

CAROLYN C. THOMPSON, ESQ.
Court Administrator

(717) 780-6624
Fax - (717) 780-6463
E-Mail - cthompson@dauphinc.org

Address:
Dauphin County Court House
Front & Market Streets
Harrisburg, PA 17101

Dauphin County



COURT OF COMMON PLEAS
Twelfth Judicial District

Deputy Court Administrators

DEBORAH S. FREEMAN, ESQ.
Civil Court
780-6630

TROY A. PETERY
Criminal Court
780-6640

BARBARA A. LUNDGREN
Orphans' Court
780-6635

ROBERT P. HAWLEY
Magisterial District Judge
780-6636

OCTOBER 22, 2007 CIVIL COURT JURY TRIAL LIST

COMMENCING MONDAY, OCTOBER 22, 2007
PRETRIAL CONFERENCES – MONDAY, OCTOBER 15, 2007 BEGINNING AT 9:00 A.M.

ALL SETTLEMENTS MUST BE IMMEDIATELY COMMUNICATED TO
DEBORAH S. FREEMAN, ESQUIRE, DEPUTY COURT ADMINISTRATOR – CIVIL

RETAIN THIS LIST FOR USE DURING THE CIVIL COURT SESSION

THE FINAL TRIAL LIST AND PERIODIC TRIAL UPDATES WILL BE EMAILED TO COUNSEL
AND PRO SE PARTIES WHO SEND THEIR EMAIL ADDRESSES TO:

dfreeman@dauphinc.org

SPECIAL NOTICE

LISTING A CASE FOR TRIAL SHALL HAVE THE EFFECT OF ATTACHING
ALL COUNSEL OF RECORD FOR THE TRIAL TERM SPECIFIED. THE
ATTACHMENT SHALL BE EFFECTIVE AS OF THE DATE OF THE FILING OF
THE CERTIFICATE OF READINESS UNLESS A PRIOR SCHEDULING
ORDER HAS BEEN ISSUED. THE DAUPHIN COUNTY COURT WILL DEFER
TO A SCHEDULING/ATTACHMENT ORDER FROM ANOTHER COURT OF
EQUAL OR HIGHER JURISDICTION SO LONG AS THE FOREIGN ORDER IS
EARLIER IN TIME AND THE PARTY WITH THE SCHEDULING CONFLICT
TIMELY MOVES FOR A CONTINUANCE AND ATTACHES A COPY OF THE
FOREIGN ORDER.

SEE: DAUPHIN COUNTY LOCAL RULE 215.2(2) (AMENDED December 6, 2001).

ALL COUNSEL AND PRO SE LITIGANTS ARE PRESUMED TO BE FULLY AWARE OF ALL
APPLICABLE LOCAL RULES OF COURT CONCERNING CIVIL MATTERS. COPIES OF THE
DAUPHIN COUNTY LOCAL RULES MAY BE OBTAINED FROM THE DAUPHIN COUNTY
BAR ASSOCIATION, 213 N. FRONT STREET, HARRISBURG, PA. 17101 – (717) 232-7536

ALL ATTORNEYS AND PRO SE LITIGANTS ARE ORDERED TO BE PREPARED TO PROCEED WHEN CALLED BY
THE COURT ADMINISTRATOR'S OFFICE

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Dear Counsel:

You have a case listed for the ***OCTOBER 22, 2007 CIVIL TRIAL TERM.***

Please be advised that Dauphin County will be holding mandatory pre-trial conferences on **OCTOBER 15, 2007**. The time and judge assigned to your pretrial conference are noted on the final trial list.

Attached please find Local Rules 212.1 – 212.3 which outline your responsibilities with respect to the conferences.

Sincerely,

Deborah S. Freeman, Esquire
Deputy Court Administrator – Civil

RULE 212.1. NOTICE OF EARLIEST TRIAL DATE. FILING OF PRE-TRIAL STATEMENTS

- (a) Notice of civil jury trial dates required by Pa.R.C.P. 212.1(a) shall be effectuated by publication of the annual civil court calendar in the Dauphin County Reporter no later than November 1 of the year prior to the calendar's effective date. Cases shall be listed for trial in accordance with Dauphin County R.C.P. 215.1.
- (b) Each party to an action which has been listed for civil jury trial shall file a pre-trial statement pursuant to Pa.R.C.P. 212.2 no later than seven days prior to the date set for the pre-trial conference. The original statement shall be filed with the Prothonotary and a copy shall be served on the pre-trial conference judge.

COMMENT: Pursuant to Pa.R.C.P. 212.1(c)(2), Dauphin County has altered the time frames for filing a pre-trial statement set forth in Pa.R.C.P. 212.1(b).

RULE 212.2. CONTENTS OF PRE-TRIAL STATEMENTS

In addition to the requirements of Pa.R.C.P. 212.2, the pre-trial statement shall include:

- (a) the estimated length of trial;
- (b) any scheduling problems;
- (c) any special evidentiary issues;
- (d) a realistic settlement offer or demand;
- (e) a certification that counsel discussed mediation in good faith with his or her client(s) and with opposing counsel and with all unrepresented parties, if any, in accordance with Dauphin County Local Rule 1001.

RULE 212.3. PRE-TRIAL CONFERENCES IN JURY TRIAL CASES

- (1)(a) For each term of court, a pre-trial conference for all cases on the civil jury trial list shall be held on a date specially fixed by the Court and published in the court calendar. Assignments designating the judge and the time of the conference shall be noted on the final trial list. Copies of the trial list will be available at the Court Administrator's Office and the Prothonotary's Office.
 - (b) Each party shall be represented at the conference by counsel who will try the case or an authorized representative.
- (2) Counsel attending the pre-trial conference must have complete authority to stipulate on items of evidence and admissions as well as authority to settle. Counsel shall have the client available for consultation regarding settlement.
- (3) At the pre-trial conference, efforts shall be made to narrow legal issues, to reach stipulations as to facts not in controversy, to shorten the time and expense of trial, and to discuss the prospects of settlement. The Court, at its option, may

enter a pre-trial order to become part of the record of the case, embracing all stipulations, admissions and other matters which have come before it.

- (4) If counsel fails to appear, the Court may impose appropriate sanctions.

[1] ROBERT M. MUMMA, II v. DAUPHIN DEPOSIT BANK AND TRUST COMPANY

4753 CV 1993
BREACH OF CONTRACT

3 WEEKS

**TO BE TRIED BY JUDGE
KLEINFELTER**

PRETRIAL CONFERENCE

9:00 – JUDGE KLEINFELTER

KATHERINE I. FUNK
WILLIAM COPLEY
1301 K STREET, NW
SUITE 600, EAST TOWER
WASHINGTON, DC 20005
(202) 408-6400

THOMAS A. FRENCH
233-5731

MARK A. FINK
1221 AVENUE OF THE AMERICAS
NEW YORK, NY 10020
(212) 768-6700

JASON KUTULAKIS
36 SOUTH HANOVER STREET
CARLISLE, PA 17013
249-0900

[2] HARRIET JENAKOVICH, EXECUTRIX OF THE ESTATE OF DAVID JENAKOVICH v. DAVID W. WELLS, D.D.S. AND STANLEY OWEN, D.D.S.

605 CV 2001
MEDICAL MALPRACTICE

5 DAYS

PRETRIAL CONFERENCE

**TO BE TRIED BY JUDGE QUIGLEY
9:00 A.M. – JUDGE HOOVER**

MICHAEL J. TROIANI
166 EAST LEVERING MILL ROAD
SUITE 205
BALA CYNWYD, PA 19004
(610) 660-8700

JOSEPH A. RICCI
P. O. BOX 516
MECHANICSBURG, PA 17055
766-4211

WILEY PARKER
937 WILLOW STREET
P. O. BOX 1140
LEBANON, PA 17042
274-3644

[3] STANLEY RASH, ADMINISTRATOR OF THE ESTATE OF GENEVIEVE A. LUPP, DECEASED AND GERALD R. LUPP v. TRISTAN ASSOCIATES, HARRISBURG BREAST DIAGNOSTIC CENTER, T/D/B/A HERSHEY BREAST DIAGNOSTIC CENTER, JOACHIM J. HUERTER, M.D., AND MARY ELLEN FISHER, M.D.

2250 CV 2001
MEDICAL MALPRACTICE

5 DAYS

PRETRIAL CONFERENCE

**TO BE TRIED BY JUDGE EVANS
9:00 A.M. – JUDGE EVANS**

PETER M. VILLARI
8 TOWER BRIDGE
161 WASHINGTON STREET
SUITE 400
CONSHOHOCKEN, PA 19428
(610) 729-2900

KEVIN OSBORNE
301 MARKET STREET
LEMOYNE, PA 17043
761-4540

TERENCE M. PITT
34 GREEN STREET
P. O. BOX 5011
LANSDALE, PA 19446
(610) 940-2300

[4] CHARLES MARTZ, INDIVIDUALLY AND AS THE ADMINISTRATOR OF THE ESTATE OF TAUENTA B. MARTZ, DECEASED v. PINNACLE HEALTH SYSTEM, PINNACLE HEALTH HOSPITALS, HARRISBURG HOSPITAL, ANDREWS AND PATEL ASSOCIATES, SHASHIKANT B. PATEL, M.D. AND MARGARITA R. GAREIS, M.S.

4432 CV 2002
MEDICAL MALPRACTICE

5 DAYS

PRETRIAL CONFERENCE

**TO BE TRIED BY JUDGE TURGEON
OCTOBER 17, 2007
2:30 P.M. – JUDGE TURGEON**

STEPHEN PEDERSEN
214 SENATE AVENUE, SUITE 602
CAMP HILL, PA 17011
763-1170

RANDALL GALE
THOMAS O'NEILL
255-7648

STEPHEN L. BANKO, JR.
3510 TRINDLE ROAD
CAMP HILL, PA 17011
975-8114

[5] TIM SHUGHART AND DOTTIE YOUNG, HUSBAND AND WIFE v. CARLISLE CARRIER CORPORATION, CONEWAGO ENTERPRISES, INC. AND RECKITT BENCKISER, INC.

1952 CV 2004
NEGLIGENCE

5-7 DAYS

PRETRIAL CONFERENCE

**TO BE TRIED BY JUDGE CHERRY
11:00 A.M. – JUDGE CHERRY**

DOTTIE YOUNG

KEVIN MCNAMARA
237-7132

DONALD CARMELITE
651-3504

JASON DARIA
25TH FLOOR
1845 WALNUT STREET
PHILADELPHIA, PA 19103
(215) 567-8300

ANTHONY POTTER
238-9300

[6] SUZANNE WELCH AND SAMUEL WELCH, HER HUSBAND v.
PINNACLE HEALTH HOSPITALES T/D/B/A PINNACLE HEALTH AT
HARRISBURG HOSPITAL, J. PAUL ROGERS, M.D., JACK MOODY, M.D.,
JOSEPH T. ACRI, D.O., AND STANLEY R. GOODMAN, M.D. & ASSOCIATES

5349 CV 2004
MEDICAL MALPRACTICE

5 DAYS

PRETRIAL CONFERENCE

**TO BE TRIED BY JUDGE LEWIS
9:00 A.M. – JUDGE LEWIS**

NEIL J. ROVNER
238-6791

SARAH W. AROSELL
255-7231

LAURALEE BAKER
3510 TRINDLE ROAD
CAMP HILL, PA 17011
975-8114

LEIGH ELLIS
2010 MARKET STREET
CAMP HILL, PA 17011
909-7006

[7] RONALD AND EARLENE YOUNG v. UGI UTILITIES

3634 CV 2004
PRODUCTS LIABILITY

2 DAYS

PRETRIAL CONFERENCE

**TO BE TRIED BY JUDGE CLARK
9:00 A.M. – JUDGE CLARK**

TODD COHEN
1420 WALNUT STREET
16TH FLOOR
PHILADELPHIA, PA 19102
(215) 568-9300

THOMAS BRUMBAUGH
441-7060

[8] ROBERT ARCHIBALD AND KRISTA ARCHIBALD v. CODY KEMBLE

2079 CV 2005
PREMISES LIABILITY

3 DAYS

PRETRIAL CONFERENCE

**TO BE TRIED BY JUDGE CLARK
9:30 A.M. – JUDGE CLARK**

SCOTT COOPER
232-6300

JEFFERSON SHIPMAN
301 MARKET STREET
LEMOYNE, PA 17043
761-4540

[9] MARY LOU WARFEL AND DANIEL L. WARFEL, HER HUSBAND v.
CIRCUIT CITY STORES, INC.

5202 CV 2005
TRIP AND FALL

2 DAYS

PRETRIAL CONFERENCE

9:30 A.M. – JUDGE HOOVER

RICHARD SADLOCK
238-6791

GREGORY HIRTZEL
1857 WILLIAM PENN WAY
P. O. BOX 10248
LANCASTER, PA 17605-0248
391-4411

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