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UNITED STATES COURT OF APPEALS

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October 29, 2024

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RE: Michael Miller v. County of Lancaster, et al

Case Number: 24-2934

District Court Case Number: 1-24-cv-00014

To all Parties:

This appeal has been listed for possible summary action by a panel of this Court, pursuant to Chapter 10.6 of the Internal Operating Procedures of the United States Court of Appeals for the Third Circuit. See also Third Circuit Local Appellate Rule 27.4. Chapter 10.6 provides that the Court sua sponte (by its own action) may take summary action on an appeal if it appears that no substantial question is presented or that subsequent precedent or a change in circumstances warrants such action. Specifically, the Court may affirm, reverse, vacate, modify, or remand the judgment or order appealed.

The parties may submit written argument in support of or in opposition to such action. Any response must be received in the Clerk's Office within twenty-one (21) days from the date of this letter. Please submit to the Clerk an original copy of any response, and a certificate of service indicating that all parties have been served with a copy of the response.

Issuance of the briefing schedule will be stayed pending action by the Court. All other filing requirements must be completed (e.g., payment of fees, entry of appearance, corporate disclosure statement, civil appeal information. Appellant's motion to expedite and Appellees' responses will be submitted to the same motions panel of this Court that considers possible summary action.

All parties will be advised of any Order(s) issued in this matter.

Very truly yours,

s/ Patricia S. Dodszeit
Clerk

By: 

Nicole, Administrative Assistant

IOPs OF USCA (3)

IOP CHAPTER 10.6 SUMMARY ACTION

The court, sua sponte or upon motion by a party, may take summary action affirming, enforcing, or reversing the judgment or order appealed from if it clearly appears that no substantial question is presented or that subsequent precedent or a change in circumstances warrants such action. Before taking summary action, the court will afford the parties an opportunity to submit arguments in support of or in opposition to such disposition if briefs on the merits have not already been filed. Summary action may be taken only by unanimous vote of the panel. If a motion panel determines that summary action is not appropriate at that time, it may, in lieu of denial, refer the matter to the merits panel without decision and without prejudice.