J-71-2008 IN THE SUPREME COURT OF PENNSYLVANIA EASTERN DISTRICT

IN RE: NOMINATION PETITION OF : No. 6 EAP 2008

LAWRENCE M. FARNESE, JR. FOR THE:

DEMOCRATIC NOMINATION FOR

SENATOR IN THE GENERAL : Appeal from the Order of the

ASSEMBLY FOR THE 1ST SENATORIAL: Commonwealth Court dated March 10,

DISTRICT IN THE PRIMARY OF APRIL : 2008 at No. 121 MD 2008

22, 2008

:

APPEAL OF: KEITH OLKOWSKI AND

THERESA A. PAYLOR

ORDER

PER CURIAM

AND NOW, this 8th day of April, 2008, the order of the Commonwealth Court is hereby affirmed in part. The portion of the order denying the Petition to Set Aside the Nomination Petition of Lawrence M. Farnese, Jr., is affirmed. This order is entered without prejudice to the Appellants to seek review of any future order of the Commonwealth Court which may impose a final order of costs. See In Re Nomination Paper of Nader, 588 Pa. 450, 461-62, 905 A.2d 450, 457 (2006). We further direct that the Commonwealth Court's final order assessing costs, if any, shall reference such costs by category and amount assessed and shall include a statement of rationale for the imposition of such costs. Opinion to follow.