

IN THE COMMONWEALTH COURT OF PENNSYLVANIA

The Preservation Alliance for Greater Philadelphia,

Petitioner :

v.

The Pennsylvania Convention Center Authority et al.

Respondents :

No. 614 M.D. 2007

ORDER

NOW, December 24, 2007, upon consideration of petitioner's emergency application for injunctive relief, and after conference call with counsel for petitioner and counsel for the Department of General Services and upon agreement of such counsel, it is ordered:

1. Respondents are preliminarily enjoined from engaging in any further destruction, demolition or dismantling of the properties at 111-113 N. Broad Street and 115 N. Broad Street.

2. To the extent any destruction, demolition or dismantling of such properties has already occurred, the respondents are ordered to save and preserve any such dismantled or disconnected facades, pieces and parts for the purpose of maintaining the ability to restore such buildings, if so ordered by this court at a later time.

3. The respondents are hereby ordered to install and construct whatever buttresses or other protective devices or measures are

ordinarily used in the field of historic preservation to insure, to the maximum extent possible, that the conditions of the current structures are not further damaged by the conditions at the properties or the natural elements.

4. A hearing on petitioner's request for a preliminary injunction will be held on Tuesday, January 8, 2008, at 10:00 a.m., in Courtroom Number One, Fifth Floor, Irvis Office Building, Harrisburg, Pa.

5. Notwithstanding the above agreed-upon terms, the Department of General Services may abate newly discovered conditions in the buildings that present imminent danger upon 24-hours notice to petitioner and allowing petitioner a reasonable opportunity to confer.

6. The terms of this order shall dissolve upon entry of an order following the hearing on the request for preliminary injunction.

7. The terms of this order are reached by agreement of counsel and such agreement does not waive any objections or defenses to the petition for review.

Bonnie B. Lezabeth
P.J.