Perry County Magisterial District Reestablishment Plan 2022-2031

#### INTRODUCTION

In October 2021, the Forty-first Judicial District, Perry County, was notified by the Administrative Office of Pennsylvania Courts (AOPC) of its requirement under 42 Pa.C.S.A §1503, to participate in the reestablishment of magisterial districts. This event occurs every ten years and is directly related to the Federal decennial census. The following factors were taken into consideration during the development of this plan: guidelines as set forth by AOPC, case filing statistics and workload statistics for criminal, non-traffic, private criminal, traffic, civil, landlord/tenant, and miscellaneous filings in the three magisterial district courts in Perry County, as well as population of individual municipalities in each district.

This document has been posted online at <u>www.perryco.org</u>, in the individual magisterial district judges' offices within Perry County, the office of the Perry County Commissioners, and the Law Library in the Perry County Courthouse, 2 East Main Street, New Bloomfield, Pennsylvania. Public comments will be received in writing through March 8, 2022. Public comments must bear the name and address of the sender and should be emailed to the District Court Administrator at <u>czook@perryco.org</u> or sent via United States mail to Christina L. Zook, DCA, Perry County Courthouse, PO Box 668, New Bloomfield, Pennsylvania, 17082.

Below please find the magisterial districts as they exist at present as well as the plan for maintaining the status quo by reestablishing the magisterial districts.

District Court	Currently Municipality Jurisdiction	Proposed Municipality Jurisdiction
41-3-03 3351 Susquehanna Trail Duncannon, PA 17020 Current MDJ: Richard Gibney Term expires: January 1, 2028 Status: no change proposed	Duncannon Borough Marysville Borough Miller Township New Buffalo Borough Penn Township Rye Township Watts Township Wheatfield Township	SAME
41-3-04 133 South Fifth Street Newport, PA 17074 Current MDJ: Vacant Status: no change proposed	Bloomfield Borough Buffalo Township Centre Township Greenwood Township Howe Township Juniata Township Millerstown Borough Newport Borough Oliver Township Tuscarora Township	SAME
41-3-05 3553 Shermans Valley Road Loysville, PA 17047 Current MDJ: Elizabeth Frownfelter Term expires: January 1, 2024 Status: no change proposed	Blain Borough Carroll Township Jackson Township Landisburg Borough Northeast Madison Township Saville Township Southwest Madison Township Spring Township Toboyne Township Tyrone Township	SAME

### Judicial District Summary Worksheet – Reestablishment 2021-2022

Judio	cial District Number:	41	County:	Perry	CI	ass of Co	ounty:	6
1.	List the existing magiste 41-3-03, 41-3-04, 41-		ricts in your	judicial district	(##-#-##):			
Case	load Analysis					182		
2.	Average total caseload	5:			Avg for Judic	cial District 190		ass of County 3,230
3.	Compare the difference of your judicial district			•	Difference (2) 260	4 - 28) Rai	nking 1 ot	Total ut of <b>24</b>
4.	Is your judicial district range when compared		-			No		
Prop	osed Actions			1.1.2.3				
	Are any magisterial dist If <b>YES</b> , list the magister 41-3-03, 41-3-04, 41	ial distrie	-			nanges).		Yes
6.	Are any magisterial dist			-	nt (changes)			No
7.	Are any magisterial dist If <b>YES</b> , list the magisteri	•			٦.			No

dditional Workload Factors	
8. Do you have a night court operating within the judicial district?	No
9. Do you have a central court within your judicial district?	Yes
10. Do you have any special programs that will entail effort by the MDJs such as truancy programs or drug, DUI, veteran, or mental health diversion programs? If YES, briefly explain the types of programs.	No
inal Checklist	
11. Was a request for public comment posted?	Yes
12. Method of posting - electronic, physical copy, or both?	Both
13. Were media outlets notified?	No
14. Were public comments received?	No
15. Did you include a copy of the posting and public comments in your submission?	Yes
16. Did you complete summary worksheets for all magisterial districts?	Yes
17. Did you include your petition and all supporting documentation, if applicable?	
18. Did you confer with the MDJs in your county?	Yes
/erification of Submission	
20. Date submitted to AOPC: 3/22/2022	
21. President Judge Name: Kenneth A. Mummah	
Signature Manuel	

### Magisterial District Summary Worksheet - Reestablishment 2021-2022

Ma	gisterial District Court Number:	41-3-03	Cour	nty:	Perry		-
1.	Proposed plan for this magisterial di	strict: R <b>eestablis</b> h		2. Eff	ective date	: 2/28/2	2022
Cas	eload Analysis						
		Avg for Magisterial Distric	t Av	g for Jud	icial District	Avg for	Class of County
3.	Average total caseloads:	A. 4,409	B.	3	,490	C,	3,230
4.	Compare the difference between the	e caseload average (	of this	Differe	nce (3A - 3B)	Ranking	Total
	magisterial district to your judicial d	listrict caseload aver	age.		919	1st	out of 3
5.	Compare the difference between the	e caseload average (	of this	Differe	nce (3A - 3C)	% Ab	ove/Below
	magisterial district to your class of co	_			1179		37 %
Woi	rkload Analysis		Ava	for Maa	isterial District	Ava for	Judicial District
7.	Average total workloads:		Α.		3,605		
8.	Compare the difference between the					I B.	25,903
	Compare the difference between the	average total		ifference	e (7A - 7B)	B. % Ab	25,903 iove/Below
	workloads of this magisterial district				e (7A - 7B) ,298	-	

10. Magisterial District Judge (MDJ)	Information:		
Richard C. Gibney		1/2/28	12/31/47
Magisterial District Judge Name	Birthdate	Term Expiration Date	Mandatory Retirement Date
11. Magisterial District Court Information	ation - Physical Loc	ation:	
3351 Susquehanna Trail, Dur	ncannon, PA 170	20	
12. Is this court within the boundarie	es of the magisteria	al district?	Yes
13. Is the MDJ's residence within the	e boundaries of the	magisterial district?	Yes
14. Are all portions of the magisteria	al district contiguou	s?	Yes
15. To the best of your knowledge, a	are there any plann	ed developments	No/Not Sure
such as a mall, highway expansic increase in the case filings for th		-	
16. List any police departments locat Marysville Borough	ted within this mag	isterial district.	
17. List any major highways within th	his magisterial distr	ict	
322, 11/15	ing mugisterial distr		
18. List the current municipalities for for Realignment Orders submitte Duncannon Borough Marysville Borough Miller Township	-	strict (alphabetically). F	or a list, click <u>HERE</u>
New Buffalo Borough Penn Township Rye Township Watts Township Wheatfield Township			
19. Are the <b>proposed</b> municipalities	the same as above	)	Yes
If <b>NO</b> , please list all proposed mu			163
). Additional Comments:			

### **Magisterial District Summary Worksheet - Reestablishment 2021-2022**

Mag	gisterial District Court Number:	41-3-04	Cour	nty:	Perry		
1.	Proposed plan for this magisterial dis	strict: Reestablish		2. Eff	fective date	e: <b>2/28</b> /	2022
Case	eload Analysis						
		Avg for Magisterial Distric	t Avg	g for Jud	licial District	Avg for	Class of Count
3.	Average total caseloads:	A. 3,169	B.	3	,490	C.	3,230
4.	Compare the difference between the	e caseload average o	f this	Differe	nce (3A - 3B)	Ranking	Toto
	magisterial district to your judicial d	istrict caseload aver	age.		-321	2nd	out of <b>3</b>
5.	Compare the difference between the	e caseload average o	f this	Differe	nce (3A - 3C)	% Al	bove/Below
	magisterial district to your class of co	_			-61		-2 %
	you are departing from caseload equ Numerous cases from this magist due to conflicts and then due to v	erial district were r	eassig	gned 1	o other m	agister	ial districts
Nor	Numerous cases from this magist	erial district were r					A-15
-	Numerous cases from this magist due to conflicts and then due to v	erial district were r		for Mog	to other m isterial District 1,818		ial districts
7.	Numerous cases from this magist due to conflicts and then due to v kload Analysis Average total workloads:	erial district were r acancy.	Avg A.	for Mag	isterial District	t Avg for B.	r Judicial Distric
7.	Numerous cases from this magist due to conflicts and then due to v	average total	Avg A.	for Mag 2 Differenc	iisteriol District 1,818	t Avg for B.	r Judicial Distric 25,903

TO: Magisterial District Judge (ML	DJ) Information:		
Vacant		12/31/23	
Magisterial District Judge Name	Birthdate	Term Expiration Date	Mandatory Retirement Da
11. Magisterial District Court Info	rmation - Physical Loc	ation:	
133 South Fifth Street, New	vport, PA 17074		
12. Is this court within the bound	aries of the magisteria	al district?	Yes
13. Is the MDJ's residence within	the boundaries of the	magisterial district?	
14. Are all portions of the magiste	erial district contiguou	s?	Yes
15. To the best of your knowledge	e, are there any plann	ed developments	No/Not Sure
such as a mall, highway expar increase in the case filings for	• •	•	
16. List any police departments lo Pennsylvania State Police Newport B	-	isterial district.	
17. List any major highways within		ict.	
322			
18. List the <u>current</u> municipalities for Realignment Orders submi	-	strict (alphabetically).	For a list, click HERE
Bloomfield Borough Buffalo Township Centre Township			
Greenwood Township Howe Township			
Juniata Township Millerstown Borough Newport Borough			
Oliver Township Tuscarora Township			
19. Are the <b>proposed</b> municipaliti	es the same as above?	2	Yes
If NO, please list all proposed	municipalities (alphab	etically).	

#### Magisterial District Summary Worksheet - Reestablishment 2021-2022

Ma	gisterial District Court Number:	41-3-05	Cour	ity:	Perry		
1.	Proposed plan for this magisterial di	strict: Reestablish		2. Eff	ective date	: 2/28/2	2022
Cas	eload Analysis						5.00
		Avg for Magisterial Distric	ct Avg	ı for Judi	icial District	Avg for (	Class of County
3.	Average total caseloads:	A. 2,893	В.	3	,490	C.	3,230
4.	Compare the difference between the	e caseload average	of this	Differei	nce (3A - 3B)	Ranking	Total
	magisterial district to your judicial d	listrict caseload aver	rage.		-597	3rd	out of 3
5.	Compare the difference between the	e caseload average	of this	Differe	nce (3A - 3C)	% Abo	ove/Below
	magisterial district to your class of co	ounty caseload aver	age.		-337		-10 %
Wo	rkload Analysis		_				
			Avg	for Mag	isterial District	Avg for	Judicial District
7.	Average total workloads:		Α.	3	2,258	В.	25,903
8.	Compare the difference between the	average total	D	ifference	e (7A - 7B)	% Ab	ove/Below
	workloads of this magisterial district	to the judicial distri	ct.	6	,355		25 %
9.	If this magisterial district's average w judicial district average workload <u>a</u> district, please explain ( <i>summarize yo</i> unwarranted inequity among the judy This magisterial district has the low traffic cases within the county. To assigned to this magisterial district non-traffic cases.	nd you are propo our response from the ges. vest number of crin create equity, all c	sing to <i>be plan</i> ) minal a delinqu	reest why t nd a s ent ta	ablish this this does no significantl x cases fo	magis ot resul y low n r the co	terial t in an umber of ounty are

10. Magiste	erial District Judge (MDJ)	Information:		
Elizabe	eth R. Frownfelter		12/31/23	12/31/35
Magister	ial District Judge Name	Birthdate	Term Expiration Date	Mandatory Retirement Dat
11. Magiste	rial District Court Inform	ation - Physical Loc	ation:	
3553 S	Shermans Valley Road,	Loysville, PA 17	047	
12. Is this c	ourt within the boundari	es of the magisteria	al district?	Yes
13. Is the M	1DJ's residence within the	e boundaries of the	magisterial district?	Yes
14. Are all p	portions of the magisteria	al district contiguou	s?	Yes
	pest of your knowledge, a			No/Not Sure
	a mall, highway expansion a mall, highway expansion e in the case filings for th			
16. List any	police departments loca	ted within this mag	isterial district.	
17. List any	major highways within t	his magisterial distr	ict.	
for Real Blain Boroug Carroll Town: Jackson Tow Landisburg B Northeast Me Saville Town:	ship nship borough dison Township ship adison Township ship ynip		istrict (alphabetically). I	For a list, click <u>HERE</u>
	proposed municipalities lease list all proposed m			
	nal Comments:			

Juniata County Magisterial District Reestablishment Plan 2022-2031

#### INTRODUCTION

In October 2021, the Forty-first Judicial District, Juniata County, was notified by the Administrative Office of Pennsylvania Courts (AOPC) of its requirement under 42 Pa.C.S.A §1503, to participate in the reestablishment of magisterial districts. This event occurs every ten years and is directly related to the Federal decennial census. The following factors were taken into consideration during the development of this plan: guidelines as set forth by AOPC, case filing statistics and workload statistics for criminal, non-traffic, private criminal, traffic, civil, landlord/tenant, and miscellaneous filings in the three magisterial district courts in Perry County, as well as population of individual municipalities in each district.

This document has been posted online at <u>www.juniataco.org</u>, in the individual magisterial district judges' offices within Juniata County, and the office of the Juniata County Commissioners, 26 North Main Street, Mifflintown, Pennsylvania. Public comments will be received in writing through March 8, 2022. Public comments must bear the name and address of the sender and should be emailed to the District Court Administrator at <u>czook@perryco.org</u> or sent via United States mail to Christina L. Zook, DCA, Perry County Courthouse, PO Box 668, New Bloomfield, Pennsylvania, 17082.

Below please find the magisterial districts as they exist at present as well as the plan for maintaining the status quo by reestablishing the magisterial districts.

District Court	Currently Municipality Jurisdiction	Proposed Municipality Jurisdiction
41-3-01 30 N. Main Street Mifflintown, PA 17059 Current MDJ: Tracy Powell	Delaware Township Fayette Township Fermanaugh Township Greenwood Township Mifflintown Borough	SAME
Term expires: January 1, 2026	Monroe Township Susquehanna Township	
Status: no change proposed	Thompsontown Borough	
41-3-02 212 N. Fourth Street Port Royal, PA 17082 Current MDJ: Jacqueline Leister Term expires: January 1, 2024 Status: no change proposed	Beale Township Lack Township Mifflin Borough Milford Township Port Royal Borough Spruce Hill Township Turbett Township Tuscarora Township Walker Township	SAME

### Judicial District Summary Worksheet – Reestablishment 2021-2022

Judi	cial District Number:	41	County:	Juniata	Class o	of County:	7
1.	List the existing magiste 41-3-01, 41-3-02	erial dis	tricts in your	judicial distric	ct (##-#-##):		
Case	load Analysis						
					Avg for Judicial Dist	rict Avg for C	lass of County
2.	Average total caseload	S:			A. 3,118	В.	3,684
3.	Compare the difference	e betwe	en the casel	oad average	Difference (2A - 2B)	Ranking	Total
	of your judicial district			-	-566	3rd o	ut of 4
4.	Is your judicial district range when compared		-			Yes	
Prop	osed Actions						
5.	Are any magisterial dist	tricts pr	oposed for r	eestablishmer	nt?	,	Yes
	If <b>YES</b> , list the magisteri 41-3-01, 41-3-02						
6.	Are any magisterial dist	rict pro	posed for re	alignment?			No
	If <b>YES,</b> list the magisteri	ial distri	cts proposed	l for realignme	ent (changes).	Ļ	
7.	Are any magisterial dist	ricts pro	oposed for el	imination?			No
	If <b>YES</b> , list the magisteri	al distri	cts proposec	l for eliminatic	on.		

dditional Workload Factors	Nic
8. Do you have a night court operating within the judicial district?	No
9. Do you have a central court within your judicial district?	Yes
10. Do you have any special programs that will entail effort by the MDJs such as truancy programs or drug, DUI, veteran, or mental health diversion programs? If YES, briefly explain the types of programs.	No
inal Checklist	
11. Was a request for public comment posted?	Yes
12. Method of posting - electronic, physical copy, or both?	Both
13. Were media outlets notified?	No
14. Were public comments received?	No
15. Did you include a copy of the posting and public comments in your submission?	Yes
16. Did you complete summary worksheets for all magisterial districts?	Yes
17. Did you include your petition and all supporting documentation, if applicable?	
18. Did you confer with the MDJs in your county?	Yes
/erification of Submission	
20. Date submitted to AOPC: 3/22/2022	
21. President Judge Name: Kenneth A. Mummah	
The smith	

### Magisterial District Summary Worksheet - Reestablishment 2021-2022

Mag	sisterial District Court Number:	41-3-01	Cou	inty:	Juniata			
1.	Proposed plan for this magisterial di	strict: Reestab	lish	2. Effective date: 2/28/2022			2022	
Case	eload Analysis				1.1.1.1.1.1			
	,	Avg for Magisterial District Av		vg for Jud	vg for Judicial District		Avg for Class of Count	
3.	Average total caseloads:	A. 3,262	B.	3	8,118	C.	3,684	
4.	Compare the difference between the	e caseload avera	ge of this	Differe	ence (3A - 3B)	Ranking	Tot	
	magisterial district to your judicial district caseload averag				144		out of <b>2</b>	
5.				Differe	ence (3A - 3C)	% Ab	ove/Below	
					-422	-11 9		
	you are departing from caseload equ	ity.						
Wor	kload Analysis	ity.		g for Mag	gisterial District	Avg for	Judicial Distric	
		ιτγ.		2	gisterial District	Avg for B.	Judicial District 19,415	
7.	<b>kload Analysis</b> Average total workloads:			. 2		В.		
7. 8.	kload Analysis	average total to the judicial di	A strict.	Difference 2	21,865 e (7A - 7B) 2,450	B. % At	19,415 hove/Below 13 %	

10. Magisterial District Judge (MDJ)	Information:				
Tracy L. Powell		1/4/26	12/31/43		
Magisterial District Judge Name	Birthdate	Term Expiration Date	Mandatory Retirement Dat		
11. Magisterial District Court Inform	nation - Physical Loc	ation:			
30 N. Main Street, Mifflintowr	n, PA 17059				
12. Is this court within the boundari	2. Is this court within the boundaries of the magisterial district?				
13. Is the MDJ's residence within the	e boundaries of the	magisterial district?	Yes		
14. Are all portions of the magisteria	al district contiguou	is?	Yes		
15. To the best of your knowledge, a	are there any plann	ed developments	No/Not Sure		
such as a mall, highway expansion increase in the case filings for the case file for the case file for the case file for the case f		-			
PSP Lewistown Barracks at Arch Rock					
16. List any police departments loca	ted within this mag	isterial district.			
PSP Lewistown Barracks at Arch Rock					
17. List any major highways within t	his magisterial distr	ict.			
Route 322					
<ol> <li>List the <u>current</u> municipalities for for Realignment Orders submitted</li> </ol>	-	strict (alphabetically). F	or a list, click <u>HERE</u>		
Delaware Township Fayette Township					
Fermanagh Township Greenwood Township					
Mifflintown Borough					
Monroe Township Susquehanna Township					
Thompsontown Borough					
19. Are the <b>proposed</b> municipalities	the same as above	?	Yes		
If NO, please list all proposed mu	unicipalities (alphab	etically).			
). Additional Comments:					

### Magisterial District Summary Worksheet - Reestablishment 2021-2022

Ma	gisterial District Court Number:	41-3-02	Cou	nty:	Juniata		
1.	Proposed plan for this magisterial di	strict: Reestablish		2. Effective date: 2/28/2022			
Case	eload Analysis			-			
		Avg for Magisterial District A		vg for Judicial District		Avg for Class of Count	
3.	Average total caseloads:	A. 2,976	B.	3	8,118	c. 3,684	
4.	Compare the difference between the caseload avera		of this	Differe	ence (3A - 3B)	Ranking	Toto
	magisterial district to your judicial district caseload average				-142	2nd	out of <b>2</b>
5.	Compare the difference between the	e caseload average	of this	Differe	ence (3A - 3C)	% Ab	ove/Below
5.	•	magisterial district to your class of county caseload average			-708	-19 %	
Wor	kload Analysis		Avg	for Mag	gisterial District	Avg for	Judicial Distric
	<b>kload Analysis</b> Average total workloads:		Avg A.		gisterial District	Avg for B.	Judicial Distric 19,415
7.	Average total workloads:	average total	А.	1		В.	
7.		•	A.	<b>1</b> Differend	6,964	В.	19,415

LO. Magisterial District Judge (M	1DJ) Information:		
Jacqueline T. Leister		12/31/23	12/31/36
Magisterial District Judge Name	Birthdate	Term Expiration Date	Mandatory Retirement Dat
1. Magisterial District Court Inf	ormation - Physical Loca	tion:	
212 N. Fourth Street, Port	t Royal, PA 17082		
12. Is this court within the boun	daries of the magisterial	district?	Yes
13. Is the MDJ's residence within	n the boundaries of the	magisterial district?	Yes
14. Are all portions of the magis	terial district contiguous	?	Yes
15. To the best of your knowled			No/Not Sure
such as a mall, highway expa	• •		
increase in the case filings fo	or unis officer if <b>YES, p</b> le	ase summarize your re	sponse below.
6. List any police departments	located within this magi	sterial district.	
Mifflin Borough Police Department			
7. List any major highways with	nin this magisterial distri	ct.	
322			
.8. List the <u>current</u> municipalitie	es for this magisterial dis	trict (alphabetically). F	or a list, click <u>HERE</u>
for Realignment Orders subr	nitted in the past.		
Beale Township Lack Township			
Mifflin Borough Milford Township			
Port Royal Borough Spruce Hill Township			
Turbett Township			
Tuscarora Township Walker Township			
9. Are the <b>proposed</b> municipali	ties the same as above?		Yes
If NO, please list all proposed		tically).	
Additional Comments:			and the second se