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Attorneys for Proposed Intervenors: CeaseFire Pennsylvania Education Fund; Philadelphia Anti-Drug/Anti-Violence Network, Inc.; Mothers in Charge, Inc.; Kimberly Burrell; Freda Hall

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| CITY OF PHILADELPHIA, | : | PHILADELPHIA COUNTY |
| | : | COURT OF COMMON PLEAS |
| Plaintiff, | : | CIVIL TRIAL DIVISION |
| | : | |
| v. | : | OCTOBER TERM, 2019 |
| | : | NO. 04036 |
| RASHAD T. ARMSTRONG, | : | |
| | : | |
| Defendant. | : | |

**PROPOSED INTERVENORS' MOTION
TO REASSIGN PENDING MATTERS**

Proposed Intervenors, CeaseFire Pennsylvania Education Fund, Philadelphia Anti-Drug/Anti-Violence Network, Inc., Mothers In Charge, Inc., Kimberly Burrell, and Freda Hall (“Proposed Intervenors”), submit this Motion to Reassign Pending Matters. Specifically, Proposed Intervenors respectfully request that the Court assign for decision all motions, petitions, and preliminary objections that are pending in this case, except for the Preliminary Objections dated December 7, 2019, to the Honorable Edward C. Wright.

Proposed Intervenors’ request is supported for these reasons:

1. Plaintiff, the City of Philadelphia, initiated this action by filing a Complaint on November 1, 2019.

2. Defendant, Rashad Armstrong, filed Preliminary Objections to the Complaint on December 7, 2019. These Preliminary Objections were assigned to the Honorable Lyris F. Younge.

3. Mr. Armstrong filed a Motion for Permanent Injunction on December 16, 2019. This Motion was assigned to the Honorable Edward C. Wright.

4. By two Orders dated January 9, 2020, Judge Younge stayed consideration of the Preliminary Objections to the Complaint “pending a determination on Defendant’s Motion for Permanent Injunction.”

5. On January 14, 2020, Judge Wright issued an Order scheduling a hearing on the Motion for Permanent Injunction on February 21, 2020. Subsequently, on February 5, the Court rescheduled that hearing for March 5.

6. On January 16, 2020, Proposed Intervenors filed a Petition to Intervene, requesting the opportunity to participate as intervenors in the briefing and hearing of the Motion for Permanent Injunction.

7. The Petition to Intervene has been assigned to Judge Younge, not to Judge Wright, who will be considering the Motion for Permanent Injunction and presiding over the March 5 hearing.

8. On January 26, Mr. Armstrong filed Preliminary Objections to the Petition to Intervene.

9. Proposed Intervenors intend to file a response in opposition to Mr. Armstrong’s Preliminary Objections to the Petition to Intervene.

10. Proposed Intervenors' Petition to Intervene, Mr. Armstrong's Preliminary Objections to that Petition, and the Proposed Intervenors' response all relate to the Motion for Permanent Injunction.

11. It is important that a decision on the Petition to Intervene be issued before the hearing on the Motion for Permanent Injunction. This sequence would allow Proposed Intervenors to have an opportunity to participate in the hearing, if their Petition to Intervene is granted.

12. Proposed Intervenors respectfully submit that it is appropriate for Judge Wright to rule on whether they should participate in the briefing and hearing on the Motion for Permanent Injunction, because he will be presiding over the Motion for Permanent Injunction.

13. In furtherance of judicial economy and speedy resolution of the matters listed in ¶ 10, Proposed Intervenors respectfully request that these matters all be assigned for decision to Judge Wright.

WHEREFORE, Proposed Intervenors respectfully request that the Court assign for decision all motions, petitions, and preliminary objections that are pending in this case, except for the Preliminary Objections dated December 7, 2019, to the Honorable Edward C. Wright.

Dated: February 7, 2020 Respectfully submitted,

/s/ George E. Rahn, Jr.
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| Defendant. | : | |

**PROPOSED INTERVENORS' MEMORANDUM OF LAW IN SUPPORT OF
MOTION TO REASSIGN PENDING MATTERS**

Proposed Intervenors, CeaseFire Pennsylvania Education Fund, Philadelphia Anti-Drug/Anti-Violence Network, Inc., Mothers In Charge, Inc., Kimberly Burrell, and Freda Hall ("Proposed Intervenors"), submit this Memorandum of Law in Support of their Motion to Reassign Pending Matters.

I. Matter Before the Court

Proposed Intervenors request reassignment of pending matters in this case, except for the Preliminary Objections to the Complaint, to the Honorable Edward C. Wright.

II. Statement of Question Involved

Should the Petition to Intervene, which relates to the hearing on Motion for Permanent Injunction scheduled for hearing on March 5, be heard prior to, and by the same judge as, the Motion for Permanent Injunction?

Suggested answer: Yes.

III. Facts

The operative facts are set forth in Proposed Intervenors' Motion to Reassign Pending Matters.

IV. Argument

As set forth more fully in Proposed Intervenors' Motion to Reassign Pending Matters, it is important that a decision on the Petition to Intervene be issued before the hearing on the Motion for Permanent Injunction. This sequence would allow Proposed Intervenors to have an opportunity to participate in the hearing, if their Petition to Intervene is granted.

Proposed Intervenors respectfully submit that it is appropriate for Judge Wright to rule on whether they should participate in the briefing and hearing on the Motion for Permanent Injunction, because he will be presiding over the Motion for Permanent Injunction.

V. Relief

In furtherance of judicial economy and speedy resolution of the Petition to Intervene, Proposed Intervenors respectfully request that the Petition to Intervene, Preliminary Objections to the Petition to Intervene, and Proposed Intervenors' response thereto be assigned for decision to Judge Wright.

WHEREFORE, Proposed Intervenors respectfully request that the Court assign for decision all motions, petitions, and preliminary objections that are pending in this case, except for the Preliminary Objections dated December 7, 2019, to the Honorable Edward C. Wright.

Dated: February 7, 2020

Respectfully submitted,

/s/ George E. Rahn, Jr.

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| Defendant. | : | |

[PROPOSED] ORDER

AND NOW, on this ____ day of _____ 2020, upon consideration of Proposed Intervenor's Motion to Reassign Pending Matters, all pending motions, petitions, and preliminary objections in the above-captioned case, except for the Preliminary Objections dated December 7, 2019, are hereby assigned to the Honorable Edward C. Wright.

BY THE COURT:

, J.