

PERSONAL DATA QUESTIONNAIRE

1. Write your full name.

Renée Cohn Jubelirer

2. Date and place of birth:

May 25, 1957, Pittsburgh, Pennsylvania

3. Family status:

- a) Are you married? If so, state the date of marriage and your spouse's full name, including maiden name, if applicable:

June 16, 2002

Robert Carl Jubelirer

- b) Since assuming your current judicial position, have you been divorced? If so, state the date, the number of the case and the court:

No

4. Have you had any military service? If so,

- a) Provide dates, branch of service, rank of rate, serial number and present status:

No

- b) Have you ever been rejected or released from any of the armed services for reasons other than honorable? If so, please provide details:

Not applicable

5. List each college and law school you attended, including dates of attendance, and the degrees awarded.

Northwestern University School of Law, Chicago, Illinois

Juris Doctor, Cum Laude 1983

Honors: Executive Editor of the Northwestern University Law Review
Order of the Coif
Dean's List all semesters

Pennsylvania State University, University Park, Pennsylvania

Bachelor of Arts with Distinction, 1978 (English)

6. For the last five years or portion thereof during which you have held judicial office, please indicate:
- a) The percentage of your time devoted to:
 1. Civil: 95% (including administrative agency law)
 2. Criminal:
 3. Other:
 4. Administrative responsibilities: 5%
 - b) Please identify ten (10) of the more significant opinions you have rendered and citations thereto if the cases were reported:

The following cases, listed chronologically starting with the most recent, represent examples of various aspects of the Commonwealth Court's jurisdiction. The opinions are attached. I am including an eleventh opinion which is more than five years old.

- Metropolitan Edison Company v. Pennsylvania Public Utility Commission*, --- A.3d ---, 2011 WL 2322173 (Pa. Cmwlth. 2011) [public utility law]
- Seropian v. State Ethics Commission*, --- A.3d ---, 2011 WL 1312278 (Pa. Cmwlth. 2011) [Ethics Act]
- City of Pittsburgh v. Workers' Compensation Appeal Board (Robinson)*, 4 A.3d 1130 (Pa. Cmwlth. 2010), *petition for allowance of appeal granted*, ___ Pa. ___, 17 A.3d 917 (Pa. April 6, 2011), [workers' compensation], cited in David B. Torrey, "The Commonwealth Court of Pennsylvania and the Workers' Compensation Act: Background and Jurisprudence, Judge Alexander F. Barbieri, and Selected Precedents," 20 Widener L.J. 87, 141 (2010).
- Central Dauphin School District v. Central Dauphin Bus Drivers' Association*, 996 A.2d 47 (Pa. Cmwlth. 2010) [application of Public Employee Relations Act and Public School Employer Code to collective bargaining dispute]
- In re: Estate of Ryerss*, 987 A.2d 1231 (Pa. Cmwlth. 2010) [statutory construction – Donated or Dedicated Property Act]
- C.S. v. Department of Public Welfare*, 972 A.2d 1254 (Pa. Cmwlth.), *petition for allowance of appeal denied*, 604 Pa. 708, 987 A.2d 162 (2009) [standards of proof and due process in actions to expunge indicated child abuse reports]
- Shaffer-Doan v. Commonwealth of PA, Department of Public Welfare*, 960 A.2d 500 (Pa. Cmwlth. 2008) [interplay between medical assistance, the Fraud and Abuse Control Act, and tort recovery by a minor]. I am also attaching *E.D.B. v. Clair*, 605 Pa. 73, 987 A.2d 681 (2009), in which the Supreme Court agreed with the opinion in *Shaffer-Doan* in an appeal from a Superior Court case.
- Rendell v. Pennsylvania State Ethics Commission*, 961 A.2d 209 (Pa. Cmwlth. 2008) (Cohn Jubelirer, J. dissenting), *rev'd* 603 Pa. 292, 983 A.2d 708 (2009) [interpretation of "business" in Ethics Act]
- Eastwood Nursing and Rehabilitation Center v. Department of Public Welfare*, 910 A.2d 134 (Pa. Cmwlth. 2006) *petition for allowance of appeal denied*, 592 Pa. 791, 927 A.2d 626 (2007) [analysis of statements of policy, promulgated regulations and medical assistance program]
- Hendricks v. Workers' Compensation Appeal Board (Phoenix Pipe & Tube)*, 909 A.2d 445 (Pa. Cmwlth. 2006) [workers' compensation judges and appeal board had authority to decide fee disputes]
- Jones v. City of Philadelphia*, 890 A.2d 1188 (Pa. Cmwlth.), *petition for allowance of appeal denied*, 589 Pa. 741, 909 A.2d 1291 (2006) [whether Pennsylvania will recognize a tort remedy for violation of a state constitutional right]

7. Are you now an officer or director or otherwise actively engaged in the management of any business enterprise? If so, please provide details, including the name of the business enterprise, the nature of the business, the title or other description of your position, the nature of your duties and the term of your service:

No

8. Since assuming your current judicial position, have you been arrested, charged with or convicted of violating any federal law or regulation, state law or regulation, or county or municipal law, regulation or ordinance? If so, please provide details. Do not include summary traffic offenses:

No

9. Are you under any ongoing federal, state or local investigation for possible violation of a criminal statute? If so, please provide particulars:

No

10. Since assuming your current judicial position, has a tax lien or other collection procedure been instituted against you by federal, state or local authorities? If so, please provide particulars:

No

11. Since assuming your current judicial position, have you been a party to or otherwise been involved in any other legal proceedings? If so, please provide particulars. Do not list proceedings in which you were merely a guardian ad litem or stakeholder. Do include all legal proceedings in which you were a party in interest, a material witness, were named as co-conspirator or a co-respondent and any grand jury investigation in which you figured as a subject or in which you appeared as a witness:

I was sued by litigants who were unhappy with court decisions. The Legal Department of the Administrative Office of Pennsylvania Courts, who handled the litigation, has checked their Litigation Database and found only one case where I was specifically named as a defendant, which was dismissed on preliminary motions. There have been an additional 14 cases in which the "Commonwealth Court" or "Commonwealth Court Judges" were named, mostly miscellaneous matters and pro se petitions. All but one of those cases is closed. In the one open case, Muhammad v. Weis, et al. (No. 08-3616), in which I was named along with the judges and justices of the Pennsylvania Appellate Courts, the Allegheny Court of Common Pleas, and numerous others, the counts against the judges were dismissed as frivolous by the U.S. District Court for the Eastern District. The plaintiff has appealed to the Third Circuit. If you have any questions, I can get more specifics for you.

12. Since assuming your current judicial position, have you been disciplined or cited for a breach of ethics or unprofessional conduct by, or been the subject of a complaint to, any court, administrative agency, bar association, disciplinary committee, or other professional group? If so, please provide particulars:

No

13. If you so desire, please list any honors, prizes, awards or other forms of recognition, which you have received (including any indication of academic distinction in college or law school).

See attached resume for additional information.

14. In the space provided below, if desired, please provide any additional comments concerning your retention candidacy.

15. Did you sign the PBA Judicial Campaign Advertising Guidelines? (Please return signed pledge with completed questionnaire.)

Yes

CERTIFICATION STATEMENT

The undersigned certifies that all of the statements made in this questionnaire are true, complete and correct to the best of his/her knowledge and belief and are made in good faith.

Renee Cohn Jubelirer

Type or print name

Renee Cohn Jubelirer

Signature

7/5/2011

Date

HONORABLE RENÉE COHN JUBELIRER

450 Windmere Drive, Suite 250

State College, PA 16801

(814) 235-4800

CURRENT OFFICE:

COMMONWEALTH COURT OF PENNSYLVANIA, State College/Harrisburg, Pennsylvania, January 2002 – present

Judge: Serves as one of nine commissioned judges with one of Pennsylvania's two statewide Intermediate Appellate Courts. The Court hears appeals from decisions of the county courts and state administrative agencies, and, in its original jurisdiction, hears appeals in actions by and against the Commonwealth government, except where money damages are sought.

LEGAL TEACHING EXPERIENCE:

DePaul University College of Law, Chicago, Illinois, September 1985 - June 1987

Assistant Professor: Taught Torts and Remedies classes, advised Moot Court team, served as member of Law School Admissions Committee.

Stanford Law School, Stanford, California, August 1983 - June 1984

Teaching Fellow: Taught classes in Legal Research and Writing.

LEGAL EXPERIENCE:

ATX TELECOMMUNICATIONS SERVICES, Bala Cynwyd, Pennsylvania, September 1997 – April 2001

Legal Counsel: In-house counsel at a telecommunications company that provided local exchange, long distance, internet and wireless services. Responsible for regulatory compliance on federal and state levels, represented company before the PUC, and Commonwealth Court, negotiated and drafted interconnection, vendor and customer contracts, and responded to complaints.

LEHIGH COUNTY DEPARTMENT OF LAW, Allentown, Pennsylvania, March 1996 - March 1999

Deputy and Assistant County Solicitor: Represented Lehigh County in a variety of matters, including Title VII, section 1983 claims and tax assessment appeals, in state and federal court. Advised the County Executive, County Commissioners and Department heads. Worked with the Department of Corrections, Area Agency on Aging, Office of Children & Youth Services, Office of Juvenile Probation, and the Lehigh Valley Velodrome (in preparation for the 1996 Olympic Cycling Time Trials). Developed, negotiated and reviewed County contracts and leases. Represented County in tax assessment appeals.

FRANK, FRANK, PENN & BERGSTEIN, Allentown, Pennsylvania, September 1988 - March 1996

Vice President, Shareholder: Litigated cases involving business, contract, domestic and employment disputes in federal and state courts. Trained as Family and Divorce Mediator.

SIDLEY & AUSTIN, Chicago, Illinois, September 1984 - August 1985

Associate: Specialized in marketing and advertising law. Assured compliance with state law and federal regulations of the Food & Drug Administration and Federal Trade Commission.

PRIOR ELECTED OFFICE:

Township Commissioner, South Whitehall Township, Pennsylvania, January 2000 – December 2001

EDUCATION:

Northwestern University School of Law, Chicago, Illinois

Juris Doctor, Cum Laude 1983

Honors: Executive Editor of the Northwestern University Law Review
Order of the Coif
Dean's List all semesters

Internship: Interned for Professor Helene Shapo, Director of Legal Writing Program

Pennsylvania State University, University Park, Pennsylvania

Bachelor of Arts with Distinction, 1978 (English)

PROFESSIONAL MEMBERSHIPS AND AFFILIATIONS:

Bar Associations:

American Bar Association
Pennsylvania Bar Association
Lehigh County and Centre County Bar Associations
Federal Communications Bar Association (2000-2001)

Bar Admissions:

Supreme Court of the United States
United States District Courts for the Eastern District of Pennsylvania and the Northern District of Illinois
Supreme Court of Pennsylvania
Thirty-first Judicial District, County of Lehigh, Commonwealth of Pennsylvania

Professional Associations:

Pennsylvania Bar Association Section/Committees:
Workers' Compensation Section
Appellate Advocacy Committee
Judicial Administration Committee
Women in the Profession Committee
American Bar Association Section Memberships:
Administrative Law & Regulatory Practice
Judicial Division Appellate Judges Conference
State & Local Government Law
James S. Bowman American Inn of Court, Harrisburg, Dauphin County, Pennsylvania
Campbell/Wilkinson American Inn of Court, Centre County, Pennsylvania

Professional Appointments:

Chair, Appellate Court Procedural Rules Committee (member 2007-present; Chair 7/1/2011)
(Appointed by the Supreme Court of Pennsylvania)
Commonwealth Court Representative, Workers' Compensation Liaison Committee, PBA
Pennsylvania Interbranch Commission for Gender, Racial and Ethnic Fairness (12/2004 – 6/2006)
(Appointed by the Supreme Court of Pennsylvania)
Arbitrator for Court of Common Pleas of Lehigh County, Pennsylvania (1994 – 2001)

PRESENTATIONS:

Law Day Speaker, St. Francis University, Loretto, PA 4/29/2011
Commencement Speaker, The Grier School, Tyrone, PA 6/3/2006
Numerous presentations for the Pennsylvania Bar Institute and Bar Associations on Administrative Law, Public Utility Law, Appellate Practice and Procedure, Brief Writing, Scope and Standard of Review, Commonwealth Court, among other topics.
Regular guest lecturer at Advanced Appellate Advocacy Classes at University of Pennsylvania Law School, Villanova Law School and Temple Law School.
Speaker at incoming first year program for law students at Widener Law School, Harrisburg (2008, 2009)
Speaker at Penn State Dickinson "Explore Law Program" for students considering attending law school (2010, 2011)
Workers' Compensation Judges Statewide Conference, State College, Pennsylvania, July 18, 2006
"Workers' Compensation – A View from the Commonwealth Court"
Pennsylvania New Judges School, State College, Pennsylvania, January 17, 2004, "Opinion Writing"

JUDICIAL EDUCATION:

General Mediation Skills Training, Mediation Center for Dispute Resolution in affiliation with Hamline University Law and Graduate Schools and the International Association of Industrial Accident Boards and Commissions (2006)

George Mason University School of Law, Law and Economics Center, "The Nature of the Judicial Function," (2008), "The Idea of America," (2007)

New Appellate Judges Seminar, Institute of Judicial Administration, New York University School of Law, July 13-18, 2003