ALLEGHENY COUNTY HEALTH DEPARTMENT ADMINISTRATIVE HEARINGS

McKEESPORT HOUSING AUTHORITY, In re: 37-B Crawford Village

Appellant, Docket No. ACHD 23-010

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

Creenan & Baczkowski, PC Town Square Professional Building 3907 Old William Penn Highway Suite 304 Murrysville, PA 15668 (724) 733-8832 (724) 733-8834 (facsimile)

jcreenan@cbattorneys.com jparise@cbattorneys.com ALLEGHENY COUNTY HEALTH DEPARTMENT ADMINISTRATIVE HEARINGS

McKEESPORT HOUSING AUTHORITY,

In re: 37-B Crawford Village

Appellant,

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v.

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Appellee.

MOTION TO WITHDRAW APPEAL

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 13, 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 37-B 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.

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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: 37-B Crawford Village
Appellant, v.	Docket No. ACHD 23-010
ALLEGHENY COUNTY HEALTH DEPARTMENT,	
Appellee.	
<u>ORDER</u>	
AND NOW, this day of	, 2023, upon
consideration of Appellant McKeesport Housing	ng 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 WI	ΓHDRAWN, without prejudice.
CONCENTED TO	
CONSENTED TO:	13-Twhy
James W. Creenan, Esquire Pa. Id. No. 79213	Brendan Turley, Esquire Pa. Id. No. 326538
Joanne L. Parise, Esquire Pa. Id. No. 328877 Counsel for Appellant McKeesport Housing Authority	Assistant Solicitor for Appellee Allegheny County Health Department
	nn F. McGowan
	aring Officer legheny 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