Public Comment. (Rescinded).....	954
Rule 7.	Broadcasting, Televising, Recording, Photography. (Rescinded).....	954
Rule 9.	Remittal of Disqualification: Minimizing Disqualification.(Rescinded).....	954
Rule 10.	Information Acquired in Judicial Capacity. (Rescinded).....	954
Rule 11.	Solicitation of Funds. (Rescinded).....	955
Rule 12.	Gifts and Loans. (Rescinded).....	955
Rule 13.	Incompatible Practices. (Rescinded).....	955
Rule 14.	Prohibited Practice of Attorney Magisterial District Judges. (Rescinded).....	955
Rule 15.	Public Office and Political Activity. (Rescinded).....	955
Rule 16.	Transfer of Dockets and Other Papers. (Rescinded).....	955
Rule 17.	Supervision of Magisterial District Courts by President Judges. (Rescinded).....	955
Rule 18.	Applicability to Judges of the Traffic Court of Philadelphia. (Rescinded).....	955
Rule 19.	Certification Requirements of Interested Persons. (Rescinded).....	955
Rule 20.	Continuing Education Requirement. (Rescinded).....	955
Rule 21.	Continuing Education Requirement: Senior Magisterial District Judges. (Rescinded).....	955
Rule 22.	Continuing Education Requirement: Philadelphia Traffic Court. (Rescinded).....	955
Rule 81.	Acts of Assembly Suspended. (Rescinded).....	955
Rule 101.	Establishment of Offices; Minimum Office Standards.....	955
Rule 102.	Implementation Committees.....	956
Rule 103.	Office Schedules [Rescinded].....	956
Rule 110.	Bonds of Magisterial District Judges.....	956
Rule 111.	Seal.....	956
Rule 112.	Availability and Temporary Assignments of District Justices.....	956
Rule 113.	Use of Facsimile Signature.....	957
Rule 114.	Reliance on Advisory Opinions.....	957
Rule 181.	Acts of Assembly Suspended.....	957

RULES OF CONSTRUCTION; GENERAL PROVISIONS

Rule 201.	Citation of Rules.....	958
Rule 202.	Definitions.....	958

Rule 203.	Computation of Time.....	958
Rule 204.	Purpose and Intent of Rules.....	958
Rule 205.	Record of Proceedings; Transcript of Record.....	958
Rule 206.	Costs.....	959
Rule 206.1.	Application to Waive Fees and Costs (<i>In Forma Pauperis</i>).....	959
Rule 207.	Representation in Magisterial District Court Proceedings.....	962
Rule 207.1.	Attorney of Record; Notices.....	962
Rule 208.	Repealed Acts of Assembly not to Continue as Part of the Common Law.....	962
Rule 209.	Continuances and Stays.....	963
Rule 210.	Practices Prohibited.....	963
Rule 211.	Abolished, Consolidated, or Changed Magisterial Districts; Subsequent Filings.....	963
Rule 212.	Design of Forms.....	963
Rule 213.	Subpoena to Attend and Testify.....	964
Rule 214.	Subpoena; Issuance; Service.....	964
Rule 215.	Advanced Communication Technology.....	964

CIVIL ACTION

Rule 301.	Definition. Scope.....	964
Rule 302.	Venue.....	965
Rule 303.	Commencement of the Action.....	966
Rule 304.	Form of Complaint.....	966
Rule 305.	Setting the Date for Hearing. Delivery for Service.....	966
Rule 306.	Numbering and Filing of Complaints.....	966
Rule 307.	Service of the Complaint.....	967
Rule 308.	Service Upon Individuals.....	967
Rule 309.	Service Upon Partnerships.....	967
Rule 310.	Service Upon Corporations.....	968
Rule 311.	Service Upon Unincorporated Associations.....	968
Rule 312.	Service on a Political Subdivision.....	968
Rule 313.	Service Outside the Commonwealth.....	968
Rule 314.	Return, Waiver and Failure of Service; Reinstatement.....	969
Rule 315.	Claim by Defendant.....	969
Rule 316.	Amendment to Complaint.....	969
Rule 317.	(Rescinded).....	970
Rule 318.	Informing Plaintiff of Notice of Intention to Defend.....	970
Rule 319.	Failure of a Party to Appear at the Hearing.....	970
Rule 320.	(Rescinded).....	970
Rule 321.	Hearings and Evidence.....	970
Rule 322.	Judgment.....	970
Rule 323.	Judgment—Payment in Installments.....	970
Rule 324.	Notice of Judgment or Dismissal and the Right to Appeal.....	971
Rule 341.	Request for Entry of Satisfaction; Service; Entry of Satisfaction.....	972
Rule 342.	Failure of Judgment Creditor to Enter Satisfaction; Supplementary Action.....	972
Rule 381.	Acts of Assembly Suspended.....	972
Rule 382.	Acts of Assembly not Suspended.....	972
Rule 401.	Definitions.....	973
Rule 401.1.	Assignment of Judgment; Parties.....	973
Rule 402.	Request for Order of Execution. Entry of Judgment in Court of Common Pleas.....	973
Rule 403.	Issuance and Reissuance of Order of Execution.....	974
Rule 404.	Notation of Time of Receipt.....	975
Rule 405.	Service of Order of Execution.....	975
Rule 406.	Property Subject to Levy.....	975
Rule 407.	General Monetary Exemption.....	975
Rule 408.	Setting Aside Exempt Property.....	975
Rule 409.	Notice Accompanying Order of Execution.....	976

Rule 410.	Stay of Execution Generally.	976
Rule 411.	Right of Executing Officer to Break and Enter.	977
Rule 412.	Notice of Sale.	977
Rule 413.	Objections to Levy and Property Claims.	977
Rule 414.	Plaintiff as Purchaser.	977
Rule 415.	Transfer of Property to Purchaser.	977
Rule 416.	Distribution of Proceeds. Priorities.	978
Rule 417.	Officer's Expenses and Fees.	978
Rule 418.	Abandonment of Levy for Inability to Hold Sale.	978
Rule 419.	Officer's Return.	978
Rule 420.	Determination of Property Claims and Disputes.	978
Rule 421.	Time for Hearing and Determination; Effective Date of Orders and Determination.	979
Rule 481.	Acts of Assembly Suspended.	979
Rule 482.	Acts of Assembly not Suspended.	979
Rule 501.	Definition.	980
Rule 502.	Venue; Commencement of the Action.	980
Rule 503.	Form of Complaint.	980
Rule 504.	Setting the Date for Hearing; Delivery for Service.	981
Rule 505.	Numbering and Filing of Complaints.	981
Rule 506.	Service of Complaint.	981
Rule 507.	Notation and Return of Service; Waiver of Service.	982
Rule 508.	Claim by Defendant.	982
Rule 509.	Amendments to Complaint.	982
Rule 510.	(Rescinded).	982
Rule 511.	(Rescinded).	982
Rule 512.	Hearings and Evidence.	982
Rule 513.	Disputes Concerning Title.	983
Rule 514.	Judgment; Notice of Judgment or Dismissal and the Right to Appeal.	983
Rule 515.	Request for Order for Possession.	984
Rule 516.	Issuance and Reissuance of Order for Possession.	984
Rule 517.	Notation of Time of Receipt; Service of Order for Possession.	985
Rule 518.	Satisfaction of Order by Payment of Rent and Costs.	985
Rule 519.	Forcible Entry and Ejectment.	985
Rule 519.1.	Request for Determination of Abandoned Manufactured Home.	986
Rule 520.	Officer's Return.	986
Rule 521.	Execution by Levy.	986
Rule 581.	Acts of Assembly Suspended.	986
Rule 582.	Acts of Assembly not Suspended.	987
Rule 801.	Definitions.	987
Rule 802.	Minor May be Party to Action.	987
Rule 803.	Entitlement of Complaint.	987
Rule 804.	Service of the Complaint.	987
Rule 805.	Representation of Minor by Guardian.	987
Rule 806.	Guardian to Supervise Action.	988
Rule 807.	Judgment; Costs.	988
Rule 808.	Compromise, Settlement, Discontinuance and Payment.	988
Rule 809.	Incompetent May be Party to Action.	988
Rule 810.	Entitlement of Complaint.	988
Rule 811.	Service of the Complaint.	988
Rule 812.	Guardian to Represent Incapacitated Person and Supervise Action.	989
Rule 813.	Procedure When Incapacitated Person Not Designated as Such.	989
Rule 814.	Judgment and Costs.	989
Rule 815.	Judgment—Unrepresented Incapacitated Person.	989
Rule 816.	Compromise, Settlement, Discontinuance and Payment.	989
Rule 817.	(Rescinded).	990
Rule 818.	Representation in Rule 420 and Rule 519.1 Matters.	990

Rule 819.	District Justice may not Appoint Guardian.....	990
Rule 820.	Appellate Proceedings.....	990
Rule 881.	Acts of Assembly Suspended.....	990
Rule 1001.	Definitions.....	990
Rule 1002.	Time and Method of Appeal.....	991
Rule 1003.	Bond for Appeal.....	991
Rule 1004.	Filing Complaint or Praecipe on Appeal; Appeals Involving Cross-complaints.....	991
Rule 1005.	Service of Notice of Appeal and Other Papers.....	992
Rule 1006.	Striking Appeal.....	992
Rule 1007.	Procedure on Appeal.....	993
Rule 1008.	Appeal as Supersedeas.....	993
Rule 1009.	Praecipe for Writ of Certiorari.....	994
Rule 1010.	Bond for Writ of Certiorari.....	994
Rule 1011.	Issuance and Service of Writ of Certiorari.....	994
Rule 1012.	Return by District Justice.....	995
Rule 1013.	Writ of Certiorari as Supersedeas.....	995
Rule 1014.	Orders of Court in Certiorari Proceedings.....	996
Rule 1015.	Certiorari and Appeal not Permitted.....	996
Rule 1016.	Statement of Objection.....	997
Rule 1017.	Form and Content of Statement of Objection.....	997
Rule 1018.	Duties of District Justice Upon Receipt of Statement of Objection.....	997
Rule 1019.	Consideration of Statement of Objection by Court of Common Pleas.....	997
Rule 1020.	Statement of Objection to Operate as Stay.....	997
Rule 1081.	Acts of Assembly Suspended.....	998
Rule 1082.	Acts of Assembly not Suspended.....	998
Rule 1201.	Applicability.....	998
Rule 1202.	Definitions.....	999
Rule 1203.	Limitation on Jurisdiction.....	1000
Rule 1204.	Venue.....	1000
Rule 1205.	Persons who May Seek Emergency Relief.....	1000
Rule 1206.	Commencement of Proceedings.....	1001
Rule 1207.	Hearing.....	1001
Rule 1208.	Findings and Protection Orders.....	1001
Rule 1209.	Service and Execution of Emergency Protection Orders.....	1002
Rule 1210.	Duration of Emergency Protection Orders.....	1002
Rule 1211.	Certification to Court of Common Pleas.....	1002
Forms	1003
Index	1011

ORPHANS' COURT RULES OF THE SUPREME COURT OF PENNSYLVANIA

Rule 1.1.	Short Title and Citation.....	1021
Rule 1.2.	Construction and Application of Rules.....	1021
Rule 1.3.	Definitions.....	1021
Rule 1.4.	Extension of Time Limitations.....	1022
Rule 1.5.	Local Rules.....	1022
Rule 1.6.	Mediation by Agreement, Local Rule, or Court Order.....	1023
Rule 1.7.	Entry and Withdrawal of Counsel.....	1023
Rule 1.8.	Forms.....	1023
Rule 1.22.	Citation of Authorities.....	1023
Rule 1.40.	Application to Waive Fees and Costs (<i>In Forma Pauperis</i>).....	1024
Rule 1.99.	Confidential Information and Confidential Documents. Certification.....	1024
Rule 2.1.	Form of Account.....	1024
Rule 2.2.	Form; Assets Transferred by the Exercise of a Power of Appointment.....	1025
Rule 2.3.	Form; Separate Accounts for Minors.....	1025
Rule 2.4.	Petition for Adjudication/Statement of Proposed Distribution; Virtual Representation.....	1025

Rule 2.5.	Notice of Account Filing	1026
Rule 2.6.	Filing with the Clerk	1028
Rule 2.7.	Objections to Accounts or Petitions for Adjudication/Statements of Proposed Distribution	1028
Rule 2.8.	Pleadings Allowed After Objections are Filed	1028
Rule 2.9.	Confirmation of Accounts; Awards	1028
Rule 2.10.	Foreign Heirs and Unknown Distributees	1028
Rule 2.11.	Appointment of Official Examiners	1029
Rule 3.1.	Petitions Generally.....	1029
Rule 3.2.	Headings; Captions	1029
Rule 3.3.	Contents of All Pleadings; General and Specific Averments	1029
Rule 3.4.	Form of Petition; Exhibits; Consents; Signing and Verification	1030
Rule 3.5.	Mode of Proceeding on Petition	1031
Rule 3.6.	Pleadings Allowed After Petition	1032
Rule 3.7.	Time for Filing and Service of Responsive Pleadings	1032
Rule 3.8.	Headings of Responsive Pleadings	1032
Rule 3.9.	Preliminary Objections	1032
Rule 3.10.	Denials; Effect of Failure to Deny	1033
Rule 3.11.	Answer with New Matter.....	1033
Rule 3.12.	Signing	1033
Rule 3.13.	Verification	1034
Rule 3.14.	Amendment	1034
Rule 3.15.	Pleading More Than One Cause of Action; Alternative Pleadings	1034
Rule 4.1.	Format of All Legal Paper.....	1034
Rule 4.2.	Citation or Notice to Individuals and Entities	1034
Rule 4.3.	Service of Legal Paper Other than Citations or Notices	1035
Rule 4.4.	Charities – Notice to the Attorney General.....	1036
Rule 4.5.	Service of Legal Paper by Court and Clerk.	1036
Rule 4.6.	Notice of the Date of Entry of an Adjudication or Court Order on the Docket.....	1037
Rule 4.7.	Electronic Filing	1037
Rule 5.1.	Declaratory Judgment	1038
Rule 5.2.	Family Exemption	1038
Rule 5.3.	Intestate Share to Surviving Spouse from Real Estate	1038
Rule 5.4.	Revocation, Vacation or Extension of Time for Filing of Surviving Spouse's Election	1039
Rule 5.5.	Appointment of a Guardian ad litem or a Trustee ad litem	1039
Rule 5.6.	Appointment of a Guardian for the Estate or Person of a Minor	1040
Rule 5.7.	Appointment of a Trustee	1040
Rule 5.8.	Discharge of Fiduciary and Surety	1041
Rule 5.9.	Partition	1041
Rule 5.10.	Public Sale of Real Property	1041
Rule 5.11.	Private Sale of Real Property or Options Therefor	1041
Rule 5.12.	Mortgage or Lease of Real Property.....	1042
Rule 5.13.	Inalienable Property	1042
Rule 5.14.	Designation of a Successor Custodian	1042
Rule 5.15.	Confirmation of Trustee Appointment.....	1042
Rule 5.50.	Settlement of Small Estates by Petition.....	1042
Rule 7.1.	Depositions, Discovery, Production of Documents, Perpetuation of Testimony, and Subpoenas to Attend and Testify.....	1043
Rule 7.2.	Motion for Judgment on the Pleadings	1044
Rule 7.3.	Motion for Summary Judgment	1044
Rule 7.4.	Injunctions	1044
Rule 8.1.	Exceptions and Post-Trial Motions.....	1044
Rule 8.2.	Motions for Reconsideration	1044
Rule 9.1.	Notice of Hearings.....	1044
Rule 9.2.	Filing of Report.....	1044
Rule 9.3.	Form of Auditor's Report.....	1044
Rule 9.4.	Form of Master's Report.....	1045

Rule 9.5. Transcript of Testimony 1045

Rule 9.6. Notice of Filing Report..... 1045

Rule 9.7. Confirmation of Report..... 1045

Rule 9.8. Security for Expenses and Fees 1045

Rule 10.1. Forms 1045

Rule 10.2. Petition Practice 1045

Rule 10.3. Hearings..... 1046

Rule 10.4. Appeals from the Register of Wills..... 1046

Rule 10.5. Notice to Beneficiaries and Intestate Heirs..... 1046

Rule 10.6. Status Report by Personal Representative 1047

Rule 14.1. Rescinded 1047

Rule 14.2. Adjudication of Incapacity and Appointment of a Guardian of the Person and/or
Estate of an Incapacitated Person 1047

Rule 14.3. Review Hearing 1048

Rule 14.4. Proceedings Relating to Real Estate 1048

Rule 14.5. Forms 1048

Rule 14.8. Guardianship Reporting, Monitoring, Review, and Compliance..... 1048

Rules 15.1—15.9. [Reserved]. 1050

Rule 15.1. Local Adoption Rules. 1050

Rule 15.2. Definitions..... 1050

Rule 15.3. Prerequisites for any Petition to Terminate Parental Rights or Petition to Adopt. 1051

Rule 15.4. Notice of Hearing to Terminate Parental Rights; Method and Time. 1051

Rule 15.5. Certification Filed with the Clerk Maintaining the Dependency Docket. 1053

Rule 15.6. Filing of Termination Petitions when an Agency is Not Involved..... 1053

Rule 15.7. Voluntary Relinquishment to Agency. 1054

Rule 15.8. Voluntary Relinquishment to Adult Intending to Adopt Child. 1055

Rule 15.9. Alternative Procedure for Relinquishment by Confirmation of Consent to Adoption..... 1056

Rule 15.10. Involuntary Termination of Parental Rights..... 1057

Rule 15.11. Notice of Right to File Statement of Medical, Personal, or Social History Information. 1059

Rule 15.12. Court Review and Approval of Contact Agreement. 1059

Rule 15.13. Adoption. 1061

Rule 15.14. Registration of Foreign Adoption Decree..... 1063

Rule 15.15. Petition for Adoption of a Foreign Born Child..... 1064

Rule 15.16. Notice and Service in Subsequent Petitions Regarding Contact Agreements. 1066

Rule 15.17. Petition to Modify a Contact Agreement. 1066

Rule 15.18. Petition to Enforce a Contact Agreement. 1067

Rule 15.19. Petition to Discontinue a Contact Agreement..... 1067

Rule 15.20. Collection of Documents and Maintenance of Court File..... 1068

Rule 15.21. Privacy; Withholding the Court File from Inspection..... 1069

Rule 15.22. Dissemination and Release of Information in the Court File. 1069

Rule 16.1. Definitions; Scope..... 1072

Rule 16.2. Confidentiality 1072

Rule 16.3. Precedence of Proceeding 1072

Rule 16.4. Commencement; Venue; No Filing Fees 1072

Rule 16.5. Application; Contents; Form of Verification; Assistance in Preparation 1073

Rule 16.6. Dockets; Document Maintenance..... 1073

Rule 16.7. Reserved..... 1073

Rule 16.8. Reserved..... 1073

Rule 16.9. Reserved..... 1073

Rule 16.10. Form; Generally 1073

Rule 16.11. Reserved..... 1073

Rule 16.12. Reserved..... 1073

Forms 1075

Index 1265

RULES OF JUVENILE COURT PROCEDURES

Rule 100. Scope of Rules. 1275

Rule 101. Purpose and Construction. 1275

Rule 102. Citing the Juvenile Court Procedural Rules. 1275

Rule 105. Search Warrants. 1275

Rule 120. Definitions. 1275

Rule 121. Local Rules. 1279

Rule 122. Continuances. 1280

Rule 123. Subpoenas. 1281

Rule 124. Summons and Notice. 1281

Rule 125. Habeas Corpus. 1281

Rule 126. Defects in Form, Content, or Procedure. 1282

Rule 127. Recording and Transcribing Juvenile Court Proceedings. 1282

Rule 128. Presence at Proceedings. 1282

Rule 129. Appearance by Advanced Communication Technology. 1282

Rule 131. Guardian’s Presence. 1283

Rule 130. Court Fees Prohibited for Advanced Communication Technology. 1283

Rule 132. Victim’s Presence. 1283

Rule 135. Captions. 1283

Rule 136. Ex Parte Communication. 1283

Rule 137. Public Discussion by Court Personnel of Pending Matters. 1284

Rule 138. Citation of Authorities. 1284

Rule 139. Use of Restraints on the Juvenile. 1284

Rule 140. Bench Warrants for Failure to Appear at Hearings. 1284

Rule 141. Bench Warrants for Absconders. 1287

Rule 147. Educational Decision Maker. 1288

Rule 148. Educational Stability and Removal from Home. 1289

Rule 150. Attorneys—Appearances and Withdrawals. 1289

Rule 151. Assignment of Counsel. 1290

Rule 152. Waiver of Counsel. 1290

PART C. RECORDS

PART C(1). ACCESS TO JUVENILE RECORDS

Rule 160. Inspecting, Copying, and Disseminating the Official Court Record. 1291

Rule 161. Inspecting, Copying, and Disseminating Juvenile Probation Files. 1292

Rule 163. Release of Information to School. 1293

PART C(2). MAINTAINING RECORDS

Rule 165. Design of Forms. 1294

Rule 166. Maintaining Records in the Clerk of Courts. 1294

Rule 167. Filings and Service of Court Orders and Notices. 1295

PART C(3). EXPUNGING OR DESTROYING RECORDS

Rule 170. Motion to Expunge or Destroy Records. 1296

Rule 172. Order to Expunge or Destroy. 1297

Rule 173. Retention of Specific Information from Juvenile Records. 1298

Rule 174. Waiver of Filing Fee for Motion to Expunge or Destroy Records. 1299

PART D. JUVENILE COURT HEARING OFFICERS

Rule 182. Qualifications of Juvenile Court Hearing Officer. 1299

Rule 185. Appointment to Cases. 1300

Rule 187. Authority of Juvenile Court Hearing Officer. 1300

Rule 190. Admissions Before Juvenile Court Hearing Officer. 1301
 Rule 191. Juvenile Court Hearing Officer’s Findings and Recommendation to the Judge. 1301
 Rule 192. Challenge to Juvenile Court Hearing Officer’s Recommendation. 1302
 Rule 195. Powers, Duties, and Training of a Juvenile Probation Officer. 1302

CHAPTER 2. COMMENCEMENT OF PROCEEDINGS, ARREST PROCEDURES, WRITTEN ALLEGATION, AND PRE-ADJUDICATORY DETENTION

PART A(1) COMMENCING PROCEEDINGS

Rule 200. Commencing Proceedings. 1303

PART A(2) ELECTRONIC FILING AND SERVICE OF LEGAL PAPERS

Rule 205. Electronic Filing and Service of Legal Papers. 1304

PART B. ARREST PROCEDURES IN DELINQUENCY CASES

(A) ARREST WARRANTS

Rule 210. Arrest Warrants. 1306
 Rule 211. Requirements for Issuance. 1307
 Rule 212. Duplicate and Alias Warrants of Arrest. 1307
 Rule 213. Execution of Arrest Warrant. 1307

(B) ARRESTS WITHOUT WARRANT

Rule 220. Procedure in Cases Commenced by Arrest Without Warrant. 1308
 Rule 221. Temporary Detention in Police Lock-Up. 1308

PART C. WRITTEN ALLEGATION PROCEDURES

Rule 231. Written Allegation. 1309
 Rule 232. Contents of Written Allegation. 1309
 Rule 233. Approval of Private Written Allegations. 1310

PART D. PRE-ADJUDICATORY DETENTION

Rule 240. Detention of Juvenile. 1311
 Rule 241. Notice of Detention Hearing. 1311
 Rule 242. Detention Hearing. 1312
 Rule 243. Detention Rehearings. 1313

CHAPTER 3. PRE-ADJUDICATORY PROCEDURES

PART A. VENUE

Rule 300. Venue. 1313
 Rule 302. Inter-County Transfer. 1313

PART B. INTAKE AND INFORMAL ADJUSTMENT

Rule 310. Pre-Intake Duties, Scheduling, and Notice. 1314
 Rule 311. Intake Conference. 1314
 Rule 312. Informal Adjustment. 1315
 Rule 313. Detention from Intake. 1315

PART C. PETITION

Rule 330. Petition: Filing, Contents, Function. 1315
 Rule 331. Service of Petition. 1317
 Rule 332. Multiple Offenses in Petition. 1317

Rule 333. Separate Petitions..... 1317
 Rule 334. Amendment of Petition..... 1317
 Rule 335. Withdrawal of Petition..... 1317
 Rule 336. Re-Filing of the Petition After Withdrawal or Dismissal..... 1317

PART D. PROCEDURES FOLLOWING FILING OF PETITION

Rule 340. Pre-Adjudicatory Discovery and Inspection..... 1318
 Rule 341. Notice of Alibi Defense..... 1319

PART D(1). MOTION PROCEDURES

Rule 344. Motions and Answers..... 1319
 Rule 345. Filing and Service..... 1320
 Rule 346. Omnibus Motion for Relief..... 1321
 Rule 347. Time for Omnibus Motion and Service..... 1321
 Rule 348. Disposition of Omnibus Motions..... 1321
 Rule 350. Suppression of Evidence..... 1321
 Rule 351. Adjudicatory Hearing on Separate Petitions..... 1322
 Rule 352. Separate Adjudicatory Hearings for Offenses or Juveniles..... 1322
 Rule 353. Motion for Return of Property..... 1322

PART D(2). ADJUDICATORY SUMMONS AND NOTICE PROCEDURES

Rule 360. Summons and Notice..... 1323
 Rule 362. Requirements of the Summons..... 1323
 Rule 363. Service of Summons and Notice..... 1323
 Rule 364. Failure to Appear on the Summons..... 1323

PART E. CONSENT DECREE

Rule 370. Consent Decree..... 1324
 Rule 371. Objection to Consent Decree..... 1324
 Rule 373. Conditions of Consent Decree..... 1324

PART F. PRESERVATION OF TESTIMONY AND EVIDENCE

Rule 380. Preservation of Testimony After Commencement of Proceedings..... 1325
 Rule 381. Preservation of Testimony by Video Recording..... 1325
 Rule 384. DNA Testing (Reserved)..... 1326

PART G. TRANSFER FOR CRIMINAL PROSECUTION

Rule 390. Notice of Request for Transfer to Criminal Proceedings..... 1326
 Rule 391. Time Restrictions for Detention of Juveniles Scheduled for Transfer Hearing..... 1327
 Rule 394. Transfer Hearing..... 1327
 Rule 395. Procedure to Initiate Criminal Information..... 1328
 Rule 396. Bail..... 1328

CHAPTER 4. ADJUDICATORY HEARING

Rule 401. Introduction to Chapter Four..... 1328
 Rule 404. Prompt Adjudicatory Hearing..... 1328
 Rule 405. Forensic Laboratory Report and Certification..... 1329
 Rule 406. Adjudicatory Hearing..... 1330
 Rule 407. Admissions..... 1330
 Rule 408. Ruling on Offenses..... 1331
 Rule 409. Adjudication of Delinquency..... 1332
 Rule 415. Challenge to the Weight of the Evidence..... 1333

CHAPTER 5. DISPOSITIONAL HEARING

PART A. SUMMONS AND NOTICE OF THE DISPOSITIONAL HEARING

Rule 500. Summons and Notice of the Dispositional Hearing. 1333

PART B. DISPOSITIONAL HEARING AND AIDS

Rule 510. Prompt Dispositional Hearing. 1333
 Rule 512. Dispositional Hearing. 1334
 Rule 513. Aids in Disposition. 1335
 Rule 515. Dispositional Order. 1335
 Rule 516. Service of the Dispositional Order. 1336

PART C. (RESERVED)

PART D. INTER-STATE TRANSFER OF DISPOSITION

Rule 530. Transfer of Disposition and Supervision to Another State (Reserved). 1336
 Rule 531. Disposition and Supervision of a Juvenile Received From Another State (Reserved). 1336

CHAPTER 6. POST-DISPOSITIONAL PROCEDURES

PART A. SUMMONS AND NOTICE

Rule 600. Summons and Notice of the Commitment Review, Dispositional Review, and Probation Revocation Hearing. 1336

PART B. MODIFICATIONS, REVIEWS, AND APPEALS

Rule 605. Detaining Juvenile for Modification of the Dispositional Order or Violation of Probation. 1337
 Rule 610. Dispositional and Commitment Review. 1337
 Rule 612. Modification or Revocation of Probation. 1338
 Rule 616. Post-Dispositional Procedures; Appeal (Reserved). 1338
 Rule 617. Release of Juvenile Pending Appeal (Reserved). 1338

PART C. MOTIONS AND NUNC PRO TUNC RELIEF

Rule 620. Post-Dispositional Motions. 1338
 Rule 622. Motion for Nunc Pro Tunc Relief. 1341
 Rule 625. Hearing and Findings on Motion for Nunc Pro Tunc Relief. 1342
 Rule 628. Order of Court on Motion for Nunc Pro Tunc Relief. 1343
 Rule 630. Loss of Court Jurisdiction. 1343
 Rule 631. Termination of Court Supervision. 1343
 Rule 632. Early Termination of Court Supervision by Motion. 1344

CHAPTER 8. SUSPENSIONS

Rule 800. Suspensions of Acts of Assembly. 1344

SUBPART B. DEPENDENCY MATTERS

CHAPTER 11. GENERAL PROVISIONS

Rule 1100. Scope of Rules. 1346
 Rule 1101. Purpose and Construction. 1346
 Rule 1102. Citing the Juvenile Court Procedural Rules. 1347

PART A. BUSINESS OF COURTS

Rule 1120. Definitions..... 1347

Rule 1121. Local Rules..... 1349

Rule 1122. Continuances..... 1351

Rule 1123. Subpoenas..... 1351

Rule 1124. Summons..... 1352

Rule 1126. Defects in Form, Content, or Procedure..... 1352

Rule 1127. Recording and Transcribing Juvenile Court Proceedings..... 1352

Rule 1128. Presence at Proceedings..... 1353

Rule 1129. Appearance by Advanced Communication Technology..... 1353

Rule 1130. Court Fees Prohibited for Advanced Communication Technology..... 1354

Rule 1133. Motion to Intervene..... 1354

Rule 1134. Proceedings in Camera..... 1354

Rule 1135. Captions..... 1354

Rule 1136. Ex Parte Communication..... 1354

Rule 1137. Public Discussion by Court Personnel of Pending Matters..... 1354

Rule 1138. Citation of Authorities..... 1355

Rule 1140. Bench Warrants for Failure to Appear..... 1355

PART B(1). EDUCATION AND HEALTH OF CHILD

Rule 1145. Application or Motion for Examination and Treatment of a Child..... 1357

Rule 1146. Notice of Truancy Hearing..... 1358

Rule 1147. Educational Decision Maker..... 1358

Rule 1148. Educational Stability and Placement..... 1359

Rule 1149. Family Finding..... 1360

PART B(2). COUNSEL

Rule 1150. Attorneys–Appearances and Withdrawals..... 1361

Rule 1151. Assignment of Guardian *Ad Litem* and Counsel..... 1361

Rule 1152. Waiver of Counsel..... 1362

Rule 1154. Duties of Guardian *Ad Litem*..... 1363

Rule 1158. Assignment of Court Appointed Special Advocates..... 1364

PART C. RECORDS

PART C(1). ACCESS TO JUVENILE COURT RECORDS

Rule 1160. Inspection of the Official Court Record..... 1364

PART C(2). MAINTAINING RECORDS

Rule 1165. Design of Forms..... 1364

Rule 1166. Maintaining Records in the Clerk of Courts..... 1365

Rule 1167. Filings and Service of Court Orders and Notices..... 1365

Rule 1174. Waiver of Fees and Costs..... 1366

PART D. JUVENILE COURT HEARING OFFICERS

Rule 1182. Qualifications of Juvenile Court Hearing Officer..... 1366

Rule 1185. Appointment to Cases..... 1367

Rule 1187. Authority of Juvenile Court Hearing Officer..... 1367

Rule 1190. Stipulations Before Juvenile Court Hearing Officer..... 1368

Rule 1191. Juvenile Court Hearing Officer’s Findings and Recommendation to the Judge..... 1368

**CHAPTER 12. COMMENCEMENT OF PROCEEDINGS, EMERGENCY CUSTODY,
AND PRE-ADJUDICATORY PLACEMENT**

PART A(1) COMMENCING PROCEEDINGS

Rule 1200.	Commencing Proceedings.....	1369
Rule 1201.	Procedures for Protective Medical Custody.....	1369
Rule 1202.	Procedures for Protective Custody by a Police Officer, Juvenile Probation Officer, and County Agency. ...	1369

PART A(2) ELECTRONIC FILING AND SERVICE OF LEGAL PAPERS

Rule 1205.	Electronic Filing and Service of Legal Papers.....	1370
------------	--	------

PART B. EMERGENCY CUSTODY

Rule 1210.	Order for Protective Custody.....	1373
------------	-----------------------------------	------

PART C. SHELTER CARE

Rule 1240.	Shelter Care Application.....	1373
Rule 1241.	Notification of Shelter Care Hearing.....	1374
Rule 1242.	Shelter Care Hearing.....	1374
Rule 1243.	Shelter Care Rehearings.....	1376

CHAPTER 13. PRE-ADJUDICATORY PROCEDURES

PART A. VENUE

Rule 1300.	Venue.....	1376
Rule 1302.	Intercounty Transfer.....	1376

PART B. APPLICATION FOR PRIVATE PETITION

Rule 1320.	Application to File a Private Petition.....	1378
Rule 1321.	Hearing on Application for Private Petition.....	1379

PART C. PETITION

Rule 1330.	Petition: Filing, Contents, Function, Aggravated Circumstances.....	1379
Rule 1331.	Service of Petition.....	1380
Rule 1333.	Separate Petitions and Consolidated Hearing.....	1380
Rule 1334.	Amendment of Petition.....	1380
Rule 1335.	Withdrawal of Petition.....	1381
Rule 1336.	Re-Filing of the Petition After Withdrawal or Dismissal.....	1381

PART D. PROCEDURES FOLLOWING FILING OF PETITION

Rule 1340.	Discovery and Inspection.....	1381
Rule 1342.	Pre-Adjudicatory Conference.....	1382

PART D(1). MOTION PROCEDURES

Rule 1344.	Motions and Answers.....	1383
Rule 1345.	Filing and Service.....	1383

PART D(2). ADJUDICATORY SUMMONS AND NOTICE PROCEDURES

Rule 1360.	Adjudicatory Summons.....	1385
Rule 1361.	Adjudicatory Notice.....	1385
Rule 1363.	Service of Summons.....	1385
Rule 1364.	Failure to Appear on the Summons.....	1385

PART E. PRESERVATION OF TESTIMONY AND EVIDENCE

Rule 1380. Preservation of Testimony After Commencement of Proceedings. 1386
 Rule 1381. Preservation of Testimony by Video Recording. 1387

CHAPTER 14. ADJUDICATORY HEARING

Rule 1401. Introduction to Chapter Fourteen..... 1387
 Rule 1404. Prompt Adjudicatory Hearing..... 1387
 Rule 1405. Stipulations. 1387
 Rule 1406. Adjudicatory Hearing. 1388
 Rule 1408. Findings on Petition..... 1388
 Rule 1409. Adjudication of Dependency and Court Order. 1389

CHAPTER 15. DISPOSITIONAL HEARING

PART A. SUMMONS AND NOTICE OF THE DISPOSITIONAL HEARING

Rule 1500. Summons for the Dispositional Hearing..... 1390
 Rule 1501. Dispositional Notice. 1390
 Rule 1509. Aids in Disposition. 1390
 Rule 1510. Prompt Dispositional Hearing. 1390
 Rule 1511. Pre-Dispositional Statement. 1390

PART B. DISPOSITIONAL HEARING AND AIDS

Rule 1512. Dispositional Hearing. 1390
 Rule 1514. Dispositional Finding Before Removal from Home..... 1392
 Rule 1515. Dispositional Order..... 1392
 Rule 1516. Service of the Dispositional Order..... 1393

CHAPTER 16. POST-DISPOSITIONAL PROCEDURES

PART A. SUMMONS AND NOTICE

Rule 1600. Summons for the Permanency Hearing. 1393
 Rule 1601. Permanency Hearing Notice. 1393
 Rule 1604. Submission of Reports..... 1393

PART B(1). MODIFICATIONS

Rule 1606. Modification of Dependent Child’s Placement..... 1394

PART B(2). PERMANENCY HEARING

Rule 1607. Regular Scheduling of Permanency Hearings. 1394
 Rule 1608. Permanency Hearing..... 1395
 Rule 1609. Permanency Hearing Orders..... 1398
 Rule 1610. Permanency Hearing for Children Over Eighteen. 1399
 Rule 1611. Permanency Hearing Orders for Children Over Eighteen. 1400
 Rule 1613. (Reserved)..... 1400
 Rule 1616. Post-Dispositional Procedures; Appeals (Reserved)..... 1400
 Rule 1631. Termination of Court Supervision. 1400
 Rule 1634. Hearing on Motion for Resumption of Jurisdiction..... 1402
 Rule 1635. Hearing on Motion for Resumption of Jurisdiction..... 1402

CHAPTER 17. AGGRAVATED CIRCUMSTANCES

Rule 1701. Motion for Finding of Aggravated Circumstances. 1403

Rule 1702. Filing of Motion for Finding of Aggravated Circumstances. 1404
 Rule 1705. Adjudication of Aggravated Circumstances. 1404

CHAPTER 18. SUSPENSIONS

Rule 1800. Suspensions of Acts of Assembly. 1404
 Forms 1407
 Index 1417

PENNSYLVANIA RULES OF EVIDENCE

ARTICLE I . GENERAL PROVISIONS

Rule 101. Scope; Adoption and Citation. 1427
 Rule 102. Purpose. 1427
 Rule 103. Rulings on Evidence. 1427
 Rule 104. Preliminary Questions. 1428
 Rule 105. Limiting Evidence That is Not Admissible Against Other Parties or for Other Purposes. 1428
 Rule 106. Remainder of or Related Writings or Recorded Statements. 1429

ARTICLE II. JUDICIAL NOTICE

Rule 201. Judicial Notice of Adjudicative Facts. 1429

ARTICLE III. PRESUMPTIONS

Rule 301. Presumptions. 1430

ARTICLE IV. RELEVANCE AND ITS LIMITS

Rule 401. Test for Relevant Evidence. 1430
 Rule 402. General Admissibility of Relevant Evidence. 1430
 Rule 403. Excluding Relevant Evidence for Prejudice, Confusion, Waste of Time, or Other Reasons. 1431
 Rule 404. Character Evidence; Crimes or Other Acts. 1431
 Rule 405. Methods of Proving Character. 1433
 Rule 406. Habit; Routine Practice. 1433
 Rule 407. Subsequent Remedial Measures. 1433
 Rule 408. Compromise Offers and Negotiations. 1434
 Rule 409. Offers to Pay Medical and Similar Expenses. 1434
 Rule 410. Pleas, Plea Discussions, and Related Statements. 1434
 Rule 411. Liability Insurance. 1435
 Rule 412. Sex Offense Cases: The Victim’s Sexual Behavior or Predisposition (Not Adopted). 1435

ARTICLE V. PRIVILEGES

Rule 501. Privileges. 1435
 Rule 502. Attorney-Client Privilege and Work Product; Limitations on Waiver (Not Adopted). 1435

ARTICLE VI. WITNESSES

Rule 601. Competency. 1436
 Rule 602. Need for Personal Knowledge. 1436
 Rule 603. Oath or Affirmation to Testify Truthfully. 1436
 Rule 604. Interpreter. 1437
 Rule 605. Judge’s Competency as a Witness. 1437
 Rule 606. Juror’s Competency as a Witness. 1437
 Rule 607. Who May Impeach a Witness, Evidence to Impeach a Witness. 1438
 Rule 608. A Witness’s Character for Truthfulness or Untruthfulness. 1438
 Rule 609. Impeachment by Evidence of a Criminal Conviction. 1438

Rule 610. Religious Beliefs or Opinions..... 1439
 Rule 611. Mode and Order of Examining Witnesses and Presenting Evidence..... 1439
 Rule 612. Writing or Other Item Used to Refresh a Witness’s Memory..... 1440
 Rule 613. Witness’s Prior Inconsistent Statement to Impeach; Witness’s Prior Consistent Statement
 to Rehabilitate..... 1440
 Rule 614. Court’s Calling or Examining a Witness..... 1441
 Rule 615. Sequestering Witnesses..... 1441

ARTICLE VII. OPINIONS AND EXPERT TESTIMONY

Rule 701. Opinion Testimony by Lay Witnesses..... 1442
 Rule 702. Testimony by Expert Witnesses..... 1442
 Rule 703. Bases of an Expert’s Opinion Testimony..... 1442
 Rule 704. Opinion on an Ultimate Issue..... 1443
 Rule 705. Disclosing the Facts or Data Underlying an Expert’s Opinion..... 1443
 Rule 706. Court-Appointed Expert Witnesses..... 1443

ARTICLE VIII. HEARSAY

Rule 801. Definitions That Apply to This Article..... 1444
 Rule 802. The Rule Against Hearsay..... 1444
 Rule 803. Exceptions to the Rule Against Hearsay—Regardless of Whether the Declarant Is Available
 as a Witness..... 1445
 Rule 803(2). Excited Utterance..... 1445
 Rule 803(3). Then-Existing Mental, Emotional, or Physical Condition..... 1446
 Rule 803(4). Statement Made for Medical Diagnosis or Treatment..... 1446
 Rule 803(5). Recorded Recollection (Not Adopted)..... 1446
 Rule 803(6). Records of a Regularly Conducted Activity..... 1446
 Rule 803(7). Absence of a Record of a Regularly Conducted Activity (Not Adopted)..... 1446
 Rule 803(8). Public Records..... 1447
 Rule 803(9). Public Records of Vital Statistics (Not Adopted)..... 1447
 Rule 803(10). Non-Existence of a Public Record..... 1447
 Rule 803(11). Records of Religious Organizations Concerning Personal or Family History..... 1447
 Rule 803(12). Certificates of Marriage, Baptism, and Similar Ceremonies..... 1448
 Rule 803(13). Family Records..... 1448
 Rule 803(14). Records of Documents That Affect an Interest in Property..... 1448
 Rule 803(15). Statements in Documents That Affect an Interest in Property..... 1448
 Rule 803(16). Statements in Ancient Documents..... 1448
 Rule 803(17). Market Reports and Similar Commercial Publications..... 1448
 Rule 803(18). Statements in Learned Treatises, Periodicals, or Pamphlets (Not Adopted)..... 1448
 Rule 803(19). Reputation Concerning Personal or Family History..... 1448
 Rule 803(20). Reputation Concerning Boundaries or General History..... 1448
 Rule 803(21). Reputation Concerning Character..... 1449
 Rule 803(22). Judgment of a Previous Conviction (Not Adopted)..... 1449
 Rule 803(23). Judgments Involving Personal, Family, or General History or a Boundary (Not Adopted)..... 1449
 Rule 803(24). Other Exceptions (Not Adopted)..... 1449
 Rule 803(25). An Opposing Party’s Statement..... 1449
 Rule 803.1. Exceptions to the Rule Against Hearsay—Testimony of Declarant Necessary..... 1449
 Rule 803.1(2). (Reserved)..... 1450
 Rule 803.1(3). (Reserved)..... 1450
 Rule 804. Exceptions to the Rule Against Hearsay—When the Declarant is Unavailable as a Witness..... 1451
 Rule 804(b). The Exceptions..... 1451
 Rule 804(b)(2). (Reserved)..... 1452
 Rule 804(b)(3). (Reserved)..... 1452
 Rule 804(b)(4). (Reserved)..... 1452
 Rule 804(b)(5). (Reserved)..... 1452
 Rule 804(b)(6). (Reserved)..... 1452

Rule 805. Hearsay Within Hearsay..... 1452
 Rule 806. Attacking and Supporting the Declarant’s Credibility..... 1452
 Rule 807. Residual Exception (Not Adopted)..... 1453

ARTICLE IX. AUTHENTICATION AND IDENTIFICATION

Rule 901. Authenticating or Identifying Evidence..... 1453
 Rule 902. Evidence That is Self-Authenticating 1454
 Rule 903. Subscribing Witness’s Testimony..... 1456

ARTICLE X. CONTENTS OF WRITINGS, RECORDINGS, AND PHOTOGRAPHS

Rule 1001. Definitions That Apply to This Article. 1456
 Rule 1002. Requirement of the Original. 1456
 Rule 1003. Admissibility of Duplicates. 1457
 Rule 1004. Admissibility of Other Evidence of Content. 1457
 Rule 1005. Copies of Public Records to Prove Content..... 1457
 Rule 1006. Summaries to Prove Content. 1457
 Rule 1007. Testimony or Statement of a Party to Prove Content..... 1458
 Rule 1008. Functions of the Court and Jury..... 1458
 Index 1459

PENNSYLVANIA BAR ADMISSION RULES

SUBCHAPTER A. PRELIMINARY PROVISIONS

Rule 101. Title and Citation of Rules..... 1466
 Rule 102. Definitions..... 1466
 Rule 103. Authority for and Effect of Rules. 1467
 Rule 104. Pennsylvania Board of Law Examiners..... 1467
 Rule 105. Civil Immunity of the Board of Law Examiners, its Members, Employees and Agents and Entities
 Providing Information Regarding an Applicant to the Board..... 1467

SUBCHAPTER B. ADMISSION TO THE BAR GENERALLY IN GENERAL

Rule 201. Bar of the Commonwealth of Pennsylvania. 1468
 Rule 202. Admission to the Bar. 1468
 Rule 203. Admission by bar examination. 1468
 Rule 204. Admission by reciprocity..... 1469
 Rule 205. Admission by bar examination for graduates with foreign law degrees..... 1470
 Rule 206. Admission by bar examination score transfer..... 1470
 Rule 207. Disqualification of an applicant. 1471

PROCEEDINGS BEFORE BOARD

Rule 211. Submission of Application to the Board. 1472
 Rule 212. Consideration by the Board. 1472
 Rule 213. Hearings before the Board. 1472
 Rule 214. Action by the Board..... 1472
 Rule 221. Marking of Bar Examination Papers. 1472
 Rule 222. Review of Other Board Determinations. 1472

ADMISSION TO PRACTICE

Rule 231. Motions for Admission. 1473
 Rule 232. Effect of Admission to Practice. 1474

SUBCHAPTER C. RESTRICTED PRACTICE OF LAW

IN GENERAL

Rule 301. Admission Pro Hac Vice..... 1474
 Rule 302. Limited In-House Corporate Counsel License. 1474
 Rule 303. Limited Admission of Military Attorneys..... 1476
 Rule 304. Limited Admission of Spouses of Active-Duty Service Members of
 the United States Uniformed Services..... 1477

ATTORNEY PARTICIPANTS IN DEFENDER OR LOCAL SERVICES PROGRAM

Rule 311. Attorney Participants in Defender or Legal Services Programs. 1478

CERTIFIED LEGAL INTERNS

Rule 321. Requirements for Formal Participation in Legal Matters by Law Students. 1479
 Rule 322. Authorized Activities of Certified Legal Interns..... 1480

PERSONS SPECIALLY ADMITTED PRIOR TO CONSTITUTION OF 1968

Rule 331. Persons Specially Admitted by Local Rules. 1481
 Rule 341. Licensing of Foreign Legal Consultants. 1481
 Rule 342. Practice by Foreign Legal Consultants. 1482

MISCELLANEOUS

Rule 371. Saving Provision. 1483
 Rule 372. Formerly Admitted Attorneys. 1483

SUBCHAPTER D. MISCELLANEOUS PROVISIONS

Rule 401. Expenses and Staff..... 1484
 Rule 402. Confidentiality..... 1484

PENNSYLVANIA RULES OF PROFESSIONAL CONDUCT

Preamble: A Lawyer’s Responsibilities..... 1487
 Scope 1488
 Preamble 1489
 A Judge’s Duties to Lawyers and Other Judges 1489
 Section 99.3. The Lawyer’s Duties to the Court and to Other Lawyers..... 1490
 Rule 1.0 Terminology..... 1491

CLIENT/LAWYER RELATIONSHIP

Rule 1.1 Competence. 1492
 Rule 1.2 Scope of Representation and Allocation of Authority Between Client and Lawyer..... 1493
 Rule 1.3 Diligence..... 1494
 Rule 1.4 Communication..... 1494
 Rule 1.5 Fees..... 1495
 Rule 1.6 Confidentiality of Information..... 1497
 Rule 1.7 Conflict of Interest: Current Clients..... 1500
 Rule 1.8 Conflict of Interest: Current Clients; Specific Rules. 1503
 Rule 1.9 Duties to Former Clients..... 1506
 Rule 1.10 Imputation of Conflicts of Interest: General Rule. 1507
 Rule 1.11 Special Conflicts of Interest for Former and Current Government Officers and Employees. 1508
 Rule 1.12 Former Judge, Arbitrator, Mediator Or Other Third-Party Neutral. 1509
 Rule 1.13 Organization as Client. 1510
 Rule 1.14 Client with Diminished Capacity..... 1511
 Rule 1.15 Safekeeping Property. 1512

Rule 1.16	Declining or Terminating Representation.....	1517
Rule 1.17	Sale of Law Practice	1518
Rule 1.18.	Duties to Prospective Clients.....	1519
Rule 1.19.	Lawyers Acting as Lobbyists.....	1520

COUNSELOR

Rule 2.1	Advisor.....	1520
Rule 2.3	Evaluation for Use by Third Persons.....	1521
Rule 2.4	Lawyer Serving as Third-Party Neutral.....	1522

ADVOCATE

Rule 3.1	Meritorious Claims and Contentions.....	1522
Rule 3.2	Expediting Litigation.....	1522
Rule 3.3	Candor Toward the Tribunal.....	1523
Rule 3.4	Fairness to Opposing Party and Counsel.....	1524
Rule 3.5	Impartiality and Decorum of the Tribunal.....	1525
Rule 3.6	Trial Publicity.....	1525
Rule 3.7	Lawyer as Witness.....	1526
Rule 3.8	Special Responsibilities of a Prosecutor.....	1527
Rule 3.9	Advocate in Non-Adjudicative Proceedings.....	1528
Rule 3.10	Issuance of Subpoenas to Lawyers.....	1528

TRANSACTIONS WITH PERSONS OTHER THAN CLIENTS

Rule 4.1	Truthfulness in Statements to Others.....	1528
Rule 4.2	Communication with Person Represented by Counsel.....	1529
Rule 4.3	Dealing with Unrepresented Person.....	1529
Rule 4.4	Respect for Rights of Third Persons.....	1530

LAW FIRMS AND ASSOCIATIONS

Rule 5.1	Responsibilities of Partners, Managers and Supervisory Lawyers.....	1530
Rule 5.2	Responsibilities of a Subordinate Lawyer.....	1531
Rule 5.3	Responsibilities Regarding Non-lawyer Assistance.....	1531
Rule 5.4	Professional Independence of a Lawyer.....	1532
Rule 5.5	Unauthorized Practice of Law; Multijurisdictional Practice of Law.....	1533
Rule 5.6	Restrictions on Right to Practice.....	1535
Rule 5.7	Responsibilities Regarding Nonlegal Services.....	1535
Rule 5.8	Dealing in Investment Products: Prohibitions and Restrictions.....	1536

PUBLIC SERVICE

Rule 6.1	Voluntary Pro Bono Publico Service.....	1537
Rule 6.2	Accepting Appointments.....	1537
Rule 6.3	Membership in Legal Services Organization.....	1537
Rule 6.4	Law Reform Activities Affecting Client Interests.....	1538
Rule 6.5	Nonprofit and Court Appointed Limited Legal Services Programs.....	1538

INFORMATION ABOUT LEGAL SERVICES

Rule 7.1	Communications Concerning a Lawyer's Services.....	1538
Rule 7.2	Advertising.....	1539
Rule 7.3	Solicitation of Clients.....	1541
Rule 7.4	Communication of Fields of Practice and Specialization.....	1542
Rule 7.5	Firm Names and Letterheads.....	1542
Rule 7.7	Lawyer Referral Service.....	1543

MAINTAINING THE INTEGRITY OF THE PROFESSION

Rule 8.1 Bar Admission and Disciplinary Matters..... 1543
 Rule 8.2 Statements Concerning Judges and Other Adjudicatory Officers..... 1543
 Rule 8.3 Reporting Professional Misconduct..... 1544
 Rule 8.4 Misconduct. 1545
 Rule 8.5 Disciplinary Authority; Choice of Law..... 1545

PENNSYLVANIA RULES OF DISCIPLINARY ENFORCEMENT

SUBCHAPTER A. PRELIMINARY PROVISIONS

Rule 101. Title and Citation of Rules..... 1549
 Rule 102. Definitions..... 1549
 Rule 103. Authority for Enforcement Rules. 1550
 Rule 104. Filings with the Supreme Court..... 1550

SUBCHAPTER B. MISCONDUCT

Rule 201. Jurisdiction..... 1550
 Rule 202. Disciplinary Districts..... 1551
 Rule 203. Grounds for Discipline. 1551
 Rule 204. Types of Discipline. 1551
 Rule 205. The Disciplinary Board of the Supreme Court of Pennsylvania. 1552
 Rule 206. Hearing Committees and Special Masters..... 1553
 Rule 207. Disciplinary Counsel. 1554
 Rule 208. Procedure. 1554
 Rule 209. Immunity..... 1559
 Rule 210. Refusal of Complainant to Proceed, Compromise, etc..... 1559
 Rule 211. Matters Involving Related Pending Civil or Criminal Litigation. 1559
 Rule 212. Substituted Service. 1560
 Rule 213. Subpoena Power, Depositions and Related Matters. 1560
 Rule 214. Attorneys Convicted of Crimes. 1561
 Rule 215. Discipline on Consent..... 1563
 Rule 216. Reciprocal Discipline and Disability. 1564
 Rule 217. Formerly Admitted Attorneys..... 1565
 Rule 218. Reinstatement. 1569
 Rule 219. Annual Registration of Attorneys..... 1572
 Rule 220. Recusal of Members of the Board or a Hearing Committee or a Special Master..... 1577
 Rule 221. Funds of Clients and Third Persons. Mandatory Overdraft Notification..... 1577

SUBCHAPTER C. DISABILITY AND RELATED MATTERS DISABILITY

Rule 301. Proceedings Where an Attorney is Declared to be Incapacitated or Severely Mentally Disabled. 1580
 Rule 302. Appointment of Counsel to Protect Interests of Clients. [Rescinded]..... 1582
 Rule 321. Appointment of Conservator to Protect Interests of Clients of Absent Attorney..... 1582
 Rule 322. Duties of Conservator. 1583
 Rule 323. Cooperation with Conservator. 1584
 Rule 324. Bank and Other Accounts. 1584
 Rule 325. Duration of Conservatorship..... 1584
 Rule 326. Discharge of Conservator..... 1584
 Rule 327. Liability of Conservator. 1585
 Rule 328. Compensation and Expenses of Conservator..... 1585
 Rule 329. Review by Supreme Court..... 1585

SUBCHAPTER D. MISCELLANEOUS PROVISIONS

Rule 401. Expenses. 1585
 Rule 402. Access to Disciplinary Information and Confidentiality. 1585

Rule 403. Acts of Assembly Suspended and Court Rules Rescinded..... 1587

SUBCHAPTER E. CLIENT SECURITY FUND

Rule 501. Definitions..... 1587
 Rule 502. Pennsylvania Lawyers Fund for Client Security..... 1588
 Rule 503. Pennsylvania Lawyers Fund for Client Security Board..... 1588
 Rule 504. Confidentiality..... 1589
 Rule 511. Reimbursement of Certain Losses Authorized. 1590
 Rule 512. Covered Attorney. 1590
 Rule 513. Dishonest Conduct..... 1590
 Rule 514. Reimbursable Losses. 1590
 Rule 521. Investigation and Payment of Claims. 1591
 Rule 531. Restitution a Condition for Reinstatement. 1592

SUBCHAPTER F. PROVISIONS OF LAW SAVED AND ABROGATED

Rule 601. Statutes and Other Authorities Suspended or Abrogated..... 1593
 Rule 602. Statutes Saved from Suspension. 1593
 Forms 1599

PENNSYLVANIA RULES OF CONTINUING LEGAL EDUCATION

SUBCHAPTER A. PROFESSIONAL RESPONSIBILITY

Rule 101. Title and Citation. 1605
 Rule 102. General..... 1605
 Rule 103. Board..... 1605
 Rule 104. Powers and Duties of the Board. 1606
 Rule 105. Continuing Legal Education Requirement. 1606
 Rule 106. Providers. 1606
 Rule 107. Minimum Standards for Course Approval..... 1607
 Rule 108. Credit for Continuing Legal Education Courses and Activity. 1607
 Rule 109. Financing the Continuing Legal Education Board. 1608
 Rule 110. Reporting Responsibilities..... 1608
 Rule 111. Lawyer Noncompliance..... 1608
 Rule 112. Reporting of Board..... 1608
 Rule 113. Waivers and Extensions. 1608

SUBCHAPTER B. CONTINUING LEGAL EDUCATION BOARD REGULATIONS

Preamble. Statement of Purpose..... 1609
 Section 1. Definitions..... 1609
 Section 2. Scope..... 1609
 Section 3. Minimum Education Requirements..... 1609
 Section 4. Reporting Periods of Active Lawyers..... 1610
 Section 5. Credit for CLE Activities..... 1610
 Section 6. Waivers, Extensions and Deferrals. 1611
 Section 7. Lawyer Compliance Determination..... 1612
 Section 8. Compliance Procedures Applicable to Active Lawyers..... 1612
 Section 9. Reinstatement. 1613
 Section 10. Reporting Period after Reinstatement..... 1613
 Section 11. Accreditation of Accredited Continuing Legal Education Providers. 1613
 Section 12. Accreditation of a Single Course or CLE Activity..... 1614
 Section 13. Standards for Approved CLE Activities. 1614
 Section 14. Reporting Duties of All Providers. 1615
 Section 15. Advertising..... 1615
 Section 16. Provider Fees. 1615

Section 17. Confidentiality..... 1616
 Section 18. Board Fee Schedule. 1616

PENNSYLVANIA RULES OF JUDICIAL ADMINISTRATION

Rule 101. Title and Citation of Rules..... 1694
 Rule 102. Definitions..... 1694
 Rule 103. Procedure for Adoption, Filing and Publishing Rules. 1694
 Rule 201. Generally. (Reserved). 1696
 Rule 202. Prohibition Against Discrimination and Harassment. (Reserved). 1696
 Rule 203. Prohibition Against Retaliation. (Reserved). 1696
 Rule 204. Compliance and Reporting Responsibilities. (Reserved). 1696
 Rule 205. Filing Complaints under This Policy. (Reserved). 1696
 Rule 206. Investigation and Adjudication of Complaints. (Reserved). 1696
 Rule 207. Disciplinary or Remedial Actions. (Reserved). 1696
 Rule 208. Responsibility to Monitor the Implementation and Enforcement of this Policy. (Reserved). 1696
 Rule 209. Penalties for Misconduct. (Reserved). 1696
 Rule 210. Exclusion of Judicial Proceedings and the Judicial Decision-Making Process. (Reserved). 1696
 Rule 211. Distribution of Policy and Procedures. (Reserved). 1696
 Rule 211.1. Consumer Price Index..... 1697
 Rule 301. Judicial Council of Pennsylvania..... 1697
 Rule 302. Organization and Procedure..... 1698
 Rule 303. Legislative Reference Matters. [Rescinded April 21, 1980, effective immediately.] 1698
 Rule 311. Recommendations to the Supreme Court. 1698
 Rule 501. Court Administrator of Pennsylvania. 1698
 Rule 502. Administrative Office of Pennsylvania Courts. 1698
 Rule 503. Staff..... 1698
 Rule 504. Powers of the Court Administrator. 1699
 Rule 505. General Functions of the Administrative office. 1699
 Rule 506. Cooperation with Administrative Office. 1700
 Rule 507. Record Retention Schedules. 1700
 Rule 508. First Degree Murder Cases. [Rescinded.]..... 1701
 Rule 509. Access to Financial Records. 1701
 Rule 510. Guardianship Tracking System..... 1702
 Rule 601. Certification Requirements of Interested Persons..... 1703
 Rule 602. Continuing Education Requirement. 1704
 Rule 603. Continuing Education Requirement: Senior Magisterial District Judges..... 1704
 Rule 604. [Rescinded]. 1704
 Rule 605. Supervision of Magisterial District Courts by President Judges. 1704
 Rule 606. Transfer of Dockets and Other Papers. 1706
 Rule 607. Acts of assembly suspended. 1707
 Rule 701. Assignment of Judges to Courts. 1707
 Rule 702. Divisional Assignment of Judges..... 1709
 Rule 703. Reports of Judges..... 1709
 Rule 704. Judicial Leave. 1710
 Rule 705. Seniority of Judges. 1712
 Rule 706. Determination or Selection of Chief Justice and President and Administrative Judges..... 1712
 Rule 1701. Appearance of Judge or District Justice as Character Witness..... 1714
 Rule 1901. Prompt Disposition of Matters; Termination of Inactive Cases..... 1714
 Rule 1902. Record of Asbestos Litigation, Prothonotary..... 1715
 Rule 1903. Interpreters for the Deaf. (Rescinded). 1715
 Rule 1904. Medical Professional Liability Actions. 1716
 Rule 1905. Investment Advisory Board. 1716
 Rule 1906. Prohibited Communication with Jurists..... 1717
 Rule 1907.1. Definitions..... 1717
 Rule 1907.2. Policies, Procedures and Standards of Conduct. 1717
 Rule 1908. Filling of vacancies..... 1717

Rule 1910. Broadcasting, Recording and Photography in the Courtroom..... 1718

Rule 1920. Definitions..... 1719

Rule 1921. Notice to the Chief Justice and the Judicial Conduct Board. 1719

Rule 1922. Counsel Fees..... 1719

Rule 1950. Definitions..... 1722

Rule 1951. Continuity of Operations and emergency action plans..... 1722

Rule 1952. Emergency Actions, Duties and Authorities..... 1723

Rule 1953. Emergency Regional Administrative Units..... 1725

Rule 1954. Judicial Security..... 1725

Rule 2101. Review of Arbitration Awards in Public Employment Disputes..... 1726

Rule 2156. Orphans’ Court Division..... 1726

Rule 2157. Proceedings Pursuant To Abortion Control Act..... 1726

Rule 4001. Scope of Rules and Policy. 1726

Rule 4002. Definitions..... 1727

Rule 4003. Committee on Court Reporting and Transcripts..... 1727

Rule 4004. Qualifications of Court Reporters and Court Recorders..... 1728

Rule 4005. Approval of Transcriptionists. 1729

Rule 4006. Employment and Duties of Court Reporting Personnel. 1729

Rule 4007. Requests for Transcripts. 1729

Rule 4008. Transcript Costs Payable by a Requesting Party Other Than the Commonwealth or a
Subdivision Thereof..... 1730

Rule 4009. Fees and Procedures. Local Rule..... 1732

Rule 4010. Format of Transcript. 1732

Rule 4011. Deadline for Delivery of Transcript..... 1732

Rule 4012. Sanctions for Delayed Transcript..... 1733

Rule 4013. Certification of Transcript..... 1733

Rule 4014. Redaction of Personal Data Identifiers. 1733

Rule 4015. Ownership of Notes. 1733

Rule 4016. Storage and Retention..... 1733

Rule 5101. Definitions..... 1734

Rule 5102. Custody of Exhibits. General Provisions..... 1734

Rule 5103. Custody of Exhibits. Special Provisions..... 1735

Rule 5104. Local Rule. Prohibition..... 1736

Rule 5105. Confidentiality. Exhibits Under Seal 1736

Forms..... 1739

PENNSYLVANIA CODE OF JUDICIAL CONDUCT

SUBCHAPTER A. CANONS

Preamble..... 1747

Terminology 1747

Application..... 1749

Rule 1.1. Compliance with the Law. 1749

Rule 1.2. Promoting Confidence in the Judiciary..... 1749

Rule 1.3. Avoiding Abuse of the Prestige of Judicial Office..... 1749

Rule 2.1. Giving Precedence to the Duties of Judicial Office..... 1750

Rule 2.2. Impartiality and Fairness. 1750

Rule 2.3. Bias, Prejudice, and Harassment. 1750

Rule 2.4. External Influences on Judicial Conduct. 1751

Rule 2.5. Competence, Diligence and Cooperation. 1751

Rule 2.6. Ensuring the Right to Be Heard..... 1751

Rule 2.7. Responsibility to Decide..... 1752

Rule 2.8. Decorum, Demeanor, and Communication with Jurors..... 1752

Rule 2.9. Ex parte Communications..... 1752

Rule 2.10. Judicial Statements on Pending and Impending Cases..... 1753

Rule 2.11. Disqualification..... 1753

Rule 2.12. Supervisory Duties..... 1754

Rule 2.13. Administrative Appointments..... 1755

Rule 2.14. Disability and Impairment..... 1755

Rule 2.15. Responding to Judicial and Lawyer Misconduct..... 1755

Rule 2.16. Cooperation with Disciplinary Authorities..... 1756

Rule 3.1. Extrajudicial Activities in General..... 1756

Rule 3.2. Appearances Before Governmental Bodies and Consultation with Government Officials..... 1757

Rule 3.3. Testifying as a Character Witness. (Reserved)..... 1757

Rule 3.4. Appointments to Governmental Positions and Other Organizations..... 1757

Rule 3.5. Use of Nonpublic Information..... 1757

Rule 3.6. Affiliation with Discriminatory Organizations..... 1758

Rule 3.7. Participation in Educational, Religious, Charitable, Fraternal or Civic Organizations and Activities..... 1758

Rule 3.8. Fiduciary Activities..... 1758

Rule 3.9. Service as Arbitrator or Mediator..... 1759

Rule 3.10. Practice of Law..... 1759

Rule 3.11. Financial Activities..... 1759

Rule 3.12. Compensation for Extrajudicial Activities..... 1759

Rule 3.13. Acceptance of Gifts, Loans, Bequests, Benefits, or Other Things of Value..... 1760

Rule 3.14. Reimbursement of Expenses and Waivers of Fees or Charges..... 1761

Rule 3.15. Reporting Requirements..... 1761

Rule 4.1. Political and Campaign Activities of Judges and Judicial Candidates in General..... 1762

Rule 4.2. Political and Campaign Activities of Judicial Candidates in Public Elections..... 1763

Rule 4.3. Activities of Candidates for Appointive Judicial Office..... 1764

Rule 4.4. Campaign Committees..... 1764

Rule 4.5. Activities of Judges Who Become Candidates for Nonjudicial Office..... 1765

SUBCHAPTER B. FORMAL OPINIONS

§ 14-1. Social Activities..... 1765

PENNSYLVANIA RULES FOR INTEREST ON LAWYERS TRUST ACCOUNTS

Section 81.101: Definitions..... 1774

Section 81.102: Scope..... 1775

Section 81.103: Lawyers..... 1775

Section 81.104: Rule 1.15 Funds..... 1775

Section 81.105: Eligible Institutions..... 1777

Section 81.106: Income on IOLTA Accounts..... 1777

Section 81.107: Service Charges on IOLTA Accounts..... 1778

Section 81.108: Subaccounting and Recordkeeping..... 1778

Section 81.109: Exclusion and Exemptions from IOLTA Participation..... 1778

Section 81.110: Requests for Exemptions and Reconsideration..... 1779

Section 81.111: Annual Certification of Compliance with Pa. R.P.C. 1.15..... 1780

Section 81.112: Refunds..... 1780

Section 81.113: Violations..... 1780

