

**[J-21-2007]**  
**IN THE SUPREME COURT OF PENNSYLVANIA**  
**EASTERN DISTRICT**

JANICE IANNECE BEYERS,	:	No. 38 EAP 2006
	:	
	:	Appeal from the Judgment of Superior
	:	Court entered on June 27, 2005,
	:	(reargument/reconsideration denied
v.	:	August 26, 2005) at No. 1162 EDA 2004,
	:	affirming the Judgment entered on May
	:	19, 2004 in the Court of Common Pleas,
DONALD RICHMOND, FORCENO &	:	Philadelphia County, Civil Division at No.
ARANGIO, P.C., ROBERT ARANGIO	:	3278 January Term, 2002.
AND RAYMOND P. FORCENO,	:	
	:	
	:	
APPEAL OF: FORCENO & ARANGIO,	:	ARGUED: April 16, 2007
P.C. ROBERT ARANGIO AND	:	
RAYMOND P. FORCENO	:	

**DISSENTING OPINION**

**MR. JUSTICE EAKIN**

**DECIDED: December 28, 2007**

I dissent because I believe the Unfair Trade Practices and Consumer Protection Law (UTCPL) applies here.

This Commonwealth's Constitution vests this Court with the responsibility of supervising the practice of law. "While this Court has guarded this power from the encroachment of the General Assembly on numerous occasions, it has also rejected calls for unrealistic micromanagement over provisions of general applicability." Shaulis v. Pennsylvania State Ethics Commission, 833 A.2d 123, 134 (Pa. 2003) (Eakin, J., concurring and dissenting) (citing PJS v. Pennsylvania State Ethics Commission, 723 A.2d 174 (Pa. 1999); Maunus v. Pennsylvania State Ethics Commission, 544 A.2d 1324 (Pa. 1988)). In PJS, we explained:

The exclusive jurisdiction of this [C]ourt is infringed when another branch of government attempts to regulate the conduct of attorneys merely because of their status as attorneys. However, the jurisdiction of this [C]ourt is not infringed when a regulation aimed at conduct is applied to all persons, and some of those persons happen to be attorneys.

PJS, at 178.

The UTPCPL is not a law directed at regulating attorneys; rather, it is a law of general applicability. Appellants should not be exempted from the reach of the UTPCPL simply because of their status as attorneys. Accordingly, I dissent.