

PROGRAM

Investiture of Judges
of the
Commonwealth Court
of
Pennsylvania



11:00 A. M.

Wednesday, April 15, 1970

Forum of the State Education Building
Harrisburg, Pennsylvania

The Judges of the Commonwealth Court

HON. JAMES S. BOWMAN, *President Judge*
DAUPHIN

HON. JAMES C. CRUMLISH
PHILADELPHIA

HON. HARRY A. KRAMER
ALLEGHENY

HON. ROY WILKINSON, JR.
CENTRE

HON. LOUIS L. MANDERINO
WESTMORELAND

HON. GLENN E. MENCER
McKEAN

HON. ALEXANDER F. BARBIERI
PHILADELPHIA

Program

Presiding

Honorable John C. Bell, Jr.
Chief Justice of Pennsylvania

Master of Ceremonies

Honorable William C. Sennett
Attorney General

INVOCATION *Most Rev. J. Carroll McCormick, D.D.*
Bishop of Scranton

REMARKS BY HIS EXCELLENCY, THE GOVERNOR OF PENNSYLVANIA
Honorable Raymond P. Shafer

AN HISTORICAL RESUME OF THE COMMONWEALTH COURT
Marvin Comisky, Esquire, President
Pennsylvania Bar Association

PRESENTATION OF COMMISSIONS *Honorable Joseph J. Kelley, Jr.*
Secretary of the Commonwealth

ADMINISTRATION OF OATHS *Chief Justice Bell*

ENROBING

Judge Bowman by his friend, William D. Boswell, Esq.
Judge Crumlish by his mother, Mrs. James C. Crumlish, Sr.
Judge Kramer by his wife, Elizabeth L. Kramer
Judge Wilkinson by his brother, John E. Wilkinson
Judge Manderino by his father, Anthony F. Manderino
Judge Mencer by his father, Glenn H. Mencer
Judge Barbieri by his wife, Dorothy L. Barbieri

STATEMENT ON BEHALF OF THE NEWLY INDUCTED JUDGES
President Judge Bowman

Announcements

Adjournment

Spectators are requested not to take photographs during the program.

Honored Guests

HON. HOMER L. KREIDER, PRESIDENT JUDGE, COURT OF
COMMON PLEAS OF DAUPHIN COUNTY

Since April 7, 1870, the Court of Common Pleas of Dauphin County has exercised a portion of the jurisdiction which will be exercised by the Commonwealth Court.

HON. RAYMOND J. BRODERICK, LIEUTENANT GOVERNOR OF
PENNSYLVANIA, WHO SERVED AS THE PRESIDENT OF
THE CONSTITUTIONAL CONVENTION OF 1967-68

The Constitutional Convention promulgated the Judiciary Article which created the Commonwealth Court.

HON. HERBERT FINEMAN, SPEAKER OF THE HOUSE OF
REPRESENTATIVES

and

HON. ROBERT D. FLEMING, PRESIDENT PRO TEMPORE OF
THE SENATE

The 1969 Session of The Pennsylvania General Assembly implemented the new constitutional provision by enacting Act 185, "The Commonwealth Court Act."

USHERS

Members of the Dauphin County Bar Association

BRUCE D. DESFOR, <i>Esquire</i>	F. LEE SHIPMAN, <i>Esquire</i>
BRUCE A. GROVE, <i>Esquire</i>	JERRY B. SILVER, <i>Esquire</i>
RONALD M. KATZMAN, <i>Esquire</i>	ANGELO SKARLATOS, <i>Esquire</i>
RICHARD R. LEFEVER, <i>Esquire</i>	CHARLES E. THOMAS, JR., <i>Esquire</i>
ROBERT H. LONG, JR., <i>Esquire</i>	CARL G. WASS, <i>Esquire</i>
BONNIE D. MENAKER, <i>Esquire</i>	RICHARD H. WIX, <i>Esquire</i>
HENRY W. RHOADS, <i>Esquire</i>	FRANK L. WRIGHT, <i>Esquire</i>
CHARLES B. ZWALLY, <i>Esquire</i>	

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INVESTITURE OF JUDGES

of the

COMMONWEALTH COURT OF PENNSYLVANIA

PRESIDING

HONORABLE JOHN C. BELL, JR.
Chief Justice of the Supreme Court
Commonwealth of Pennsylvania

**Forum of the State Education Building
Harrisburg, Pennsylvania**

Wednesday, April 15, 1970

11:00 o'clock a.m., E.S.T.

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THE MOST REV. J. CARROLL McCORMICK, D.D.: Almighty God, Creator of mankind, and Author of all that is good and praiseworthy, look with favor on us as we gather here today to inaugurate the new Commonwealth Court of Pennsylvania. It was you who inscribed in the heart of man the law by which he is to live, the law that tells him what is right and what is wrong. From this basic concept man has under your divine guidance developed a system of jurisprudence for the orderly conduct of his public affairs, for his social relationships and for the proper exercise of his behavior. Grant that the Commandments which once you gave to Moses as a guide for your people may ever serve the seven Judges of this Commonwealth Court as a light to lead them to right counsels and just decisions. Grant them strength of character, unwavering fidelity to their oaths and unceasing devotion to their tasks. so that this Commonwealth may reap the rich benefits of their talents. As often as they turn to you, the Eternal Judge, to whom they must one day render an account of their own actions, may they find the help they seek and may they ever uphold justice in all its aspects. In this way, they will come to deserve the respect of their fellowmen and of their Government. And from you, Almighty God, they will one day receive the reward of the just eternal happiness with you in heaven. All this we ask in the name of our Lord, Jesus Christ. Amen.

CHIEF JUSTICE JOHN C. BELL, JR.: Governor Shafer,

1 Lieutenant Governor Broderick, Lovely Ladies, Distinguished
2 Gentlemen:

3 This is a memorable occasion and it is a pleas-
4 ure to welcome you to this unique ceremony. We are meeting
5 today to induct into office Judges of the new Commonwealth
6 Court and to honor them and their families and their friends.
7 Pennsylvania's new Commonwealth Court would be primarily an
8 appellate court, the third appellate court in our State.

9 The Supreme Court of Pennsylvania is the oldest
10 appellate court in the whole country. It was created in 1722
11 and antedates the Supreme Court of the United States by sixty-
12 seven years. The Superior Court of Pennsylvania, the second
13 highest appellate court, was created in 1895, and our new
14 Commonwealth Court is the third appellate court in Pennsylv-
15 ania's history.

16 Needless to say, we welcome this new Court to
17 our appellate judicial family. This is especially so because
18 the increase in litigation has made the workload of the
19 Supreme Court staggering, and we hope the Commonwealth Court
20 will greatly relieve us of our presently intolerable situation
21 and thereby expedite justice. Others on this program will
22 tell you in detail about the Court, the history of its devel-
23 opment and its new Judges.

24 May I just add that it is a pleasure and an
25 honor to aid in the induction of the Judges and the lawyer who have

1 been appointed to our new Commonwealth Court, a landmark in
2 Pennsylvania's judicial history.

3 The Attorney General, William C. Sennett, will
4 be our Master of Ceremonies. I now turn the proceedings over
5 to him. General Sennett.

6 ATTORNEY GENERAL WILLIAM C. SENNETT: Thank you,
7 Mr. Chief Justice. Ladies and gentlemen, on this historic
8 occasion it is most appropriate that we recognize the Chief
9 Executive of the Commonwealth of Pennsylvania.

10 Even before he was inaugurated in 1967, Governor
11 Shafer stated that constitutional reform would be given first
12 priority as a goal of his administration. With the establish-
13 ment of this Commonwealth Court, we are close to achieving a
14 complete modern unified judicial system, which is the finest
15 example of constitutional reform in Pennsylvania.

16 Ladies and gentlemen, it is a privilege and an
17 honor to present to you the Chief Executive of the Commonwealth
18 of Pennsylvania, Governor Raymond Philip Shafer.

19 (Applause.)

20 HIS EXCELLENCY, THE GOVERNOR, HON. RAYMOND P. SHAFER
21 Thank you, Mr. Sennett.

22 Mr. Chief Justice, Bishop McCormick, our dis-
23 tinguished new Jurists to be, my colleagues here on the plat-
24 form, and ladies and gentlemen:

25 Oliver Wendell Holmes, Jr., one of the greatest

1 Justices that this country or any country has ever known,
2 once made a very profound statement. He said, "It doesn't
3 matter so much where one stands as it does the direction in
4 which one is going." The event that we are celebrating today
5 is tangible evidence indeed that we in Pennsylvania do know
6 where we are going, that we are headed for a Commonwealth of
7 excellence. That with the creation of this new Commonwealth
8 Court and with an unified judicial system, which is the finest
9 in the whole country, we are taking another giant step forward
10 in bring better, swifter justice to all of our citizens.

11 We have one major step to complete the par-
12 ticular process that we are now engaged in, and that is, the
13 Judicial Jurisdiction Act, the Appellate Jurisdiction Act,
14 which is now before the General Assembly, and I am happy to
15 announce that the legislative leaders have agreed on these
16 provisions and that I am very hopeful that the General Assembly
17 will pass it at the earliest possible moment.

18 I am very proud to participate in these pro-
19 ceedings today. As Attorney General Sennett stated, constitu-
20 tional reform was a top priority of our administration, and
21 the bringing into being this new Commonwealth Court, which
22 will mean better justice for our citizens, is certainly a
23 highlight of that reform.

24 Theodore Roosevelt, also a great American, said
25 that a great republic must be progressive or soon it will be

1 neither great nor a republic. We in Pennsylvania, and all
2 Pennsylvanians can take great pride in the achievement, are
3 proud that we are progressing, such as bringing into being
4 the Commonwealth Court of Pennsylvania, the third appellate
5 court in its entire history.

6 My congratulations and commendations to the
7 distinguished members of this new Court, and my congratulations
8 to the people of Pennsylvania for their desire to have even
9 greater progress in our beloved Commonwealth.

10 Thank you.

11 (Applause.)

12 ATTORNEY GENERAL WILLIAM C. SENNETT: Thank you,
13 Governor Shafer.

14 During this administration and during the course
15 of this effort for constitutional and judicial reform, we have
16 been most fortunate to have working with us the officers and
17 the leadership of the Pennsylvania Bar Association. I think
18 it is safe to say that it would not have been possible to
19 achieve what we have achieved without the able assistance of
20 the Pennsylvania Bar Association. It is, therefore, most
21 appropriate that we recognize the President of the Pennsylvania
22 Bar Association, the distinguished lawyer from Philadelphia,
23 Marvin Comisky.

24 (Applause.)

25 MARVIN COMISKY, ESQUIRE: Attorney General Sennett,

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1 Governor Shafer, Honorable Jurists of the Commonwealth Court,
2 Dignitaries and Guests:

3 The Commonwealth Court is the first state-wide
4 appellate court in Pennsylvania history to be created by a
5 constitution. The Supreme Court was established in the
6 Judiciary Act of May 22, 1722, and reaffirmed in the first
7 Pennsylvania Constitution of 1776. The Superior Court was
8 created by the Legislature to come into existence on July 1,
9 1895, and reaffirmed in the Constitution of 1967-68. Now all
10 three courts are constitutional.

11 The Commonwealth Court springs from four short
12 sentences in the Judiciary Article and its Schedule as
13 drafted by the Constitutional Convention. The product of
14 that Convention, presided over by Lieutenant Governor Raymond
15 J. Broderick as its president, was approved by the voters on
16 April 23, 1968.

17 Here is the pertinent portion of the Judiciary
18 Article. Section 4 provides: "The Commonwealth Court shall
19 be a state-wide court, and shall consist of the number of
20 judges and have such jurisdiction as shall be provided by
21 law. One of its judges shall be the president judge."

22 The Schedule provides: "The Commonwealth Court
23 shall come into existence on January 1, 1970. Notwithstanding
24 anything to the contrary in this article, the General Assembly
25 shall stagger the initial terms of judges of the Commonwealth

1 Court."

2 This brevity is startling when one considers
3 the place this Court is to fill in the judicial structure of
4 Pennsylvania and the state-wide scope of its responsibilities.

5 Prior to this time, the Court of Common Pleas
6 of Dauphin County, under the direction of President Judge
7 Homer L. Kreider since 1965, sat as the Commonwealth Court,
8 empowered to do so by a legislative Act of April 7, 1970.
9 Clearly this placed a burden on that Court and created a
10 situation where a court had jurisdiction over the entire
11 state, but only voters of Dauphin County participated in the
12 election of its Judges. In addition, both the Supreme and
13 Superior Court dockets were overcrowded with appeals that
14 another appellate court could help adjudicate.

15 Various proposals for the creation of a Common-
16 wealth Court had been before the Legislature for many years.
17 As a matter of fact, at the time of the Constitutional Con-
18 vention, there was a bill for the establishment of a Common-
19 wealth Court before the House.

20 The Convention wanted to mandate the Court in
21 the Constitution; however, it explicitly left to the Legis-
22 lature the task of establishing the Court, determining the
23 number of Judges, where it would sit and the scope of its
24 original and appellate jurisdiction.

25 The Delegates were particularly concerned that

1 the Convention, in the limited time available, would not be
2 able to give the full consideration deemed necessary for the
3 complete implementation of the new Court. The Delegates
4 clearly believed that this should be a state-wide court, but
5 they did not wish to impose constitutional limitations on the
6 General Assembly in determining the size, situs or jurisdic-
7 tion of the Court.

8 During the Convention only seven amendments were
9 proposed dealing with the Commonwealth Court. When one con-
10 sider the number of amendments made to the other sections of
11 the Judiciary Article -- this is indeed noteworthy.

12 Of the seven, only three were accepted. The
13 first merely altered the language used to establish it as a
14 state-wide court. The second provided that the Judges would
15 be elected in the same manner as those of the Supreme and
16 Superior Courts; and the last one provided for staggered
17 terms.

18 There was never any attempt to delete the
19 Commonwealth Court from the Judiciary Article. The rest of
20 the Judiciary Article had an effective date of January 1, 1909.
21 In the case of the Commonwealth Court, however, the Legislature
22 was given an additional year in which to consider its scope,
23 size and jurisdiction.

24 All of this happily is past history now.
25 The General Assembly, under Senate President

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Pro Tem. Robert D. Fleming and House Speaker Herbert Fineman, took the mandate of the Constitutional Convention and enacted the implementing legislation.

Act 185 of the 1969 Sessions provides for seven Judges; that the Court will have original and appellate jurisdiction as defined in the statute creating the Commonwealth Court and such additional appellate jurisdiction as will be defined in the Appellate Court Jurisdiction Act -- referred to by Governor Shafer in his remarks -- which is now under consideration. The Court will be based in Harrisburg, with sessions in Pittsburgh and Philadelphia.

The desire for flexibility -- so eloquently expressed by many of the Convention Delegates -- has now been achieved. As the needs of the Commonwealth grow in relation to this Court, only the action of the General Assembly will be required to make the necessary changes -- rather than the costly and time-consuming process of constitutional amendment.

After careful consideration, Governor Shafer submitted to the Senate for confirmation the names of seven nominees to be the first Judges to this new Court. In the order of their investiture they are:

Honorable James S. Bowman of Dauphin County, graduate of the University of Pennsylvania Law School, former member of the Pennsylvania House of Representatives, former counsel to the Legislative Reference Bureau and Assistant

1 Solicitor for Harrisburg. He was elected Judge to the Dauphin
2 County Court of Common Pleas in 1954. He has been appointed
3 as the first President Judge of this Court.

4 Honorable James C. Crumlish, Jr., of Phila-
5 delphia County, follows his father to the Bench. He is a
6 graduate of the University of Pennsylvania Law School, former
7 member of the Philadelphia Registration Commission and the
8 State and National District Attorneys' Associations. He
9 served as District Attorney of Philadelphia from March of 1951
10 to January of 1966.

11 Honorable Harry A. Kramer of Allegheny County,
12 graduate of the University of Pittsburgh Law School, former
13 member of the Pennsylvania General Assembly, former member of
14 the Judiciary and Public Utilities Committees and former
15 President of the Pittsburgh Council on Public Education. He
16 was elected to the Orphans' Court of Allegheny County in 1955
17 where he served until 1969.

18 Honorable Roy Wilkinson, Jr. of Centre County,
19 graduate of the University of Pennsylvania Law School, former
20 law clerk to Justice Horace Stern of the Pennsylvania Supreme
21 Court, former President of the Centre County Bar Association
22 and Chairman of the Pennsylvania Racing Commission. He is
23 currently a member of the Board of Governors of the Pennsylvania
24 Bar Association, newly appointed Chairman of the State Board
25 of Law Examiners and Chairman of the National Conference of

1 Bar Examiners' Board of Governors. He has served as general
2 counsel to Pennsylvania State University for the past ten
3 years.

4 Honorable Louis L. Manderino of Westmoreland
5 County, graduate of Harvard Law School, former law clerk to
6 the Honorable Austin L. Staley of the United States Court of
7 Appeals for the Third District, former School Director and
8 City Councilman for the City of Monessen, served as Solicitor
9 for the City of Monessen and the Monessen Redevelopment
10 Authority. He joined the faculty of the Duquesne University
11 School of Law in 1956 and was named its Dean in 1968.

12 Honorable Glenn E. Mencer of McKean County,
13 graduate of the University of Michigan Law School, former
14 District Attorney of McKean County, past member of the Exe-
15 cutive Committee of the Pennsylvania Conference of State Trial
16 Judges and formerly Chairman of the Northwest Regional District
17 of the Pennsylvania Crime Commission and presently second Vice
18 President of the Pennsylvania Council of Juvenile Court Judges.
19 He was elected President Judge of the 48th Judicial District
20 in 1964.

21 Honorable Alexander F. Barbieri of Philadelphia
22 County, graduate of the University of Pennsylvania Law School,
23 served on the Philadelphia County Board of Law Examiners,
24 Committee of Censors and Judiciary Committee of the Philadelphia
25 Bar Association, member of the Board of Managers of the Uni-

1 versity of Pennsylvania Law Alumni Society. He was appointed
 2 to the Philadelphia Court of Common Pleas in 1958 and was
 3 elected to a ten-year term in 1965.

4 Each of these nominees has received approval
 5 as qualified for this high judicial office by the Judiciary
 6 Committee of the Pennsylvania Bar Association, chaired in
 7 1970 by William Power and composed of a distinguished group
 8 of Pennsylvania lawyers. Following immediate confirmation
 9 by the Senate, each of the Judges was commissioned. They
 10 appear here today, as you can see, to be sworn in.

11 Thus the initial seven Jurists bring to the
 12 Court a summary of inestimable backgrounds and experiences:
 13 Three Jurists presently being elevated, one lawyer with
 14 judicial experience, one former District Attorney from a
 15 metropolitan area, one Dean of a law school and one outstand-
 16 ing lawyer in private practice. The collective experiences
 17 will give this Court, in the language of Mr. Justice Frank-
 18 furter, "insight, imagination and prophetic responsibilities".

19 The new Judiciary Article was designed to give
 20 Pennsylvania a unified judicial system. I am certain this
 21 Court will add a strong link to the unified judicial system;
 22 that it will complement the Supreme and Superior Courts; and
 23 that it will strengthen the fabric of justice in Pennsylvania.

24 A lot of history stands behind the creation of
 25 this Court. But all of that is past now and we look to these

1 Honorable Judges for the future. Theirs are the precedents
2 to set.

3 (Applause.)

4 ATTORNEY GENERAL WILLIAM C. SENNETT: Thank you very
5 much, Mr. Comisky.

6 Now, for the purpose of reading the commissions
7 of the new Judges, I have the honor to present the distinguished
8 Secretary of the Commonwealth, the Honorable Joseph Kelley.

9 (Applause.)

10 SECRETARY OF THE COMMONWEALTH JOSEPH J. KELLEY, JR.:
11 Thank you very much, General Sennett.

12 Governor Shafer, Chief Justice Bell, Lieutenant
13 Governor Broderick, Mr. Speaker, Distinguished Jurists, Ladies
14 and Gentlemen:

15 I have the honor to present the commissions of
16 the Commonwealth Court. I shall read only the first commission
17 in toto as to Honorable James S. Bowman, and then the others
18 to the effect.

19 "In the Name and by the Authority of the Com-
20 monwealth of Pennsylvania. Governor's Office.

21 "Whereas, the Constitutional Convention of 1968
22 creating the Commonwealth Court came into existence on January 1
23 1970,

24 "And whereas, Act 185 of the 1969 General
25 Assembly effective January 6, 1970, implementing the Constitu-

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tion provides the manner for the Governor to appoint and commission the first seven Judges.

"Therefore, know ye, that reposing especial trust and confidence in the prudence, integrity and ability of James S. Bowman, of the County of Dauphin, and under authority of the Constitution and laws of said Commonwealth, in such case made and provided, I have nominated, and by and with the advice and consent of two-thirds of all the members of the Senate, have appointed and do by these presents commission you to be President Judge of the Commonwealth Court, first in seniority of original commission.

"You are, therefore, to have and to hold the said office, together with all the rights, powers, privileges and emoluments thereunto belonging, or by law in anywise appertaining, until the first Monday of January, Anno Domini, one thousand nine hundred and seventy-eight, if you shall so long behave yourself well, and perform the duties required by law.

"This appointment to compute from April 15, 1970.

"Given under my hand and the Great Seal of the State at the City of Harrisburg, this fifteenth day of April, in the year of our Lord one thousand nine hundred and seventy, and of the Commonwealth the one hundred and ninety-fourth.

"Signed: Raymond P. Shafer, Governor.

"By the Governor: Joseph J. Kelly, Jr., Secre-

1 tary of the Commonwealth"

2 To the same effect is the commission for the
3 Honorable James C. Crumlish, Jr., County of Philadelphia, who
4 shall be Judge of the Commonwealth Court, second in seniority
5 of original commission.

6 To the same effect is the commission for the
7 Honorable Harry A. Kramer, County of Allegheny, to be Judge
8 of the Commonwealth Court, third in seniority of original
9 commission.

10 I might add that Judge Crumlish's term will
11 expire on the first Monday of January 1978. The term of
12 Judge Kramer will expire on the first Monday of January 1976.

13 To the same effect, the Honorable Roy Wilkinson,
14 Jr., of the County of Centre, is commissioned Judge of the
15 Commonwealth Court, and fourth in seniority of original com-
16 mission, to have and to hold that office until the first
17 Monday in January 1976.

18 To the same effect, the Honorable Louis Lawrence
19 Manderino, County of Westmoreland, to be Judge of the Common-
20 wealth Court, fifth in seniority of original commission, to
21 have and to hold that office until the first Monday of January
22 1974.

23 To the same effect, the Honorable Glenn E.
24 Mencer, of the County of McKean, to be Judge of the Common-
25 wealth Court, sixth in seniority of original commission, and

1 to have and to hold that office until the first Monday of
2 January 1974.

3 To the same effect, the Honorable Alexander F.
4 Barbieri, County of Philadelphia, to be Judge of the Common-
5 wealth Court, seventh in seniority of original commission,
6 and to have and to hold that office until the first Monday of
7 January 1972.

8 CHIEF JUSTICE JOHN C. BELL, JR.: Thank you, Mr.
9 Kelley.

10 I will now ask President Judge Bowman to
11 come forward and be sworn in, followed by each of the other
12 Judges according to priority of their commission as just
13 indicated by Secretary Kelley.

14 Judge Bowman, place your hand upon the Bible
15 please.

16 You, James S. Bowman, do solemnly swear that
17 you will support, obey and defend the Constitution of the
18 United States and the Constitution of this Commonwealth, and
19 that you will discharge the duties of your office with
20 fidelity and without fear or favor?

21 PRESIDENT JUDGE JAMES S. BOWMAN: I do so swear.

22 CHIEF JUSTICE JOHN C. BELL, JR.: Thank you. Con-
23 gratulations and best of luck.

24 HIS EXCELLENCY, THE GOVERNOR, HON. RAYMOND P.
25 SHAFER: Congratulations.

1 CHIEF JUSTICE JOHN C. BELL, JR.: Mr. Crumlish, will
2 you place your hand upon your family Bible please?

3 Do you, James C. Crumlish, solemnly swear that
4 you will support, obey and defend the Constitution of the
5 United States and the Constitution of this Commonwealth, and
6 that you will discharge the duties of your office with
7 fidelity and without fear or favor?

8 JUDGE JAMES C. CRUMLISH: I so swear.

9 CHIEF JUSTICE JOHN C. BELL, JR.: Congratulations
10 and best of luck.

11 HIS EXCELLENCY, THE GOVERNOR, HON. RAYMOND P.
12 SHAFER: Congratulations.

13 CHIEF JUSTICE JOHN C. BELL, JR.: Judge Kramer,
14 place your hand upon the Bible please.

15 Do you, Harry A. Kramer, solemnly swear that
16 you will support, obey and defend the Constitution of the
17 United States and the Constitution of this Commonwealth, and
18 that you will discharge the duties of your office with
19 fidelity and without fear or favor?

20 JUDGE HARRY A. KRAMER: I do so swear.

21 CHIEF JUSTICE JOHN C. BELL, JR.: Congratulations
22 and best of luck.

23 HIS EXCELLENCY, THE GOVERNOR, HON. RAYMOND P.
24 SHAFER: Congratulations.

25 CHIEF JUSTICE JOHN C. BELL, JR.: Mr. Wilkinson,

1 will you place your hand upon the Bible please?

2 Do you, Roy Wilkinson, Jr., solemnly swear that
3 you will support, obey and defend the Constitution of the
4 United States and the Constitution of this Commonwealth, and
5 that you will discharge the duties of your office with
6 fidelity and without fear or favor?

7 JUDGE ROY WILKINSON, JR.: I do so swear.

8 CHIEF JUSTICE JOHN C. BELL, JR.: Congratulations
9 and best of luck.

10 HIS EXCELLENCY, THE GOVERNOR, HON. RAYMOND P.
11 SHAFER: Congratulations.

12 CHIEF JUSTICE JOHN C. BELL, JR.: Mr. Manderino,
13 will you place your hand upon the Bible?

14 Do you, Louis L. Manderino, solemnly swear that
15 you will support, obey and defend the Constitution of the
16 United States and the Constitution of this Commonwealth, and
17 that you will discharge the duties of your office with
18 fidelity and without fear or favor?

19 JUDGE LOUIS L. MANDERINO: I do so swear.

20 CHIEF JUSTICE JOHN C. BELL, JR.: Congratulations
21 and best of luck.

22 HIS EXCELLENCY, THE GOVERNOR, HON. RAYMOND P.
23 SHAFER: Congratulations.

24 CHIEF JUSTICE JOHN C. BELL, JR.: Place your hand
25 upon the Bible.

20

1 Do you, Glenn E. Mencer, solemnly swear that
2 you will support, obey and defend the Constitution of the
3 United States and the Constitution of this Commonwealth, and
4 that you will discharge the duties of your office with
5 fidelity and without fear or favor?

6 JUDGE GLENN E. MENCER: I do so swear.

7 CHIEF JUSTICE JOHN C. BELL, JR.: Congratulations
8 and best of luck.

9 HIS EXCELLENCY, THE GOVERNOR, HON. RAYMOND P.
10 SHAFER: Congratulations.

11 CHIEF JUSTICE JOHN C. BELL, JR.: Judge Barbieri,
12 place your hand upon the Bible.

13 Do you, Alexander F. Barbieri, solemnly swear
14 that you will support, obey and defend the Constitution of the
15 United States and the Constitution of this Commonwealth, and
16 that you will discharge the duties of your office with
17 fidelity and without fear or favor?

18 JUDGE ALEXANDER F. BARBIERI: I do so swear.

19 CHIEF JUSTICE JOHN C. BELL, JR.: Congratulations
20 and best of luck.

21 HIS EXCELLENCY, THE GOVERNOR, HON. RAYMOND P.
22 SHAFER: Congratulations.

23 CHIEF JUSTICE JOHN C. BELL, JR.: Will the ladies
24 and gentlemen who are invited to robe these distinguished
25 Judges now come up and perform their pleasant duty?

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(Whereupon, the new Commonwealth Court Judges were invested with their judicial gowns.)

(Standing ovation.)

ATTORNEY GENERAL WILLIAM C. SENNETT: Governor Shafer, Mr. Chief Justice, Ladies and Gentlemen:

It is now my honor and privilege to present to you the President Judge of the Commonwealth Court of Pennsylvania, the Honorable James S. Bowman.

(Applause.)

PRESIDENT JUDGE JAMES S. BOWMAN: Chief Justice Bell, Governor Shafer, Dignitaries and Friends, and my Fellow Judges of the new Commonwealth Court:

It is indeed a rare and emotional occasion for me personally. I cannot refrain from commenting upon the Court of Common Pleas of Dauphin County, of which I was a member until just a few short moments ago.

As has already been mentioned, the Dauphin County Court for some 100 years has performed I think perhaps unsung, and perhaps to a large degree unknown, but certainly with excellence the major responsibility in terms of jurisdiction which this new Commonwealth Court will assume. Hence, as an individual I am leaving a Court having had that responsibility and jurisdiction and assuming my position with this new Court.

My President Judge of the Dauphin County Court

1 from which I just resigned, President Judge Kreider, is here
2 today, as are the other Judges of that Court. And I believe
3 this occasion should be as much a tribute to that Court's
4 history in this responsibility as it should be the day of
5 the new Commonwealth Court.

6 History will simply record today's event as
7 the investiture ceremony of the Judges of this newly created
8 Commonwealth Court of Pennsylvania. Certainly it marks a
9 milestone towards fulfillment of the hopes and dreams of
10 many who view this new Court as strengthening the State
11 judicial system and its administration of just justice.
12 But today's history cannot be more than just that.

13 More importantly, what will history yet to be
14 made say of this Court? It is the aspiration of each of my
15 fellow Judges and myself that this record when made will say,
16 well done.

17 To this end each of us pledges his devotion
18 and energy and the application of the talents and abilities
19 he possesses. We shall promptly undertake to organize so
20 that we may assume jurisdictional responsibilities just as
21 soon as possible. Having assumed such responsibility, the
22 fair, impartial, effective administration of justice will be
23 our ever present precept.

24 In my opinion, the people of the Commonwealth
25 have for many, many years been blessed with a fine appellate

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25 have for many, many years been blessed with a fine appellate

1 court system in the Supreme and Superior Courts of this Com-
2 monwealth. As the new Court in this system, we propose to
3 maintain this excellence so that the Bar and the public in
4 the march of time will truly say, well done. Thank you.

5 (Applause.)

6 ATTORNEY GENERAL WILLIAM C. SENNETT: Thank you
7 very much, Judge Bowman.

8 There are two announcements. Friends or rela-
9 tives of the new Judges who will not be meeting with them
10 later in the day and who wish to greet them at the conclusion
11 of these proceedings can come forward to the railing in front
12 of the stage where the Judges will make themselves available
13 soon after adjournment.

14 And secondly, those persons who will be attend-
15 ing the luncheon at the Penn Harris Motor Inn, and who have
16 requested transportation to and from the Inn, will find busses
17 marked "Penn Harris Motor Inn" in the driveway outside the
18 main entrance to the Forum right after adjournment.

19 Mr. Chief Justice, will you adjourn the pro-
20 ceedings?

21 CHIEF JUSTICE JOHN C. BELL, JR.: Ladies and gentle-
22 men, these important proceedings are now ended.

23 (Whereupon, at 11:40 o'clock a.m.,
24 E.S.T., Wednesday, April 15, 1970,
25 proceedings adjourned.)

C E R T I F I C A T E

I hereby certify that the foregoing proceedings are contained fully and accurately in the notes taken by me on the proceedings of the within cause, and that this copy is a correct transcript of the same.

Paul G. Liddle

Official Court Reporter

George G. Liddle

Official Court Reporter

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