



## Commonwealth Docket Sheet

Commonwealth Court of Pennsylvania

Docket Number: 366 CD 2002

Page 2 of 3

April 14, 2011



## AGENCY/TRIAL COURT INFORMATION

Court Below: Department of Corrections  
 County: Division: Department of Corrections  
 Order Appealed From: Judicial District:  
 Documents Received: February 8, 2002 Notice of Appeal Filed:  
 Order Type:  
 OTN(s):  
 Lower Ct Docket No(s): CN-4722  
 Lower Ct Judge(s):

## ORIGINAL RECORD CONTENT

Original Record Item	Filed Date	Content Description
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Date of Remand of Record:

## BRIEFING SCHEDULE

None

None

## DOCKET ENTRY

Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
February 5, 2002	<b>Petition for Review Filed</b> Rauso, Gennaro		Petitioner	
February 5, 2002	<b>Application to Proceed In Forma Pauperis</b> Rauso, Gennaro		Petitioner	
February 12, 2002	<b>Order Filed</b> Per Curiam			02/13/2002
	Document Name: PLRA Assessment Order: Petitioner having filed an action falling Comment: within the purview of the Prison Litigation Reform Act, the filing fee for this action is \$55.00. The Warden/Superintendent shall calculate payment of filing fee. SEE ORDER FILED.			
March 6, 2002	<b>Application for Relief</b> Department of Corrections		Respondent	
	Document Name: Motion to revoke IFP Status and Dismiss Action Pursuant to 42 Pa. C.S.A. §6602			
March 6, 2002	<b>Preliminary Objections</b> Department of Corrections		Respondent	
	Document Name: to Petition for Review			
March 6, 2002	<b>Praecept for Withdrawal of Appearance</b> Farnan, Michael A.	Department of Corrections	Respondent	
	Document Name: Praecept for Withdrawal of Appearance Farnan, Michael A.			
March 6, 2002	<b>Praecept for Appearance</b> McGovern, Michael James	Department of Corrections	Respondent	
	Document Name: Praecept for Appearance McGovern, Michael James			

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Page 3 of 3

April 14, 2011



## DOCKET ENTRY

Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
March 8, 2002	<b>Dismissed</b> Per Curiam			03/08/2002
	Comment: Upon consideration of the above petition for review, and it appearing that petitioner is attempting to appeal a decision concerning certain charges of misconduct issued against petitioner by respondent, and it further appearing that such a decision is "not a final order by an administrative agency" reviewable by this court, Ricketts v. Central Office of Review Committee, 557 A.2d 1180 (Pa. Cmwlth 1989), petition for allowance of appeal denied. 524 Pa. 636, 574 A.2d 75 (1989), the petition for review is dismissed. To the extent petitioner challenges the order of the Pennsylvania Borad of Probation and Parole rescinding his parole, such an action is not reviewable. See Johnson v. Pennsylvania Board of Probation and Parole, 532 A.2d 50 (Pa Cmwlth. 1987).			
March 19, 2002	<b>Order Filed</b> Per Curiam			03/20/2002
	Document Name: Respondent's POs dismissed as moot Comment: It appearing that this matter was dismissed by order dated March 8, 2002, respondent's preliminary objections to the petition for review are dsimissed as moot.			
March 21, 2002	<b>Application to Vacate</b> Rauso, Gennaro		Petitioner	
	Document Name: Court Order of 3/11/02			
March 25, 2002	<b>Order Denying Application to Vacate</b> Per Curiam			03/26/2002
	Document Name: Petitioner's motion to vacate the court's order entered March 11, 2002, Comment: alternatively, application for relief, the motion and application are denied.			
April 19, 2002	<b>Notice of Appeal to PA Supreme Court Filed</b> Rauso, Gennaro		Petitioner	
June 6, 2002	<b>Order Filed</b> Supreme Court			
	Document Name: AFFIRMED-Comm Court ORDER is Affirmed			

## DISPOSITION INFORMATION

Final Disposition:	Yes	Judgment Date:	March 8, 2002
Related Journal No:		Disposition Author:	Per Curiam
Category:	Decided	Disposition Date:	March 8, 2002
Disposition:	Dismissed		
Disposition Comment:	Upon consideration of the above petition for review, and it appearing that petitioner is attempting to appeal a decision concerning certain charges of misconduct issued against petitioner by respondent, and it further appearing that such a decision is "not a final order by an administrative agency" reviewable by this court, Ricketts v. Central Office of Review Committee, 557 A.2d 1180 (Pa. Cmwlth 1989), petition for allowance of appeal denied. 524 Pa. 636, 574 A.2d 75 (1989), the petition for review is dismissed. To the extent petitioner challenges the order of the Pennsylvania Borad of Probation and Parole rescinding his parole, such an action is not reviewable. See Johnson v. Pennsylvania Board of Probation and Parole, 532 A.2d 50 (Pa Cmwlth. 1987).		
Dispositional Filing:		Filing Author:	
Filed Date:			