

632 Pa. 145
Supreme Court of Pennsylvania.

Al FLORA, Jr., and Adam Kuren and Steven
Allabaugh, on behalf of themselves and all others
similarly situated, Petitioners

v.

LUZERNE COUNTY of the Commonwealth of
Pennsylvania and Robert C. Lawton, County
Manager, in his Official Capacity, Respondents.

Al Flora, Jr., and Adam Kuren and Steven
Allabaugh, on behalf of themselves and all others
similarly situated, Petitioners

v.

Luzerne County of the Commonwealth of
Pennsylvania and Robert C. Lawton, County
Manager, in his Official Capacity, Respondents.

June 30, 2015.

Petition for Allowance of Appeal from the Order of the
Commonwealth Court, Nos. 951 MAL 2014, 952 MAL
2014.

PER CURIAM.

***146 AND NOW**, this 30th day of June, 2015, the
Petition for Allowance of Appeal is **GRANTED**,
LIMITED TO the issues set forth below. Allocatur is
DENIED as to all remaining issues. The issues, as stated
by Petitioners, are:

(1) In a matter of first impression, do petitioners state
a claim for constructive denial of counsel under the
Sixth and Fourteenth Amendments to the United
States Constitution, and Article 1, Section 9 of the
Pennsylvania Constitution, based on chronic and
systemic deficiencies in the operation of Luzerne
County’s Office of the Public Defender that deprive
them and the class they seek to represent of their
right to effective assistance of counsel? See Pa.
R.A.P. 1114(b)(3), (4).

(2) Do Petitioners state a claim of mandamus to
compel Respondents to provide adequate funding for
Luzerne County’s Office of the Public Defender, as
required by the Commonwealth’s Public Defender
Act, 16 Pa. Cons.Stat. §§ 9960.1–9960.13
(hereinafter the “Public Defender Act”)? See Pa.
R.A.P. 1114(b)(2).

All Citations

632 Pa. 145, 118 A.3d 385 (Mem)

ORDER