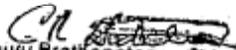


IN THE COMMONWEALTH COURT OF PENNSYLVANIA

CERTIFIED FROM THE RECORD  
AND ORDER EXIT

PURCELL BRONSON, :  
Appellant :  
v. :  
T. EDWARDS et al. :

OCT 29 1998

  
Deputy Prothonotary & Chief Clerk

No. 60 C.D. 1998

PER CURIAM

MEMORANDUM AND ORDER

Inmate Purcell Bronson has filed a motion to reinstate in this case. The basis for the court's dismissal was that Bronson did not file a status report as directed. He asserts in his motion to reinstate that he was unexpectedly temporarily transferred for another court hearing and that he was not returned until after the time for filing the report. Normally, such an excuse would be accepted by this court and we would grant the motion to reinstate.

Bronson, however, is clearly the exception to the rule. Since 1990 alone, when this court began computerized docking, Mr. Bronson has filed 77 lawsuits here. While this total does not include lawsuits filed in previous decades, it is clear to this court that his litigious nature has not diminished one whit. To date he has never paid a filing fee for a single civil action filed here; he has never paid for a court reporter; and, he has never paid any costs as a losing party. In recent years he has had one

success on a default motion when the Department of Corrections failed to respond.

His lawsuits in this court uniformly concern prison condition and prison management issues. None challenges the legality of his sentence. His repetitive filings have caused untold administrative problems because, inter alia, he does not always serve documents on the parties, he files documents with different docket numbers at the same time and in the same envelope, and he does not always file certificates of service. Further, he seeks routinely to be excused from the rules of appellate procedure including the rule dictating the number of briefs to be filed and rules concerning time deadlines.

A recent act passed by our state legislature has sent a message that the public is fed up with this type of abusive litigation. See Prison Litigation Reform Act, 42 Pa. C.S. §6601-6608. Accordingly, this court will decline to reinstate the appeal. Quite frankly, if Bronson exercised some discretion in his filings he would be able to keep track of his litigation and to follow the rules. This is not a case where he lacks the intelligence to comply, but rather a case where he has a level of intelligence that allows him to systematically use this court as a vehicle to provide him with recreational activity and to vent his spleen at society. A mere glance at his inmate account statement will show that he is in debt over \$1300.00 for mailings on court

related matters, money in fact paid by the taxpayers of this Commonwealth. Further, a Lexis® search reveals that he is a named party in 67 cases including actions before the Supreme Court of the United States. This of course is nowhere near a complete list of actions he has actually filed.

In summary, this court has had enough and absent an order from our state supreme court informing us that docket control means nothing, we will no longer exercise our discretion to grant Bronson's motions for favorable treatment in cases where we would grant such motions to other inmates who do not abuse the legal process to such an extreme degree.

Accordingly, we enter the following

O R D E R

NOW, October 29, 1998, upon consideration of Bronson's motion for reconsideration/reinstatement of appeal, the motion is denied.