

FIRST JUDICIAL DISTRICT OF PENNSYLVANIA
COURT OF COMMON PLEAS OF PHILADELPHIA COUNTY

No. 02 of 2019

President Judge Administrative Order

***In re:* Special Election for the 190th Legislative District**
To Be Held: Tuesday, March 12, 2019

ORDER

AND NOW, this 15 day of February, 2019, the following assignments are made in connection with the March 12, 2019 Special Election, which shall supersede other assignments, during the scheduled Election Court hours only.

No substitutes will be provided by the President Judge. In the event of a personal emergency, the assigned judges must arrange for substitutes with any judge not assigned herein. However, judges assigned to the criminal list room program should not sit in Election Court in lieu of their list room assignments. If substitutions are made, the information must be provided to the Office of the President Judge as soon as possible.

I. CENTRAL ELECTION COURT

Courtroom 602 City Hall will be the central location for all records of the Registration Division, Board of Elections and the Office of Judicial Records (formerly “Prothonotary”) on March 12, 2019. Central Election Court will be available **as needed** from 7:00 AM until 10:00 PM (Call: 215-459-0040).

Judges assigned to the Central Election Court will have jurisdiction over all election matters, and shall, as provided in 25 P.S. § 3046:

act as a committing magistrate for any violation of the election laws;
settle summarily controversies that may arise with respect to the conduct of the election;
issue process, if necessary, to enforce and secure compliance with the election laws;
decide such other matters pertaining to the election as may be necessary to carry out the intent of the Election Code; and
when an individual is seeking a judicial order to vote, shall inform the individual of the provisional ballot process set forth in 25 P.S. § 3050. Section 3050 provides, *inter alia*:

- **an individual who claims to be properly registered and eligible to vote at the election district but whose name does not appear on the district register and whose registration cannot be determined by the inspectors of election or the county election board shall be permitted to cast a provisional ballot.**
- **Prior to voting the provisional ballot, the elector shall be required to execute an affidavit which must be signed by the voter, the Judge of Election and minority inspector.**
- **After the provisional ballot has been cast, the individual shall place it in a secrecy envelope. The individual shall place the secrecy envelope in the provisional ballot envelope and shall place his signature on the front of the provisional ballot envelope.**

	<u>Judge</u>
7 AM to 2:30 PM - <i>as needed</i>	Honorable Idee C. Fox
2:30 PM to 10:00 PM - <i>as needed</i>	Honorable Idee C. Fox

II. STANDBY ASSIGNMENTS

As necessary, stand-by Judges may be called upon by the President Judge to preside in Central Election Court, 602 City Hall in the event of unforeseen events.

III. ELECTION BOARD PETITIONS

Petitions to Fill Vacancies in Election Boards (judge of election, majority inspector, minority inspector) within the 190th Legislative District must be electronically filed not earlier than February 11, 2019 and no later than 3:00 p.m. on Wednesday, February 27, 2019 through the Court's electronic filing website at www.philacourts.us pursuant to Pa.R.C.P. No. 205.4 and Philadelphia Civil Rule *205.4. Assistance with electronic filing shall be provided through the Office of Judicial Records (formerly "Prothonotary"), Room 296 City Hall, Philadelphia, PA 19107.

The Petitioner shall serve the City Commissioners and the Democratic/Republican City Committee, as applicable, as provided in the Order to Show Cause.

A hearing on the *Petitions to Fill Vacancies in Election Boards* will be held in Courtroom 602 City Hall, Philadelphia, PA on Wednesday, March 6, 2019, at 9:00 a.m., President Judge Idee C. Fox or her designee presiding. Unless terminated earlier as provided by law, the term of office of any person appointed to fill a vacancy in the Election Board shall continue for the remainder of the vacancy.

IV. EMERGENCY APPLICATIONS FOR ABSENTEE BALLOT

As provided by Act 137 of 2006 (see 25 P.S. §3146.2a), Electors who become physically disabled or ill, or due to business reasons are absent from Philadelphia after 5:00 PM Friday, March 8, 2019 and until 8:00 PM on March 12, 2019 may request an Absentee Ballot if the Elector or the Elector's Authorized Representative completes and files with the Court of Common Pleas "an Emergency Application" (or a letter or other signed document which includes the same information as is provided in the Emergency Application) as follows:

1) Only the Elector or his/her Authorized Representative can file the Emergency Application and attend the hearing scheduled on the Application.

2) **Emergency Applications filed with the Court during non-court hours will be scheduled and heard on the next business day.**

3) **Monday, March 11, 2019**. The elector or the elector's Authorized Representative may request an **Emergency Application for Absentee Ballot** between 9:00 AM to 5:00 PM as follows:

a) bring the completed Emergency Application form (and if you are applying on behalf of the Elector, the Elector's Authorized Representative form) to the City Commissioners' Office, Room 142 City Hall. The Election Voter Registration Clerk will determine whether the Elector is otherwise qualified to vote, and if so, will direct the person to the ***Office of Judicial Records*** (heretofore the "*Prothonotary*") for filing the Application;

b) bring the documentation provided by the Election Voter Registration Clerk to the ***Office of Judicial Records*** (heretofore the "*Prothonotary*") in Room 296 City Hall. The Application will be filed, a hearing will be scheduled, and a Scheduling Order with the date, time and place of the hearing will be given to the filer. The Office of Judicial Records will send a copy of the Scheduling Order to the Election Voter Registration Clerk; and

c) the Elector or Authorized Representative must appear on the scheduled hearing date, and after the hearing, the Election Judge will issue an Order. If the Application is granted, the Elector or Authorized Representative will be given the absentee ballot. Election Staff personnel will be available to answer any questions.

4) **Tuesday, March 12, 2019**. The elector or the elector's Authorized Representative may request an **Emergency Application for Absentee Ballot** between 7:00 AM and 8:00 PM provided in Section I, above.

5) The required forms are available from: **the County Board of Elections**, Room 142 City Hall; the ***Office of Judicial Records*** (formerly the "*Prothonotary*") in Room 296 City Hall; and the Court's website: www.philacourts.us/forms or www.courts.phila.gov/forms.

V. OFFICIAL ELECTION COUNT

The official election count will commence on Friday, March 16, 2019, at 9:00 a.m., at Riverview Place, 6th Floor, Delaware Avenue and Spring Garden Street, Philadelphia, Pennsylvania.

*This Election Schedule is available on the First Judicial District Web Site at:
www.philacourts.us or www.courts.phila.gov.

BY THE COURT:

/s/ Idee C. Fox

**Honorable Idee C. Fox, President Judge
Court of Common Pleas**