

**IN THE COMMONWEALTH COURT OF PENNSYLVANIA**

THE HONORABLE MIKE KELLY,  
SEAN PARNELL, THOMAS A.  
FRANK, NANCY KIERZEK, DEREK  
MAGEE, ROBIN SAUTER,  
MICHAEL KINCAID, and WANDA  
LOGAN,

Petitioners,

v.

COMMONWEALTH OF  
PENNSYLVANIA, PENNSYLVANIA  
GENERAL ASSEMBLY,  
HONORABLE THOMAS W. WOLF,  
and KATHY BOOCKVAR,

Respondents.

Docket No. 620 M.D. 2020

**PETITIONERS' ANSWER TO  
RESPONDENT PENNSYLVANIA  
GENERAL ASSEMBLY'S  
PRELIMINARY OBJECTIONS**

Filed on behalf of Petitioners,  
The Honorable Mike Kelly, Sean  
Parnell, Thomas A. Frank, Nancy  
Kierzek, Derek Magee, Robin Sauter,  
Michael Kincaid, and Wanda Logan

Counsel of Record for Petitioners:

Gregory H. Teufel  
Pa. Id. No. 73062  
OGC Law, LLC  
1575 McFarland Road, Suite 201  
Pittsburgh, PA 15228  
412-253-4622  
412-253-4623 (facsimile)  
[gteufel@ogclaw.net](mailto:gteufel@ogclaw.net)

**PETITIONERS' ANSWER TO RESPONDENT PENNSYLVANIA  
GENERAL ASSEMBLY'S PRELIMINARY OBJECTIONS**

Petitioners the Honorable Mike Kelly, Sean Parnell, Thomas A. Frank, Nancy Kierzek, Derek Magee, Robin Sauter, and Wanda Logan, by and through their undersigned counsel, file the following Answer to Respondent Pennsylvania General Assembly's Preliminary Objections:

1. Denied. The averments in Paragraph 1 set forth conclusions of law to which no response is required. To the extent a response is required, the averments are denied.

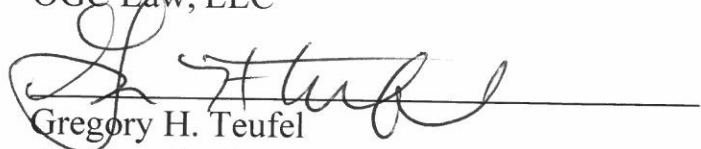
2. Denied. The averments in Paragraph 2 set forth conclusions of law to which no response is required. To the extent a response is required, the averments are denied.

3. Denied in part and Admitted in part. It is admitted that Petitioners filed no prior claim that Act 77 was unconstitutional. The remaining averments in Paragraph 3 set for conclusions of law to which no response is required. To the extent a response is required, the averments are denied.

For the foregoing reasons, it is respectfully submitted that Respondent General Assembly of Pennsylvania's Preliminary Objections are without merit. Petitioners request that this Honorable Court overrule the Preliminary Objections and order Respondent to file an Answer to the Petition on an expedited basis.

Respectfully submitted,

OGC Law, LLC

A handwritten signature in cursive script, appearing to read "G. H. Teufel", is written over a horizontal line.

Gregory H. Teufel  
*Attorney for Petitioners*

**CERTIFICATE OF COMPLIANCE**


I certify that this filing complies with the provisions of the Public Access Policy of the Unified Judicial System of Pennsylvania: Case Records of the Appellate and Trial Courts that require filing confidential information and documents differently than non-confidential information and documents.

Date: November 24, 2020

  
Gregory H. Teufel

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing was served upon all counsel of record on November 24, 2020 by this Court's electronic filing system.

  
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Gregory H. Teufel