

**IN THE COMMONWEALTH COURT OF PENNSYLVANIA**

ERIK ARNESON, individually and in his official capacity as Executive Director of the Office of Open Records, and SENATE MAJORITY CAUCUS,	:	
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Petitioners,	:	No. ___ MD 2015
	:	
v.	:	
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	:	
THOMAS W. WOLF, in his official capacity as Governor of the Commonwealth of Pennsylvania, DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT, and OFFICE OF OPEN RECORDS,	:	
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Respondents.	:	

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**ORDER**

AND NOW, this \_\_\_\_\_ day of \_\_\_\_\_ 2015, upon  
consideration of Petitioners’ Application for Special Injunction, and any response  
thereto; and it appearing that:

- (a) Petitioners have a reasonable probability of eventual success on the merits;
- (b) Petitioners will suffer immediate and irreparable injury not compensable in damages unless a special injunction is issued;
- (c) greater injury would result by refusing the request for injunctive relief than by granting such relief;
- (d) Petitioners have no adequate remedy at law;
- (e) no prior application to this Court has been made by Petitioners; and

(f) Petitioners are an official and a constituent part of the Commonwealth government and therefore not required to file a bond;

therefore, it is hereby **ORDERED** and **DECREED** that Petitioners' Application is **GRANTED** and, pending the resolution of Petitioners' request for a Preliminary Injunction, it is **ORDERED** as follows:

1. Pending further order of the Court, Erik Arneson shall remain as Executive Director of the Office of Open Records.
2. The Department of Community and Economic Development is enjoined from interfering with timely payment of Arneson's salary, including back pay, his full access to benefits, and his exercise of the Office of Executive Director of the Office of Open Records.
3. Pending further order of the Court, Governor Wolf is enjoined from making any further attempts to remove Erik Arneson as Executive Director.

**BY THE COURT:**

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**, J.**

**IN THE COMMONWEALTH COURT OF PENNSYLVANIA**

ERIK ARNESON, individually and in his official capacity as Executive Director of the Office of Open Records, and SENATE MAJORITY CAUCUS,	:	
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Petitioners,	:	No. ___ MD 2015
v.	:	
	:	
	:	
THOMAS W. WOLF, in his official capacity as Governor of the Commonwealth of Pennsylvania, DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT, and OFFICE OF OPEN RECORDS,	:	
	:	
Respondents.	:	

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**ORDER**

AND NOW, this \_\_\_\_\_ day of \_\_\_\_\_ 2015, upon  
consideration of Petitioners’ Application for Preliminary Injunction, and any  
response thereto; and it appearing that:

- (a) Petitioners have a reasonable probability of eventual success on the merits;
- (b) Petitioners will suffer immediate and irreparable injury not compensable in damages unless a preliminary injunction is issued;
- (c) greater injury would result by refusing the request for injunctive relief than by granting such relief;
- (d) Petitioners have no adequate remedy at law;
- (e) no prior application for preliminary injunctive relief have been made to

this Court has been made by Petitioners; and

(f) Petitioners are an official and a constituent part of the Commonwealth government and therefore not required to file a bond;

therefore, it is hereby **ORDERED** and **DECREED** that Petitioners' Application is **GRANTED** and, pending final disposition of this matter it is **ORDERED** as follows:

1. Pending further order of the Court, Erik Arneson shall remain as Executive Director of the Office of Open Records.

2. The Department of Community and Economic Development is enjoined from interfering with timely payment of Arneson's salary, including back pay, his full access to benefits, and his exercise of the Office of Executive Director of the Office of Open Records.

3. Pending further order of the Court, Governor Wolf is enjoined from making any further attempts to remove Erik Arneson as Executive Director.

**BY THE COURT:**

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**, J.**



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*Attorneys for Erik Arneson*

Dated: January 26, 2015

Respectfully submitted,

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*Attorneys for Senate Majority Caucus*

**CERTIFICATE OF SERVICE**

I hereby certify that I am this day serving the foregoing document upon the persons and in the manner indicated below, which service satisfies the requirements of Pa.R.A.P. 121:

*Via Hand Delivery:*  
Governor Thomas W. Wolf  
225 Main Capitol Bldg.  
Harrisburg, PA 17120

*Via Hand Delivery:*  
Department of Community and  
Economic Development  
Commonwealth Keystone Building  
400 North Street, 4th Floor  
Harrisburg, PA 17120-0225

*Via Hand Delivery:*  
Office of Open Records  
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Dated: January 26, 2015



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