

IN THE COMMONWEALTH COURT OF PENNSYLVANIA

C. ALAN WALKER, in his capacity as)
 Secretary for the Department of Community)
 and Economic Development,)

Petitioner)

) Docket No. 569 MD 2011

v.)

CITY OF HARRISBURG,)

Respondent)

ORDER

AND NOW, this 24th day of May, 2012, upon consideration of the existing record in this case and the testimony presented in support of the pending Petition for Appointment of Receiver for the City of Harrisburg filed by the Secretary of Community and Economic Development on May 11, 2012, the Court enters the following findings and Order:

1. By prior Order of this Court, on December 2, 2011, this Court found that the statutory conditions for a Receivership for the City of Harrisburg exist, and David Unkovic was appointed Receiver for the City of Harrisburg for a period not to exceed two years, subject to extension pursuant to Section 701(b) of the Act of July 10, 1987, P.L. 246, (*as amended*), 53 P.S. § 11701.101 *et seq.* (Act 47).

2. Mr. Unkovic resigned as the Receiver for the City of Harrisburg on March 30, 2012.

3. On May 11, 2012, the Secretary of Community and Economic Development filed the pending Petition for Appointment of Receiver to fill the vacancy in the Office of the Receiver, nominating Major General William B. Lynch, USAF, Ret. for appointment as Receiver for the City of Harrisburg.

4. Following hearing, the Court finds Major General William B. Lynch, USAF, Ret. to be qualified to serve as the Receiver for the City of Harrisburg and hereby appoints him to be the Receiver for the City of Harrisburg for a period not to exceed two years, until no longer than December 1, 2013, subject to extension under 710(b) of Act 47, 53 P.S. § 11701.710(b).

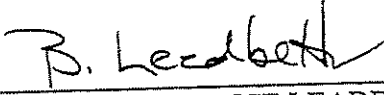
5. The Receiver is ordered to submit a Status Report within 30 days of the date of this Order to this Court, the Secretary of Community and Economic Development, and the City of Harrisburg.

6. During the Receivership, the Mayor shall continue to carry out her duties, including duties relating to the City of Harrisburg's budget, subject to and consistent with the provisions of the Emergency Action Plan, the Recovery Plan confirmed by this Court and any subsequent amendments or modifications to the Plan approved by this Court, and Chapter 7 of Act 47 as amended.

7. The Receiver is required and empowered to implement the Recovery Plan approved this Court on March 9, 2012.

Jurisdiction retained.

BY THE COURT:



BONNIE BRIGANCE LEADBETTER

Certified from the Record

MAY 25 2012

And Order Exit

