

IN THE UNITED STATES COURT OF APPEALS FOR THE THIRD CIRCUIT

Docket No. 18-2574

SHARONELL FULTON, Et al., Appellants

v.

CITY OF PHILADELPHIA, et al., Appellees

On Appeal from the United States District Court
for the Eastern District of Pennsylvania (No. 18-cv-02075)
Honorable Petrese B. Tucker

Corrected Notice of Indicative Ruling

TO THE CLERK OF COURT:

Pursuant to Federal Rule of Civil Procedure 62.1 and Federal Rule of Appellate Procedure 12.1, Proposed Intervenors Support Center for Child Advocates and Philadelphia Family Pride respectfully notify the Clerk of the Third Circuit Court of Appeals that the District Court has issued an indicative ruling that “were the Third Circuit Court of Appeals to permit this [District] Court to rule on Proposed Intervenor’s Motion to Intervene (Doc. 14), the Court would grant the Motion to Intervene under Fed. R. Civ. P. 24(b).” Indicative Ruling (Doc. 68) at 1, attached as Ex. A.

Proposed Intervenors respectfully request that the Third Circuit Court of Appeals authorize the District Court to decide the Motion to Intervene.

Dated: August 6, 2018

Respectfully submitted,

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EXHIBIT A

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

SHARONELL FULTON, et al.,	:	
	:	
Plaintiffs,	:	
	:	CIVIL ACTION
v.	:	
	:	NO. 18-2075
CITY OF PHILADELPHIA, et al.,	:	
	:	
Defendants.	:	

ORDER

AND NOW, this __1st__ day of August, 2018, upon consideration of Proposed Intervenor’s Motion For Reconsideration Of The Court’s Order Staying The Motion For Leave To Intervene Or, In The Alternative, That The Court Amend Its Order To Include An Indicative Ruling Pursuant To F.R.C.P. 62.1 (“Motion for Indicative Ruling”) (Doc. 60), and Plaintiffs’ Response To Proposed Intervenor’s Motion For Reconsideration Of The Court’s Order Staying The Motion For Leave To Intervene (Doc. 66), **IT IS HEREBY ORDERED AND DECREED** that Proposed Intervenor’s Motion for Indicative Ruling (Doc. 60) is **GRANTED** as follows:

1. The Court’s July 18, 2018 Order (Doc. 59) staying Proposed Intervenor’s Motion to Intervene (Doc. 14) is **AMENDED** to include the following:
 - A. Pursuant to Fed. R. Civ. P. 62.1, the Court indicates that, were the Third Circuit Court of Appeals to permit this Court to rule on Proposed Intervenor’s Motion to Intervene (Doc. 14), the Court would grant the Motion to Intervene under Fed. R. Civ. P. 24(b); and
 - B. Proposed Intervenor shall, pursuant to Fed. R. App. P. 12.1 and Fed. R. Civ. P. 62.1(b), promptly notify the Clerk of the Third Circuit Court of Appeals of this Court’s indicative ruling under Fed. R. Civ. P. 62.1 so that

the Third Circuit Court of Appeals may decide whether to authorize this Court to decide the Motion to Intervene (Doc. 14).

BY THE COURT:

/s/ Petrese B. Tucker

Hon. Petrese B. Tucker, U.S.D.J.