

**IN THE COMMONWEALTH COURT OF PENNSYLVANIA**

<b>SOUTHEASTERN PENNSYLVANIA</b>	:	
<b>TRANSPORTATION AUTHORITY</b>	:	
<b>Petitioner</b>	:	<b>No. 48 C.D. 2024</b>
	:	
<b>v.</b>	:	
	:	
<b>FAYE ANDERSON and</b>	:	
<b>ALL THAT PHILLY JAZZ,</b>	:	
<b>Respondents.</b>	:	

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**JOINT MOTION TO STAY BRIEFING SCHEDULE**

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Petitioner, the Southeastern Pennsylvania Transportation Authority (“SEPTA”) and Respondents, Faye Anderson and All That Philly Jazz, by and through their undersigned Counsel, hereby file this Joint Motion to Stay Briefing Schedule. In support thereof, Respondents submit as follows:

1. Respondents’ brief is due June 7, 2024.
2. Counsel for the parties have met and conferred twice to determine if settlement is a possibility in this case.
3. Following meetings on May 7 and May 15, 2024, both Respondents’ and Petitioner’s counsel have indicated they are amenable to exploring whether an agreement can be reached regarding responsive records in this matter that Petitioner could make available to Respondents.
4. SEPTA’s counsel has agreed to a continuance of sixty (60) days in the briefing schedule to allow the parties to negotiate in good faith, and thus there is reason to believe the case may be resolved without the necessity of further Court intervention.

5. In order to reach a resolution, Petitioner has agreed to search the subset of documents that the Office of Open Records (“OOR”) directed Petitioners to produce in its issued Final Determination denying in part and granting in part Respondents OOR appeal<sup>1</sup>. From this search, Petitioners have agreed to produce a log identifying the estimated number of responsive records and exemptions that may apply to each responsive record.

WHEREFORE, Respondents pray for an order in the form attached hereto.

Respectfully submitted,

*/s/ Paula Knudsen Burke*

Paula Knudsen Burke

REPORTERS COMMITTEE FOR FREEDOM OF  
THE PRESS

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*Counsel for Respondents*

Dated: May 16, 2024

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<sup>1</sup> Mention of “Final Determination” or “OOR appeal” here refers to to *Faye Anderson and All That Philly Jazz v. Southeastern Pennsylvania Transportation Authority*, docketed before the Pennsylvania Office of Open Records (“OOR”) at AP 2023-2268, in which OOR on December 20, 2023 issued a final determination granting in part and denying in part Requesters’ Right to Know Law submission.

**PROOF OF SERVICE**

I hereby certify that I have served the foregoing document, Joint Motion to Stay Briefing Schedule, upon the persons listed on the date and in the manner indicated below, which satisfies the requirements of Pa. R.A.P. 121:

**Notification by email and PACFile as follows:**

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Dated: May 16, 2024

*/s/Paula Knudsen Burke*  
*Counsel for Respondents*

**CERTIFICATE OF COMPLIANCE WITH PUBLIC ACCESS POLICY**

I certify that this filing complies with the provisions of the *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania* that require filing confidential information and documents differently than non-confidential information and documents.

Submitted by: Paula Knudsen Burke  
Signature: /s/Paula Knudsen Burke  
Attorney No.: 87607

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v.

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[PROPOSED] ORDER

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AND NOW, this \_\_\_\_ day of \_\_\_\_\_, 2024, upon consideration of the Joint Motion to Stay Briefing Schedule wherein the parties report they are engaged in settlement negotiations, the Motion is **GRANTED**. The briefing schedule in this matter is hereby **STAYED**.

The parties shall file a status report on or before July 15, 2024 advising this Court as to the status of this matter if a praecipe to discontinue has not been filed before that date.

**BY THE COURT:**

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J.