

ALLEGHENY COUNTY HEALTH DEPARTMENT
ADMINISTRATIVE HEARINGS

McKEESPORT HOUSING AUTHORITY,

In re: 34-C Crawford Village

Appellant,

Docket No. ACHD 22-011

v.

ALLEGHENY COUNTY HEALTH
DEPARTMENT,

Appellee.

MOTION TO WITHDRAW APPEAL

FILED ON BEHALF OF:

**MCKEESPORT HOUSING
AUTHORITY, APPELLANT**

COUNSEL OF RECORD:

James W. Creenan, Esquire
PA. ID. No. 79213
Joanne L. Parise, Esquire
PA. ID. No. 328877

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AND NOW, comes Appellant McKeesport Housing Authority by and through its counsel Creenan & Baczkowski, PC and James W. Creenan, Esquire and Joanne L. Parise, Esquire, and files its Motion to Withdraw Appeal, as follows:

1. On January 12, 2023, the Allegheny County Health Department (“ACHD”) issued a notice of alleged violations of Article VI, “Houses and Community Environment,” of the Allegheny County Health Department Rules and Regulations (“Notice”) for the property located at 34-C Crawford Village, McKeesport, PA 15132 (“Property”). A true and correct copy of the Notice is attached as **Exhibit A**.

2. On February 9, 2023, the McKeesport Housing Authority (“MHA”) filed a Notice of Appeal from the Notice. A true and correct copy of the Notice of Appeal is attached as **Exhibit B**.

3. MHA and ACHD consent to MHA withdrawing its appeal without prejudice to MHA’s right to raise the objections raised in the Notice of Appeal in any future enforcement action arising out of or relating to the Notice and/or the Property.

WHEREFORE, Appellant McKeesport Housing Authority respectfully requests that the Hearing Officer enter the attached proposed order dismissing McKeesport Housing Authority's appeal, without prejudice.

Respectfully Submitted,

CREENAN & BACZKOWSKI, PC

BY: /s/ Joanne L. Parise
James W. Creenan, Esquire
Pa. Id. No. 79213
Joanne L. Parise, Esquire
Pa. Id. No. 328877
*Counsel for Appellant McKeesport
Housing Authority*

ALLEGHENY COUNTY HEALTH DEPARTMENT
ADMINISTRATIVE HEARINGS

McKEESPORT HOUSING AUTHORITY, In re: 34-C Crawford Village

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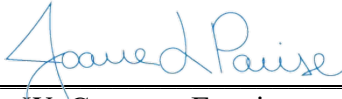
ALLEGHENY COUNTY HEALTH
DEPARTMENT,

Appellee.

ORDER

AND NOW, this _____ day of _____, 2023, upon consideration of Appellant McKeesport Housing Authority's *Motion to Withdraw Appeal* and upon consent of the parties, IT IS HEREBY ORDERED that the Motion is GRANTED and McKeesport Housing Authority's Appeal is hereby WITHDRAWN, without prejudice.

CONSENTED TO:



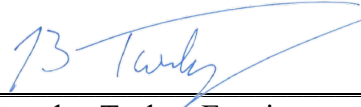
James W. Creenan, Esquire

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Pa. Id. No. 328877

*Counsel for Appellant McKeesport Housing
Authority*



Brendan Turley, Esquire

Pa. Id. No. 326538

*Assistant Solicitor for Appellee Allegheny
County Health Department*

John F. McGowan

Hearing Officer

Allegheny County Health Department

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing MOTION TO WITHDRAW APPEAL has been served on the following via U.S. First Class Mail, postage prepaid, facsimile, electronic mail, or by hand delivery, on March 2, 2023:

Brendan Turley, Esquire
ACHD Assistant Solicitor
Allegheny County Health Department
301 39th Street
Clark Health Center, Building #7
Pittsburgh, PA 15201-1811

Respectfully Submitted,

CREENAN & BACZKOWSKI, PC

BY: /s/ Joanne L. Parise
James W. Creenan, Esquire
Pa. Id. No. 79213
Joanne L. Parise, Esquire
Pa. Id. No. 328877