

**IN THE COURT OF COMMON PLEAS OF ERIE COUNTY**

MARK KIDDO, JOAN HORDUSKY,  
MIKE DZURKO, CHRISTINE ARNONE,  
JENNIE CLAY, MADELYN GROOVER,  
MELISSA GUZOWSKI and  
JEFF GRANGER,

Plaintiffs,

CIVIL DIVISION  
NO 13144-2018

v

AMERICAN FEDERATION OF STATE,  
COUNTY AND MUNICIPAL  
EMPLOYEES, LOCAL 2206,  
AMERICAN FEDERATION OF STATE,  
COUNTY AND MUNICIPAL  
EMPLOYEES, DISTRICT COUNCIL 85,  
RANDY PROCIOUS in his official  
Capacity, SHANE CLARK in his official  
Capacity, and ERIE WATER WORKS,

Defendants

2019 APR 18 AM 10:10  
CLERK OF RECORDS  
PROTHONOTARY  
COMMON PLEAS COURT  
ERIE, PA  
3-5-19

**NOTICE OF APPEAL**

Notice is hereby given that American Federation of State, County and  
Municipal Employees, Local 2206, American Federation of State, County and  
Municipal Employees, District Council 85, Randy Procious, and Shane Clark,  
Defendants above-named, hereby appeal to the Commonwealth Court of  
Pennsylvania from the order entered in this matter on the 19<sup>th</sup> day of March, 2019.  
This order has been entered in the docket on the 19<sup>th</sup> day of March, 2019, as  
evidenced by the attached copy of the docket entries

pd \$54.50

REQUEST FOR TRANSCRIPT

A Notice of Appeal having been filed in this matter, the official court reporter is hereby requested to produce, certify and file the outstanding transcript for the hearings held in this matter on February 26, 2019 and March 15, 2019, in conformity with Rule 1922 of the Pennsylvania Rules of Appellate Procedure Pursuant to Pa R A P 1911(a), the reporter is requested to notify the Appellant of the required deposit for transcription

Respectfully submitted,

**WILLIG, WILLIAMS & DAVIDSON**



AMY L. ROSENBERGER, ESQUIRE  
Pa Attorney I.D No 76257  
ALIDZ OSHAGAN, ESQUIRE  
Pa Attorney I D No 321986  
1845 Walnut Street, 24<sup>th</sup> Floor  
Philadelphia, PA 19103  
(215) 656-3600

Dated: April 16, 2019

COMMON PLEAS COURT  
LEHIGH COUNTY, PA  
2019 APR 18 AM 10:11  
CLERK OF RECORDS  
PROTHONOTARY

2018-13144 MARK KIDDO, AL (vs) AMERICAN FEDERATION OF STATE\*\*

Reference No		Filed	12/05/2018
Case Type	TORT - OTHER	Time.	2 13
Judgment	00	Execution Date	0/00/0000
Judge Assigned	BRABENDER DANIEL J JR, JUDGE	Jury Trial	
Disposed Desc		Disposed Date	0/00/0000
----- Case Comments -----		Higher Crt 1	
		Higher Crt 2	

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General Index Attorney Info

KIDDO MARK NO ADDRESS GIVEN	PLAINTIFF	OSBORNE DAVID R, ESQ MONTAGNINI JOSHUA M, ESQ MARTINUCCI ARTHUR D, ESQ
HORDUSKY JOAN NO ADDRESS GIVEN	PLAINTIFF	OSBORNE DAVID R, ESQ MONTAGNINI JOSHUA M, ESQ MARTINUCCI ARTHUR D, ESQ
DZURKO MIKE NO ADDRESS GIVEN	PLAINTIFF	OSBORNE DAVID R, ESQ MONTAGNINI JOSHUA M, ESQ MARTINUCCI ARTHUR D, ESQ
ARNONE CHRISTINE NO ADDRESS GIVEN	PLAINTIFF	OSBORNE DAVID R, ESQ MONTAGNINI JOSHUA M, ESQ MARTINUCCI ARTHUR D, ESQ
CLAY JENNIE NO ADDRESS GIVEN	PLAINTIFF	OSBORNE DAVID R, ESQ MONTAGNINI JOSHUA M, ESQ MARTINUCCI ARTHUR D, ESQ
GROOVER MADELYN NO ADDRESS GIVEN	PLAINTIFF	OSBORNE DAVID R, ESQ MONTAGNINI JOSHUA M, ESQ MARTINUCCI ARTHUR D, ESQ
GUZOWSKI MELISSA NO ADDRESS GIVEN	PLAINTIFF	OSBORNE DAVID R, ESQ MONTAGNINI JOSHUA M, ESQ MARTINUCCI ARTHUR D, ESQ
GRANGER JEFF NO ADDRESS GIVEN	PLAINTIFF	OSBORNE DAVID R, ESQ MONTAGNINI JOSHUA M, ESQ MARTINUCCI ARTHUR D, ESQ
AMERICAN FEDERATION OF STATE CO & MUNICIPAL EMPL LOCAL 2206 NO ADDRESS GIVEN	DEFENDANT	ROSENBERGER, AMY L, ESQ OSHAGAN ALIDZ, ESQ
AMERICAN FEDERATION STATE CO MUNICIPAL EMPL DIST COUNCIL 85 NO ADDRESS GIVEN	DEFENDANT	ROSENBERGER, AMY L, ESQ OSHAGAN ALIDZ, ESQ
PROCIOSUS RANDY NO ADDRESS GIVEN	DEFENDANT	ROSENBERGER, AMY L, ESQ
CLARK SHANE NO ADDRESS GIVEN	DEFENDANT	ROSENBERGER, AMY L, ESQ
ERIE WATER WORKS NO ADDRESS GIVEN	DEFENDANT	
A F S C M E LOCAL 2206 NO ADDRESS GIVEN	DEFENDANT	ROSENBERGER, AMY L, ESQ OSHAGAN ALIDZ, ESQ
A F S C M E DISTRICT COUNCIL 85	DEFENDANT	ROSENBERGER, AMY L, ESQ OSHAGAN ALIDZ, ESQ

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\* Date Entries \*

12/05/2018 - - - - - FIRST ENTRY - - - - -  
 CAPTION MARK KIDDO, JOAN HORDUSKY, MIKE DZURKO, CHRISTINE ARNONE,  
 JENNIE CLAY, MADELYN GROOVER, MELISSA GUZOWSKI, AND JEFF GRANGER  
 VS AMERICAN FEDERATION OF STATE COUNTY AND MUNICIPAL EMPLOYEES

2018-13144 MARK KIDDO, AL (vs) AMERICAN FEDERATION OF STATE\*\*

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Disposed Desc		Disposed Date	0/00/0000

----- Case Comments -----  
 Higher Crt 1  
 Higher Crt 2

LOCAL 2206, AMERICAN FEDERATION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES DISTRICT COUNCIL 85, RANDY PROCIOS IN HIS OFFICIAL CAPACITY, SHANE CLARK IN HIS OFFICIAL CAPACITY, AND ERIE WATER WORKS

- 12/05/2018 CIVIL COVER SHEET FILED
- 12/05/2018 COMPLAINT AND DEMAND FOR JURY TRIAL ENTER JUDGMENT AGAINST DEFTS, ORDER TO ALLOW PLFFS TO REVOTE ON THE FINAL OFFER INCLUDING OPTION #1 AND #2, AND/OR AWARD DAMAGES TO AFSCME IN EXCESS OF \$50,000 00 , AWARD COSTS AND FEES INCLUDING REASONABLE ATTY'S FEES, PLFFS DEMAND TRIAL BY JURY W/NOTICE TO DEFEND W/I TWENTY (20) DAYS, VERIFICATIONS AND EXHIBITS ATTACHED HERETO F/DAVID R OSBORNE ESQ
- 12/18/2018 MOTION FOR PRELIMINARY INJUNCTION ON BEHALF OF PLTF F/DAVID R OSBORNE, ESQ W/CERT OF SERVICE AND PROPOSED ORDER
- 12/19/2018 NOTICE OF HEARING DTD 12/19/18, UPON CONSIDERATION OF THE FORGOING MOTION FOR PRELIMINARY INJUNCTION, A HEARING IS SCHEDULED FOR 12/27/18 AT 9 30AM IN CTRM 220 - F BEFORE JUDGE DANIEL J BRABENDER, JR, ERIE COUNTY COURTHOUSE, ERIE, PENNSYLVANIA S/DANIEL J BRABENDER, JR, JUDGE (NOTICE GIVEN)
- 12/20/2018 PRAECIPE FOR APPEARANCE ON BEHALF OF THE AMERICAN FEDERATION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES, LOCAL 2206, THE AMERICAN FEDERATION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES, DISTRICT COUNSEL 85, RANDY RPOCIOS AND SHANE CLARK F/AMY ROSENBERGER ESQ W/CERTIFICATE OF SERVICE
- 12/24/2018 ENTRY OF APPEARANCE AS ADDITIONAL COUNSEL FOR PLTF F/JOSHUA M MONTAGNINI, ESQ W/CERT OF SERVICE
- 12/27/2018 JOINT MOTION TO MODIFY HEARING DATE F/AMY L ROSENBERGER, ESQ, ROBERT D ZARUTA, ESQ, AND DAVID R OSBORNE, ESQ, W/PROPOSED ORDER AND CERT OF SERVICE
- 12/28/2018 PROPOSED ORDER DTD 12/27/18, UPON CONSIDERATION OF THE JOINT MOTION TO MODIFY HEARING DATE, IT IS HEREBY ORDERED THAT THE MOTION IS GRANTED A HEARING ON PLTF'S MOTION FOR PRELIMINARY INJUNCTION WILL TAKE PLACE ON 2/26/19 S/DANIEL J BRABENDER, JR, JUDGE (NOTICE GIVEN)
- 1/07/2019 AFFIDAVIT OF SHANE CLARK F/SHANE CLARK W/EXHIBITS 1-7
- 1/07/2019 MEMORANDUM OF LAW IN OPPOSITION TO PLTF'S MOTION FOR PRELIMINARY INJUNCTION F/ALIDZ OSHAGAN, ESQ, W/CERT OF SERVICE AND PROPOSED ORDER
- 1/15/2019 SHERIFF'S FILE RETURNED TO PROTHONOTARY'S OFFICE, FILED  
 CASE TYPE CIVIL COMPLAINT RET TYPE REGULAR  
 LITIGANT AMERICAN FEDERATION OF STATE, COUNTY, ET AL  
 ADDRESS 626 STATE ST  
 CTY/ST/ZIP ERIE, PA 16501  
 HND TO BREE MILLER, ACCIDENT CLERK/AIC  
 SHF/DPTY ASHLEY BALOGH  
 DATE/TIME 12/7/18 @ 1511
- 1/15/2019 SHERIFF'S FILE RETURNED TO PROTHONOTARY'S OFFICE, FILED  
 CASE TYPE CIVIL COMPLAINT RET TYPE REGULAR  
 LITIGANT RANDY PROCIOS  
 ADDRESS 626 STATE ST  
 CTY/ST/ZIP ERIE, PA 16501  
 HND TO BREE MILLER, ACCIDENT CLERK/AIC  
 SHF/DPTY ASHLEY BALOGH  
 DATE/TIME 12/7/18 @ 1511
- 1/15/2019 SHERIFF'S FILE RETURNED TO PROTHONOTARY'S OFFICE, FILED  
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2018-13144 MARK KIDDO, AL (vs) AMERICAN FEDERATION OF STATE\*\*

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----- Case Comments -----		Higher Crt 1	
		Higher Crt 2	

LITIGANT ERIE WATER WORKS  
 ADDRESS 340 WEST BAYRONT PARKWAY  
 CTY/ST/ZIP ERIE, PA 16507  
 HND TO RONALD LOADER, SENIOR MANAGER/AIC  
 SHF/DPTY ASHLEY BALOGH  
 DATE/TIME 12/7/18 @ 1541

1/15/2019 SHERIFF'S FILE RETURNED TO PROTHONOTARY'S OFFICE, FILED  
 CASE TYPE CIVIL COMPLAINT RET TYPE REGULAR  
 LITIGANT AMERICAN FEDERATION OF STATE, ET AL  
 ADDRESS 1276 LIBERTY ST  
 CTY/ST/ZIP FRANKLIN, PA 16323  
 HND TO COURTNEY PROPER, SECRETARY/AIC  
 SHF/DPTY ERIC K FOY - VENANGO CO  
 DATE/TIME 12/10/18 @ 1034

1/15/2019 SHERIFF'S RETURN NOW, JOHN LOOMIS SHERIFF OF ERIE COUNTY, PA DO  
 HEREBY DEPUTIZE THE SHERIFF OF VENANGO COUNTY TO EXECUTE THIS WRIT  
 AND MAKE RETURN THEREOF ACCORDING TO LAW THIS DEPUTATION BEING  
 MADE AT THE REQUEST AND RISK OF THE PLAINTIFF S/JOHN LOOMIS,  
 SHERIFF

1/15/2019 SHERIFF'S FILE RETURNED TO PROTHONOTARY'S OFFICE, FILED  
 CASE TYPE CIVIL COMPLAINT RET TYPE REGULAR  
 LITIGANT SHANE CLARK  
 ADDRESS 5296 AUTUMNWOOD DR  
 CTY/ST/ZIP COCHRANTON, PA 16314  
 HND TO SHANE CLARK, PERSONALLY  
 SHF/DPTY NICK HOKE - CRAWFORD CO  
 DATE/TIME 12/24/18 @ 0958

1/15/2019 SHERIFF'S RETURN NOW, JOHN LOOMIS SHERIFF OF ERIE COUNTY, PA DO  
 HEREBY DEPUTIZE THE SHERIFF OF CRAWFORD COUNTY TO EXECUTE THIS WRIT  
 AND MAKE RETURN THEREOF ACCORDING TO LAW THIS DEPUTATION BEING  
 MADE AT THE REQUEST AND RISK OF THE PLAINTIFF S/JOHN LOOMIS,  
 SHERIFF

1/15/2019 SHERIFF FEE(S) PD \$ 44 59 - CRAWFORD CO  
 SHERIFF FEE(S) PD \$ 190 00 - ERIE CO  
 SHERIFF FEE(S) PD \$ 25 73 - VENANGO CO (PAID)

1/24/2019 UNION DEFTS' PRELIMINARY OBJECTIONS TO THE COMPLAINT F/ALIDZ  
 OSHAGAN, ESQ W/CERT OF SERVICE, EXHIBITS A & B, AND PROPOSED ORDER

2/01/2019 SUBPOENA TO ATTEND AND TESTIFY TO DAVID J HENDERSON NORTHWESTERN  
 PENNSYLVANIA PUBLIC EMPLOYEES COUNCIL 85 ("DISTRICT COUNCIL 85")  
 ISSUED AT THE REQUEST OF JUSTIN T MILLER, ESQ

2/01/2019 SUBPOENA TO ATTEND AND TESTIFY TO RANDY PROCIOSUS ISSUED AT THE  
 REQUEST OF JUSTIN T MILLER, ESQ

2/01/2019 SUBPOENA TO ATTEND AND TESTIFY TO CHRISTINE ARNONE ISSUED AT THE  
 REQUEST OF JUSTIN T MILLER, ESQ

2/01/2019 SUBPOENA TO ATTEND AND TESTIFY TO MIKE DZURKO ISSUED AT THE  
 REQUEST OF JUSTIN T MILLER, ESQ

2/01/2019 SUBPOENA TO ATTEND AND TESTIFY TO JENNIE CLAY ISSUED AT THE  
 REQUEST OF JUSTIN T MILLER, ESQ

2/01/2019 SUBPOENA TO ATTEND AND TESTIFY TO MADELYN GROOVER ISSUED AT THE  
 REQUEST OF JUSTIN T MILLER, ESQ

2/01/2019 SUBPOENA TO ATTEND AND TESTIFY TO MARK KIDDO ISSUED AT THE REQUEST  
 OF JUSTIN T MILLER, ESQ

2/01/2019 SUBPOENA TO ATTEND AND TESTIFY TO JEFF GRANGER ISSUED AT THE  
 REQUEST OF JUSTIN T MILLER, ESQ

2018-13144 MARK KIDDO, AL (vs) AMERICAN FEDERATION OF STATE\*\*

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Disposed Desc		Disposed Date	0/00/0000
----- Case Comments -----		Higher Crt 1	
		Higher Crt 2	

2/01/2019 SUBPOENA TO ATTEND AND TESTIFY TO MELISSA GUZOWSKI ISSUED AT THE REQUEST OF JUSTIN T MILLER, ESQ

2/01/2019 SUBPOENA TO ATTEND AND TESTIFY TO JOAN HORDUSKY ISSUED AT THE REQUEST OF JUSTIN T MILLER, ESQ

2/01/2019 SUBPOENA TO ATTEND AND TESTIFY TO SHANE CLARK ISSUED AT THE REQUEST OF JUSTIN T MILLER, ESQ

2/01/2019 SUBPOENA TO ATTEND AND TESTIFY TO AARON STANKIEWIZ ISSUED AT THE REQUEST OF JUSTIN T MILLER, ESQ

2/01/2019 SUBPOENA TO ATTEND AND TESTIFY TO CORPORATE SECRETARY OR DESIGNEE AS CUSTODIAN OF RECORDS ISSUED AT THE REQUEST OF JUSTIN T MILLER, ESQ

2/04/2019 CASE MANAGEMENT ORDER DTD 2/01/19, DISCOVERY SHALL BE COMPLETED BY 10/02/19, PLFF'S PRE-TRIAL STATEMENT FILED BY 11/02/19, DEFT'S PRE-TRIAL STATEMENT FILED BY 12/02/19, RECOMMENDED TRIAL TERM IS MAY, 2020 TERM OF COURT & COUNSEL SHALL CERTIFY THE CASE FOR TRIAL, ALL DEPOSITIONS FOR USE AT TRIAL SHALL BE COMPLETED ONE WEEK PRIOR TO RECOMMENDED TRIAL TERM, ALL MOTIONS IN LIMINE SHALL BE FILED ONE WEEK PRIOR TO RECOMMENDED TRIAL TERM, ALL TIME PERIODS SHALL BE STRICTLY FOLLOWED UNLESS MODIFIED BY ORDER OF COURT, PLFF SHALL SERVE A COPY OF THIS ORDER UPON ALL PARTIES PER PA RCP 440 S/DANIEL J BRABENDER JR , JUDGE (NOTICE GIVEN)

2/13/2019 PLTFS' RESPONSE TO UNION DEFTS' PRELIMINARY OBJECTIONS F/JUSTIN T MILLER, ESQ , W/CERT OF SERVICE

2/13/2019 SUBPOENA TO ATTEND AND TESTIFY TO KEISHA ROSS ISSUED AT THE REQUEST OF JUSTIN T MILLER, ESQ

2/13/2019 SUBPOENA TO ATTEND AND TESTIFY TO DARCI AGUIRRE ISSUED AT THE REQUEST OF JUSTIN T MILLER, ESQ

2/19/2019 MEMORANDUM OF LAW IN SUPPORT OF UNION DEFTS' PRELIMINARY OBJECTIONS TO THE COMPLAINT F/ALIDZ OSHAGAN, ESQ , W/CERT OF SERVICE AND CERT OF COMPLIANCE

2/20/2019 SUBPOENA TO ATTEND & TESTIFY TO RONALD G COSTANTINI ISSUED AT THE REQUEST OF JUSTIN T MILLER

2/28/2019 NOTICE OF HEARING DTD 2/27/19, A HEARING HELD 2/25/19, ADDITIONAL TIME IS NEEDED REGARDING THE MOTION FOR PRELIMINARY INJUNCTION THEREFORE, A SECOND DAY IS SCHEDULED FOR 6/25/19 AT 1 30PM IN CTRM 206 - A BEFORE JUDGE DANIEL J BRABENDER, JR , ERIE COUNTY COURTHOUSE, 140 WEST 6TH ST , ERIE, PENNSYLVANIA S/DANIEL J BRABENDER, JR , JUDGE (NOTICE GIVEN)

3/07/2019 PRAECIPE FOR ENTRY OF APPEARANCE ON BEHALF OF PLTFS AS LOCAL COUNSEL F/ARTHUR D MARTINUCCI, ESQ W/CERT OF SERVICE

3/07/2019 PLTFS' RENEWED MOTION FOR PRELIMINARY INJUNCTION AND REQUESTING EMERGENCY RELIEF F/ARTHUR MARTINUCCI, ESQ W/CERT OF SERVICE AND PROPOSED ORDER

3/11/2019 SUPPLEMENTAL MEMORANDUM OF LAW IN OPPOSITION TO PLTFS' RENEWED MOTION FOR PRELIMINARY INJUNCTION F/ALIDZ OSHAGAN, ESQ W/CERT OF SERVICE AND PROPOSED ORDER

3/11/2019 NOTICE OF HEARING DTD 3/11/19, UPON CONSIDERATION OF THE FOREGOING RENEWED MOTION FOR PRELIMINARY INJUNCTION AND REQUEST FOR EMERGENCY RELIEF, A HEARING IS SCHEDULED FOR 3/15/19 AT 10 AM IN CRTRM A-206 BEFORE JUDGE DANIEL J BRABENDER, JR, ECCH S/DANIEL J BRABENDER, JR, JUDGE (NOTICE GIVEN)

2018-13144 MARK KIDDO, AL (vs) AMERICAN FEDERATION OF STATE\*\*

Reference No		Filed	12/05/2018
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Judgment	00	Execution Date	0/00/0000
Judge Assigned	BRABENDER DANIEL J JR, JUDGE	Jury Trial	
Disposed Desc		Disposed Date	0/00/0000

----- Case Comments -----

3/12/2019 SUBPOENA TO ATTEND & TESTIFY TO MARK KIDDO ISSUED AT THE REQUEST OF JUSTIN T MILLER ESQ

3/13/2019 SUBPOENA TO ATTEND & TESTIFY TO AARON STANKIEWIZ, ERIE WATER WORKS ISSUED AT THE REQUEST OF JUSTIN T MILLER ESQ

3/14/2019 TRANSCRIPT OF PRELIMINARY INJUNCTION PROCEEDING HELD BEFORE THE HONORABLE DANIEL J BRABENDER, JR, IN CRTRM A, ECCH, ON 2/26/19 COMMENCING AT 1 34 PM W/CERTIFICATION S/DANIELLE M TARNEY, OFFICIAL COURT REPORTER THE TRANSCRIPT OF THESE PROCEEDINGS IS HEREBY APPROVED AND DIRECTED TO BE FILED S/DANIEL J BRABENDER, JR, JUDGE

3/18/2019 BRIEF IN OPPOSITION TO UNION DEFTS' PRELIMINARY OBJECTIONS F/ARTHUR D MARTINUCCI, ESQ, W/CERT OF SERVICE

3/19/2019 ORDER DTD 3/19/19 UPON CONSIDERATION OF THE PLTFS MOTION FOR PRELIMINARY INJUNCTION, PLTFS RENEWED MOTION FOR PRELIMINARY INJUNCTION AND REQUESTING EMERGENCY RELIEF, THE UNION DEFTS MEMORANDUM OF LAW IN OPPOSITION TO PLTFS MOTION FOR PRELIMINARY INJUNCTION AND THE SUPPLEMENTAL MEMORANDUM OF LAW IN OPPOSITION TO PLTFS RENEWED MOTION FOR PRELIMINARY INJUNCTION, FOLLOWING EVIDENTIARY HEARINGS HELD ON 2/26/19 & 3/15/19, AND UPON NOTICE THE BOARD OF DIRECTORS OF DEFT, ERIE WATER WORKS HAS SCHEDULED A VOTE TO OCCUR ON 3/21/19 ON WHETHER TO ACCEPT OR REJECT AN OFFER PRESENTED TO AND VOTED UPON BY AFSCME, LOCAL 2206 MEMBERSHIP ON OR ABOUT

3/19/2019 ORDER CONT 1/11/18 AND UPON GOOD CAUSE SHOWN, IT IS HEREBY ORDERED AS FOLLOWS 1 DEFT ERIE WATER WORKS AND ITS AGENTS, ASSISTANTS, SUCCESSORS, EMPLOYEES, ATTORNEYS AND ASSIGNS, AND ALL OTHER PERSONS ACTING IN CONCERT OR COOPERATION WITH THEM OR AT THEIR DIRECTION OR UNDER THEIR CONTROL, ARE HEREBY PRELIMINARILY ENJOINED FROM VOTING ON ANY CONTRACT OR AGREEMENT WITH DEFTS AFSCME LOCAL 2206, AFSCME, DISTRICT COUNCIL 85, AND/OR UNION OFFICIALS RANDY PROCIOSUS AND/OR SHANE CLARK IN THEIR OFFICIAL CAPACITIES 2 IT IS FURTHER ORDERED PLTFS SHALL POST A NOMINAL BOND IN THE AMT OF \$ 1 00 S/DANIEL J BRABENDER, JR, JUDGE

3/19/2019 NOTICE GIVEN

3/20/2019 NOTICE OF FILING BOND IN THE AMT OF \$ 1 00 F/ARTHUR D MARTINUCCI, ESQ, W/CERT OF SERVICE

3/20/2019 QUINN LAW FIRM DEPOSITED \$ 1 00 ON THIS DOCKET PER C O DTD 3/19/19 CK # 339362 RECEIPT #1385002 ESS

4/08/2019 TRANSCRIPT OF EXCERPT PRELIMINARY INJUNCTION CONT PROCEEDINGS IN THE ABOVE CAPTIONED MATTER HELD ON 3/15/19 BEFORE THE HONORABLE DANIEL J BRABENDER, JR AT THE ECCH CRTRM A W/CERTIFICATE S/TAMARA Y DOXEY, OFFICIAL COURT REPORTER THE FOREGOING RECORD OF THE PROCEEDINGS UPON THE HEARING OF THE ABOVE CAUSE IS HEREBY APPROVED AND DIRECTED TO BE FILED S/DANIEL J BRABENDER, JR, JUDGE

----- LAST ENTRY -----

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	Escrow Information			
* Fees & Debits	Beg Bal	Pymts/Adj	End Bal	*
*****	*****	*****	*****	*****
COMPLAINT TAX	50	50	00	
COMPLAINT	85 00	85 00	00	
COPY COSTS	5 50	5 50	00	
SUBPOENA	32 50	32 50	00	
SUBPOENA	5 00	5 00	00	
SUBPOENA	2 50	2 50	00	
SUBPOENA	2 50	2 50	00	
SUBPOENA	2 50	2 50	00	

2018-13144 MARK KIDDO, AL (vs) AMERICAN FEDERATION OF STATE\*\*

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Disposed Desc		Disposed Date	0/00/0000
----- Case Comments -----		Higher Crt 1	
		Higher Crt 2	
C O FUNDS	1 00	1 00	00
COPY COSTS	1 50	1 50	00
JCS/ATJ	40 25	40 25	00
AUTOMATION FEE	5 00	5 00	.00
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	183 75	183 75	00

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\* End of Case Information \*  
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## CERTIFICATE OF SERVICE

I, Amy L. Rosenberger, hereby certify that on this 16<sup>th</sup> day of April, 2019, I filed the foregoing Notice of Appeal and Request for Transcript via First Class Mail, postage prepaid, upon the following

David R. Osborne, Esquire  
Justin T. Miller, Esquire  
Nathan J. McGrath, Esquire  
Joshua M. Montagnini, Esquire  
The Fairness Center  
500 North Third Street, Floor 2  
Harrisburg, PA 17101

Arthur T. Martinucci, Esquire  
Quinn Law Firm  
2222 West Grandview Boulevard  
Erie, PA 16506

*Attorneys for Plaintiffs*


Sylvia Waid, Chief Court Reporter  
Court Reporters  
Erie County Courthouse  
140 West Sixth Street, Room 303  
Erie, PA 16501

*Official Court Reporter*

Mark T. Wassell, Esquire  
Robert D. Zaruta, Esquire  
Knox McLaughlin Gornall  
& Sennett, P.C.  
120 West Tenth Street  
Erie, PA 16501-1461

*Attorneys for Defendant  
Erie Water Works*

Hon. Daniel J. Brabender, Jr.  
Erie County Court of Common Pleas  
Erie County Courthouse  
140 West Sixth Street  
Erie, PA 16501



AMY L. ROSENBERGER, ESQUIRE