

MOTIONS, RULES AND PETITIONS

LR 206A Motion Court

Uncontested Motions and Petitions will be routed by the electronic filing system to the appropriate judge for consideration and the entry of an appropriate order.

Contested Motions and Petitions will be considered by the Court at the times and in accordance with the practice which is published with the annual court calendar.

Note: Former Rule 206A is superseded by this New Rule.

LR 206B Notice To Opposing Party Or Counsel

Unless consented to by all affected parties or otherwise authorized by law or rule of court, no motion or petition will be considered by the Court until the opposing party or his counsel has received at least six (6) business days notice of the Presentation thereof. Notice should be given through the Court's electronic file and serve system but, if given in another manner, must be given in writing. Proof of such other service shall be filed.

Note: Former Rule 206B is superseded by this New Rule.

LR 206C Presentation of Motion or Petition

Except for all Family Law matters, uncontested motions or petitions need not be presented to the Court in hard copy or in person. If any party intends to oppose a motion or petition, that party shall file a Notice of Objection. An Answer to the motion or petition may also be filed.

In all contested civil matters and in all Family Law matters, whether or not an answer is filed, counsel or an unrepresented party shall arrange a time to appear before the Court to present their arguments pursuant to LR 206A.

Note: Former Rule 206C is superseded by this New Rule.

Note: The Court's Order can thereafter be filed electronically by either scanning the same at the Office of the filing party and then filing it electronically or by transmitting the Order to the Prothonotary for scanning and filing electronically. The Prothonotary shall not charge a scanning fee for scanning an Order of Court which is to be filed electronically without a legal paper attached thereto.

Note: A responding party need not file Notice of Objection where the filing party is seeking the issuance of a rule to show cause unless the responding party intends to object to the issuance of the rule to show cause.

LR 206.4 (c) Procedures for Issuance of a Rule to Show Cause

(b) A Petition seeking the issuance of a rule to show cause shall be filed electronically pursuant to LR 205.4. Notice of the filing and the service of the Petition shall be effected in accordance with LR 206A, 206B and the presentation thereof in accordance with LR 206C.

(c) The Petition must be accompanied by a proposed order in the form set forth in Pa. R.C.P. No. 206.5 (d).

Note: Subdivisions (a) and (e) of the former rule remains in effect. Subdivisions (b) (c) and (d) are superseded by new Subdivisions (b) and (c).

Note: LR 205.4, 206A, 206B and 206C are available on the Beaver County Website; www.co.beaver.pa.us, Links are available to the Court and then to the Law Library.

LR 208.3 (b) Procedure Governing Motions

(a) All motions shall be filed electronically pursuant to LR 205.4. Notice of the filing and the service of the motion shall be effected in accordance with LR 206A, 206B and the presentation thereof in accordance with LR 206C.

Note: LR 205.4, 206B and 206C are available on the Beaver County Website, www.co.beaver.pa.us. Links are available to the Court and then to the Law Library.

Note: Subdivision (b) of the former Rule remains in effect. Subdivisions (a) and (c) of the former Rule are superseded by New Subdivision (a).