

SUPREME COURT OF PENNSYLVANIA

Brown v. Penn Jersey Certified Concrete, Inc.; Oakman v. Penn Jersey Certified Concrete, Inc.; Reed v. Penn Jersey Certified Concrete, Inc.; Thomas v. Penn Jersey Certified Concrete, Inc.

Brown v. Penn Jersey Certified Concrete · No. Nos. 87, 88, 89, and 90 EM 2018 · Decided August 9, 2018

SUMMARY

The Supreme Court of Pennsylvania considered consolidated emergency applications to stay proceedings pending disposition of petitions for review in matters involving construction and concrete companies. On August 9, 2018, the court denied the applications; Justice Mundy did not participate.

CASE DETAILS

COURT	Supreme Court of Pennsylvania
WRITING FOR THE COURT	Per Curiam
JURISDICTION	Pennsylvania
DECIDED	August 9, 2018
DOCKET	Nos. 87, 88, 89, and 90 EM 2018
DISPOSITION	writ_denied
PROCEDURAL POSTURE	The petitioners filed emergency applications to stay proceedings pending disposition of petitions for review.
PRECEDENTIAL VALUE	Published per curiam order; no substantive legal rule or analysis is stated.
PARTIES	Constructural Dynamics, Inc., t/a Silvi Concrete Products, Inc., Penn Jersey Certified Concrete, Inc., Alta Industrial Properties, Inc., d/b/a Silvi Concrete of Logan, Inc. v. Shanika Lakiyah Brown, individually and as parent of A.B., minor, Shawn Oakman, Pamela Reed, Karen Thomas, Bridgestone Americas Tire Operations, LLC, Richard Pierson Construction Co., Inc., McCarthy Tire Service Company of New York, Inc.

TOPICS

[appellate procedure](#)[appellate jurisdiction](#)[civil procedure](#)

PRACTICE AREAS

appellate procedure

civil procedure

construction law

QUESTIONS PRESENTED

1. Whether the emergency applications to stay proceedings pending disposition of petitions for review should be granted.

HOLDINGS

1. The emergency applications to stay proceedings were denied.

FACTUAL BACKGROUND

The opinion contains no substantive factual discussion. The identified applicants sought to stay ongoing proceedings pending disposition of petitions for review. The Supreme Court of Pennsylvania denied the emergency applications.

PROCEDURAL HISTORY

Four emergency applications to stay proceedings were presented to the Supreme Court of Pennsylvania while petitions for review were pending. The court denied the applications.

DISPOSITION

writ_denied

OPINION

Brown v. Penn Jersey Cert. Con., of: Silvi

PER CURIAM.

IN THE SUPREME COURT OF PENNSYLVANIA

EASTERN DISTRICT

SHANIKA LAKIYAH BROWN, : No. 87 EM 2018

INDIVIDUALLY AND AS PARENT OF : A.B., MINOR : Emergency Application to Stay :
Proceedings Pending Disposition of : Petition for Review v. : PENN JERSEY CERTIFIED
CONCRETE, : INC., BRIDGESTONE AMERICAS TIRE : OPERATIONS, LLC, AND
PAMELA : REED, RICHARD PIERSON : CONSTRUCTION CO., INC. AND : MCCARTHY
TIRE SERVICE COMPANY : OF NEW YORK, INC. AND : CONSTRUCTURAL DYNAMICS
T/A : SILVI CONCRETE PRODUCTS, INC., : AND ALT INDUSTRIAL PROPERTIES, : INC.
D/B/A SILVI CONCRETE OF : LOGAN, INC. : PETITION OF: CONSTRUCTURAL :
DYNAMICS INC., T/A SILVI CONCRETE : PRODUCTS, INC., PENN JERSEY : CERTIFIED
CONCRETE, INC. AND ALTA : INDUSTRIAL PROPERTIES, D/B/A SILVI : CONCRETE OF
LOGAN, INC. :

SHAWN OAKMAN : No. 88 EM 2018

: Emergency Application to Stay v. : Proceedings Pending Disposition of : Petition for Review
PENN JERSEY CERTIFIED CONCRETE, : INC., BRIDGESTONE AMERICAS TIRE :
OPERATIONS, LLC, AND PAMELA : REED, RICHARD PIERSON : CONSTRUCTION CO.,
INC. AND : MCCARTHY TIRE SERVICE COMPANY : OF NEW YORK, INC. AND :
CONSTRUCTURAL DYNAMICS T/A : SILVI CONCRETE PRODUCTS, INC., : AND ALT
INDUSTRIAL PROPERTIES, : INC. D/B/A SILVI CONCRETE OF : LOGAN, INC. :
PETITION OF: CONSTRUCTURAL : DYNAMICS INC., T/A SILVI CONCRETE :
PRODUCTS, INC., PENN JERSEY : CERTIFIED CONCRETE, INC. AND ALTA :
INDUSTRIAL PROPERTIES, D/B/A SILVI : CONCRETE OF LOGAN, INC. :

PAMELA REED : No. 89 EM 2018

: Emergency Application to Stay v. : Proceedings Pending Disposition of : Petition for Review
PENN JERSEY CERTIFIED CONCRETE, : INC., BRIDGESTONE AMERICAS TIRE :
OPERATIONS, LLC, AND PAMELA : REED, RICHARD PIERSON : CONSTRUCTION CO.,
INC. AND : MCCARTHY TIRE SERVICE COMPANY : OF NEW YORK, INC. AND :
CONSTRUCTURAL DYNAMICS T/A : SILVI CONCRETE PRODUCTS, INC., : AND ALT
INDUSTRIAL PROPERTIES, : INC. D/B/A SILVI CONCRETE OF : LOGAN, INC. :
PETITION OF: CONSTRUCTURAL : DYNAMICS INC., T/A SILVI CONCRETE :
PRODUCTS, INC., PENN JERSEY : CERTIFIED CONCRETE, INC. AND ALTA :
INDUSTRIAL PROPERTIES, D/B/A SILVI : CONCRETE OF LOGAN, INC. : [87-90 EM 2018]

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KAREN THOMAS : No. 90 EM 2018

: Emergency Application to Stay v. : Proceedings Pending Disposition of : Petition for Review
PENN JERSEY CERTIFIED CONCRETE, : INC., BRIDGESTONE AMERICAS TIRE :
OPERATIONS, LLC, AND PAMELA : REED, RICHARD PIERSON : CONSTRUCTION CO.,
INC. AND : MCCARTHY TIRE SERVICE COMPANY : OF NEW YORK, INC. AND :
CONSTRUCTURAL DYNAMICS T/A : SILVI CONCRETE PRODUCTS, INC., : AND ALT
INDUSTRIAL PROPERTIES, : INC. D/B/A SILVI CONCRETE OF : LOGAN, INC. :
PETITION OF: CONSTRUCTURAL : DYNAMICS INC., T/A SILVI CONCRETE :
PRODUCTS, INC., PENN JERSEY : CERTIFIED CONCRETE, INC. AND ALTA :
INDUSTRIAL PROPERTIES, D/B/A SILVI : CONCRETE OF LOGAN, INC. :

ORDER

PER CURIAM

AND NOW, this 9th day of August, 2018, the Emergency Application to Stay Proceedings
Pending Disposition of Petition for Review is DENIED. Justice Mundy did not participate in the
consideration or decision of this matter. [87-90 EM 2018] - 3

