

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

**NOTICE TO THE BAR**

**TRAFFIC COURT APPEALS**

Counsel are reminded that:

1. If the defendant fails to appear for the *de novo* trial scheduled at the Court of Common Pleas level upon the filing of the Appeal, the trial judge may dismiss the Appeal and enter judgment in the Court of Common Pleas on the judgment of the Traffic Court; and
2. If the defendant withdraws the Appeal, the Court of Common Pleas shall enter Judgment in the Court of Common Pleas on the Judgment of the Traffic Court. Withdrawals of Appeals “without prejudice” will not be permitted; and
3. If the defendant fails to appear for the hearing on the Petition to Appeal *Nunc Pro Tunc*, the Petition to Appeal *Nunc Pro Tunc* will be denied or dismissed. Withdrawals of Petitions to Appeal *Nunc Pro Tunc* “without prejudice” will not be permitted.

Pursuant to Pennsylvania Rule of Criminal Procedure 720 (D), no post-sentence motions may be filed in summary case appeals, and the imposition of judgment as noted above will constitute a final order for purposes of appeal. However, the Court of Common Pleas will entertain **timely** motions for reconsideration (filed within thirty days of the issuance of the order).

BY THE COURT:

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HONORABLE JAMES J. FITZGERALD, III  
ADMINISTRATIVE JUDGE  
TRIAL DIVISION

DATE: June 14, 2004