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COURT OF JUDICIAL DISCIPLINE
OF PENNSYLVANIA

IN THE COURT OF JUDICIAL DISCIPLINE
OF THE COMMONWEALTH OF PENNSYLVANIA

IN RE:

Judge Mark V. Tranquilli
Court of Common Pleas
5th Judicial District
Allegheny County

No. 4JD 2020

VERIFIED OMNIBUS MOTION

AND NOW comes the above-captioned Respondent, through his undersigned counsel of record, pursuant to the Court of Judicial Discipline Rules of Procedure, to respectfully submit this Verified Omnibus Motion whereof the following is a statement:

1. The Judicial Conduct Board (“JCB” or “Board”) filed a Board Complaint against Respondent in which the Board alleges that Respondent made improper comments 1) on January 24, 2020 following the conclusion of the jury trial in *Commonwealth v. Rice*, No. CP-02-CR-4083-2017; 2) on March 13, 2019 during the transcribed sentencing hearing in *Commonwealth v. Koskey*, No. CP-02-CR-1856-2019; 3) on October 31, 2018 during the transcribed sentencing hearing in *Commonwealth v. Russell*, No. CP-02-CR-9998-2017; and 4) on August 14, 2015 during a custody conciliation/settlement conference in the matter of *Patterson v. Patterson*, No. FD-15-00312.

2. Respondent has served as a trial judge in the Court of Common Pleas of Allegheny County since January 2014 by virtue of being elected by the voters of Allegheny County in the 2013 general election.

3. During his tenure on the bench, Respondent has never been previously charged by the Board.

4. Respondent has never been the subject of criminal charges nor have any allegations of criminal activity or corruption ever been lodged against Respondent.

5. Immediately following his investiture, on January 6, 2014, pursuant to Rule of Judicial Administration 702(1), then President Judge and now President Judge Emeritus Jeffrey A. Manning assigned Respondent to serve in the court's family division which was supervised by then Administrative Judge and now President Judge Kim Berkeley Clark.

6. During his tenure in the family division, Respondent divided his time between the juvenile section, hearing mostly criminal delinquency and dependency matters, and the adult section, hearing mostly child custody and divorce cases.

7. Based on Respondent's record of service in the family division, his experience and the needs of the court, on January 3, 2018, pursuant to Rule of Judicial Administration 702(2), then President Judge Manning transferred Respondent to the court's criminal division.

8. Upon his transfer to the criminal division, Respondent was assigned to serve as one of (then) three judges hearing cases on the Sex Offender Court ("SOC") docket.

9. Throughout his tenure as a trial judge in the criminal division, Respondent maintained a diligent work ethic as evidenced, in part, by the quantity of jury trials over which Respondent presided.

10. In his first year as a criminal division judge, Respondent presided over twenty-four jury trials – more jury trials, by a significant margin, than Respondent's colleagues, apart from the other two judges who were then assigned to the SOC docket.

11. At the conclusion of this first year, the number of judges assigned to the SOC docket was reduced from three to two and based, again, on Respondent's experience, record

of service and needs of the court, Respondent was assigned as one of the two remaining judges hearing cases on the SOC docket.

12. In 2019, Respondent presided over twenty-six jury trials – again, except for his fellow colleague who was also assigned to the SOC docket, Respondent presided over a significant plurality of the jury trials heard in the criminal division that year (approximately twenty-seven percent of that year’s criminal jury trials).

I. MOTION TO STRIKE UNTIMELY FACTUAL ALLEGATIONS RELATED TO *PATTERSON vs. PATTERSON* CUSTODY CONCILIATION THAT ALLEGEDLY OCCURRED OVER FOUR YEARS BEFORE BOARD RECEIVED COMPLAINT FROM ADMITTEDLY BIASED ATTORNEY COMPLAINANT

13. The averments set forth above are incorporated by reference as if fully set forth herein.

14. Court of Judicial Discipline Rule 411(D)(3) provides that Respondent may challenge the validity of the Board’s factual allegations on any legal ground including that the Board violated the procedures governing it. C.J.D.R.P. 411 (D)(3); *see also In re Hasay*, 686 A.2d 809, 816 (Pa. 1996) (emphatically rejecting Board’s assertion that compliance with its rules is absolutely beyond judicial review).

15. Rule 15 of the Judicial Conduct Board’s Rules of Procedure provides that “[e]xcept where the Board determines otherwise for good cause, the Board shall not consider complaints arising from acts or omissions occurring more than four years prior to the date of the complaint, provided, however that when the last episode of an alleged pattern of recurring judicial misconduct arises within the four-year period, the Board may consider all prior acts or omissions related to such an alleged pattern of conduct.” J.C.B.R.P. 15 (Time Limitations).

16. The factual allegations related to the *Patterson v. Patterson* custody conciliation which occurred on August 14, 2015 arise from a complaint filed by Attorney Timothy G. Uhrich with the Board on February 10, 2020 – well beyond the four-year period proscribed by Rule 15 of the Judicial Conduct Board’s Rules of Procedure.

17. Attorney Uhrich’s factual allegations contained in his complaint to the Judicial Conduct Board are practically verbatim repeated in paragraphs 4-9 of the Board Complaint filed on August 12, 2020.

18. In a discovery production made by the Board to Respondent’s counsel two weeks ago, the Board produced a February 26, 2020 report of interview of Attorney Uhrich in which Attorney Uhrich describes in detail a “personal animus” viz-à-vis Respondent.

19. Following the August 14, 2015 custody conciliation that is the subject of Attorney Uhrich’s complaint to the Board (and which was subsumed in paragraphs 4-9 of the instant Board Complaint), Attorney Uhrich continued to appear in front of Respondent **on the same matter, with the same parties, in multiple custody conciliations** and never sought Respondent’s recusal and never, at any time, made any allegations of any misconduct.

20. There is a complete absence of any required evidence of a pattern or practice that would prove the required routine, repeated conduct that would allow consideration of the stale, factual allegations made by Attorney Uhrich. *See e.g., In re Cicchetti*, 697 A.2d 297, 309 (Pa. Ct. Jud. Disc. 1997).

21. Importantly also, the clear and objective evidence as reported by the Pennsylvania Commission on Sentencing demonstrates a complete lack of any bias, let alone any pattern or practice of bias on the part of Respondent. (A true and correct copy of Judge

Tranquilli's sentencing statistics from the Pennsylvania Commission on Sentencing for the most recent full calendar year available are attached as "Exhibit A" and incorporated herein.)

22. Moreover, the equitable doctrine of laches prohibits consideration of Attorney Uhrich's stale allegations. *See e.g., In re Lokuta*, 964 A.2d 988, 1129-1134 (Pa. Ct. Jud. Disc. 2008).

23. This equitable doctrine may be applied based on the lack of due diligence of the complaining party to the Board, Attorney Uhrich, in addition to any lack of due diligence on the part of the Board itself. *See id.* at 1131; *quoting Lyness v. Commonwealth State Board of Medicine*, 561 A.2d 362, 370 (Pa. Cmwlth. 1989).

24. The extreme delay coupled with the staleness of Attorney Uhrich's allegations in addition to Attorney Uhrich's admitted animus and subsequent appearances before Respondent without complaint warrant these allegations being stricken from the Board Complaint; moreover, granting this motion is in the interest of judicial economy in that the length of the instant trial will be considerably shortened.

II. MOTION FOR DISCOVERY PURSUANT TO C.J.D.R.P. 401

25. The averments set forth above are incorporated by reference as though fully set forth herein.

26. Pursuant to its obligations under this Honorable Court's Rule of Procedure, the Board has provided certain discovery to Respondent's counsel, the bulk of which was provided approximately two weeks ago.

27. The Board's discovery produced to date does not include all exculpatory evidence relevant to the Board's previous and understood to be forthcoming findings of a lack of probable cause as to allegations made against Respondent; discovery in this regard certainly goes to demonstrate the lack of any pattern or practice of animus by Respondent.

28. Respondent requests the following from the Board:

- a. all exculpatory evidence relevant to the Board Complaint and complaints received by the Board regarding Respondent, including but not limited to the following JCB file numbers: 2019-692, 2019-724, 2020-041, 2020-054, 2020-066, 2020-086, 2020-087, and 2020-156;
- b. records of all proceedings before the Board concerning Respondent, including but not limited to meeting minutes, subpoenas, statements, testimony, and non-privileged memoranda; and
- c. identification of all witnesses and documents the Board intends to present at trial.

29. The above requested discovery is required to permit Respondent to fairly and adequately address the allegations contained in the subject Board Complaint and to fulfill Respondent's right to challenge whether the Board violated its procedures in the first instance. *See In re Hasay*, 686 A.2d 809, 816-817 (Pa. 1996).

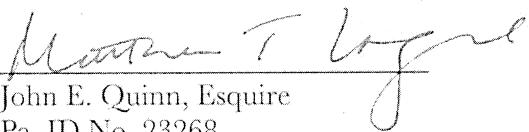
30. Respondent requests that this Honorable Court issue an Order directing the Board to fully respond to the above discovery requests and to provide a log identifying any information that may be responsive but is nonetheless being withheld with the basis for the Board's non-production.

WHEREFORE, Respondent respectfully requests that this Honorable Court provide the relief sought in the foregoing Verified Omnibus Motion and to the extent necessary allow Respondent leave to supplement the same as justice may require.

Respectfully submitted,

QUINN LOGUE LLC

By:



John E. Quinn, Esquire
Pa. ID No. 23268

Matthew T. Logue, Esquire
Pa. ID No. 87416

200 First Avenue, Third Floor
Pittsburgh, PA 15222-1512
(412) 765-3800

Date: September 28, 2020

Counsel for Respondent

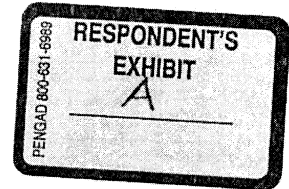
PA Commission on Sentencing

Table 7. Summary of Sentences Imposed by Race and Offense Type: Allegheny County, Pennsylvania, 2018

for Judge Tranquilli only

Unit of Analysis: All offenses

Tracking Number: 2020_02_001



Race	Offense Type	Total Number	State Prison				SIP				County Jail				CIP				Probation				Other RS							
			Num	%	Mean Min	Mean Max	Num	%	Num	%	Mean Min	Mean Max	Num	%	Length of RIP	Num	%	Length of Probation	Num	%										
BLACK	Assault-Agg By Veh while DUI	1	1	100	24.5	72.0	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
	Assault-Agg F1 (SBI)	8	5	63	31.6	63.2	-	-	1	13	2.5	7.0	-	-	-	-	-	-	-	-	-	-	-	-	-	-	2	25	-	-
	Assault-Agg F2 (BI)	5	2	40	42.0	84.0	-	-	-	-	-	-	-	-	-	-	3	60	36.0	-	-	-	-	-	-	-	-	-	-	-
	Assault-Reck Endanger	14	-	-	-	-	-	-	-	-	-	-	-	-	-	-	6	43	15.5	8	57	-	-	-	-	-	-	-	-	-
	Assault-Simple	45	2	4	8.5	17.0	-	-	4	9	4.5	9.0	1	2	12.0	33	73	16.2	5	11	-	-	-	-	-	-	-	-	-	-
	Assault-Strangulation	1	1	100	24.0	48.0	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
	Assault-Terr Threat	4	2	50	12.0	24.0	-	-	-	-	-	-	-	-	-	-	2	50	18.0	-	-	-	-	-	-	-	-	-	-	-
	Bad Checks	2	-	-	-	-	-	-	-	-	-	-	-	-	-	-	2	100	30.0	-	-	-	-	-	-	-	-	-	-	-
	Burg-F1/House-Person	1	1	100	24.0	60.0	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
	Burg-F1/No House-Person	1	-	-	-	-	-	-	-	-	-	-	-	-	-	-	1	100	36.0	-	-	-	-	-	-	-	-	-	-	-
	Burglary-F2	1	1	100	12.0	24.0	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
	Crim Mischief-F3	4	-	-	-	-	-	-	-	-	-	-	-	-	-	1	25	12.0	3	75	-	-	-	-	-	-	-	-	-	-
	Crim Trespass-F3	1	-	-	-	-	-	-	-	-	-	-	-	-	-	1	100	24.0	-	-	-	-	-	-	-	-	-	-	-	-
	DUI-M	10	-	-	-	-	-	-	3	30	0.2	0.3	4	40	0.2	3	30	6.0	-	-	-	-	-	-	-	-	-	-	-	-
	DUI-M1	2	1	50	3.0	5.9	-	-	-	-	-	-	1	50	8.8	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
	DUI-M1 Minor Occupant	1	-	-	-	-	-	-	-	-	-	-	1	100	0.1	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
	Drug-Felony	42	17	40	16.1	32.2	-	-	5	12	5.8	11.8	2	5	16.0	16	38	26.3	2	5	-	-	-	-	-	-	-	-	-	-
	Drug-Misd	44	1	2	3.0	6.0	-	-	3	7	3.4	6.8	-	-	-	23	52	17.6	17	39	-	-	-	-	-	-	-	-	-	-
	Escape-Felony	6	-	-	-	-	-	-	4	67	9.5	19.0	-	-	-	2	33	24.0	-	-	-	-	-	-	-	-	-	-	-	-
	Escape-Misd	1	-	-	-	-	-	-	1	100	3.0	6.0	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
	Forgery-F3	3	-	-	-	-	-	-	-	-	-	-	-	-	-	2	67	18.0	1	33	-	-	-	-	-	-	-	-	-	-
	Forgery-M1	3	-	-	-	-	-	-	-	-	-	-	-	-	-	2	67	30.0	1	33	-	-	-	-	-	-	-	-	-	-
	Identity Theft	2	-	-	-	-	-	-	-	-	-	-	-	-	-	2	100	30.0	-	-	-	-	-	-	-	-	-	-	-	-
	Indecent Assault	5	2	40	18.0	36.0	-	-	-	-	-	-	-	-	-	2	40	18.0	1	20	-	-	-	-	-	-	-	-	-	-
	Indecent Assault-Agg	2	1	50	3.0	6.0	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	1	50	-	-	-
	Invol Dev Sex Inter	6	4	67	105.0	210.0	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	2	33	-	-
	Other Felony	19	6	32	25.7	51.3	-	-	1	5	9.0	18.0	-	-	-	6	32	34.0	6	32	-	-	-	-	-	-	-	-	-	-
	Other Misdemeanor	60	-	-	-	-	-	-	3	5	4.6	9.3	-	-	-	40	67	17.0	17	28	-	-	-	-	-	-	-	-	-	-
	Other Misdemeanor 1	11	2	18	12.0	24.0	-	-	-	-	-	-	-	-	-	8	73	18.8	1	9	-	-	-	-	-	-	-	-	-	-
	Rape	6	6	100	72.0	144.0	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
	Robbery-F1 (SBI)	11	6	55	28.0	56.0	-	-	-	-	-	-	-	-	-	5	45	21.6	-	-	-	-	-	-	-	-	-	-	-	-
	Robbery-F2	4	-	-	-	-	-	-	2	50	15.2	42.0	-	-	-	2	50	24.0	-	-	-	-	-	-	-	-	-	-	-	-
	Sexual Assault	2	1	50	36.0	72.0	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	1	50	-	-
	Stalking/Harrassment	13	-	-	-	-	-	-	1	8	2.6	5.2	-	-	-	11	85	11.5	1	8	-	-	-	-	-	-	-	-	-	-
	Theft-Felony	11	2	18	6.0	12.0	-	-	3	27	8.0	16.7	-	-	-	5	45	34.8	1	9	-	-	-	-	-	-	-	-	-	-
	Theft-Misd	20	-	-	-	-	-	-	-	-	-	-	-	-	-	18	90	25.1	2	10	-	-	-	-	-	-	-	-	-	-
	Theft-Retail Fel	2	-	-	-	-	-	-	-	-	-	-	-	-	-	1	50	12.0	1	50	-	-	-	-	-	-	-	-	-	-
	Theft-Retail Misd	2	-	-	-	-	-	-	-	-	-	-	-	-	-	2	100	36.0	-	-	-	-	-	-	-	-	-	-	-	-
	VUFA-Felony	32	15	47	30.8	61.6	-	-	3	9	5.0	10.0	1	3	9.0	9	28	44.0	4	13	-	-	-	-	-	-	-	-	-	-
	VUFA-Misd	12	-	-	-	-	-	-	1	8	1.9	3.9	-	-	-	9	75	30.0	2	17	-	-	-	-	-	-	-	-	-	-
BLACK	Subtotal	420	79	19	30.3	61.1	-	-	35	8	5.7	12.1	10	2	6.3	217	52	21.5	79	19	-	-	-	-	-	-	-	-	-	-

Based on information reported on paper and electronic Guideline Sentence Forms to the Commission on Sentencing; therefore the Commission warrants neither the accuracy nor completeness of the data herein provided.

**For 2018, using Annual Report Datafile

PA Commission on Sentencing

Table 7. Summary of Sentences Imposed by Race and Offense Type: Allegheny County, Pennsylvania, 2018

for Judge Tranquilli only

Unit of Analysis: All offenses

Tracking Number: 2020_02_001

Race	Offense Type	Total Number	State Prison				SIP				County Jail				CIP		Probation		Other RS	
			Num	%	Mean Min	Mean Max	Num	%	Num	%	Mean Min	Mean Max	Num	%	Length of RIP	Num	%	Length of Probation	Num	%
OTHER	Assault-Simple	2	-	-	-	-	-	-	-	-	-	-	-	-	2	100	24.0	-	-	
	DUI-M	1	-	-	-	-	-	1	100	0.1	0.3	-	-	-	-	-	-	-	-	
	Forgery-F2	1	-	-	-	-	-	-	-	-	-	-	-	1	100	120.0	-	-		
	Other Felony	1	-	-	-	-	-	-	-	-	-	-	-	1	100	84.0	-	-		
	Other Misdemeanor	2	-	-	-	-	-	-	-	-	-	-	-	1	50	12.0	1	50		
	Other Misdemeanor 1	5	-	-	-	-	-	-	-	-	-	-	-	3	60	6.0	2	40		
OTHER	Subtotal	12	-	-	-	-	-	1	8	0.1	0.3	-	-	8	67	35.3	3	25		
WHITE	Assault-Agg F1 (SBI)	3	-	-	-	-	-	-	-	-	-	-	-	1	33	12.0	2	67		
	Assault-Agg F2 (BI)	6	-	-	-	-	-	1	17	3.8	7.6	-	-	1	17	12.0	4	67		
	Assault-Reck Endanger	8	-	-	-	-	-	-	-	-	-	-	-	4	50	21.0	4	50		
	Assault-Simple	44	2	5	3.0	6.0	-	2	5	6.0	12.1	1	2	6.0	35	80	15.6	4	9	
	Assault-Terr Threat	8	-	-	-	-	-	-	-	-	-	-	-	4	50	16.5	4	50		
	Burg-F1/House-No Person	4	1	25	24.0	48.0	-	1	25	4.0	8.0	-	-	2	50	42.0	-	-		
	Burglary-F2	1	-	-	-	-	-	-	-	-	-	1	100	18.0	-	-	-	-		
	Corrupting Minor	1	-	-	-	-	-	-	-	-	-	-	-	1	100	60.0	-	-		
	Crim Trespass-F2	1	-	-	-	-	-	-	-	-	-	-	-	-	-	-	1	100		
	Crim Trespass-F3	6	-	-	-	-	-	-	-	-	-	-	-	6	100	24.0	-	-		
	DUI-M	26	1	4	0.1	0.2	-	10	38	0.4	0.7	10	38	1.8	5	19	6.0	-	-	
	DUI-M1	15	2	13	13.0	26.0	-	-	-	-	-	13	87	6.7	-	-	-	-		
	DUI-M2	1	-	-	-	-	-	-	-	-	-	1	100	0.3	-	-	-	-		
	Drug-Felony	15	1	7	12.0	24.0	-	2	13	2.0	4.0	1	7	12.0	11	73	22.9	-		
	Drug-Misd	39	-	-	-	-	-	2	5	1.6	3.2	-	-	24	62	12.2	13	33		
	Escape-Felony	1	1	100	12.0	24.0	-	-	-	-	-	-	-	-	-	-	-	-		
	Escape-Misd	1	-	-	-	-	-	-	-	-	-	-	-	1	100	12.0	-	-		
	Forgery-M1	1	-	-	-	-	-	-	-	-	-	-	-	1	100	48.0	-	-		
	Homicide-Inchoate-with S.B.I.	2	-	-	-	-	-	-	-	-	-	-	-	-	-	-	2	100		
	Indecent Assault	5	-	-	-	-	-	2	40	3.0	6.0	-	-	3	60	60.0	-	-		
	Invol Dev Sex Inter	1	-	-	-	-	-	-	-	-	-	-	-	1	100	24.0	-	-		
	Other Felony	28	2	7	37.5	75.0	-	1	4	4.0	8.0	-	-	12	43	22.5	13	46		
	Other Misdemeanor	51	-	-	-	-	-	2	4	3.6	7.3	1	2	6.0	33	65	13.0	15	29	
	Other Misdemeanor 1	8	-	-	-	-	-	-	-	-	-	1	13	9.0	5	63	40.8	2	25	
	Robbery-F3 (w/force)	1	-	-	-	-	-	1	100	6.0	12.0	-	-	-	-	-	-	-		
	Sex. Abuse /Children-Photos	6	-	-	-	-	-	1	17	3.0	6.0	-	-	5	83	32.4	-	-		
	Stalking/Harrassment	8	-	-	-	-	-	-	-	-	-	-	-	7	88	9.6	1	13		
	Theft-Felony	17	4	24	15.0	30.0	-	-	-	-	-	1	6	12.0	8	47	45.3	4	24	
	Theft-Misd	40	-	-	-	-	-	4	10	6.7	13.4	-	-	30	75	21.0	6	15		
	VUFA-Felony	3	1	33	18.0	36.0	-	1	33	12.0	23.9	-	-	1	33	24.0	-	-		
	VUFA-Misd	1	-	-	-	-	-	-	-	-	-	-	-	1	100	12.0	-	-		
WHITE	Subtotal	352	15	4	15.5	31.1	-	30	9	3.2	6.4	30	9	5.6	202	57	19.8	75	21	
Total		784	94	12	28.0	56.3	-	66	8	4.5	9.3	40	5	5.8	427	54	21.0	157	20	

Based on information reported on paper and electronic Guideline Sentence Forms to the Commission on Sentencing; therefore the Commission warrants neither the accuracy nor completeness of the data herein provided.

**For 2018, using Annual Report Datafile

PA Commission on Sentencing

Table 18. Conformity to the Guidelines by Race and Offense Type, Allegheny County, Pennsylvania, 2018*
for Judge Tranquilli only

Unit of Analysis: All offenses

Tracking Number: 2020_02_001

Race and Offense Type	Total Number of Sentences	Conformity to the Guidelines (%)				
		Within Standard	Within Aggravated	Within Mitigated	Outside Above	Outside Below
BLACK Assault-Agg By Veh while DUI	1	100	-	-	-	-
Assault-Agg F1 (SBI)	8	-	25	-	-	75
Assault-Agg F2 (BI)	5	-	-	80	20	-
Assault-Reck Endanger	14	71	-	-	-	29
Assault-Simple	45	82	-	9	-	9
Assault-Strangulation	1	-	-	100	-	-
Assault-Terr Threat	4	100	-	-	-	-
Bad Checks	2	100	-	-	-	-
Burg-F1/House-Person	1	100	-	-	-	-
Burg-F1/No House-Person	1	-	-	-	-	100
Burglary-F2	1	100	-	-	-	-
Cnm Mischief-F3	4	50	-	25	-	25
Cnm Trespass-F3	1	100	-	-	-	-
DUI-M	10	80	20	-	-	-
DUI-M1	2	50	-	-	-	50
DUI-M1 Minor Occupant	1	100	-	-	-	-
Drug-Felony	42	29	-	48	2	21
Drug-Misd	44	64	-	27	-	9
Escape-Felony	6	-	-	17	-	83
Escape-Misd	1	-	-	100	-	-
Forgery-F3	3	33	-	-	-	67
Forgery-M1	3	100	-	-	-	-
Identity Theft	2	-	-	100	-	-
Indecent Assault	5	40	-	40	20	-
Indecent Assault-Agg	2	-	-	-	-	100
Invol Dav Sex Inter	6	-	67	-	-	33
Other Felony	19	16	-	42	11	32
Other Misdemeanor	60	83	3	12	-	2
Other Misdemeanor 1	11	100	-	-	-	-
Rape	6	100	-	-	-	-
Robbery-F1 (SBI)	11	9	-	18	-	73
Robbery-F2	4	25	-	50	25	-
Sexual Assault	2	50	-	-	-	50
Stalking/Harassment	13	92	8	-	-	-
Theft-Felony	11	18	-	45	-	36
Theft-Misd	20	65	-	5	-	30
Theft-Retail Fel	2	50	-	-	-	50
Theft-Retail Misd	2	-	-	100	-	-
VUFA-Felony	32	9	3	56	-	31
VUFA-Misd	12	75	-	-	-	25
Subtotal	420	54	3	22	1	19

Based on information reported on paper and electronic Guideline Sentence Forms to the Commission on Sentencing; therefore the Commission warrants neither the accuracy nor completeness of the data herein provided.

**For 2018, using Annual Report Datafile

PA Commission on Sentencing

Table 18. Conformity to the Guidelines by Race and Offense Type, Allegheny County, Pennsylvania, 2018*
for Judge Tranquilli only

Unit of Analysis: All offenses

Tracking Number: 2020_02_001

Race and Offense Type	Total Number of Sentences	Conformity to the Guidelines (%)				
		Within Standard	Within Aggravated	Within Mitigated	Outside Above	Outside Below
OTHER						
Assault-Simple	2	100	-	-	-	-
DUI-M	1	-	100	-	-	-
Forgery-F2	1	100	-	-	-	-
Other Felony	1	100	-	-	-	-
Other Misdemeanor	2	100	-	-	-	-
Other Misdemeanor 1	5	100	-	-	-	-
Subtotal	12	92	8	-	-	-
WHITE						
Assault-Agg F1 (SBI)	3	-	-	-	-	100
Assault-Agg F2 (BI)	6	-	-	83	-	17
Assault-Reck Endanger	8	88	-	-	-	13
Assault-Simple	44	91	-	9	-	-
Assault-Terr Threat	8	100	-	-	-	-
Burg-F1/House-No Person	4	25	-	50	-	25
Burglary-F2	1	100	-	-	-	-
Corrupting Minor	1	100	-	-	-	-
Crim Trespass-F2	1	100	-	-	-	-
Crim Trespass-F3	6	100	-	-	-	-
DUI-M	26	50	46	-	4	-
DUI-M1	15	87	-	7	-	7
DUI-M2	1	100	-	-	-	-
Drug-Felony	15	67	-	33	-	-
Drug-Misd	39	85	-	8	-	8
Escape-Felony	1	100	-	-	-	-
Escape-Misd	1	100	-	-	-	-
Forgery-M1	1	100	-	-	-	-
Homicide-Inchoate-with S.B.I.	2	-	-	-	-	100
Indecent Assault	5	80	-	20	-	-
Invol Dev Sex Inter	1	-	-	-	-	100
Other Felony	28	7	-	18	4	71
Other Misdemeanor	51	88	2	10	-	-
Other Misdemeanor 1	8	75	-	13	-	13
Robbery-F3 (w/force)	1	-	-	100	-	-
Sex Abuse Children-Photos	6	-	-	100	-	-
Stalking-Harassment	8	100	-	-	-	-
Threat-Felony	17	18	-	47	-	35
Threat-Misd	40	90	5	5	-	-
VUFA-Felony	3	33	-	67	-	-
VUFA-Misd	1	100	-	-	-	-
Subtotal	352	69	4	14	<1	11
Total	784	62	4	18	1	15

Based on information reported on paper and electronic Guideline Sentence Forms to the Commission on Sentencing; therefore the Commission warrants neither the accuracy nor completeness of the data herein provided.

**For 2018, using Annual Report Datafile

IN THE COURT OF JUDICIAL DISCIPLINE
OF THE COMMONWEALTH OF PENNSYLVANIA

IN RE:

Judge Mark V. Tranquilli
Court of Common Pleas
5th Judicial District
Allegheny County

No. 4JD 2020

VERIFICATION

The undersigned is the Respondent in the above-captioned matter who submits the following Verification pursuant to the Court of Judicial Discipline Rules of Procedure. The foregoing pleading is based upon information that Respondent has furnished to counsel and information that has been gathered by counsel in preparation of said pleading. The language of said pleading is that of counsel and not of Respondent. Respondent has read the foregoing pleading and to the extent that the same is based upon information that he has provided to counsel, it is true and correct to the best of the undersigned's knowledge, information and belief. To the extent that the content of the foregoing pleading is that of counsel, Respondent has relied upon counsel in making this Verification. Respondent understands that false statements herein are made subject to the penalties of 18 Pa.C.S.A. § 4904 relating to unsworn falsification to authorities.

Date: September 28, 2020

Mark V. Tranquilli

IN THE COURT OF JUDICIAL DISCIPLINE
OF THE COMMONWEALTH OF PENNSYLVANIA

IN RE:

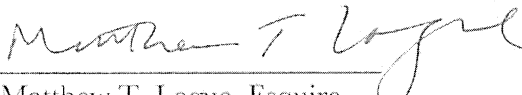
Judge Mark V. Tranquilli
Court of Common Pleas
5th Judicial District
Allegheny County

No. 4 JD 2020

CERTIFICATE OF COMPLIANCE

The undersigned certifies that this filing complies with the provisions of the *Public Access Policy of the Unified Judicial System of Pennsylvania: Case Records of the Appellate and Trial Courts* that require filing confidential information and documents differently than non-confidential information and documents.

Submitted by:


Matthew T. Logue, Esquire
Pa. ID No. 87416

IN THE COURT OF JUDICIAL DISCIPLINE
OF THE COMMONWEALTH OF PENNSYLVANIA

IN RE:

Judge Mark V. Tranquilli
Court of Common Pleas
5th Judicial District
Allegheny County

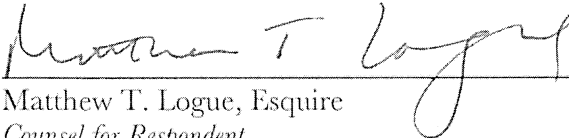
No. 4 JD 2020

PROOF OF SERVICE

Pursuant to Rule 122 of the Court of Judicial Discipline Rules of Procedure, the undersigned certifies that on the below date a true and correct copy of the foregoing pleading in the above-captioned matter was served upon the following attorneys of record to the parties in this proceeding by USPS First-Class Mail and electronic mail.

James P. Kleman, Jr., Esquire
Deputy Counsel
Judicial Conduct Board of Pennsylvania
Pennsylvania Judicial Center
601 Commonwealth Avenue, Suite 3500
P.O. Box 62525
Harrisburg, PA 17106
james.klemanjr@jcbpa.org

Date: September 28, 2020


Matthew T. Logue, Esquire
Counsel for Respondent