

IN THE COMMONWEALTH COURT OF PENNSYLVANIA

C. Alan Walker, in his capacity as
Secretary for the Department of
Community and Economic
Development,

Petitioner

v.

City of Harrisburg,

Respondent :

No. 569 M.D. 2011

ORDER

AND NOW, this 7th day of August, 2012, upon consideration of the Receiver's request to reconsider the Court's *per curiam* orders dated August 1, 2012, and the Application for Special Relief filed by Council for the City of Harrisburg (Council) seeking, among other things, payment of Council's attorney fees incurred in defending the pending Petition for a Writ of Mandamus, and following argument, via teleconference, by counsel for the Receiver, for the City of Harrisburg (City) and for Council, it is hereby ORDERED as follows:

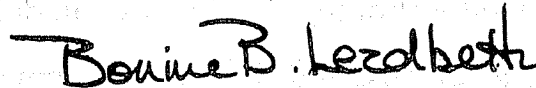
1. City funds in an amount limited to \$7,500 shall be made available to pay Council's attorney fees associated only with the defense of the Petition for a Writ of Mandamus. Payment of these attorney fees shall only be made upon Court approval following review of a detailed accounting of the fees requested.

2. On or before August 13, 2012, Council shall file any Response to the Petition for a Writ of Mandamus. No later than August 20, 2012, the Receiver and the City shall file any Reply thereto.

3. On or before August 13, 2012, the Receiver and the City may file an application or memorandum of law pertaining to procedural issues that may arise if mandamus is granted. No later than August 20, 2012, Council may file a Reply thereto.

4. A hearing on the Petition for a Writ of Mandamus is hereby **rescheduled** for Thursday, August 23, 2012, at 10:30 a.m. in Courtroom 3002, Third Floor, Pennsylvania Judicial Center, 601 Commonwealth Avenue, Harrisburg, PA.

5. This Court's *per curiam* Orders dated August 1, 2012 are hereby vacated and the hearing scheduled for August 14, 2012 is hereby **cancelled**.



BONNIE BRIGANCE LEADBETTER,
Judge


Certified from the Record

AUG 07 2012

And Order Exit