

IN THE COURT OF COMMON PLEAS OF DELAWARE COUNTY, PA

In re: Tuesday, November 3, 2020 General : No. CV-2020-008086  
Election Petition Pursuant to 25 P.S. § 3261 :  
and 25 P.S. § 3262 of the Pennsylvania Election :  
Code Requesting a Recount/Recanvass :

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**ORDER**

AND NOW, this 24<sup>th</sup> day of **November, 2020**, after consideration of the Petition and a hearing on this matter held on November 23, 2020, this Court finds that although the Petitioner has demonstrated certain election discrepancies, after review of the testimony and exhibits entered into evidence there is insufficient evidence to establish that the discrepancies amount to fraud or error contemplated by the relevant statutes (25 P.S. § 3261, 25 P.S. § 3262 and 25 P.S. § 3263) to justify a recount or recanvassing of the identified precincts.

AND THEREFORE, the Petition is **DISMISSED** and the Temporary Stay Order of the Certification of the election results of the 165<sup>th</sup> Legislative District is **VACATED**.

**BY THE COURT:**

*John J. Whelan*

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**J.**