



HSP Gaming, L.P., Petitioner

v.

City of Philadelphia, Respondent

Initiating Document: Petition for Review

Case Status: Decided/Active

Journal Number: J-127-2008

Date Listed Submitted: June 24, 2008

Case Category: Civil

Case Type: Other

Consolidated Docket Nos.:

207 EM 2007	Court Order
208 EM 2007	Court Order
28 EM 2008	Court Order

Related Docket Nos.:**COUNSEL INFORMATION**

Attorney: Jennifer M. McHugh, Esq.
Cozen O'Connor

Address: 1900 Market St
Philadelphia, PA 19103
Phone No.: (215)665-2035

Representing: HSP Gaming, L.P., Petitioner

Pro Se: No

IFP Status:

Attorney: William H. Lamb, Esq.
Lamb McErlane, PC

Address: 24 E Market Street
P O Box 565
West Chester, PA 19381-0565
Phone No.: (610)430-8000

Representing: HSP Gaming, L.P., Petitioner

Pro Se: No

IFP Status:

Attorney: Scot Russel Withers, Esq.
Lamb McErlane, PC

Address: 24 E Market Box 565
West Chester, PA 19381-0565
Phone No.: (610)430-8000

Representing: HSP Gaming, L.P., Petitioner

Pro Se: No



IFP Status:

Attorney: Stephen A. Cozen, Esq.
Cozen O'Connor

Address: 1900 Market Street
The Atrium
Philadelphia, PA 19103
Phone No.: (215)665-2000

Representing: HSP Gaming, L.P., Petitioner

Pro Se: No

IFP Status:

Attorney: Richard A. Sprague, Esq.
Sprague & Sprague

Address: 135 S 19th St Ste 400
Philadelphia, PA 19103
Phone No.: (215)561-7681

Representing: HSP Gaming, L.P., Petitioner

Pro Se: No

IFP Status:

Attorney: F. Warren Jacoby, Esq.
Cozen O'Connor

Address: 1900 Market St The Atrium
Philadelphia, PA 19103
Phone No.: (215)665-2154

Representing: HSP Gaming, L.P., Petitioner

Pro Se: No

IFP Status:

Attorney: Charles J. Hardy, Esq.
Sprague & Sprague

Address: 135 S 19th Street Ste 400
Philadelphia, PA 19103
Phone No.: (215)561-7681

Representing: HSP Gaming, L.P., Petitioner

Pro Se: No

IFP Status:

Attorney: Thomas A. Sprague, Esq.
Sprague & Sprague

Address: 135 S 19th St Ste 400
Philadelphia, PA 19103-4909
Phone No.: (215)561-7681



Representing: HSP Gaming, L.P., Petitioner

Pro Se: No

IFP Status:

Attorney: Anthony Michael Pratt, Esq.
Pepper Hamilton, L.L.P.

Address: 3000 Two Logan Square
Philadelphia, PA 19103
Phone No.: (215)981-4386

Representing: City of Philadelphia, Respondent

Pro Se: No

IFP Status:

Attorney: Richard Gerson Feder, Esq.
City of Philadelphia Law Department

Address: 1515 Arch Street 17th Floor
Philadelphia, PA 19102-1595
Phone No.: (215)683-5013

Representing: City of Philadelphia, Respondent

Pro Se: No

IFP Status:

Attorney: Shelley Roxanne Smith, Esq.
City of Philadelphia Law Department

Address: 1515 Arch Street 16th Fl
Philadelphia, PA 19102-1595
Phone No.: (215)683-5186

Representing: City of Philadelphia, Respondent

Pro Se: No

IFP Status:

Attorney: Robin Peduzzi Sumner, Esq.
Pepper Hamilton, L.L.P.

Address: 3000 Two Logan Square
Philadelphia, PA 19103-2799
Phone No.: (215)981-4652

Representing: City of Philadelphia, Respondent

Pro Se: No

IFP Status:

Attorney: Mark R. Zecca, Esq.
City of Philadelphia Law Department

Address: 1515 Arch St 17th Floor
Philadelphia, PA 19102-1595



Phone No.: (215)683-5022

Representing: City of Philadelphia, Respondent

Pro Se: No

IFP Status:

Attorney: Amy B. Ginensky, Esq.
Pepper Hamilton, L.L.P.

Address: 3000 Two Logan Square
Philadelphia, PA 19103
Phone No.: (215)981-4315

Representing: City of Philadelphia, Respondent

Pro Se: No

IFP Status:

Attorney: David Vincent Dzara, Esq.
Pepper Hamilton, L.L.P.

Address: 3000 Two Logan Sq
Philadelphia, PA 19103-2799
Phone No.: (215)981-4211

Representing: City of Philadelphia, Respondent

Pro Se: No

IFP Status:

Attorney: Kelly Susan Diffily, Esq.
City of Philadelphia Law Department

Address: 1515 Arch Street, 17th Floor
Philadelphia, PA 19102-1595
Phone No.: (215)683-5010

Representing: City of Philadelphia, Respondent

Pro Se: No

IFP Status:

Attorney: Stella Ming Tsai, Esq.
Christie, Pabarue, Mortensen & Young

Address: 1880 John F. Kennedy Blvd.
10th Floor
Philadelphia, PA 19103
Phone No.: (215)587-1651

Representing: City Council of Phila. & Councilmember Frank DiCicco, Participant

Pro Se: No

IFP Status:

Attorney: Brian Charles Vance, Esq.
Christie, Pabarue, Mortensen & Young, P.C.



Address: 1880 JFK Blvd 10th Floor
Philadelphia, PA 19103
Phone No.: (215)587-1600

Representing: City Council of Phila. & Councilmember Frank DiCicco, Participant
Pro Se: No

IFP Status:

Attorney: James W. Christie, III, Esq.
Christie, Pabarue, Mortensen & Young, P.C.

Address: 1880 JFK Blvd 10th Fl
Philadelphia, PA 19103
Phone No.: (215)587-1678

Representing: City Council of Phila. & Councilmember Frank DiCicco, Participant
Pro Se: No

IFP Status:

Attorney: Matthew H. Shusterman, Esq.
Christie Pabarue Mortensen and Young

Address: 1880 John F. Kennedy Boulevard
10th Floor
Philadelphia, PA 19103
Phone No.:

Representing: City Council of Phila. & Councilmember Frank DiCicco, Participant
Pro Se: No

IFP Status:

SUPREME COURT INFORMATION

Appeal From:

Notice of Appeal Filed Below:

Probable Jurisdiction

Noted:

Docketed Date:

February 26, 2008

Allocatur Grant Date:

Allocatur Docket No.:

INTERMEDIATE APPELLATE COURT INFORMATION

Court Name:

Docket Number:

Date of Order:

Reargument Denied:

Intermediate Appellate Court Action:

Referring Court:

TRIAL COURT/AGENCY INFORMATION

PACMS Web Docket Sheet

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Court Below: Philadelphia County Court of Common Pleas

County: Philadelphia

Division: Civil

Date of Trial Court/Agency Order:

Order Type:

ORIGINAL RECORD CONTENTS

BRIEFS

REARGUMENT/RECONSIDERATION REMITTAL

Reargument/Reconsideration Filed Date: September 5, 2008

Reargument Disposition: Reconsideration/Reargument Denied Date: October 7, 2008

Reargument Order: AND NOW, this 7th day of October, 2008, the Application for Reargument of Appellee City of Philadelphia is denied.

Madame Justice Greenspan did not participate in the consideration or decision of this matter.

Record Remitted:

SESSION INFORMATION

Journal Number: J-127-2008

Consideration Type: Submit on Briefs Supreme

Date Listed/Submitted: June 24, 2008

DISPOSITION INFORMATION

Related Journal Number: J-127-2008

Judgment Date: August 22, 2008

Disposition Category: Decided

Disposition Author: Castille, Ronald D.

Disposition: Granted

Disposition Date: August 22, 2008



October 7, 2008

Dispositional Filing:	Majority Opinion	Author:	Castille, Ronald D.
Filed Date:	8/22/2008		
Justice:	Baer, Max	Vote:	Join Majority Opinion
Justice:	Eakin, J. Michael	Vote:	Join Majority Opinion
Justice:	Greenspan, Jane Cutler	Vote:	Did Not Participate in Consid/Decision of Cæ
Justice:	Todd, Debra	Vote:	Join Majority Opinion
Dispositional Filing:	Dissenting Opinion	Author:	McCaffery, Seamus P.
Filed Date:	8/22/2008		
Dispositional Filing:	Dissenting Opinion	Author:	Saylor, Thomas G.
Filed Date:	8/22/2008		

DOCKET ENTRIES

Filed Date	Docket Entry/Document Name	Party Type	Filed By
February 22, 2008	Petition for Review Filed	Petitioner	HSP Gaming, L.P.
<u>Comments:</u> Including five volumes of exhibits in support of Petition for Review.			
February 22, 2008	HSP Gaming, L.P.'s Application for A Stay Pursuant to Pa.R.A.P. 1781	Petitioner	HSP Gaming, L.P.
February 22, 2008	Application for Summary Relief	Petitioner	HSP Gaming, L.P.
February 25, 2008	Praecepte for Appearance Ginensky, Amy B.	Respondent	City of Philadelphia
February 25, 2008	Praecepte for Appearance Pratt, Anthony Michael	Respondent	City of Philadelphia
February 25, 2008	Praecepte for Appearance Sumner, Robin Peduzzi	Respondent	City of Philadelphia
February 25, 2008	Praecepte for Appearance Dzara, David Vincent	Respondent	City of Philadelphia
March 7, 2008	Application for Leave to Intervene by City Council of the City of Philadelphia and Councilmember	Participant	City Council of Phila. & Councilmember Frank DiCicco
<u>Comments:</u> Frank DiCicco			
March 7, 2008	Brief in Opposition Filed	Respondent	City of Philadelphia
<u>Comments:</u> Consolidated Brief In Opposition to HSP Gaming, L.P.'s Petition for Review, Application for Summary Relief, and Application for A Stay Pursuant to PA.R.A.P. 1781			

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October 7, 2008

March 14, 2008	Brief in Opposition Filed	Petitioner	HSP Gaming, L.P.
Comments: Brief In Opposition to City Council/DiCicco's Application for Leave to Intervene.			
March 20, 2008	Brief in Opposition Filed	Respondent	City of Philadelphia
Comments: Response to City Council/DiCicco's Application for Leave to Intervene.			
April 3, 2008	Application for Consolidation	Respondent	City of Philadelphia
Comments: The City of Philadelphia's Consolidated Application for Consolidation of 28 EM 2008 with 207 and 208 EM 2007 Pursuant to Pa.R.A.P. 123 and 513			
April 4, 2008	Joinder in the Relief Requested in the City of Philadelphia's Consolidated Applic. for Consolidation	Participant	City Council of Phila. & Councilmember Frank DiCicco
April 4, 2008	Answer to Application for Consolidation	Petitioner	HSP Gaming, L.P.
April 11, 2008	Order Regarding Application for Consolidation - Other Disposition		Per Curiam
Comments: AND NOW, this 11th day of April, 2008, it is hereby ordered that the Consolidated Application for Consolidation of 28 EM 2008 with 207 and 208 EM 2007 pursuant to Pa. R.A.P. 123 and 513 is held pending disposition of the matters docketed at 207 EM 2007 and 208 EM 2007.			
April 11, 2008	Order Exited		Supreme Court
August 22, 2008	Granted		Castille, Ronald D.
Comments: we conclude that the City's Department of Commerce had the authority under Act 321 to issue the November 27, 2007 submerged lands license to HSP, and that the City's January 24, 2008 "Notice of Revocation of License Issued in Error" was invalid. Accordingly, we hold that the license so issued is valid.			
August 22, 2008	Judgment entered		Office of the Prothonotary
August 26, 2008	Order Regarding Application for Stay - Other Disposition		Per Curiam
Comments: AND NOW, this 26th day of August, 2008, HSP Gaming, L.P.'s Application for a Stay Pursuant to Pa. R.A.P. 1781 and Application for Summary Relief are dismissed as moot. Madame Justice Greenspan did not participate in the consideration or decision of this matter.			
August 26, 2008	Order Exited		Supreme Court
September 5, 2008	Application for Reargument	Respondent	City of Philadelphia
September 16, 2008	Answer to Application for Reargument	Petitioner	HSP Gaming, L.P.



October 7, 2008

September 26, 2008	Motion for Leave to File a Reply Brief	Respondent	City of Philadelphia
October 1, 2008	No Brief in Opposition Letter Filed	Participant	City Council of Phila. & Councilmember Frank DiCicco
October 1, 2008	No Brief in Opposition Letter Filed	Petitioner	HSP Gaming, L.P.
October 7, 2008	Order Denying Application for Reargument		Per Curiam
Comments: AND NOW, this 7th day of October, 2008, the Application for Reargument of Appellee City of Philadelphia is denied.			
Madame Justice Greenspan did not participate in the consideration or decision of this matter.			
October 7, 2008	Order Exited		Office of the Prothonotary