

FIRST JUDICIAL DISTRICT OF PENNSYLVANIA
COURT OF COMMON PLEAS OF PHILADELPHIA COUNTY

Commonwealth of Pennsylvania : TRIAL DIVISION - CRIMINAL
vs. :
 : Motion Control
 :
 :
 : No. _____

Appellant

PETITION TO APPEAL NUNC PRO TUNC

1) Appellant, _____, who resides at the following address:
_____, City:
_____; State: _____; ZIP CODE: _____ hereby requests the Court's
permission to file an appeal after the 30-day appeal period has expired (Appeal "Nunc Pro Tunc") of the
following citations which were adjudicated by the Philadelphia Traffic Court as follows:

Citation No.	Issue Date	Badge No.	Offense	Disposition Date	Disposition	Date of Order Appealed
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2) Appellant understands that Appeals from Traffic Court decisions must be filed within thirty days of the date of guilty plea, conviction or issuance of a final order, and that Petitions for permission to file an Appeal after the 30-day appeal period has expired (Appeal "Nunc Pro Tunc") can only be granted if Appellant alleges and proves that: (1) the delay in filing the appeal was caused by extraordinary circumstances involving fraud or wrongful or negligent act of a court official; and (2) Appellant acted promptly in filing the Appeal after learning of the existence of the fraud or wrongful or negligent act of a court official. In support of the request for permission to Appeal Nunc Pro Tunc, Appellant alleges the following fraud, wrongful or negligent act committed by a court official as well as when this information was discovered (**Attach additional pages if needed**):

I verify that the statements made in this Petition are true and correct. I understand that false statements herein are made subject to the penalties of 18 Pa. C.S. § 4904, relating to unsworn falsification to authorities.

Date: _____

APPELLANT'S SIGNATURE

Commonwealth of Pennsylvania vs. _____

Motion Control No. _____

HEARING NOTICE
PETITION TO APPEAL NUNC PRO TUNC

A hearing in the within Petition to Appeal Nunc Pro Tunc is scheduled for

_____, at _____ AM/PM,

in Courtroom _____, Criminal Justice Center, 1301 Filbert Street, Philadelphia, PA. 19102.

Pennsylvania Rule of Criminal Procedure 575 does not require that a written Answer be filed to this Petition. An oral response may be offered at the hearing.

**FAILURE TO APPEAR ON THE SCHEDULED HEARING DATE WILL
RESULT IN THE DISMISSAL OF THIS PETITION.**

FOR THE COURT:

Date: _____

FOR COURT USE ONLY

ORDER

AND NOW, this _____ day of _____, 20____, upon a review of the *Petition To Appeal Nunc Pro Tunc*, and after a hearing thereon, it is hereby ORDERED that the said *Petition* is

- DISMISSED, Defendant having failed to appear for the hearing. This is a FINAL ORDER. The hearing will not be rescheduled.**
- DENIED.**
- GRANTED** as to the following traffic citation(s) ONLY and Defendant is authorized to file a *Notice of Appeal From Summary Conviction (Traffic) - Nunc Pro Tunc* in connection with those citations at the Traffic Court, 800 Spring Garden Street, Philadelphia, PA.:

BY THE COURT:

_____ J.