

RULE 8. [Reserved]**Rules 8.1—8.8. [Reserved].****Source**

The provisions of these Rules 8.1—8.8 reserved December 1, 2015, effective September 1, 2016, 45 Pa.B. 7098. Immediately preceding text appears at serial pages (236797) to (236798).

CHAPTER VIII. RECONSIDERATION

- Rule
8.1. Exceptions and Post-Trial Motions.
8.2. Motions for Reconsideration.

Source

The provisions of this Chapter VIII adopted December 1, 2015, effective September 1, 2016, 45 Pa.B. 7098, unless otherwise noted.

Rule 8.1. Exceptions and Post-Trial Motions.

Except as provided in Rule 8.2, no exceptions or post-trial motions may be filed to any order or decree of the court.

Explanatory Comment: The former exception practice is discontinued, and this Rule clarifies that post-trial motion practice applicable in the Civil Division of the Court of Common Pleas is not applicable in the Orphans' Court Division.

Rule 8.2. Motions for Reconsideration.

(a) By motion, a party may request the court to reconsider any order that is final under Pa.R.A.P. 341(b) or 342, or interlocutory orders subject to immediate appeal under Pa.R.A.P. 311, so long as the order granting reconsideration is consistent with Pa.R.A.P. 1701(b)(3).

(b) Upon a motion to do so, a court may reconsider an interlocutory order at any time.

(c) Motions for reconsideration are not permitted to any order in involuntary termination or adoption matters under the Adoption Act, 23 Pa.C.S. § 2101 *et seq.*

Note: The filings required by this rule are subject to the *Public Access Policy of the Unified Judicial System of Pennsylvania: Case Records of the Appellate and Trial Courts*. See Rule 1.99.

Explanatory Comment: The period for filing an appeal is not tolled by the filing of a motion for reconsideration unless the court grants the motion for reconsideration prior to the

231 Rule 8.2

ORPHANS' COURT RULES

expiration of the appeal period. *See* Pa.R.A.P. 1701(b)(3). Interlocutory orders may be reconsidered anytime during the pendency of the proceeding. *See Key Automotive Equip. Specialists, Inc. v. Abernethy*, 636 A.2d 1126, 1128 (Pa. Super. 1994); 42 Pa.C.S. § 5505.

Source

The provisions of this Rule 8.2 amended January 5, 2018, effective January 6, 2018, 48 Pa.B. 483. Immediately preceding text appears at serial page (382143).

[Next page is 9-1.]