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IN THE SUPREME COURT OF PENNSYLVANIA
EASTERN DISTRICT

NO. 6 EAP 2021

COMMONWEALTH OF PENNSYLVANIA,

Appellee,

v.

DERRICK EDWARDS,

Appellant.

BRIEF FOR *AMICI CURIAE* PENNSYLVANIA ASSOCIATION OF CRIMINAL DEFENSE LAWYERS AND DEFENDER ASSOCIATION OF PHILADELPHIA IN SUPPORT OF APPELLANT DERRICK EDWARDS

Appeal From the Superior Court's July 29, 2020 Decision in No. 3429 EDA 2018 Affirming the Order of the Court of Common Pleas of Philadelphia County in Nos. CP-51-CR-0002611-2013, CP-51-CR-0002614-2013, CP-51-CR-0002617-2013, CP-51-CR-0002815-2013, CP-51-CR-0002820-2013, CP-51-CR-0002853-2013, CP-51-CR-0002862-2013 and CP-51-CR-0002864-2013

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STATEMENT OF THE *AMICI CURIAE*

The Pennsylvania Association of Criminal Defense Lawyers ("PACDL") is a professional association of attorneys admitted to practice before the Supreme Court of Pennsylvania who are actively engaged in providing criminal defense representation. As *Amicus Curiae*, PACDL presents the perspective of experienced criminal defense attorneys who aim to protect and ensure by rule of law those individual rights guaranteed by the Pennsylvania and U.S. Constitutions. PACDL's membership includes more than 900 private criminal defense practitioners and public defenders throughout the Commonwealth. PACDL works to achieve justice and dignity for defense lawyers, defendants, and the criminal justice system itself.

PACDL members represent criminal defendants, many of whom are persons of color or other minorities who have been the subject of discriminatory practices and, in that capacity, must ensure that the guarantees of equal protection under the law and the right to a trial with a reliable verdict are protected.

The Defender Association of Philadelphia is a private, non-profit corporation which represents a substantial percentage of the criminal defendants in Philadelphia County at trial, at probation and parole revocation proceedings, and on appeal. The Association is active in all of the trial and appellate courts, as well as before the Pennsylvania Board of Probation and Parole. The Association

attempts to insure a high standard of representation and to prevent the abridgment of constitutional and other legal rights of the citizens of Philadelphia and Pennsylvania.

PACDL and the Defender Association of Philadelphia address the Court in this matter because of the need, 35 years after the seminal decision in *Batson v. Kentucky*, for this Court to reaffirm the importance of that holding and respond to and hereafter prevent the pernicious practice of excluding citizens from jury service not for what they believe but for the color of their skin.

Pursuant to Pa.R.A.P. 531(b)(2), *Amici* state that no other person or entity has paid for the preparation of, or authored, this brief in whole or in part.

STATEMENT OF THE CASE

Amici Curiae adopt and incorporate herein the Statement of the Case as presented by Appellant in his Brief to this Court. *Amici* emphasize the stark factual circumstances of this matter:

- Appellant is African-American.
- The Commonwealth, with eight available peremptory strikes, used seven to exclude African-American prospective jurors and its eighth to exclude a non-Caucasian prospective juror.
- The prosecutor acted intentionally in using race as a basis for jury selection.

Commonwealth v. Edwards, 177 A.3d 963, 972-973 (Pa. Super. 2018).

SUMMARY OF ARGUMENT

The protection of Pennsylvania's Constitution against twice being placed in jeopardy is properly invoked when a prosecutor engages in misconduct and "the conduct of the prosecutor is intentionally undertaken to prejudice the defendant to the point of the denial of a fair trial." That standard is unquestionably met when a prosecutor uses all eight peremptory challenges to remove persons of color—seven African-Americans and one other non-Caucasian—from the jury pool. The Double Jeopardy protection must apply for Mr. Edwards and, prospectively, for any person convicted after a *Batson* violation that was not remedied at time of trial.

Batson violations are intentional—the Equal Protection guarantee is breached only when there is invidious discriminatory purpose. Such violations are also invidious in their impact—jury diversity increases verdict reliability; and they are invidious in implementation, as intentionality means the prosecutor lied to the Court, when claiming there was a race-neutral reason for one or more peremptory challenges.

This combination of intentionality, the diminution of verdict reliability, and intentional misrepresentation to the trial court, meets the test of "overreaching"—the prosecutor, as representative of an impartial sovereign, seeking conviction at the expense of justice.

For these reasons, a bright-line rule barring retrial after a post-sentence finding of a *Batson* violation is mandated by this Court's Double Jeopardy precedent. Imposition of such a rule will not impede the fair and lawful prosecution of those who have been accused of crimes. *Amici* show that, in the thirty-five years since *Batson*, there have been 314 reported *Batson* decisions and only 23 grants of relief, a rate of fewer than one per year. This is significant, as it shows that imposing a Double Jeopardy bar in those rare instances where *Batson* violations are not remedied at trial will not result in a flood of dismissals.

A bright line rule will also serve as a strong deterrent to this form of prosecutorial misconduct and further increase vigilance on the part of trial courts in seeking to prevent race-based peremptory challenges. Deterrence is a recognized value in enforcing constitutional principles; and, because *Batson* violations can be corrected during the jury selection process and thus before jeopardy attaches, there will be no risk of dismissal when violations are detected and corrected before the jury is sworn.

Nothing less than a bright-line rule would be effective, as all *Batson* violations are over-reaching and pernicious. And at a time when, sadly, implicit biases are still pervasive in the courts and the criminal law system, it is essential that this Court implement a rule that not only is commanded by its precedent but

that also demonstrates and gives effect to this Commonwealth's commitment to equal justice.

ARGUMENT

BECAUSE A *BATSON* VIOLATION IS INTENTIONAL, REFLECTS THAT THE PROSECUTOR IS SEEKING CONVICTION AT THE EXPENSE OF JUSTICE, AND IMPAIRS THE RIGHT TO RELIABLE VERDICTS, THE REMEDY FOR SUCH MISCONDUCT MUST BE THE BARRING OF RETRIAL IN THOSE RARE INSTANCES WHERE THE EXCLUSION OF RACIAL MINORITIES FROM A JURY IS NOT REMEDIED AT TRIAL.

This Commonwealth's constitutional guarantee that no person shall be twice placed in jeopardy, Pa. Const. Art. I, § 10, applies "when the conduct of the prosecutor is intentionally undertaken to prejudice the defendant to the point of the denial of a fair trial." *Commonwealth v. Johnson*, 231 A.3d 807, 821-22 (Pa. 2020), *quoting Commonwealth v. Smith*, 615 A.2d 321, 325 (Pa. 1992). Where a prosecutor uses every one of the Commonwealth's eight peremptory strikes to remove minorities (seven African-Americans and one other non-Caucasian) from the jury and is found to have done so because of race, there has been conduct "intentionally undertaken to prejudice the defendant" and "den[y] . . . a fair trial." Such is the case for Appellant Derrick Edwards, as no conduct could be more egregious than the "eight for eight" strikes of the prosecutor, entitling Mr. Edwards to the Double Jeopardy protection found in *Johnson* and *Smith*; and so, too, must the Double Jeopardy protection apply in any of those rare circumstances that a *Batson* violation is found but not remedied before the jury is seated and sworn.

A. *Batson* as a Fundamental Guarantor of Equal Protection

"[A] defendant is denied equal protection of the laws when tried before a jury from which members of his or her race have been excluded by the State's purposeful conduct." *Powers v. Ohio*, 499 U.S. 400, 404 (1991). The right to equal protection was extended in *Batson v. Kentucky*, 476 U.S. 79 (1986), to provide defendants a means to challenge the use of peremptories on the basis of race. *Powers*, 499 U.S. at 405. *Batson* makes clear that Equal Protection is denied any time there has been even one instance of "purposeful discrimination in selection of the petit jury . . . on evidence concerning the prosecutor's exercise of peremptory challenges at . . . trial." *Batson*, 476 U.S. at 96.

B. Pennsylvania's Double Jeopardy Protection

This Court's line of cases from *Smith* to *Johnson* makes clear that the Double Jeopardy protection applies if three criteria are met:

- The conduct at issue must be *any* form of "serious prosecutorial misconduct";
- The conduct must be undertaken "intentionally"[1] with the purpose of denying the defendant the constitutional right to a fair trial; and

[1] *Johnson* extended the reach of Pennsylvania's Double Jeopardy protection to circumstances where the prosecutor's misconduct is undertaken recklessly or "with a conscious disregard for a substantial risk" that the accused would be denied his right to a fair trial. 231 A.3d 826. Because all *Batson* violations are by their nature intentional, the alternative "reckless" *mens rea* is not included here.

- The conduct must meet the threshold of "overreaching[.]"

Johnson, 231 A.3d at 822; *see also Smith*, 615 A.2d at 325. The last criterion, "overreaching," is described as "signal[ing] that the judicial process has fundamentally broken down because it reflects that the prosecutor, as representative of an impartial sovereign, is seeking conviction at the expense of justice." *Johnson*, 231 A.3d at 824 (citation omitted).

C. *Batson* Violations Exemplify "Seeking Conviction at the Expense of Justice."

A prosecutor's "purposeful discrimination" is the kind of intentional conduct *Johnson* and *Smith* prohibit. Intentionally striking potential jurors because of their race, both on its own terms and due to the consequence of reduced verdict reliability, as detailed below, seeks "conviction at the expense of justice."

A second aspect of a *Batson* violation confirms that it meets the *Smith/Johnson* Double Jeopardy threshold. Batson violations are predicated on a finding of purposeful discrimination. *Foster v. Chatman*, 136 S. Ct. 1737, 1747-48 (2016) (confirming that *Batson* violations are found only when there is "purposeful discrimination" and reaffirming that Equal Protection violations may be found only when there is "invidious discriminatory purpose . . ."). By definition, this means that the prosecutor's claimed race-neutral justification for the strike or strikes is false. Offering an untrue rationale to a trial court—especially one derived from a

discriminatory intent—is "overreaching" and is a paradigmatic case of acting "at the expense of justice."

D. *Batson* as Fundamental to a Fair Trial.

Batson is fundamental to the right to a fair trial because diverse juries enhance and indeed may ensure verdict reliability. As early as 1973, well before *Batson* was decided, this general principle was recognized:

> When any large and identifiable segment of the community is excluded from jury service, the effect is to remove from the jury room qualities of human nature and varieties of human experience, the range of which is unknown and perhaps unknowable. . . . [I]ts exclusion deprives the jury of a perspective on human events that may have unsuspected importance in any case that may be presented.

Peters v. Kiff, 407 U.S. 493, 503-504 (1972) (Marshall, J., opinion announcing judgment of the Court, joined by Douglas and Stewart, JJ.). As the Court affirmed in *Miller-El v. Dretke*, 545 U.S. 231, 238 (2005), racial discrimination in jury selection "casts doubt" over the entire legal process, permits prejudices to cloud judgment, and compromises the right of trial by impartial jury.

Other states' highest courts agree that a *Batson* violation undermines verdict reliability. One court concluded succinctly, "diversity begets impartiality." *State v. LaMere*, 2 P.3d 204, 212 (Mont. 2000); *see also State v. Saintcalle*, 309 P.3d 326, 337 (Wash. 2013) ("more diverse juries result in fairer trials").

That which courts have intuited has been borne out by social science research. Diverse juries deliberate longer and more thoroughly and, as a result, generate verdicts of greater reliability. As a 2019 survey of research concludes, "diversity among jurors has a positive influence on the quality of jury deliberations and verdict fairness." Margaret Bull Kovera, *Racial Disparities in the Criminal Justice System: Prevalence, Causes, and a Search for Solutions,* JOURNAL OF SOCIAL ISSUES, Oct. 31, 2019, available at https://doi.org/10.1111/josi.12355 (last visited Apr. 7, 2021).[2]

The most-cited research on this point is Samuel R. Sommers, *On Racial Diversity and Group Decision Making: Identifying Multiple Effects of Racial Composition on Jury Deliberations*, 90 JOURNAL OF PERSONALITY AND SOCIAL PSYCHOLOGY, 597-612 (2006). Of particular note is Sommers' finding that:

> [h]eterogeneous groups deliberated longer and considered a wider range of information than did homogeneous groups. However, these differences did not simply result from Black participants adding unique perspectives to the discussions. Rather, White participants were largely responsible for the influence of racial composition, as they raised more case facts, made fewer factual errors, and were more amenable to discussion of race-related issues when they were members of a diverse group.

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[2] This correlates with other research which demonstrates that "jurors mak[e] harsher judgments about defendants from different racial or ethnic groups (*i.e.*, outgroup members) or, conversely, more favorable judgments for defendants from the same racial or ethnic group . . . ." Jennifer S. Hunt, *Race, Ethnicity, and Culture in Jury Decision Making*, 11 ANNUAL REV. LAW SOC. SCI. 269-88 (2015).

Id. at 606.

One other finding has special significance: "[D]iverse groups made fewer factual errors than all-White groups [and] inaccuracies were more likely to be corrected in diverse groups." *Id.* at 608. A *Batson* violation—a deliberate attack on jury diversity—therefore meets the second criterion of the *Smith/Johnson* cases: it is an act that occurs with the purpose of denying the defendant his constitutional right to a fair trial.

E. The Remedy of Double Jeopardy Dismissal Is Fair and Proportionate.

Because of the intentional nature of all *Batson* violations, each time such conduct occurs it meets the threshold of egregious action and prosecutorial overreaching. *Amici* show here that precluding retrial after a prosecutor has been found to have deliberately excluded potential jurors because of their race is proportionate even in light of the legitimate interests of the Commonwealth to bring those who have committed crimes to justice. Such a rule will demonstrably affect only a minuscule number of cases; its approval will encourage trial courts to be vigilant during jury selection and deter prosecutors from such misconduct; and because jeopardy does not attach until *after* a jury is fully seated *and sworn*, redressing *Batson* violations during the *voir dire* process will mean that the remedy will be necessary only in the rarest of circumstances when an appellate court

concludes that there has been intentional discrimination that was not remedied at trial.

That such instances will be rare indeed is proved by the history of race-based jury challenges in this Commonwealth. April 30 of this year will mark the 35th anniversary of *Batson.* In that time, as is detailed in Appendix "A,"[3] there were a total of 314 post-trial *Batson* challenges reported in this Commonwealth, fewer than ten per year. And of those, only 23 were successful,[4] an average of under 0.66 per year. In *Johnson*, this Court expressed concern that a Double Jeopardy dismissal should not be used excessively because offset against "the defendant's interest in a fair trial [is] society's interest in bringing criminals to justice." 231 A.3d at 822. Even if the current rate of initially-unremedied *Batson* violations

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[3] A search was conducted in the Westlaw database for every decision from the Pennsylvania Supreme Court, Pennsylvania Superior Court and Pennsylvania's Courts of Common Pleas that cited to *Batson v. Kentucky,* even if *Batson* was mentioned solely to describe the history of the case. Every case identified in that search—be it one involving post-trial motions, direct appeal, or PCRA—was then counted and catalogued for its procedural posture and outcome.

[4] There were 278 cases involving *Batson* claims that were unsuccessful: 215 were dismissed due to lack of merit; 69 had been waived; 15 were characterized as *Batson* claims but were actually something else; 6 were withdrawn; and 8 cases referenced *Batson* claims, but failed to elaborate on the claim in the final disposition. Of these 278 unsuccessful *Batson* claims, 22 claims were dismissed for more than one reason. Overlapping reasons included the claim being both waived and meritless, the claim being waived but used incorrectly, or the claim being meritless and used incorrectly.

were to double this would mean that in the next 35 years a total of 46 cases would be dismissed, or 1.3 cases per year out of tens of thousands of cases brought annually in this Commonwealth. "[S]ociety's interest in bringing criminals to justice" will be fully protected.

But even these dismissals would be unlikely to occur if the bright line remedy of a Double Jeopardy bar were applied. Such a rule would have tremendous deterrent effect, causing prosecutors to think twice before using race as a factor in jury selection. Judges would be incentivized to be more vigilant in scrutinizing *Batson* challenges; and because such errors can be remedied before a jury is sworn, jeopardy would not have attached, the *Batson* error would have been cured, and dismissal after appeal would not be an available remedy.

Deterrence is a recognized value in Constitutional jurisprudence and in determining remedies after repeated violations have occurred, especially where there is "willfulness and prejudice[.]" *Government of the Virgin Islands v. Fahie*, 419 F.3d 249, 254 (3d Cir. 2005).[5] "Deliberate misconduct is targeted for extra

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[5] Deterrence is also an appropriate consideration under a court's supervisory power which can be used "to deter future illegal conduct." *United States v. Chapman*, 524 F.3d 1073, 1085 (9th Cir. 2008) (citation omitted); *United States v. Simpson,* 927 F.2d 1088, 1090 (9th Cir. 1991) (same)*; see also United States v. Serubo*, 604 F.2d 807, 817 (3d Cir. 1979) ("[D]ismissal of the indictment may be proper even where no actual prejudice has been shown, if there is evidence that the challenged activity was something other than an isolated incident unmotivated by

deterrence because we expect willful misbehavior to be the most effectively deterred by enhanced penalties." *Id.* at 255 (citation omitted); *see also Commonwealth v. Merry*, 904 N.E.2d 413, 424 (Mass. 2009) ("where the prosecutor's conduct is otherwise so egregious . . . dismissal is warranted to deter similar future misconduct") (citations omitted).

"[T]he remedy a state court chooses to provide its citizens for violations of the Federal Constitution is primarily a question of state law." *Danforth v. Minnesota*, 552 U.S. 264, 288 (2008). With a history of race-based jury selection spanning the 35 years of *Batson's* applicability, continuing practices with roots going back more than a century before that, deterrence is needed.

F. The Continuing Impact of Racism and Implicit Bias Warrants This Court Taking Action.

Mr. Edwards' claim did not arise in a vacuum. Sadly, issues of race, racist belief, implicit bias and disparate impact continue to plague the criminal justice system, affecting its outcomes and influencing perceptions regarding its legitimacy and independence. Applying the Double Jeopardy bar to post-trial reversals for violations of *Batson* would demonstrate, in a profound way, Pennsylvania's

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sinister ends, or that the type of misconduct challenged has become 'entrenched and flagrant' in the circuit.").

commitment to deterring and preventing the continued intrusion of racial inequity and discrimination into its system of justice.

A report on equity, diversity and inclusion in the Philadelphia court system released in July 2020 found "a culture of nepotism, mistrust, and racial tension that is constantly brewing—and occasionally bubbling to the surface" and a "troubling pattern of racial resentment among some white staff and judges."[6] A sizable portion of judges and court staff—22% and 17%, respectively—reported experiencing discrimination in some form at work.[7] Black female judges, in particular, noted significant experiences of bias and exclusion.[8] More than half of the judges who participated (55%) expressed discomfort discussing race and racism at work.[9] The report concluded that, "[i]n a court system, a lack of support for [equity-related] conversations can foster a culture of implicit and explicit bias. . . ."[10]

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[6] Center for Urban and Racial Equity, *First Judicial District of Pennsylvania Equity Organizational Assessment Report*, July 2019, at i & 44, https://www.documentcloud.org/documents/6983680-First-Judicial-District-of-PA-Equity.html#document/p1 (last visited Apr. 7, 2021).

[7] *Id.* at v, 33-34.

[8] *Id.* at i-ii, 15, 20.

[9] *Id.* at vi, 37.

[10] *Id.* at 17, 44.

The study reported a troubling belief among some white judges and staff that institutional and structural racism are not significant factors in modern society.[11] The report also found a pattern of racial resentment among some white judges and staff who complained about what they perceived as reverse racism and who shared their view that reverse racism is as significant as racism against people of color.[12]

Similar concerns were voiced at a February 2021 public hearing convened by the Pennsylvania Senate and House Democratic Party Committees to discuss racial and gender bias in courts across the Commonwealth.[13] Black attorneys testified to their own experiences of racial discrimination in the courtroom.[14]

Egregious examples of overt racism continue to be reported. In 2020, a Common Pleas Court judge from Allegheny County was sanctioned for racist remarks concerning litigants who appeared before him, including on one occasion berating an assistant district attorney for not removing a black woman whom he

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[11] *Id.* at 44.

[12] *Id.* at i, v, 33.

[13] *PA Senate & House Democrats Join PA Legislative Black Caucus for Hearing on Racial and Gender Bias in the Courts*, https://pasenate.com/hearing-on-racial-and-gender-bias-in-the-courts/ (last visited Apr. 7, 2021).

[14] *Id.*

referred to as "Aunt Jemima" from the jury panel in a criminal case.[15] A Philadelphia County court employee was fired last year after tearing down "Black Lives Matter" signs and declaring that black lives do not matter to him.[16] The report on the Philadelphia court system published in 2020 included a complaint by a female African American judge that she was the subject of a racist and sexist threat that appeared to come from a fellow judge or court staff member.[17] While not representative, these isolated incidents are nonetheless cause for concern.

A recent study revealed that implicit bias is also prevalent among and impactful on the judiciary.[18] The study concluded that judges harbor many of the

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[15] Mick Stinelli, *Former judge Mark Tranquilli sanctioned by state's Court of Judicial Discipline* (Nov. 19, 2020), https://www.post-gazette.com/news/crime-courts/2020/11/19/pittsburgh-allegheny-county-judge-mark-tranquilli-sanctions-court-discipline-racist-statements-misconduct/stories/202011180142 (last visited Apr. 7, 2021).

[16] Lauren del Valle, *Philadelphia court supervisor fired after video shows him tearing down signs and saying black lives don't matter* (June 16, 2020), https://www.cnn.com/2020/06/16/us/philadelphia-court-supervisors-black-lives-matter-signs/index.html (last visited Apr. 7, 2021).

[17] Laura McCrystal, *City Council criticizes Philly courts for inaction on systemic racism* (Dec. 7, 2020), https://www.inquirer.com/news/philadelphia/philly-courts-racism-karen-simmons-roxanne-covington-20201207.html (last visited Apr. 7, 2021).

[18] Bernice P. Donald, Jeffrey Rachlinski and Andrew J. Wistrich, *Getting Explicit About Implicit Bias*, JUDICATURE, Vol. 104 No. 3 (Fall/Winter 2020-2021),

same implicit associations as most American adults. For example, using the implicit association test, the study found that 80 percent of white judges more strongly associated black faces with negative words and white faces with positive words. Black judges expressed a more complex pattern, with some judges showing the same white-good/black-bad association as white judges, but an equal number showing the opposite preference. These results suggest that judges are no different than most adults in the United States.[19]

And all of this is in the context of a judicial and prosecutorial system that to many may appear to be not representative of the population as a whole.[20] All of the 67 district attorneys in Pennsylvania in 2021 are white.[21] In fact, prosecutors throughout the United States are predominantly white.[22] According to a report

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https://judicature.duke.edu/articles/getting-explicit-about-implicit-bias/ (last visited Apr. 7, 2021).

[19] *Id.*

[20] Alicia Bannon and Janna Adelstein, *State Supreme Court Diversity-February 2020 Update*, https://www.brennancenter.org/our-work/research-reports/state-supreme-court-diversity-february-2020-update (last visited Apr. 7, 2021).

[21] This conclusion is derived from visual review of biographical data published at https://www.pdaa.org/da-directory/ (last visited Apr. 7, 2021).

[22] *America's Prosecutor Problem*, http://interactive.fusion.net/how-to-rig-an-election/district-attorney-race.html (last visited Apr. 7, 2021).

published in 2015, more than 90% of prosecutors are white even though white men and women make up only approximately 60% of the population.[23]

The justice system disproportionately punishes minorities. In Pennsylvania, black people are almost nine times more likely than white people to be incarcerated.[24] Disproportionality breeds distrust. A 2016 survey conducted on behalf of the National Center for State Courts found that a majority of the African Americans who participated in the survey (56%) felt that an African American defendant would suffer bias at the hands of a white judge, while 30 percent of white participants felt the same way.[25]

Context matters. Mr. Edwards is entitled to the protection of this Commonwealth's Double Jeopardy protection for the reasons detailed above; and so too are those who hereafter suffer intentional discrimination in jury selection. The persistence of bias in the adjudicative process is an added reason to declare

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[23] *Id.*, citing 2014 report by San Francisco-based non-profit Women Donors Network.

[24] The Sentencing Project, *State-By-State Data*, https://www.sentencingproject.org/the-facts/#map (last visited Apr. 7, 2021).

[25] Gerstein Bocian Agne Strategies, Annual National Tracking Survey Analysis (Dec. 12, 2016), https://www.ncsc.org/__data/assets/pdf_file/0018/16128/sosc_2016_survey_analysis.pdf (last visited Apr. 7, 2021).

this remedy as that ensured by law. It is time for this Court to declare a strong remedy when prosecutors engage in purposeful discrimination in jury selection.

CONCLUSION

A *Batson* violation, by its nature, is an act of intentional discrimination against prospective jurors *and* an attack on the fundamental right to a jury that deliberates carefully and impartially. It ranks among the most serious forms of prosecutorial misconduct, and it clearly constitutes the type of "overreaching" this Court has deemed eligible for Double Jeopardy protection. Accordingly, for the reasons contained herein, *Amici* request this Court to bar retrial of Mr. Edwards and declare that any *Batson* violation not corrected at trial will hereafter preclude a retrial.

Respectfully submitted:

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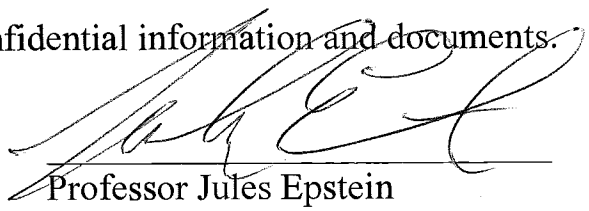
Counsel and *Amici* thank Temple University Beasley School of Law students Emily Hoff and Jamie Klein for exceptional research and assistance in preparing this brief.

CERTIFICATE OF COMPLIANCE

I certify 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.



Professor Jules Epstein

CERTIFICATE OF WORD COUNT COMPLIANCE

I, Donna A. Walsh, hereby certify that the *Amici* Brief contains 4110 words which satisfies the requirements of Pa.R.A.P. 531(b)(3).

Donna A. Walsh

Date: April 7, 2021

APPENDIX

Master Sheet

Case Name	Trial / Superior / Supreme Court	Notes	Not a *Batson* claim	Withdrawn *Batson* claim	Unknown result to *Batson* claim	Successful *Batson* Claim	Unsuccessful *Batson* Claim	Appealed (meaning the case should not be counted to our total number)	Remanded for *Batson* / evidentiary hearing	Remanded for new trial	Direct Appeal ("D"), PCRA ("P") or Both ("B")?	Court Declined to Discuss the Issue	Finding: decision on the merits	Finding: meritless claim	Finding: Waived	Finding: Inappropriate use of *Batson* claim	Finding: waived during PRCA	*Citation*
Alexander v. Carlisle Corp.	PA Superior Court						x				D			x				*Alexander v. Carlisle Corp.* 674 A.2d 268 (Pa. Super. Ct. 1996)
[redacted]	[redacted]																	
[redacted]	[redacted]																	
[redacted]	[redacted]																	
[redacted]	[redacted]																	
[redacted]	PA Superior Court					x			x				x					*Brooks v. Speller*, 2013 WL 11287673 (Pa. Super. Ct. 2013)
[redacted]	Common Pleas	Unsuccessful claim: the claim was meritless					x	x						x				*Brooks v. Speller*, 2012 WL 2365307 (Pa. C. P. 2012)
[redacted]	[redacted]																	
[redacted]	[redacted]																	
[redacted]	[redacted]																	
[redacted]	[redacted]																	
[redacted]	Supreme Court	Unsuccessful claim: the claim was meritless Note: EDPA negative treatment does not apply to the *Batson* claim (EDPA upholds court's decision to deny relief)					x	x						x				*Commonwealth v. Abu-Jamal*, 555 A.2d 846 (Pa. 1989)
[redacted]	Common Pleas	Unsuccessful claim: the claim was meritless					x	x						x				*Commonwealth v. Cook*, 30 Phila. Co. Rptr. 1 (Pa. C. P. 1995)
[redacted]	PA Supreme Court						x				P			x				*Commonwealth v. Abu-Jamal*, 720 A.2d 79 (Pa. 1998)
[redacted]	[redacted]																	
Commonwealth v. Acras	PA Superior Court						x				D			x		x		*Commonwealth v. Acres*, 2018 WL 4704508 (Pa. Super. Ct. 2018)
[redacted]	PA Supreme Court	Unsuccessful claim: the claim was waived before the PCRA court					x										x	*Commonwealth v. Ali*, 10 A.3d 282 (Pa. 2010)
[redacted]	Common Pleas						x				D				x			*Commonwealth v. Ali*, 2012 WL 6928177 (Pa. C. P. 2012)
Commonwealth v. Alston (Benjamin)	Common Pleas						x				P			x		x		*Commonwealth v. Alston*, 2003 WL 25711039 (Pa. C. P. 2003)
Commonwealth v. Alston (Kevin)	PA Superior Court						x				D					x		*Commonwealth v. Alston*, 864 A.2d 539 (Pa. Super. Ct. 2004)
Commonwealth v. Alton	Common Pleas						x				D			x				*Commonwealth v. Alton*, 2012 WL 12033737 (Pa. C. P. 2012)
[redacted]	PA Superior Court						x				D			x				*Commonwealth v. Amos*, 2017 WL 6545972 (Pa. Super. Ct. 2017)
[redacted]	[redacted]																	
[redacted]	[redacted]																	
Commonwealth v. Arrington	Common Pleas						x				D			x	x			*Commonwealth v. Arrington*, 2008 WL 9853230 (Pa. C. P. 2008)
Commonwealth v. Austin	PA Superior Court						x				P						x	*Commonwealth v. Austin*, 2018 WL 466237 (Pa. Super. Ct. 2018)
Commonwealth v. Baez	PA Supreme Court						x				D			x	x			*Commonwealth v. Baez*, 720 A.2d 711 (Pa. 1998)
[redacted]	[redacted]																	
[redacted]	PA Supreme Court			x			x					x						*Commonwealth v. Baker*, 728 A.2d 952 (Pa. 1999)
Commonwealth v. Bartlett	Common Pleas						x				D			x				*Commonwealth v. Bartlett*, 2002 WL 34576671 (Pa. C. P. 2002)
Commonwealth v. Basemore	PA Supreme Court					x												*Commonwealth v. Basemore*, 744 A.2d 717 (Pa. 2000)
Commonwealth v. Bates	PA Superior Court						x				P						x	*Commonwealth v. Bates*, 2017 WL 2992421 (Pa. Super. Ct. 2017)

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Commonwealth v. Bath	Common Pleas						x				D			x				*Commonwealth v. Bath*, 2001 WL 36043686 (Pa. C. P. 2001)
[redacted]	[redacted]																	
[redacted]	[redacted]																	
[redacted]	[redacted]																	
[redacted]	[redacted]																	
[redacted]	[redacted]																	
[redacted]	[redacted]																	
[redacted]	[redacted]																	
[redacted]	[redacted]																	
Commonwealth v. Baumgartner	Common Pleas						x				D			x				*Commonwealth v. Baumgartner*, 2014 WL 7896586 (Pa. C. P. 2014)
Commonwealth v. Beasley	PA Supreme Court	This was discussed in the procedural history					x				P				x			*Commonwealth v. Beasley*, 937 A.2d 379 (Pa. 2007)
Commonwealth v. Bell	PA Superior Court						x				D			x				*Commonwealth v. Bell*, 2018 WL 947644 (Pa. Super. Ct. 2018)
Commonwealth v. Benitez	Common Pleas						x				D			x				*Commonwealth v. Benitez*, 2002 WL 34271333 (Pa. C. P. 2002)
Commonwealth v. Berrien	Common Pleas						x				D			x				*Commonwealth v. Berrien*, 37 Pa. D. & C. 4th 528 (Pa. C. P. 1997)
[redacted]	[redacted]																	
Commonwealth v. Biddings	Common Pleas						x				D			x				*Commonwealth v. Biddings*, 2003 WL 25711293 (Pa. C. P. 2003)
Commonwealth v. Blakeney	PA Supreme Court	Defendant was *pro se* so he was unable to claim ineffective assistance of counsel					x				P			x				*Commonwealth v. Blakeney*, 108 A.3d 739 (Pa. 2014)
[redacted]	[redacted]																	
Commonwealth v. Boggs	Common Pleas						x				P			x				*Commonwealth v. Boggs*, 2003 WL 25598165 (Pa. C. P. 2003)
Commonwealth v. Bolden	PCRA						x				P			x				*Commonwealth v. Bolden*, 1996 WL 34435288 (Pa. C. P. 1996)
[redacted]	PA Supreme Court						x				D			x				*Commonwealth v. Bond*, 819 A.2d 33 (Pa. 2002)
[redacted]	PA Supreme Court	Unsuccessful claim: the claim was meritless					x							x				*Commonwealth v. Bond*, 652 A.2d 308 (Pa. 1995)
Commonwealth v. Bonilla	PA Superior Court						x				D			x				*Commonwealth v. Bonilla*, 2013 WL 11259138 (Pa. Super. Ct. 2013)
Commonwealth v. Bonhware	Common Pleas						x				D			x				*Commonwealth v. Bonhware*, 34 Phila. Co. Rptr. 496 (Pa. C. P. 1997)
[redacted]	PA Supreme Court	Unsuccessful claim: the claims were waived in front of the PCRA					x	x									x	*Commonwealth v. Bracey*, 787 A.2d 344 (Pa. 2001)
[redacted]	PA Supreme Court						x				P				x		x	*Commonwealth v. Bracey*, 795 A.2d 935 (Pa. 2001)
Commonwealth v. Bradham	Common Pleas						x				D			x				*Commonwealth v. Bradham*, 2004 WL 5535066 (Pa. C. P. 2004)
Commonwealth v. Bradshaw	Common Pleas						x				D			x				*Commonwealth v. Bradshaw*, 2005 WL 6067839 (Pa. C. P. 2005)
Commonwealth v. Brandao	PA Superior Court						x				D			x				*Commonwealth v. Brandao*, 237 A.3d (Pa. Super. Ct. 2020)
[redacted]	PA Superior Court	Unknown answer: Court references there was a Batson claim in the procedural history, but there is nothing published on the outcome	x					x										*Commonwealth v. Brinson*, 30 A.3d 490 (Pa. Super. Ct. 2011)
[redacted]	PA Superior Court	Unknown answer: Court references there was a *Batson* claim in the procedural history, but there is nothing published on the outcome			x													*Commonwealth v. Brinson*, 240 A.3d 156 (Table) (Pa. Super. Ct. 2020)

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Commonwealth v. Brokenborough	PA Superior Court			x														*Commonwealth v. Brokenborough*, 2015 WL 6958342 (Pa. Super. Ct. 2015)
Commonwealth v. Bronshtein	PA Supreme Court						x				D			x	x			*Commonwealth v. Bronshtein*, 691 A.2d 907 (Pa. 1997)
Commonwealth v. Brooks (Billy)	Common Pleas						x				D			x				*Commonwealth v. Brooks*, 2007 WL 7299678 (Pa. C. P. 2007)
[illegible]	[illegible]		x															[illegible]
Commonwealth v. Brooks (Willie Lee)	PA Superior Court						x				D			x				*Commonwealth v. Brooks*, 2015 WL 6950130 (Pa. Super. Ct. 2015)
Commonwealth v. Brown (Gartor)	Common Pleas						x				D			x				*Commonwealth v. Brown*, 2018 WL 11214846 (Pa. C. P. 2018)
Commonwealth v. Brown (Lavar)	PA Superior Court						x				P				x			*Commonwealth v. Brown*, 2013 WL 11267531 (Pa. Super. Ct. 2013)
Commonwealth v. Brown (Vanessa)	PA Superior Court						x				D			x	x			*Commonwealth v. Brown*, 242 A.3d 455 (Table)(Pa. Super. Ct. 2020)
Commonwealth v. Brown (William)	PA Superior Court						x				D			x				*Commonwealth v. Brown*, 2015 WL 6870633 (Pa. Super. Ct. 2015)
[illegible]	[illegible]	[illegible]	x															[illegible]
Commonwealth v. Burns	PA Superior Court						x				D			x				*Commonwealth v. Burns*, 765 A.2d 1144 (Pa. Super. Ct. 2000)
[illegible]	[illegible]		x															[illegible]
Commonwealth v. Carson (Samuel)	PA Supreme Court	Negative treatment is unrelated to the *Batson* claim				x							x					*Commonwealth v. Carson*, 741 A.2d 686 (Pa. 1999)
[illegible]	[illegible]		x															[illegible]
Commonwealth v. Carter	PA Superior Court						x				P			x				*Commonwealth v. Carter*, 2013 WL 11253813 (Pa. Super. Ct. 2013)
Commonwealth v. Castro	Common Pleas						x				D			x				*Commonwealth v. Castro*, 2007 WL 6875791 (Pa. C. P. 2007)
[illegible]	[illegible]		x															[illegible]
[illegible]	[illegible]		x															[illegible]
[illegible]	[illegible]		x															[illegible]
Commonwealth v. Clark (Maurice)	Common Pleas						x				D			x				*Commonwealth v. Clark*, 2005 WL 6067813 (Pa. C. P. 2005)
[illegible]	PA Supreme Court	Unsuccessful claim: the claim was meritless **Note**: negative treatment is not related to the *Batson* issue					x	x						x				*Commonwealth v. Clark*, 710 A.2d 31 (Pa. 1998)
[illegible]	PA Supreme Court						x				P			x				*Commonwealth v. Clark*, 961 A.2d 80 (Pa. 2008)
Commonwealth v. Collins	PA Supreme Court						x				P				x			*Commonwealth v. Collins*, 957 A.2d 237 (Pa. 2008)
Commonwealth v. Cook	PA Supreme Court						x				D			x				*Commonwealth v. Cook*, 952 A.2d 594 (Pa. 2008)
Commonwealth v. Coombs	Common Pleas						x				D			x				*Commonwealth v. Coombs*, 2002 WL 34401724 (Pa. C. P. 2002)
[illegible]	[illegible]		x															[illegible]
Commonwealth v. Cornish	PA Superior Court						x				D			x				*Commonwealth v. Cornish*, 2015 WL 6951151 (Pa. Super. Ct. 2015)
Commonwealth v. Correa	PA Superior Court						x				D			x				*Commonwealth v. Correa*, 620 A.2d 497 (Pa. Super. Ct. 1993)
[illegible]	PA Superior Court						x				D			x				*Commonwealth v. Cox*, 2016 WL 6678504 (Pa. Super. Ct. 2016)
[illegible]	PA Superior Court				x			x										*Commonwealth v. Cox*, 2016 WL 4792035 (Pa. Super. Ct. 2016)
[illegible]	[illegible]	[illegible]	x															[illegible]
Commonwealth v. Crisswalle	Common Pleas						x				D			x				*Commonwealth v. Crisswalle*, 2010 WL 8366884 (Pa. C. P. 2010)
[illegible]	[illegible]		x															[illegible]

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Case Name	Trial / Superior / Supreme Court	Notes	Not a *Batson* claim	Withdrawn *Batson* claim	Unknown result to *Batson* claim	Successful *Batson* Claim	Unsuccessful *Batson* Claim	Appealed (meaning the case should not be counted to our total number	Remanded for *Batson* / evidentiary hearing	Remanded for new trial	Direct Appeal ("D") PCRA ("P") or Both ("B")?	Court Declined to Discuss the Issue	Finding: decision on the merits	Finding: meritless claim	Finding: Waived	Finding: Inappropriate use of *Batson* claim	Finding: waived during PRCA	*Citation*
Commonwealth v. Cruz-Rivera	PA Superior Court						x				P			x				*Commonwealth v. Cruz-Rivera*, 2014 WL 10986659 (Pa. Super. Ct. 2014)
Commonwealth v. Daniels (Henry)	PA Supreme Court						x				P			x	x			*Commonwealth v. Daniels*, 963 A.2d 409 (Pa. 2009)
[redacted]	[redacted]																	
Commonwealth v. Davis	PA Superior Court						x				B			x			x	*Commonwealth v. Davis*, 916 A.2d 1206 (Pa. Super. Ct. 2007)
[redacted]	[redacted]																	
[redacted]	PA Supreme Court						x				P			x				*Commonwealth v. Dennis*, 859 A.2d 1270 (Pa. 2004)
[redacted]	PA Supreme Court	Unsuccessful claim: the underlying *Batson* claim is meritless. thus trial counsel cannot be found ineffective Note: Hebeas Corpus granted by E.D.Pa. in 2013					x	x						x				*Commonwealth v. Dennis*, 715 A.2d 404 (Pa. 1998)
[redacted]	[redacted]																	
Commonwealth v. Diggs	PA Superior Court	Unrelated case, but note: Federal *habeas* granted retrial based on *Batson* claim				x												*Commonwealth v. Diggs*, 220 A.3d 1112 (Pa. Super. Ct. 2019)
[redacted]	[redacted]																	
[redacted]	PA Superior Court	Successful claim				x		x					x					*Commonwealth v. Dunwiddie*, 542 A.2d 102 (Pa. Super. Ct. 1988)
[redacted]	PA Supreme Court					x				x			x					*Commonwealth v. Dunwiddie*, 601 A.2d 1216 (Pa. 1992)
Commonwealth v. Dixon	PA Superior Court						x				P			x				*Commonwealth v. Dixon*, 2017 WL 5946524 (Pa. Super. Ct. 2016)
[redacted]	[redacted]																	
Commonwealth v. Dogan	PA Superior Court						x				D			x				*Commonwealth v. Dogan*, 2018 WL 1702784 (Pa. Super. Ct. 2018)
[redacted]	PA Superior Court						x				D			x				*Commonwealth v. Doyen*, 848 A.2d 1007 (Pa. Super. Ct. 2004)
[redacted]	Common Pleas	Unsuccessful claim: the claim was meritless					x	x						x				*Commonwealth v. Doyen*, 2003 WL 25712170 (Pa. C. P. 2003)
Commonwealth v. Dunson	Common Pleas						x				D			x				*Commonwealth v. Dunson* 2007 WL 7305632 (Pa. C. P. 2007)
[redacted]	[redacted]																	
Commonwealth v. Eddings	PA Superior Court						x				D			x				*Commonwealth v. Eddings*, 721 A.2d 1095 (Pa. Super. Ct. 1998)
Commonwealth v. Edgefield	PA Superior Court						x				D			x				*Commonwealth v. Edgefield*, 2013 WL 11272628 (Pa. Super. Ct. 2013)
Commonwealth v. Edmunds	PA Superior Court						x				D			x				*Commonwealth v. Edmunds*, 2015 WL 6663271 (Pa. Super. Ct. 2015)
Commonwealth v. Edwards (Derrick)	PA Superior Court	Successful claim				x		x					x					*Commonwealth v. Edwards*, 177 A.3d 963 (Pa. Super. Ct. 2018)
[redacted]	PA Superior Court	The claim was brought on DOUBLE JEOPARDY grounds: the court holds there is no precedent on how to handle a *Basemore* claim, so there is no basis for relief					x				D							*Commonwealth v. Edwards*, 239 A.3d 112 (Table) (Pa. Super. Ct. 2020)
[redacted]	[redacted]																	
Commonwealth v. Eggleston	PA Superior Court						x				D			x	x			*Commonwealth v. Eggleston*, 2013 WL 11273037 (Pa. Super. Ct. 2013)
Commonwealth v. Fields	Common Pleas						x				D			x				*Commonwealth v. Fields*, 2005 WL 5793796 (Pa. C. P. 2005)
Commonwealth v. Figueroa	PA Superior Court				x							x						*Commonwealth v. Figueroa*, 29 A.3d 1177 (Pa. Super. Ct. 2011)
Commonwealth v. Fisher	PA Supreme Court						x				D			x				*Commonwealth v. Fisher*, 681 A.2d 130 (Pa. 1996)
Commonwealth v. Flamer	PA Superior Court						x				D			x				*Commonwealth v. Flamer*, 2016 WL 2798907 (Pa. Super. Ct. 2016)
Commonwealth v. Fletcher	PA Supreme Court						x				D			x				*Commonwealth v. Fletcher*, 861 A.2d 898 (Pa. 2004)

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[redacted]	Common Pleas						x				D			x				*Commonwealth v. Flores*, 1998 WL 3525 7129 (Pa. C. P. 1998)
[redacted]	[redacted]																	
[redacted]	[redacted]																	
Commonwealth v. Foster	PA Superior Court						x				D			x				*Commonwealth v. Foster*, 651 A.2d 163 (Pa. Super. Ct. 1994)
[redacted]	[redacted]																	
Commonwealth v. Futrell	Common Pleas						x				D			x				*Commonwealth v. Futrell*, 2000 WL 35778240 (Pa. C. P. 2000)
Commonwealth v. Gallagher	Common Pleas						x				D			x				*Commonwealth v. Gallagher*, 2005 WL 5776264 (Pa. C. P. 2005)
Commonwealth v. Garland	PA Superior Court						x				D			x				*Commonwealth v. Garland*, 2017 WL 976046 (Pa. Super. Ct. 2017)
Commonwealth v. Garnett	PA Superior Court	The trial was held prior to *Batson*, claim fails					x				P					x		*Commonwealth v. Garnett*, 613 A.2d 569 (Pa. Super. Ct. 1992)
Commonwealth v. Garrett	PA Superior Court	Prosecution made the *Batson* objection				x							x					*Commonwealth v. Garrett*, 689 A.2d 912 (Pa. Super. Ct. 1997)
Commonwealth v. Gesualso	PA Superior Court	Unknown answer: Court declines to review the Batson issue due to another issue requiring a remand for a new trial			x							x						*Commonwealth v. Gesualso*, 2020 WL 865113 (Pa. Super. Ct. 2016)
[redacted]	[redacted]																	
Commonwealth v. Gibson (Demetrius)	PA Superior Court						x				P			x				*Commonwealth v. Gibson*, 20[redacted] WL 85915 (Pa. Super. Ct. 202[redacted]
[redacted]	[redacted]																	
Commonwealth v. Gibson (Kareem)	PA Superior Court	Unknown claim: *Batson* mentioned in procedural history, but doesn't dicuss the prior court's holding			x													*Commonwealth v. Gibson*, 2015 WL 6957021 (Pa. Super. Ct. 2015)
[redacted]	PA Supreme Court	Unsuccessful claim: the claim was meritless					x	x						x				*Commonwealth v. Gibson*, 688 A.2d 1152 (Pa. 1997)
[redacted]	PA Supreme Court						x				D			x				*Commonwealth v. Gibson*, 951 A.2d 1110 (Pa. 2008)
Commonwealth v. Golphin	Common Pleas						x				B			x			x	*Commonwealth v. Golphin*, 2007 WL 4964416 (Pa. C. P. 2007)
[redacted]	PA Superior Court	Unsuccessful claim: the claim was meritless					x	x						x				*Commonwealth v. Graham*, 2013 WL 11253535 (Pa. Super. Ct. 2013)
[redacted]	PA Superior Court						x				P			x				*Commonwealth v. Graham*, 2016 WL 379936 (Pa. Super. Ct. 2016)
Commonwealth v. Grant	PA Superior Court	Unknown claim: a footnote discusses a *Batson* claim, but there is no history of the PCRA opinion			x													*Commonwealth v. Grant*, 2018 WL 2931907 (Pa. Super. Ct. 2018)
[redacted]	PA Superior Court	Unsuccessful claim: the claim was waived					x	x							x			*Commonwealth v. Green*, 529 A.2d 13 (Pa. Super. Ct. 1987)
[redacted]	Common Pleas	The issue was already tried, barred from appealing the same issue					x				D					x		*Commonwealth v. Green*, 2002 WL 34400778 (Pa. C. P. 2002)
Commonwealth v. Green (Gary)	Common Pleas						x								x		x	*Commonwealth v. Green*, 2009 WL 7752866 (Pa. C. P. 2009)
[redacted]	[redacted]																	
Commonwealth v. Gregory	Common Pleas	The trial court opinion doesn't explain why only mentions the claim was denied after oral argument					x				D							*Commonwealth v. Gregory*, 20 Phila. Co. Rptr. 457 (Pa. C. P. 1990)
Commonwealth v. Griffin	PA Supreme Court						x				P			x				*Commonwealth v. Griffin*, 644 A.2d 1167 (Pa. 1994)
[redacted]	PA Supreme Court						x				B				x		x	*Commonwealth v. Hackett*, 926 A.2d 978 (Pa. 2008)
[redacted]	PA Supreme Court	Unsuccessful claim: the underlying *Batson* claim is meritless, thus trial counsel cannot be found ineffective					x	x						x			x	*Commonwealth v. Hackett*, 735 A.2d 688 (Pa. 1999)
[redacted]	[redacted]																	
[redacted]	[redacted]																	
Commonwealth v. Hall	PA Superior Court	This is explained in the procedural history, not the opinion's discussion					x				D			x				*Commonwealth v. Hall*, 2014 WL 10788848 (Pa. Super. Ct. 2014)

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Commonwealth v. Hamilton (Daqhan)	PA Superior Court						x				D			x				*Commonwealth v. Hamilton*, 2018 WL 4443063 (Pa. Super. Ct. 2018)
Commonwealth v. Hamilton (Theodore)	Common Pleas						x				P			x				*Commonwealth v. Hamilton*, 2006 WL 5429625 (Pa. C. P. 2006)
Commonwealth v. Hanible	PA Supreme Court						x				P			x				*Commonwealth v. Hanible*, 30 A.3d 426 (Pa. 2011)
[redacted]	PA Supreme Court	Unsuccessful claim: the claim was meritless					x	x						x				*Commonwealth v. Hardcastle*, 546 A.2d 1101 (Pa. 1988)
[redacted]	PA Supreme Court						x				D			x				*Commonwealth v. Hardcastle*, 701 A.2d 541 (Pa. 1997)
Commonwealth v. Harinarain	PA Superior Court						x				B			x			x	*Commonwealth v. Harinarain*, 2014 WL 10917001 (Pa. Super. Ct. 2014)
Commonwealth v. Harris (Francis)	PA Supreme Court						x				D			x				*Commonwealth v. Harris*, 817 A.2d 1033 (Pa. 2002)
[redacted]																		
Commonwealth v. Harris (Victor)	PA Superior Court						x				D				x			*Commonwealth v. Harris*, 2015 WL 7722318 (Pa. Super. Ct. 2015)
Commonwealth v. Hart	Common Pleas						x				D			x				*Commonwealth v. Hart*, 17 Pa. D. & C. 5th 389 (Pa. C. P. 2010)
Commonwealth v. Harvey	PA Superior Court						x				D			x				*Commonwealth v. Harvey*, 2013 WL 11276240 (Pa. Super. Ct. 2013)
Commonwealth v. Haynes	Common Pleas	The issue was already tried, barred from appealing the same issue					x				P					x	x	*Commonwealth v. Haynes*, 2006 WL 5429140 (Pa. C. P. 2006)
Commonwealth v. Henderson	Common Pleas						x				D			x				*Commonwealth v. Henderson*, 2007 WL 5194170 (Pa. C. P. 2007)
[redacted]																		
Commonwealth v. Hill (Donnetta)	PA Supreme Court	This is explained in the procedural history, not the opinion's discussion									P			x				*Commonwealth v. Hill*, 16 A.3d 484 (Pa. 2011)
[redacted]	PA Superior Court					x							x					*Commonwealth v. Hill*, 727 A.2d 578 (Pa. Super. Ct. 1999)
[redacted]	Common Pleas	Successful claim				x		x					x					*Commonwealth v. Hill*, 35 Phila. Co. Rptr. 6 (Pa. C. P. 1998)
Commonwealth v. Holland	PA Superior Court						x				D			x				*Commonwealth v. Holland*, 2017 WL 764517 (Pa. Super. Ct. 2017)
Commonwealth v. Holloway	PA Supreme Court						x				B			x			x	*Commonwealth v. Holloway*, 739 A.2d 1039 (Pa. 1999)
Commonwealth v. Holly	PA Superior Court						x				D			x				*Commonwealth v. Holly*, 2015 WL 8484980 (Pa. Super. Ct. 2015)
Commonwealth v. Holmes (Karim)	PA Superior Court						x				D				x			*Commonwealth v. Holmes*, 2017 WL 6330696 (Pa. Super. Ct. 2017)
Commonwealth v. Holmes (Kyle)	Common Pleas						x				D			x				*Commonwealth v. Holmes*, 2007 WL 5004352 (Pa. C. P. 2007)
Commonwealth v. Horne	PA Supreme Court					x							x					*Commonwealth v. Horne*, 635 A.2d 1033 (Pa. 1994)
Commonwealth v. Hornezes	Common Pleas	Unknown claim: *Batson* mentioned in procedural history, but final decision unknown			x													*Commonwealth v. Hornezes*, 2002 WL 34401663 (Pa. C. P. 2002)
[redacted]																		
Commonwealth v. Hupperterz	PA Superior Court						x				D			x				*Commonwealth v. Hupperterz*, 242 A.3d 410 (Table) (Pa. Super. Ct. 2020)
Commonwealth v. Hutchinson	PA Supreme Court						x				P			x				*Commonwealth v. Hutchinson*, 25 A.3d 277 (Pa. 2011)
[redacted]																		
Commonwealth v. Jackson (Edmond)	PA Superior Court						x				P			x				*Commonwealth v. Jackson*, 2014 WL 10979627 (Pa. Super. Ct. 2014)
Commonwealth v. Jackson (Edward)	PA Superior Court						x				D			x				*Commonwealth v. Jackson*, 562 A.2d 338 (Pa. Super. Ct. 1989)
Commonwealth v. Jackson (Lawrence)	PA Superior Court						x				D			x				*Commonwealth v. Jackson*, 561 A.2d 335 (Pa. Super. Ct. 1989)
Commonwealth v. Jackson (Ronsean)	Common Pleas						x				D			x				*Commonwealth v. Jackson*, 2008 WL 7279969 (Pa. C. P. 2008)
Commonwealth v. James	PA Superior Court						x				P			x				*Commonwealth v. James*, 2017 WL 1018538 (Pa. Super. Ct. 2017)
Commonwealth v. Jeffcoat-Parker	PA Superior Court						x				D				x			*Commonwealth v. Jeffcoat-Parker*, 2019 WL 3231251 (Pa. Super. Ct. 2019)

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Case Name	Trial / Superior / Supreme Court	Notes	Not a *Batson* claim	Withdrawn *Batson* claim	Unknown result to *Batson* claim	Successful *Batson* Claim	Unsuccessful *Batson* Claim	Appealed (meaning the case should not be counted to our total number)	Remanded for *Batson* / evidentiary hearing	Remanded for new trial	Direct Appeal ("D"), PCRA ("P"), or Both ("B")	Court Declined to Discuss the Issue	Finding: decision on the merits	Finding: meritless claim	Finding: Waived	Finding: Inappropriate use of *Batson* claim	Findings waived during PRCA	*Citation*
Commonwealth v. Johnson (David)	PA Superior Court	The trial was held prior to *Batson*, claim fails					x				P					x		*Commonwealth v. Johnson*, 945 A.2d 185 (Pa. Super. Ct. 2008)
Commonwealth v. Johnson (Glen)	Common Pleas						x				D			x				*Commonwealth v. Johnson*, 34 Phila. Co. Rptr. 506 (Pa. C. P. 1997)
[redacted]	PA Superior Court	Unsuccessful claim: the claim was waived NOTE: BAD LAW—FIND ANY FURTHER CASES FOR THIS																*Commonwealth v. Johnson*, 814 A.2d 136 (Pa. Super. Ct. 2003)
[redacted]	Common Pleas						x				P			x				*Commonwealth v. Johnson*, 2003 WL 25972055 (Pa. C. P. 2003)
Commonwealth v. Johnson (R.C.)	PA Superior Court						x				D				x			*Commonwealth v. Johnson*, 534 A.2d 511 (Pa. Super. Ct. 1987)
Commonwealth v. Johnson (William)	PA Supreme Court						x				P			x				*Commonwealth v. Johnson*, 139 A.3d 1257 (Pa. 2016)
[redacted]	PA Supreme Court	Unsuccessful claim: the claim was waived					x								x			*Commonwealth v. Johnson*, 668 A.2d 97 (Pa. 1995)
Commonwealth v. Jones (Aaron)	PA Supreme Court						x				D			x				*Commonwealth v. Jones*, 668 A.2d 491 (Pa. 1995)
Commonwealth v. Jones (Carlos)	PA Superior Court				x	x			x									*Commonwealth v. Jones*, 2013 WL [redacted] (Pa. Super. Ct. 2013)
Commonwealth v. Jones (Carslie)	PA Superior Court						x				D					x		*Commonwealth v. Jones*, 2015 WL 6666221 (Pa. Super. Ct. 2015)
[redacted]	PA Supreme Court						x				D			x				*Commonwealth v. Jones*, 580 A.2d 308 (Pa. 1990)
[redacted]	PA Superior Court	**Overruled by *Commonwealth v. Jones* on Commonwealth's appeal** Successful claim				x		x										*Commonwealth v. Jones*, 543 A.2d 579 (Pa. Super. Ct. 1988)
[redacted]	PA Supreme Court	Unsuccessful claim: the PCRA court erred					x	x										*Commonwealth v. Jones*, 802 A.2d 1232 (Pa. 2002)
[redacted]	PA Supreme Court	The issue was already tried, barred from appealing the same issue					x				P					x	x	*Commonwealth v. Jones*, 912 A.2d 268 (Pa. 2006)
Commonwealth v. Jones (Euphinia)	Common Pleas						x				P						x	*Commonwealth v. Jones*, 2006 WL 5429067 (Pa. C. P. 2006)
[redacted]	PA Supreme Court						x				B			x			x	*Commonwealth v. Jones*, 951 A.2d 294 (Pa. 2008)
[redacted]	PA Supreme Court	Successful claim				x		x	x			x						*Commonwealth v. Jones*, 876 A.2d 380 (Pa. 2005)
Commonwealth v. Jordan	PA Superior Court						x				D			x				*Commonwealth v. Jordan*, 2018 WL 1789811 (Pa. Super. Ct. 2018)
[redacted]																		
Commonwealth v. Kebede	PA Superior Court						x				P			x				*Commonwealth v. Kebede*, 2015 WL 7575706 (Pa. Super. Ct. 2015)
Commonwealth v. Kendricks	PA Superior Court						x				P			x				*Commonwealth v. Kendricks*, 2016 WL 3034749 (Pa. Super. Ct. 2016)
Commonwealth v. Kennedy (Andrew)	Common Pleas						x				D			x				*Commonwealth v. Kennedy*, 2004 WL 5388352 (Pa. C. P. 2004)
Commonwealth v. Kennedy (Christopher)	PA Superior Court						x				P			x				*Commonwealth v. Kennedy*, 237 A.3d 1081 (Pa. Super Ct. 2020)
Commonwealth v. Keys	PA Superior Court	The appellant brought a different claim under a *Batson* claim					x				P					x		*Commonwealth v. Keys*, 2014 WL 10889705 (Pa. Super. Ct. 2014)
[redacted]																		
Commonwealth v. Lambert	PA Supreme Court						x				D			x				*Commonwealth v. Lambert*, 603 A 2d 568 (Pa. 1992)
[redacted]	Common Pleas	Unsuccessful claim: the claim was waived					x	x							x			*Commonwealth v. Langerston*, 2007 WL 5004339 (Pa. C. P. 2007)
[redacted]	Common Pleas						x				P			x				*Commonwealth v. Langerston*, 2008 WL 7242036 (Pa. C. P. 2008)
[redacted]	PA Supreme Court	Unsuccessful claim: the underlying *Batson* claim is meritless, thus trial counsel cannot be found ineffective					x	x						x				*Commonwealth v. Lark*, 746 A.2d 585 (Pa. 2000)
[redacted]	PA Superior Court	Note: this is a successful claim in E.D.Pa (2012); but this case isn't discussing that. The referenced claim is explained in the procedural history				x												*Commonwealth v. Lark*, 2019 WL 3917390 (Pa. Super. Ct. 2019)
Commonwealth v. Lau	Common Pleas						x				D			x				*Commonwealth v. Lau*, 2012 WL 7655397 (Pa. C. P. 2012)
Commonwealth v. Lee	PA Superior Court						x				D				x			*Commonwealth v. Lee*, 2020 WL 1042638 (Pa. Super. Ct. 2020)
[redacted]																		

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Commonwealth v. Lewis (Reginald)	PA Supreme Court	This is discussed in footnote 3					x				D				x			*Commonwealth v. Lewis*, 567 A.2d 1376 (Pa. 1989)
Commonwealth v. Ligons	PA Supreme Court						x				B				x		x	*Commonwealth v. Ligons*, 971 A.2d 1125 (Pa. 2009)
[redacted]	[redacted]																	
Commonwealth v. Lloyd	PA Superior Court						x				D			x				*Commonwealth v. Lloyd*, 545 A.2d 890 (Pa. Super. Ct. 1988)
Commonwealth v. Loach (Jerome), No. 23680-1988	PA Superior Court						x				P						x	*Commonwealth v. Loach*, 2015 WL 8550372 (Pa. Super. Ct. 2015)
Commonwealth v. Loach (Jerome), No. 6738-2010	PA Superior Court						x				D			x				*Commonwealth v. Loach*, 2013 WL 11273268 (Pa. Super. Ct. 2013)
Commonwealth v. Long	PA Superior Court						x				D			x				*Commonwealth v. Long*, 532 A.2d 853 (Pa. Super. Ct. 1987)
[redacted]	[redacted]																	
Commonwealth v. Lopez (Jose)	PA Superior Court						x				P			x				*Commonwealth v. Lopez*, 2015 WL 6689486 (Pa. Super. Ct. 2015)
Commonwealth v. Lovejoy	Common Pleas					x												*Commonwealth v. Lovejoy*, 2005 WL 5809091 (Pa. C. P. 2005)
[redacted]	[redacted]																	
Commonwealth v. Marrero	Common Pleas						x				D			x				*Commonwealth v. Marrero*, 2004 WL 5388399 (Pa. C. P. 2004)
Commonwealth v. Marshall (Jerome)	PA Supreme Court						x				D				x			*Commonwealth v. Marshall*, 947 A.2d 714 (Pa. 2008)
Commonwealth v. Marshall (Jerry)	PA Supreme Court						x				P			x				*Commonwealth v. Marshall*, 810 A.2d 1211 (Pa. 2002)
Commonwealth v. Mason (Andre)	Common Pleas						x				D			x				*Commonwealth v. Mason*, 2008 WL 7638197 (Pa. C. P. 2008)
Commonwealth v. Mason (Lenwood)	PA Superior Court	A prior PCRA petition by this defendant denied a Batson claim; unaware of the basis					x				P							*Commonwealth v. Mason*, 130 A.3d 601 (Pa. 2015)
[redacted]	PA Superior Court	Unknown answer: Court declines to review the Batson issue due to another issue requiring a remand Note: was a successful claim at the lower court			x							x						*Commonwealth v. Matthews*, 2015 WL 7260349 (Pa. Super. Ct. 2015)
[redacted]	Common Pleas	Successful claim NOTE: has been appealed, but issue was not addressed				x		x										*Commonwealth v. Matthews*, 2013 WL 10253081 (Pa. C. P. 2013)
Commonwealth v. Maxwell	PA Superior Court						x				P						x	*Commonwealth v. Maxwell*, 232 A.3d 739 (Pa. Super. Ct. 2020)
Commonwealth v. Mayhew	Common Pleas						x				D			x				*Commonwealth v. Mayhew*, 1997 WL 34659141 (Pa. C. P. 1997)
[redacted]	PA Superior Court						x				D				x			*Commonwealth v. McCallister*, 2014 WL 10802720 (Pa. Super. Ct. 2014)
[redacted]	Common Pleas	Unsuccessful claim: the claim was meritless					x	x							x			*Commonwealth v. McCallister*, 2014 WL 6819471 (Pa. C. P. 2014)
Commonwealth v. McCaskill	PA Superior Court						x				D			x				*Commonwealth v. McCaskill*, 2017 WL 2791143 (Pa. 2017)
Commonwealth v. McCormick	PA Superior Court					x			x									*Commonwealth v. McCormick*, 519 A.2d 442 (Pa. Super. Ct. 1986)
Commonwealth v. McCracken	Common Pleas						x				D			x				*Commonwealth v. McCracken*, 2012 WL 9515401 (Pa. C. P. 2012)
Commonwealth v. McCrae	PA Superior Court	Court declines to discuss the issue due to inappropriate forum					x				D					x		*Commonwealth v. McCrae*, 2016 WL 5266557 (Pa. Super. Ct. 2016)
Commonwealth v. McCurdy	Common Pleas						x				P						x	*Commonwealth v. McCurdy*, 2005 WL 5873638 (Pa. C. P. 2005)
Commonwealth v. McDonald	PA Superior Court						x				D				x			*Commonwealth v. McDonald*, 2017 WL 4457295 (Pa. Super. Ct. 2017)
Commonwealth v. McDowell	Common Pleas						x				D			x				*Commonwealth v. McDowell*, 2003 WL 25711449 (Pa. C. P. 2003)
Commonwealth v. McFarlin	Common Pleas						x				D			x				*Commonwealth v. McFarlin*, 2002 WL 34401120 (Pa. C. P. 2002)
Commonwealth v. McGill	Common Pleas						x				P			x				*Commonwealth v. McGill*, 2002 WL 34400890 (Pa. C. P. 2002)
Commonwealth v. McKendrick	PA Superior Court						x				D			x				*Commonwealth v. McKendrick*, 514 A.2d 144 (Pa. Super. Ct. 1986)

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Commonwealth v. McKnight	PA Superior Court					x			x									*Commonwealth v. McKnight*, 2014 WL 10558199 (Pa. Super. Ct. 2014)
[redacted]	PA Superior Court	Prosecution made the *Batson* objection				x												*Commonwealth v. McNatt*, 2014 WL 10558709 (Pa. Super. Ct. 2014)
[redacted]	Common Pleas	Successful claim: prosection brought				x		x										*Commonwealth v. McNatt*, 2014 WL 6402021 (Pa. C. P. 2014)
Commonwealth v. McNeil (Christopher)	PA Supreme Court						x				P			x				*Commonwealth v. McNeil*, 679 A.2d 1253 (Pa. 1996)
Commonwealth v. McNeil (Kerry)	PA Superior Court						x				P						x	*Commonwealth v. McNeil*, 2016 WL 5886495 (Pa. Super. Ct. 2016)
[redacted]	[redacted]																	
Commonwealth v. Medina (Anthony)	Common Pleas						x				D			x				*Commonwealth v. Medina*, 2006 WL 5429062 (Pa. C. P. 2006)
Commonwealth v. Medina (Christian)	Common Pleas						x				D			x				*Commonwealth v. Medina*, 2004 WL 5393577 (Pa. C. P. 2004)
Commonwealth v. Mejil-Matos	PA Superior Court						x				D			x				*Commonwealth v. Mejia-Matos*, 2014 WL 10937114 (Pa. Super. Ct. 2014)
Commonwealth v. Melson	PA Superior Court						x				D			x				*Commonwealth v. Melson, 637 A.2d 633 (Pa. Super. Ct. 1994)*
[redacted]	[redacted]																	
Commonwealth v. Miller (Hayward)	PA Superior Court			x														*Commonwealth v. Miller*, 2013 WL 11262999 (Pa. Super. Ct. 2013)
Commonwealth v. Miller (Jermaine)	PA Superior Court						x				D			x				*Commonwealth v. Miller*, 2016 WL 4945496 (Pa. Super. Ct. 2016)
Commonwealth v. Miller (Sabrina)	PA Superior Court						x				D			x				*Commonwealth v. Miller*, 721 A.2d 1121 (Pa. Super. Ct. 1998)
[redacted]	PA Superior Court						x				D			x	x			*Commonwealth v. Mills*, 2020 WL 1490949 (Pa. Super. Ct. 2020)
[redacted]	PA Superior Court							x				x						*Commonwealth v. Mills*, 2019 WL 5491358 (Pa. Super Ct. 2019)
Commonwealth v. Mitchell	Common Pleas						x				D			x				*Commonwealth v. Mitchell*, 2008 WL 8115494 (Pa. C. P. 2008)
Commonwealth v. Monroe	PA Superior Court						x				D			x				*Commonwealth v. Monroe*, 542 A.2d 113 (Pa. Super. Ct. 1988)
Commonwealth v. Moore	Common Pleas						x				D			x				*Commonwealth v. Moore*, 2005 WL 6067702 (Pa. C. P. 2005)
Commonwealth v. Morris	Common Pleas						x				P			x				*Commonwealth v. Morris*, 1993 WL 13652228 (Pa. C. P. 1993)
Commonwealth v. Muhammed	PA Superior Court						x				D			x				*Commonwealth v. Muhammed*, 2019 WL 2432100 (Pa. Super. Ct. 2019)
Commonwealth v. Myrick	Common Pleas						x				D			x				*Commonwealth v. Myrick*, 2001 WL 36125301 (Pa. C. P. 2001)
Commonwealth v. Neal	PA Superior Court						x				P	x		x				*Commonwealth v. Neal, 2016 WL 5852160 (Pa. Super. Ct. 2016)*
[redacted]	[redacted]																	
[redacted]	[redacted]																	
Commonwealth v. Oke	PA Superior Court						x				D			x				*Commonwealth v. Oke*, 2014 WL 10558734 (Pa. Super. Ct. 2014)
Commonwealth v. Oliver	Common Pleas						x				D			x				*Commonwealth v. Oliver*, 2014 WL 6391093 (Pa. C. P. 2014)
Commonwealth v. Ollie	PA Superior Court						x				D				x			*Commonwealth v. Ollie*, 2013 WL 11250779 (Pa. Super. Ct. 2013)
Commonwealth v. Ortiz	PA Superior Court			x														*Commonwealth v. Ortiz*, 241 A.3d 368 (Pa. Super. Ct. 2020)
[redacted]	[redacted]																	
Commonwealth v. Patterson	Common Pleas						x				D			x				*Commonwealth v. Patterson*, 2004 WL 5547595 (Pa. C. P. 2004)
Commonwealth v. Perez (Francisco)	Common Pleas					x							x					*Commonwealth v. Perez*, 8 Pa. D. & C. 4th 443 (Pa. C. P. 1990)
[redacted]	[redacted]																	
Commonwealth v. Perez-Labour	Common Pleas						x				D			x	x			*Commonwealth v. Perez-Labour*, 2006 WL 5430474 (Pa. C. P. 2006)

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Commonwealth v. Perrin	PA Superior Court						x				P			x			x	*Commonwealth v. Perrin*, 947 A.2d 1284 (Pa. Super. Ct. 2008)
Commonwealth v. Philistin	PA Supreme Court						x				D			x	x			*Commonwealth v. Philistin*, 774 A.2d 741 (Pa. 2001)
[redacted]	PA Superior Court						x				D			x				*Commonwealth v. Phillips*, 2017 WL 5509893 (Pa. Super. Ct. 2017)
[redacted]	Common Pleas	Unsuccessful claim: the claim was meritless					x	x						x				*Commonwealth v. Phillips*, 2017 WL 10311400 (Pa. C. P. 2017)
Commonwealth v. Phillips (Jerry)	PA Superior Court						x				D			x				*Commonwealth v. Phillips*, 601 A.2d 816 (Pa. Super. Ct. 1992)
Commonwealth v. Porter	PA Supreme Court						x				P			x			x	*Commonwealth v. Porter*, 728 A.2d 890 (Pa. 1999)
Commonwealth v. Proctor	PA Supreme Court						x				P			x				*Commonwealth v. Proctor*, 737 A.2d 724 (Pa. 1999)
Commonwealth v. Profic	Common Pleas						x				D			x				*Commonwealth v. Profic*, 2005 WL 6067808 (Pa. C. P. 2005)
[redacted]	[redacted]																	
[redacted]	PA Supreme Court						x				D				x		x	*Commonwealth v. Rainey*, 928 A.2d 215 (Pa. 2007)
Commonwealth v. Rankins	PA Superior Court						x				D			x	x			*Commonwealth v. Rankins*, 2016 WL 5865066 (Pa. Super. Ct. 2016)
Commonwealth v. Ray	Common Pleas						x				P			x				*Commonwealth v. Ray*, 2004 WL 5541142 (Pa. C. P. 2004)
[redacted]	PA Supreme Court	(Same case as the other Reid, but this is Supreme Court No. 563) Unsuccessful claim: PCRA review, finds no error in PCRA's decision to deny a request for discovery, etc. on a *Batso* n claim. Also finds the claim itself is meritless.					x							x				*Commonwealth v. Reid*, 99 A.3d 470 (Pa. 2014)
[redacted]	PA Supreme Court	(Same case as the other Reid, but this is Supreme Court No. 564) Unsuccessful claim: the claim was meritless					x										x	*Commonwealth v. Reid*, 99 A.3d 427 (Pa. 2014)
[redacted]	Common Pleas	Unsuccessful claim: the claim was meritless					x	x										*Commonwealth v. Reid*, 1993 WL 1156018 (Pa. C. P. 1993)
[redacted]	PA Supreme Court						x				D				x			*Commonwealth v. Reid*, 235 A.3d 1124 (Pa. 2020)
[redacted]	[redacted]																	
[redacted]	PA Supreme Court						x				D			x				*Commonwealth v. Rico*, 711 A.2d 990 (Pa. 1998)
[redacted]	PA Superior Court	BAD LAW—reversed on appeal by *Commonwealth v. Rico*, 711 A.2d 990 (Pa. 1998)						x										*Commonwealth v. Rico*, 662 A.2d 1076 (Pa. Super. Ct. 1995)
[redacted]	[redacted]																	
[redacted]	[redacted]																	
Commonwealth v. Rivera (Alex)	Common Pleas	Prosecution made the *Batson* objection				x												*Commonwealth v. Rivera*, 2007 WL 5581303 (Pa. C. P. 2007)
Commonwealth v. Rivera (William)	PA Supreme Court						x				P			x				*Commonwealth v. Rivera*, 119 A.3d 365 (Pa. 2018)
Commonwealth v. Roane	PA Superior Court						x				D			x				*Commonwealth v. Roane*, 142 A.3d 79 (Pa. Super. Ct. 2016)
[redacted]	[redacted]																	
Commonwealth v. Rogers	PA Superior Court										D			x				*Commonwealth v. Rogers*, 2017 WL 465327 (Pa. Super. Ct. 2017)
[redacted]	PA Supreme Court	Unsuccessful claim: the underlying Batson claim is meritless, thus trial counsel cannot be found ineffective					x	x						x				*Commonwealth v. Rollins*, 738 A.2d 435 (Pa. 1999)
[redacted]	PA Superior Court						x				P						x	*Commonwealth v. Rollins*, 2019 WL 3731902 (Pa. Super. Ct. 2019)
Commonwealth v. Rooney	PA Supreme Court						x				P			x				*Commonwealth v. Rooney*, 79 A.3d 595 (Pa. 2013)
[redacted]	[redacted]																	
Commonwealth v. Rouse	Common Pleas						x				D			x				*Commonwealth v. Rouse*, 2010 WL 8354939 (Pa. C. P. 2010)

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Commonwealth v. Rush	PA Supreme Court						x				P			x				*Commonwealth v. Rush*, 646 A.2d 557 (Pa. 1994)
[redacted]	[redacted]																	
Commonwealth v. Sanchez	PA Supreme Court						x				D			x				*Commonwealth v. Sanchez*, 36 A.3d 24 (Pa. 2011)
Commonwealth v. Sanders	Common Pleas						x				D			x				*Commonwealth v. Sanders*, 2005 WL 6066837 (Pa. C. P. 2005)
Commonwealth v. Santana	PA Superior Court						x				D			x				*Commonwealth v. Santana*, 2014 WL 10965769 (Pa. Super. Ct. 2014)
[redacted]	[redacted]																	
Commonwealth v. Saunders	PA Superior Court						x				D			x				*Commonwealth v. Saunders*, 946 A.2d 776 (Pa. Super. Ct. 2008)
[redacted]	PA Superior Court	Unsuccessful claim: the claim was waived					x	x									x	*Commonwealth v. Savage*, 2014 WL 10919342 (Pa. Super. Ct. 2014)
[redacted]	PA Superior Court						x				P			x			x	*Commonwealth v. Savage*, 2018 WL 6073766 (Pa. Super. Ct. 2018)
Commonwealth v. Scott	PA Superior Court						x				D			x				*Commonwealth v. Scott*, 212 A.3d 1094 (Pa. Super. Ct. 2019)
Commonwealth v. Scott (Dawud)	Common Pleas						x				D			x				*Commonwealth v. Scott*, 2009 WL 7228519 (Pa. C. P. 2009)
Commonwealth v. Sepulveda	PA Supreme Court						x				P			x				*Commonwealth v. Sepulveda*, 55 A.3d 1108 (Pa. 2012)
Commonwealth v. Shannon	Common Pleas	A *Batson* claim does not cover age discrimination					x				D			x		x		*Commonwealth v. Shannon*, 2012 WL 7688025 (Pa. C. P. 2012)
Commonwealth v. Shelton	PA Superior Court						x				D			x				*Commonwealth v. Shelton*, 240 A.3d 921 (Table) (Pa. Super. Ct. 2020)
[redacted]	[redacted]																	
[redacted]	PA Supreme Court	Unsuccessful claim: the claim was meritless **Note**: W.D.Pa granted petition for Habeas Corpus relief in 2005					x	x						x				*Commonwealth v. Simmons*, 662 A.2d 621 (Pa. 1995)
[redacted]	PA Supreme Court						x				D			x				*Commonwealth v. Simmons*, 804 A.2d 625 (Pa. 2001)
[redacted]	PA Supreme Court	Unsuccessful claim: the claim was meritless																*Commonwealth v. Simmons*, 786 A.2d 943 (Pa. 2001)
[redacted]	Common Pleas	Unsuccessful claim: the claim was meritless					x							x				*Commonwealth v. Simmons*, 2013 WL 10572523 (Pa. C. P 2013)
[redacted]	Common Pleas						x				D			x				*Commonwealth v. Simmons*, 2013 WL 10595630 (Pa. C. P. 2013)
Commonwealth v. Simmons (Laneill)	PA Superior Court						x				D				x			*Commonwealth v. Simmons*, 2018 WL 3827278 (Pa. Super. Ct. 2018)
Commonwealth v. Simpson	PA Supreme Court						x				P			x				*Commonwealth v. Simpson*, 66 A.3d 253 (Pa. 2013)
Commonwealth v. Sistrunk (Edward)	PA Superior Court						x				P			x				*Commonwealth v. Sistrunk*, 2016 WL 6198035 (Pa. Super. Ct. 2016)
[redacted]	PA Superior Court						x				P					x	x	*Commonwealth v. Sistrunk*, 2019 WL 4880959 (Pa. Super. Ct. 2019)
[redacted]	Common Pleas	Unsuccessful claim: the claim was meritless					x							x				*Commonwealth v. Sistrunk*, 2015 WL 13122284 (Pa. C. P. 2015)
[redacted]	[redacted]																	
Commonwealth v. Smith (Clifford)	PA Supreme Court						x				P			x				*Commonwealth v. Smith*, 650 A.2d 863 (Pa. 1994)
[redacted]	PA Superior Court						x				P			x				*Commonwealth v. Smith*, 2013 WL 11254782 (Pa. Super. Ct. 2013)
[redacted]	Common Pleas	Unsuccessful claim: the claim was meritless					x	x						x				*Commonwealth v. Smith*, 2012 WL 9515114 (Pa. C. P. 2012)
[redacted]	PA Superior Court						x				B				x		x	*Commonwealth v. Smith*, 2017 WL 5483253 (Pa. Super. Ct. 2017)
[redacted]	[redacted]																	
Commonwealth v. Smith (James)	PA Supreme Court						x				P			x	x		x	*Commonwealth v. Smith*, 17 A.3d 873 (Pa. 2011)
[redacted]	[redacted]																	
Commonwealth v. Smith (Michael)	PA Superior Court						x				D			x				*Commonwealth v. Smith*, 866 A.2d 1138 (Pa. Super. Ct. 2005)

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[redacted]	[redacted]																	
Commonwealth v. Smith (Wayne)	Common Pleas						x				D			x				*Commonwealth v. Smith*, 2013 WL 12385058 (Pa. C. P. 2013)
Commonwealth v. Smith (Wilfredo)	PA Superior Court				x							x						*Commonwealth v. Smith*, 2015 WL 6956600 (Pa. Super. Ct. 2015)
Commonwealth v. Smith (Willie)	PA Superior Court	A prior PCRA petition by this defendant denied a Batson claim; unaware of the basis					x				P							*Commonwealth v. Smith*, 2013 WL 11259315 (Pa. Super. Ct. 2013)
Commonwealth v. Smulsky	PA Superior Court						x				D			x				*Commonwealth v. Smulsky*, 609 A.2d 843 (Pa. Super. Ct. 1992)
[redacted]	PA Supreme Court	Court finds the PCRA court incorrectly applied *Batson* as a new rule of law					x				P							*Commonwealth v. Sneed*, 899 A.2d 1067 (Pa. 2006)
[redacted]	[redacted]																	
[redacted]	Common Pleas	Unsuccessful claim: the claim was meritless					x	x						x				*Commonwealth v. Sneed*, 2007 WL 6895483 (Pa. C. P. 2007)
Commonwealth v. Speight	PA Supreme Court						x				P						x	*Commonwealth v. Speight*, 986 A.2d 759 (Pa. 2009)
Commonwealth v. Spell	PA Superior Court						x				P			x				*Commonwealth v. Spell*, 2016 WL 5938503 (Pa. Super. Ct. 2016)
Commonwealth v. Spence	PA Supreme Court						x				D				x			*Commonwealth v. Spence*, 627 A.2d 1176 (Pa. 1993)
Commonwealth v. Spotz	PA Supreme Court						x				P			x				*Commonwealth v. Spotz*, 896 A.2d 1191 (Pa. 2006)
Commonwealth v. Spurgeon	PA Superior Court						x				D			x				*Commonwealth v. Spurgeon*, 2015 WL 6132666 (Pa. Super. Ct. 2015)
[redacted]	[redacted]																	
Commonwealth v. Stanford	PA Superior Court						x				D			x				*Commonwealth v. Standford*, 2018 WL 6818622 (Pa. Super. Ct. 2018)
Commonwealth v. Stanley	PA Superior Court	A prior PCRA petition by this defendant denied a Batson claim; unaware of the basis					x				P							*Commonwealth v. Stanley*, 2018 WL 1465454 (Pa. Super. Ct. 2018)
[redacted]	[redacted]																	
[redacted]	PA Superior Court	Unsuccessful claim. the claim was meritless					x							x				*Commonwealth v. Stern*, 573 A.2d 1132 (Pa. Super. Ct. 1990)
[redacted]	Common Pleas						x				P			x				*Commonwealth v. Stern*, 2007 WL 4964417 (Pa. C. P. 2007)
Commonwealth v. Stidham	Common Pleas						x				P						x	*Commonwealth v. Stidham*, 2003 WL 25711095 (Pa. C. P. 2003)
[redacted]	PA Superior Court	Prosecution made the *Batson* objection				x												*Commonwealth v. Stone*, 2018 WL 2769052 (Pa. Super. Ct. 2018)
[redacted]	Common Pleas	Successful claim				x		x										*Commonwealth v. Stone*, 2017 WL 10187732 (Pa. C. P. 2017)
[redacted]	[redacted]																	
Commonwealth v. Taylor (Gustus)	PA Superior Court						x				P	x					x	*Commonwealth v. Taylor*, 2018 WL 5629910 (Pa. Super. Ct. 2018)
[redacted]	[redacted]																	
Commonwealth v. Terry	PA Supreme Court	Inappropriate use of the *Batson* rule as Defendant is attacking array of *venire* not the peremptory challenges used					x				D					x		*Commonwealth v. Terry* 521 A.2d 398 (Pa. 1987)
Commonwealth v. Thoman	PA Superior Court						x				D				x			*Commonwealth v. Thoman*, 2019 WL 336172 (Pa. Super. Ct. 2019)
Commonwealth v. Thomas (Duane)	PA Superior Court						x				P					x		*Commonwealth v. Thomas*, 2020 WL 33250 (Pa. Super. Ct. 2020)
Commonwealth v. Thomas (Frederick)	PA Supreme Court						x				D			x				*Commonwealth v. Thomas*, 717 A.2d 468 (Pa. 1998)
Commonwealth v. Thomas (Leroy)	PA Supreme Court																	*Commonwealth v. Thomas*, 44 A.3d 12 (Pa. 2012)
Commonwealth v. Thomas (Richard)	PCRA						x				P			x				*Commonwealth v. Thomas*, 2002 WL 34401698 (Pa. C. P. 2002)
Commonwealth v. Thompson (Buckley)	PA Superior Court						x				D			x	x			*Commonwealth v. Thompson*, 2016 WL 5865006 (Pa. Super. Ct. 2016)
Commonwealth v. Thompson (Chapel)	PA Superior Court						x				D			x				*Commonwealth v. Thompson*, 2014 WL 10936776 (Pa. Super. Ct. 2014)
[redacted]	PA Superior Court	This is the longer opinion of the one already in the table Unsuccessful claim: the claim was waived					x								x			*Commonwealth v. Thompson*, 2014 WL 10588729 (Pa. Super. Ct. 2014)

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Case Name	Trial / Superior / Supreme Court	Notes	Not a *Batson* claim	Withdrawn *Batson* claim	Unknown result to *Batson* claim	Successful *Batson* Claim	Unsuccessful *Batson* Claim	Appealed (meaning the case should not be counted to our total number)	Remanded for *Batson* / evidentiary hearing	Remanded for new trial	Direct Appeal ("D"), PCRA ("P") or Both ("B")	Court Declined to Discuss the Issue	Finding: decision on the merits	Finding: meritless claim	Finding: Waived	Finding: Inappropriate use of *Batson* claim	Finding: waived during PRCA	*Citation*
[redacted]	PA Superior Court						x				D				x			*Commonwealth v. Thompson*, 106 A.3d 742 (Pa. Super. Ct. 2014)
Commonwealth v. Thompson (Ollie)	Common Pleas						x				D			x				*Commonwealth v. Thompson*, 2013 WL 8563532 (Pa. C. P. 2013)
Commonwealth v. Tilley	PA Supreme Court						x				P			x				*Commonwealth v. Tilley*, 780 A.2d 649 (Pa. 2001)
Commonwealth v. Tourscher	PA Superior Court					x												*Commonwealth v. Tourscher*, 682 A.2d 1275 (Pa. Super. Ct. 1996)
Commonwealth v. Towles	PA Supreme Court						x				D			x				*Commonwealth v. Towles*, 106 A.3d 591 (Pa. 2014)
Commonwealth v. Tucker	Common Pleas						x				D			x				*Commonwealth v. Tucker*, 2006 WL 5430371 (Pa. C. P. 2006)
Commonwealth v. Tull	Common Pleas					x							x					*Commonwealth v. Tull*, 49 Pa. D & C 3d 305 (Pa. C. P. 1987)
Commonwealth v. Twilley	PA Superior Court						x				D			x				*Commonwealth v. Twilley*, 612 A.2d 1056 (Pa. Super. Ct. 1992)
Commonwealth v. Tyler	Common Pleas						x				D			x				*Commonwealth v. Tyler, III*, 2007 WL 6971611 (Pa. C. P. 2007)
Commonwealth v. Uderra	PA Supreme Court						x				P			x	x			*Commonwealth v. Uderra*, 862 A.2d 74 (Pa. 2004)
Commonwealth v. Ulen	PA Superior Court						x				D			x				*Commonwealth v. Ulen*, 607 A.2d 779 (Pa. Super. Ct. 1992)
Commonwealth v. Vega	Common Pleas						x				D			x				*Commonwealth v. Vega*, 2006 WL 5430251 (Pa. C. P. 2006)
Commonwealth v. Vines	Common Pleas						x				P			x				*Commonwealth v. Vines*, 2012 WL 8470820 (Pa. C. P. 2012)
Commonwealth v. Vivian	Common Pleas						x				P			x				*Commonwealth v. Vivian*, 2007 WL 6913377 (Pa. C. P. 2007)
[redacted]	Common Pleas	Unsuccessful claim: inappropriate use of the Batson rule NOTE: the claim was already litigated for FIND THE HISTORY					x									x		*Commonwealth v. Waddy*, 2006 WL 5429251 (Pa. C. P. 2006)
[redacted]	Common Pleas						x	x			D			x				*Commonwealth v. Waddy*, 2002 WL 34254663 (Pa. C. P. 2002)
[redacted]	[redacted]																	
Commonwealth v. Walker	Common Pleas						x				D			x				*Commonwealth v. Walker*, 2002 WL 34401742 (Pa. C. P. 2002)
Commonwealth v. Ward	PA Superior Court						x				D			x				*Commonwealth v. Ward*, 2018 WL 6191089 (Pa. Super. Ct. 2018)
Commonwealth v. Warner (Antonio)	PA Superior Court						x				P						x	*Commonwealth v. Warner*, 2017 WL 117697 (Pa. Super. Ct. 2017)
Commonwealth v. Warner (Antonio)	PA Superior Court			x														*Commonwealth v. Warner*, 2013 WL 11253756 (Pa. Super. Ct. 2013)
Commonwealth v. Washam	Common Pleas						x				D			x				*Commonwealth v. Washam*, 1988 WL 1652873 (Pa. C. P. 1988)
Commonwealth v. Washington	PA Supreme Court						x				P			x				*Commonwealth v. Washington*, 927 A.2d 586 (Pa. 2007)
Commonwealth v. Watkins (Carroll)	Common Pleas						x				D				x			*Commonwealth v. Watkins*, 2007 WL 5581011 (Pa. C. P. 2007)
Commonwealth v. Watkins (Gerald)	PA Supreme Court						x				P			x	x			*Commonwealth v. Watkins*, 108 A.3d 692 (Pa. 2014)
Commonwealth v. Watson	PA Superior Court						x				P			x				*Commonwealth v. Watson*, 2018 WL 652925 (Pa. Super. Ct. 2018)
[redacted]	[redacted]																	
Commonwealth v. Weaver (Harvey)	PA Superior Court					x			x									*Commonwealth v. Weaver*, 568 A.2d 1252 (Pa. Super. Ct. 1989)
Commonwealth v. Weaver (Tramell)	Common Pleas						x				D			x				*Commonwealth v. Weaver*, 2006 WL 5428896 (Pa. C. P. 2006)
Commonwealth v. Wharton	PA Supreme Court						x				D				x		x	*Commonwealth v. Wharton*, 811 A.2d 978 (Pa. 2002)
Commonwealth v. Wheeler	PA Superior Court						x				D			x				*Commonwealth v. Wheeler*, 645 A.2d 853 (Pa. Super. Ct. 1994)
[redacted]	[redacted]																	
Commonwealth v. Williams (Anthony)	Common Pleas						x				D			x				*Commonwealth v. Williams*, 2003 WL 25652495 (Pa. C. P. 2003)
[redacted]	[redacted]																	

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[redacted]	PA Supreme Court						x				D			x				*Commonwealth v. Williams*, 980 A.2d 510 (Pa. 2009)
[redacted]	PA Supreme Court	Unknown answer: remanded to PCRA court to review the Batson/ineffective assistance of counsel claim						x										*Commonwealth v. Williams*, 782 A.2d 517 (Pa. 2001)
[redacted]	[redacted]																	
[redacted]	[redacted]																	
[redacted]	PA Superior Court						x				P			x				*Commonwealth v. Williams*, 2016 WL 1436426 (Pa. Super. Ct. 2016)
[redacted]	Common Pleas	Unsuccessful claim: the underlying Batson claim is meritless, thus trial counsel cannot be found ineffective					x	x						x				*Commonwealth v. Williams*, 2015 WL 10934161 (Pa. C. P. 2015)
Commonwealth v. Williams (Raheim)	PA Superior Court						x				P			x				*Commonwealth v. Williams*, 2016 WL 5266587 (Pa. Super. Ct. 2016)
Commonwealth v. Williams (Roy)	PA Supreme Court						x				P			x	x			*Commonwealth v. Williams*, 732 A.2d 1167 (Pa. 1999)
Commonwealth v. Williams (Russell)	PA Superior Court						x				D				x			*Commonwealth v. Williams*, 528 A.2d 980 (Pa. Super. Ct. 1987)
Commonwealth v. Williams (Terrance)	PA Supreme Court						x				P			x				*Commonwealth v. Williams*, 863 A.2d 505 (Pa. 2004)
Commonwealth v. Wilson (Derrick)	PA Superior Court	Unknown answer: Court declines to review the *Batson* issue due to another issue requiring a remand			x					x		x						*Commonwealth v. Wilson*, 619 A.2d 1063 (Pa. Super. Ct. 1992)
Commonwealth v. Wilson (Harold)	PA Supreme Court						x				D			x				*Commonwealth v. Wilson*, 672 A.2d 293 (Pa. 1996)
Commonwealth v. Wilson (William)	PA Superior Court	**BAD LAW—*Commonwealth v. Sneed* (Pa. 2006) declined to follow, stating *Wilson* may have misapprehended retroactivity principles.** Successful claim				x			x									*Commonwealth v. Wilson*, 537 A.2d 370 (Pa. Super. Ct. 1988)
Commonwealth v. Wilson (Zachary)	PA Supreme Court						x				P			x				*Commonwealth v. Wilson*, 649 A.2d 435 (P. 1994)
Commonwealth v. Wood	PA Superior Court						x				D	x			x			*Commonwealth v. Wood*, 2015 WL 7587269 (Pa. Super. Ct. 2015)
Commonwealth v. Woodall	PA Superior Court					x				x			x					*Commonwealth v. Woodall*, 579 A.2d 948 (Pa. Super. Ct. 1990)
Commonwealth v. Wright	Common Pleas						x				D				x			*Commonwealth v. Wrig[illegible]*, 2007 WL 5581007 (Pa. C. P. 2007)
Commonwealth v. Yelverton	Common Pleas	Prosecution made the *Batson* objection				x												*Commonwealth v. Yelverton*, 2006 WL 5430509 (Pa. C. P. 2006)
[redacted]	PA Supreme Court	Unsuccessful claim: the claim was meritless Note: negative treatment is unrelated to the *Batson* claim					x	x						x				*Commonwealth v. Young*, 527 A.2d 1217 (Pa. 1990)
Commonwealth v. Young (Joseph)	PA Supreme Court						x				D			x				*Commonwealth v. Young*, 637 A.2d 1313 (Pa. 1993)
Cooper v. Franko	Common Pleas						x				D			x				*Cooper v. Franko*, 28 Pa. D. & C. 4th 44 (Pa. C. P. 1996)
[redacted]	[redacted]																	
[redacted]	[redacted]																	
[redacted]	[redacted]																	
[redacted]	[redacted]																	
Jackson v. Pinnacle Health System	Common Pleas						x				D			x	x			*Jackson v. Pinnacle Health System*, 2005 WL 6721686 (Pa. C. P. 20050)
[redacted]	[redacted]																	
Neff v. Collins	Common Pleas						x				D			x				*Neff v. Collins*, 2010 WL 4913549 (Pa. C. P. 2010)
[redacted]	PA Superior Court						x				D			x				*Paih v. Noronha*, 2017 WL 481751 (Pa. Super. Ct. 2017)
[redacted]	Common Pleas	Unsuccessful claim: the claim was meritless					x							x				*Paih v. Noronha*, 2017 WL 9618766 (Pa. C. P. 2017)

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Pratt v. St. Christopher's Hospital	Common Pleas					x												*Pratt v. St. Christopher's Hospital*, 34 Phila. Co. Rptr. 162 (Pa. C. P. 1997)
[redacted]	[redacted]																	
[redacted]	[redacted]																	
[redacted]	[redacted]																	
[redacted]	PA Superior Court						x				D			x				*Reid v. Mount Zion Church of Kensington, Inc.*, 2014 WL 10896890 (Pa. Super. Ct. 2014)
[redacted]	Common Pleas	Unsuccessful claim: the claim was waived					x	x							x			*Reid v. Mount Zion Church of Kensington, Inc.*, 2013 WL 6832228 (Pa. C. P. 2013)
[redacted]	[redacted]																	
[redacted]	[redacted]																	
[redacted]	[redacted]																	
[redacted]	[redacted]																	
[redacted]	[redacted]																	
Scott v. DiValentino	Common Pleas						x				D			x				*Scott v. DiValentino*, 30 Phila. Co. Rptr. 215 (Pa. C. P. 1995)
[redacted]	[redacted]																	

Final Batson Claims Only

Case Name	Trial / Superior / Supreme Court	Notes	Not a *Batson* claim	Withdrawn *Batson* claim	Unknown result to *Batson* claim	Successful *Batson* Claim	Unsuccessful *Batson* Claim	Appealed (meaning the case should not be counted to our total number)	Remanded for *Batson I* evidentiary hearing	Direct Appeal ("D") or PCRA ("P") or Both ("B")	Court Declined to Discuss the Issue	Finding: decision on the merits	Finding: meritless claim	Finding: Waived	Finding: Inappropriate use of *Batson* claim	Finding waived during PRCA	*Citation*
Alexander v. Carlisle Corp.	PA Superior Court						x			D			x				*Alexander v. Carlisle Corp.*, 674 A.2d 268 (Pa. Super. Ct. 1996)
Brooks v. Speller	PA Superior Court					x			x			x					*Brooks v. Speller*, 2013 WL 11287673 (Pa. Super. Ct. 2013)
Commonwealth v. Abu-Jamal (a.k.a Cook)	PA Supreme Court						x			P			x				*Commonwealth v. Abu-Jamal*, 720 A.2d 79 (Pa. 1998)
Commonwealth v. Acres	PA Superior Court						x			D			x		x		*Commonwealth v. Acres*, 2018 WL 4704508 (Pa. Super. Ct. 2018)
Commonwealth v. Ali (Imannel)	Common Pleas						x			D				x			*Commonwealth v. Ali*, 2012 WL 6928177 (Pa. C. P. 2012)
Commonwealth v. Alston (Benjamin)	Common Pleas						x			P			x		x		*Commonwealth v. Alston*, 2003 WL 25711039 (Pa. C. P. 2003)
Commonwealth v. Alston (Kevin)	PA Superior Court						x			D					x		*Commonwealth v. Alston*, 864 A.2d 539 (Pa. Super. Ct. 2004)
Commonwealth v. Alton	Common Pleas						x			D			x				*Commonwealth v. Alton*, 2012 WL 12033737 (Pa. C. P. 2012)
Commonwealth v. Amos (Melvin)	PA Superior Court						x			D			x				*Commonwealth v. Amos*, 2017 WL 6545972 (Pa. Super. Ct. 2017)
Commonwealth v. Arrington	Common Pleas						x			D			x	x			*Commonwealth v. Arrington*, 2008 WL 9853230 (Pa. C. P. 2008)
Commonwealth v. Austin	PA Superior Court						x			P						x	*Commonwealth v. Austin*, 2018 WL 466237 (Pa. Super. Ct. 2018)
Commonwealth v. Baez	PA Supreme Court						x			D			x	x			*Commonwealth v. Baez*, 720 A.2d 711 (Pa. 1998)
Commonwealth v. Baker (Lee)	PA Supreme Court			x			x				x						*Commonwealth v. Baker*, 728 A.2d 952 (Pa. 1999)
Commonwealth v. Bartlett	Common Pleas						x			D			x				*Commonwealth v. Bartlett*, 2002 WL 34576671 (Pa. C. P. 2002)
Commonwealth v. Basemore	PA Supreme Court					x											*Commonwealth v. Basemore*, 744 A.2d 717 (Pa. 2000)
Commonwealth v. Bates	PA Superior Court						x			P						x	*Commonwealth v. Bates*, 2017 WL 2992421 (Pa. Super. Ct. 2017)
Commonwealth v. Bath	Common Pleas						x			D			x				*Commonwealth v. Bath*, 2001 WL 36043686 (Pa. C. P. 2001)
Commonwealth v. Baumgartner	Common Pleas						x			D			x				*Commonwealth v. Baumgartner*, 2014 WL 7896586 (Pa. C. P. 2014)
Commonwealth v. Beasley	PA Supreme Court	This was discussed in the procedural history					x			P				x			*Commonwealth v. Beasley*, 937 A.2d 379 (Pa. 2007)
Commonwealth v. Bell	PA Superior Court						x			D			x				*Commonwealth v. Bell*, 2018 WL 947644 (Pa. Super. Ct. 2018)
Commonwealth v. Benitez	Common Pleas						x			D			x				*Commonwealth v. Benitez*, 2002 WL 34271333 (Pa. C. P. 2002)
Commonwealth v. Berrien	Common Pleas						x			D			x				*Commonwealth v. Berrien*, 37 Pa. D. & C. 4th 528 (Pa. C. P. 1997)
Commonwealth v. Biddings	Common Pleas						x			D			x				*Commonwealth v. Biddings*, 2003 WL 25711293 (Pa. C. P. 2003)
Commonwealth v. Blakeney	PA Supreme Court	Defendant was *pro se* so he was unable to claim ineffective assistance of counsel					x			P			x				*Commonwealth v. Blakeney*, 108 A.3d 739 (Pa. 2014)
Commonwealth v. Boggs	Common Pleas						x			P			x				*Commonwealth v. Boggs*, 2003 WL 25598165 (Pa. C. P. 2003)
Commonwealth v. Bolden	PCRA						x			P			x				*Commonwealth v. Bolden*, 1996 WL 34435288 (Pa. C. P. 1996)
Commonwealth v. Bond (Jesse)	PA Supreme Court						x			D			x				*Commonwealth v. Bond*, 819 A.2d 33 (Pa. 2002)
Commonwealth v. Bonilla	PA Superior Court						x			D			x				*Commonwealth v. Bonilla*, 2013 WL 11259138 (Pa. Super. Ct. 2013)
Commonwealth v. Bonhvare	Common Pleas						x			D			x				*Commonwealth v. Bonhvare*, 34 Phila. Co. Rptr. 496 (Pa. C. P. 1997)
Commonwealth v. Bracey (Edward)	PA Supreme Court						x			P				x		x	*Commonwealth v. Bracey*, 795 A.2d 935 (Pa. 2001)
Commonwealth v. Bradham	Common Pleas						x			D			x				*Commonwealth v. Bradham*, 2004 WL 5535066 (Pa. C. P. 2004)
Commonwealth v. Bradshaw	Common Pleas						x			D			x				*Commonwealth v. Bradshaw*, 2005 WL 6067839 (Pa. C. P. 2005)
Commonwealth v. Brandao	PA Superior Court						x			D			x				*Commonwealth v. Brandao*, 237 A.3d (Pa. Super. Ct. 2020)
Commonwealth v. Brinson	PA Superior Court	Unknown answer: Court references there was a *Batson* claim in the procedural history, but there is nothing published on the outcome			x												*Commonwealth v. Brinson*, 240 A.3d 156 (Table) (Pa. Super. Ct. 2020)
Commonwealth v. Brokenborough	PA Superior Court			x													*Commonwealth v. Brokenborough*, 2015 WL 6958342 (Pa. Super. Ct. 2015)
Commonwealth v. Bronshtein	PA Supreme Court						x			D			x	x			*Commonwealth v. Bronshtein*, 691 A.2d 907 (Pa. 1997)
Commonwealth v. Brooks (Billy)	Common Pleas						x			D			x				*Commonwealth v. Brooks*, 2007 WL 7299678 (Pa. C. P. 2007)

Final Batson Claims Only

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Commonwealth v. Brooks (Willie Lee)	PA Superior Court						x			D			x				*Commonwealth v. Brooks*, 2015 WL 6950130 (Pa. Super. Ct. 2015)
Commonwealth v. Brown (Gator)	Common Pleas						x			D			x				*Commonwealth v. Brown*, 2018 WL 11214846 (Pa. C. P. 2018)
Commonwealth v. Brown (Lavar)	PA Superior Court						x			P				x			*Commonwealth v. Brown*, 2013 WL 11267531 (Pa. Super. Ct. 2013)
Commonwealth v. Brown (Vanessa)	PA Superior Court						x			D			x	x			*Commonwealth v. Brown*, 242 A.3d 455 (Table)(Pa. Super. Ct. 2020)
Commonwealth v. Brown (William)	PA Superior Court						x			D			x				*Commonwealth v. Brown*, 2015 WL 6870633 (Pa. Super. Ct. 2015)
Commonwealth v. Burns	PA Superior Court						x			D			x				*Commonwealth v. Burns*, 765 A.2d 1144 (Pa. Super. Ct. 2000)
Commonwealth v. Carson (Samuel)	PA Supreme Court					x						x					*Commonwealth v. Carson*, 741 A.2d 686 (Pa. 1999)
Commonwealth v. Carter	PA Superior Court						x			P			x				*Commonwealth v. Carter*, 2013 WL 11253813 (Pa. Super. Ct. 2013)
Commonwealth v. Castro	Common Pleas						x			D			x				*Commonwealth v. Castro*, 2007 WL 6875791 (Pa. C. P. 2007)
Commonwealth v. Clark (Maurice)	Common Pleas						x			D			x				*Commonwealth v. Clark*, 2005 WL 6067813 (Pa. C. P. 2005)
Commonwealth v. Clark (Ronald)	PA Supreme Court						x			P			x				*Commonwealth v. Clark*, 961 A.2d 80 (Pa. 2008)
Commonwealth v. Collins	PA Supreme Court						x			P				x			*Commonwealth v. Collins*, 957 A.2d 237 (Pa. 2008)
Commonwealth v. Cook	PA Supreme Court						x			D			x				*Commonwealth v. Cook*, 952 A.2d 594 (Pa. 2008)
Commonwealth v. Coombs	Common Pleas						x			D			x				*Commonwealth v. Coombs*, 2002 WL 34401724 (Pa. C. P. 2002)
Commonwealth v. Cornish	PA Superior Court						x			D			x				*Commonwealth v. Cornish*, 2015 WL 6951151 (Pa. Super. Ct. 2015)
Commonwealth v. Correa	PA Superior Court						x			D			x				*Commonwealth v. Correa*, 620 A.2d 497 (Pa. Super. Ct. 1993)
Commonwealth v. Cox (Dayvon)	PA Superior Court						x			D			x				*Commonwealth v. Cox*, 2016 WL 6678504 (Pa. Super. Ct. 2016)
Commonwealth v. Crisswalle	Common Pleas						x			D			x				*Commonwealth v. Crisswalle*, 2010 WL 8366884 (Pa. C. P. 2010)
Commonwealth v. Cruz-Rivera	PA Superior Court						x			P			x				*Commonwealth v. Cruz-Rivera*, 2014 WL 10986659 (Pa. Super. Ct. 2014)
Commonwealth v. Daniels (Henry)	PA Supreme Court						x			P			x	x			*Commonwealth v. Daniels*, 963 A.2d 409 (Pa. 2009)
Commonwealth v. Davis	PA Superior Court						x			B			x			x	*Commonwealth v. Davis*, 916 A.2d 1206 (Pa. Super. Ct. 2007)
Commonwealth v. Dennis (James)	PA Supreme Court						x			P			x				*Commonwealth v. Dennis*, 859 A.2d 1270 (Pa. 2004)
Commonwealth v. Diggs	PA Superior Court	Unrelated case, but note: Federal *habeas* granted retrial based on *Batson* claim				x											*Commonwealth v. Diggs*, 220 A.3d 1112 (Pa. Super. Ct. 2019)
Commonwealth v. Dinwiddie (Grover)	PA Supreme Court					x				x		x					*Commonwealth v. Dinwiddie*, 601 A.2d 1216 (Pa. 1992)
Commonwealth v. Dixon	PA Superior Court						x			P			x				*Commonwealth v. Dixon*, 2017 WL 5946524 (Pa. Super. Ct. 2016)
Commonwealth v. Dugan	PA Superior Court						x			D			x				*Commonwealth v. Dugan*, 2018 WL 1702784 (Pa. Super. Ct. 2018)
Commonwealth v. Doyen	PA Superior Court						x			D			x				*Commonwealth v. Doyen*, 848 A.2d 1007 (Pa. Super. Ct. 2004)
Commonwealth v. Dunson	Common Pleas						x			D			x				*Commonwealth v. Dunson* 2007 WL 7305632 (Pa. C. P. 2007)
Commonwealth v. Eddings	PA Superior Court						x			D			x				*Commonwealth v. Eddings*, 721 A.2d 1095 (Pa. Super. Ct. 1998)
Commonwealth v. Edgefield	PA Superior Court						x			D			x				*Commonwealth v. Edgefield*, 2013 WL 11272628 (Pa. Super. Ct. 2013)
Commonwealth v. Edmunds	PA Superior Court						x			D			x				*Commonwealth v. Edmunds*, 2015 WL 6663271 (Pa. Super. Ct. 2015)
Commonwealth v. Edwards (Derrick)	PA Superior Court	The claim was brought on DOUBLE JEOPARDY grounds. the court holds there is no precedent on how to handle a *Batemore* claim. so there is no basis for relief					x			D							*Commonwealth v. Edwards*, 239 A.3d 112 (Table) (Pa. Super. Ct. 2020)
Commonwealth v. Eggleston	PA Superior Court						x			D			x	x			*Commonwealth v. Eggleston*, 2013 WL 11273037 (Pa. Super. Ct. 2013)
Commonwealth v. Fields	Common Pleas						x			D			x				*Commonwealth v. Fields*, 2005 WL 5793796 (Pa. C. P. 2005)
Commonwealth v. Figueroa	PA Superior Court				x						x						*Commonwealth v. Figueroa*, 29 A.3d 1177 (Pa. Super. Ct. 2011)
Commonwealth v. Fisher	PA Supreme Court						x			D			x				*Commonwealth v. Fisher*, 681 A.2d 130 (Pa. 1996)

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Case Name	Trial / Superior / Supreme Court	Notes	Not a *Batson* claim	Withdrawn *Batson* claim	Unknown result to *Batson* claim	Successful *Batson* Claim	Unsuccessful *Batson* Claim	Appealed (meaning the case should not be counted to our total number)	Remanded for *Batson* / evidentiary hearing	Direct Appeal ("D"), PCRA ("P"), or Both ("B")?	Court Declined to Discuss the Issue	Finding: decision on the merits	Finding: meritless claim	Finding: Waived	Finding: Inappropriate use of *Batson* claim	Finding: waived during PCRA	*Citation*
Commonwealth v. Flamer	PA Superior Court						x			D			x				*Commonwealth v. Flamer*, 2016 WL 2798907 (Pa. Super. Ct. 2016)
Commonwealth v. Fletcher	PA Supreme Court						x			D			x				*Commonwealth v. Fletcher*, 861 A.2d 898 (Pa. 2004)
Commonwealth v. Flores (Jesus)	Common Pleas						x			D			x				*Commonwealth v. Flores*, 1998 WL 3525 7129 (Pa. C. P. 1998)
Commonwealth v. Foster	PA Superior Court						x			D			x				*Commonwealth v. Foster*, 651 A.2d 163 (Pa. Super. Ct. 1994)
Commonwealth v. Futrell	Common Pleas						x			D			x				*Commonwealth v. Futrell*, 2000 WL 35778240 (Pa. C. P. 2000)
Commonwealth v. Gallagher	Common Pleas						x			D			x				*Commonwealth v. Gallagher*, 2005 WL 5776264 (Pa. C. P. 2005)
Commonwealth v. Garland	PA Superior Court						x			D			x				*Commonwealth v. Garland*, 2017 WL 976046 (Pa. Super. Ct. 2017)
Commonwealth v. Garnett	PA Superior Court	The trial was held prior to *Batson*, claim fails					x			P					x		*Commonwealth v. Garnett*, 613 A.2d 569 (Pa. Super. Ct. 1992)
Commonwealth v. Garrett	PA Superior Court	Prosecution made the *Batson* objection				x						x					*Commonwealth v. Garrett*, 689 A.2d 912 (Pa. Super. Ct. 1997)
Commonwealth v. Gesualso	PA Superior Court	Unknown answer. Court declines to review the Batson issue due to another issue requiring a remaud for a new trial			x						x						*Commonwealth v. Gesualso*, 2020 WL 865113 (Pa. Super. Ct. 2016)
Commonwealth v. Gibson (Demetrius)	PA Superior Court						x			P			x				*Commonwealth v. Gibson*, 2020 WL 85915 (Pa. Super. Ct. 2020)
Commonwealth v. Gibson (Kareem)	PA Superior Court	Unknown claim: *Batson* mentioned in procedural history, but doesn't dieuss the prior court's holding			x												*Commonwealth v. Gibson*, 2015 WL 6957021 (Pa. Super. Ct. 2015)
Commonwealth v. Gibson (Ronald)	PA Supreme Court						x			D			x				*Commonwealth v. Gibson*, 951 A.2d 1110 (Pa. 2008)
Commonwealth v. Golphin	Common Pleas						x			B			x			x	*Commonwealth v. Golphin*, 2007 WL 4964416 (Pa. C. P. 2007)
Commonwealth v. Graham (Robert)	PA Superior Court						x			P			x				*Commonwealth v. Graham*, 2016 WL 379936 (Pa. Super. Ct. 2016)
Commonwealth v. Grant	PA Superior Court	Unknown claim. a footnote discusses a *Batson* claim. but there is no history of the PCRA opinion			x												*Commonwealth v. Grant*, 2018 WL 2931907 (Pa. Super. Ct. 2018)
Commonwealth v. Green (Derek)	Common Pleas	The issue was already tried, barred from appealing the same issue					x			D					x		*Commonwealth v. Green*, 2002 WL 34400778 (Pa. C. P. 2002)
Commonwealth v. Green (Gary)	Common Pleas						x							x		x	*Commonwealth v. Green*, 2009 WL 7752866 (Pa. C. P. 2009)
Commonwealth v. Gregory	Common Pleas	The trial court opinion doesn't explain why only mentions the claim was denied after oral argument					x			D							*Commonwealth v. Gregory*, 20 Phila. Co. Rptr. 457 (Pa. C. P. 1990)
Commonwealth v. Griffin	PA Supreme Court						x			P			x				*Commonwealth v. Griffin*, 644 A.2d 1167 (Pa. 1994)
Commonwealth v. Hackett (Richard)	PA Supreme Court						x			B				x		x	*Commonwealth v. Hackett*, 926 A.2d 978 (Pa. 2008)
Commonwealth v. Hall	PA Superior Court	This is explained in the procedural history. not the opinion's dieussion					x			D			x				*Commonwealth v. Hall*, 2014 WL 10788848 (Pa. Super. Ct. 2014)
Commonwealth v. Hamilton (Daquan)	PA Superior Court						x			D			x				*Commonwealth v. Hamilton*, 2018 WL 4443063 (Pa. Super. Ct. 2018)
Commonwealth v. Hamilton (Theodore)	Common Pleas						x			P			x				*Commonwealth v. Hamilton*, 2006 WL 5429625 (Pa. C. P. 2006)
Commonwealth v. Hanible	PA Supreme Court						x			P			x				*Commonwealth v. Hanible*, 30 A.3d 426 (Pa. 2011)
Commonwealth v. Hardcastle (Donald)	PA Supreme Court						x			D			x				*Commonwealth v. Hardcastle*, 701 A.2d 541 (Pa. 1997)
Commonwealth v. Harmaram	PA Superior Court						x			B			x			x	*Commonwealth v. Harinarain*, 2014 WL 10917001 (Pa. Super. Ct. 2014)
Commonwealth v. Harris (Francis)	PA Supreme Court						x			D			x				*Commonwealth v. Harris*, 817 A.2d 1033 (Pa. 2002)
Commonwealth v. Harris (Victor)	PA Superior Court						x			D				x			*Commonwealth v. Harris*, 2015 WL 7722318 (Pa. Super. Ct. 2015)
Commonwealth v. Hart	Common Pleas						x			D			x				*Commonwealth v. Hart*, 17 Pa. D. & C. 5th 389 (Pa. C. P. 2010)
Commonwealth v. Harvey	PA Superior Court						x			D			x				*Commonwealth v. Harvey*, 2013 WL 11276240 (Pa. Super. Ct. 2013)
Commonwealth v. Haynes	Common Pleas	The issue was already tried, barred from appealing the same issue					x			P					x	x	*Commonwealth v. Haynes*, 2006 WL 5429140 (Pa. C. P. 2006)
Commonwealth v. Henderson	Common Pleas						x			D			x				*Commonwealth v. Henderson*, 2007 WL 5194170 (Pa. C. P. 2007)
Commonwealth v. Hill (Donnetta)	PA Supreme Court	This is explained in the procedural history. not the opinion's dieussion								P			x				*Commonwealth v. Hill*, 16 A.3d 484 (Pa. 2011)
Commonwealth v. Hill (John)	PA Superior Court					x						x					*Commonwealth v. Hill*, 727 A.2d 578 (Pa. Super. Ct. 1999)
Commonwealth v. Holland	PA Superior Court						x			D			x				*Commonwealth v. Holland*, 2017 WL 764517 (Pa. Super. Ct. 2017)

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Commonwealth v. Holloway	PA Supreme Court						x			B			x			x	*Commonwealth v. Holloway*, 739 A.2d 1039 (Pa. 1999)
Commonwealth v. Holly	PA Superior Court						x			D			x				*Commonwealth v. Holly*, 2015 WL 8484980 (Pa. Super. Ct. 2015)
Commonwealth v. Holmes (Karim)	PA Superior Court						x			D				x			*Commonwealth v. Holmes*, 2017 WL 6330696 (Pa. Super. Ct. 2017)
Commonwealth v. Holmes (Kyle)	Common Pleas						x			D			x				*Commonwealth v. Holmes*, 2007 WL 5004352 (Pa. C. P. 2007)
Commonwealth v. Horne	PA Supreme Court					x						x					*Commonwealth v. Horne*, 635 A.2d 1033 (Pa. 1994)
Commonwealth v. Hornezes	Common Pleas	Unknown claim: *Batson* mentioned in procedural history, but final decision unknown			x												*Commonwealth v. Hornezes*, 2002 WL 34401665 (Pa. C. P. 2002)
Commonwealth v. Hupperterz	PA Superior Court						x			D			x				*Commonwealth v. Hupperterz*, 242 A.3d 410 (Table) (Pa. Super. Ct. 2020)
Commonwealth v. Hutchinson	PA Supreme Court						x			P			x				*Commonwealth v. Hutchinson*, 25 A.3d 277 (Pa. 2011)
Commonwealth v. Jackson (Edmond)	PA Superior Court						x			P			x				*Commonwealth v. Jackson*, 2014 WL 10979627 (Pa. Super. Ct. 2014)
Commonwealth v. Jackson (Edward)	PA Superior Court						x			D			x				*Commonwealth v. Jackson*, 562 A.2d 338 (Pa. Super. Ct. 1989)
Commonwealth v. Jackson (Lawrence)	PA Superior Court						x			D			x				*Commonwealth v. Jackson*, 561 A.2d 335 (Pa. Super. Ct. 1989)
Commonwealth v. Jackson (Ronsean)	Common Pleas						x			D			x				*Commonwealth v. Jackson*, 2008 WL 7279969 (Pa. C. P. 2008)
Commonwealth v. James	PA Superior Court						x			P			x				*Commonwealth v. James*, 2017 WL 1018538 (Pa. Super. Ct. 2017)
Commonwealth v. Jeffcoat-Parker	PA Superior Court						x			D				x			*Commonwealth v. Jeffcoat-Parker*, 2019 WL 3231251 (Pa. Super. Ct. 2019)
Commonwealth v. Johnson (David)	PA Superior Court	The trial was held prior to *Batson*, claim fails					x			P					x		*Commonwealth v. Johnson*, 945 A.2d 185 (Pa. Super. Ct. 2008)
Commonwealth v. Johnson (Glen)	Common Pleas						x			D			x				*Commonwealth v. Johnson*, 34 Phila. Co. Rptr. 506 (Pa. C. P. 1997)
Commonwealth v. Johnson (Kevin)	Common Pleas						x			P			x				*Commonwealth v. Johnson*, 2003 WL 25972055 (Pa. C. P. 2003)
Commonwealth v. Johnson (R.C.)	PA Superior Court						x			D				x			*Commonwealth v. Johnson*, 534 A.2d 511 (Pa. Super. Ct. 1987)
Commonwealth v. Johnson (William)	PA Supreme Court						x			P			x				*Commonwealth v. Johnson*, 139 A.3d 1257 (Pa. 2016)
Commonwealth v. Jones (Aaron)	PA Supreme Court						x			D			x				*Commonwealth v. Jones*, 668 A.2d 491 (Pa. 1995)
Commonwealth v. Jones (Carlos)	PA Superior Court				x	x			x								*Commonwealth v. Jones*, 2013 WL 11253326 (Pa. Super. Ct. 2013)
Commonwealth v. Jones (Carslie)	PA Superior Court						x			D					x		*Commonwealth v. Jones*, 2015 WL 6666221 (Pa. Super. Ct. 2015)
Commonwealth v. Jones (D'Angelo)	PA Supreme Court						x			D			x				*Commonwealth v. Jones*, 580 A.2d 308 (Pa. 1990)
Commonwealth v. Jones (Damon)	PA Supreme Court	The issue was already tried, barred from appealing the same issue					x			P					x	x	*Commonwealth v. Jones*, 912 A.2d 268 (Pa. 2006)
Commonwealth v. Jones (Euginia)	Common Pleas						x			P						x	*Commonwealth v. Jones*, 2006 WL 5429067 (Pa. C. P. 2006)
Commonwealth v. Jones (James)	PA Supreme Court						x			B			x			x	*Commonwealth v. Jones*, 951 A.2d 294 (Pa. 2008)
Commonwealth v. Jordan	PA Superior Court						x			D			x				*Commonwealth v. Jordan*, 2018 WL 1789811 (Pa. Super. Ct. 2018)
Commonwealth v. Kebede	PA Superior Court						x			P			x				*Commonwealth v. Kebede*, 2015 WL 7575706 (Pa. Super. Ct. 2015)
Commonwealth v. Kendricks	PA Superior Court						x			P			x				*Commonwealth v. Kendricks*, 2016 WL 3034749 (Pa. Super. Ct. 2016)
Commonwealth v. Kennedy (Andrew)	Common Pleas						x			D			x				*Commonwealth v. Kennedy*, 2004 WL 5388352 (Pa. C. P. 2004)
Commonwealth v. Kennedy (Christopher)	PA Superior Court						x			P			x				*Commonwealth v. Kennedy*, 237 A.3d 1081 (Pa. Super Ct. 2020)
Commonwealth v. Keys	PA Superior Court	The appellant brought a different claim under a *Batson* claim					x			P					x		*Commonwealth v. Keys*, 2014 WL 10889705 (Pa. Super. Ct. 2014)
Commonwealth v. Lambert	PA Supreme Court						x			D			x				*Commonwealth v. Lambert*, 603 A.2d 568 (Pa. 1992)
Commonwealth v. Langerston (Darryl)	Common Pleas						x			P			x				*Commonwealth v. Langerston*, 20078 WL 7242036 (Pa. C. P. 2008)
Commonwealth v. Lark (Robert)	PA Superior Court	Note: this is a successful claim in E.D.Pa (2012); but this case isn't discussing that. The referenced claim is explained in the procedural history				x											*Commonwealth v. Lark*, 2019 WL 3917390 (Pa. Super. Ct. 2019)
Commonwealth v. Lau	Common Pleas						x			D			x				*Commonwealth v. Lau*, 2012 WL 7655397 (Pa. C. P. 2012)

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Commonwealth v. Lee	PA Superior Court						x			D				x			*Commonwealth v. Lee*, 2020 WL 1042638 (Pa. Super. Ct. 2020)
Commonwealth v. Lewis (Reginald)	PA Supreme Court	This is discussed in footnote 3					x			D				x			*Commonwealth v. Lewis*, 567 A.2d 1376 (Pa. 1989)
Commonwealth v. Ligons	PA Supreme Court						x			B				x		x	*Commonwealth v. Ligons*, 971 A.2d 1125 (Pa. 2009)
Commonwealth v. Lloyd	PA Superior Court						x			D			x				*Commonwealth v. Lloyd*, 545 A.2d 890 (Pa. Super. Ct. 1988)
Commonwealth v. Loach (Jerome), No. 23680-1988	PA Superior Court						x			P						x	*Commonwealth v. Loach*, 2015 WL 8550372 (Pa. Super. Ct. 2015)
Commonwealth v. Loach (Jerome), No. 6738-2010	PA Superior Court						x			D			x				*Commonwealth v. Loach*, 2013 WL 11273268 (Pa. Super. Ct. 2013)
Commonwealth v. Long	PA Superior Court						x			D			x				*Commonwealth v. Long*, 532 A.2d 853 (Pa. Super. Ct. 1987)
Commonwealth v. Lopez (Jose)	PA Superior Court						x			P			x				*Commonwealth v. Lopez*, 2015 WL 6689486 (Pa. Super. Ct. 2015)
Commonwealth v. Lovejoy	Common Pleas					x											*Commonwealth v. Lovejoy*, 2005 WL 5809091 (Pa. C. P. 2005)
Commonwealth v. Marrero	Common Pleas						x			D			x				*Commonwealth v. Marrero*, 2004 WL 5388399 (Pa. C. P. 2004)
Commonwealth v. Marshall (Jerome)	PA Supreme Court						x			D				x			*Commonwealth v. Marshall*, 947 A.2d 714 (Pa. 2008)
Commonwealth v. Marshall (Jerry)	PA Supreme Court						x			P			x				*Commonwealth v. Marshall*, 810 A.2d 1211 (Pa. 2002)
Commonwealth v. Mason (Andre)	Common Pleas						x			D			x				*Commonwealth v. Mason*, 2008 WL 7638197 (Pa. C. P. 2008)
Commonwealth v. Mason (Lenwood)	PA Superior Court	A prior PCRA petition by this defendant denied a Batson claim; unaware of the basis					x			P							*Commonwealth v. Mason*, 130 A.3d 601 (Pa. 2015)
Commonwealth v. Matthews (Rod)	PA Superior Court	Unknown answer; Court declines to review the Batson issue due to another issue requiring a remand **Note**: was a successful claim at the lower court			x						x						*Commonwealth v. Matthews*, 2015 WL 7260349 (Pa. Super. Ct. 2015)
Commonwealth v. Maxwell	PA Superior Court						x			P						x	*Commonwealth v. Maxwell*, 232 A.3d 739 (Pa. Super. Ct. 2020)
Commonwealth v. Mayhew	Common Pleas						x			D			x				*Commonwealth v. Mayhew*, 1997 WL 34659141 (Pa. C. P. 1997)
Commonwealth v. McCallister (Donte)	PA Superior Court						x			D				x			*Commonwealth v. McCallister*, 2014 WL 10802720 (Pa. Super. Ct. 2014)
Commonwealth v. McCaskill	PA Superior Court						x			D			x				*Commonwealth v. McCaskill*, 2017 WL 2791143 (Pa. 2017)
Commonwealth v. McCormick	PA Superior Court					x			x								*Commonwealth v. McCormick*, 519 A.2d 442 (Pa. Super. Ct. 1986)
Commonwealth v. McCracken	Common Pleas						x			D			x				*Commonwealth v. McCracken*, 2012 WL 9515401 (Pa. C. P. 2012)
Commonwealth v. McCrae	PA Superior Court	Court declines to discuss the issue due to inappropriate forum					x			D					x		*Commonwealth v. McCrae*, 2016 WL 5266557 (Pa. Super. Ct. 2016)
Commonwealth v. McCurdy	Common Pleas						x			P						x	*Commonwealth v. McCurdy*, 2005 WL 5873638 (Pa. C. P. 2005)
Commonwealth v. McDonald	PA Superior Court						x			D				x			*Commonwealth v. McDonald*, 2017 WL 4457295 (Pa. Super. Ct. 2017)
Commonwealth v. McDowell	Common Pleas						x			D			x				*Commonwealth v. McDowell*, 2003 WL 25711449 (Pa. C. P. 2003)
Commonwealth v. McFarlin	Common Pleas						x			D			x				*Commonwealth v. McFarlin*, 2002 WL 34401120 (Pa. C. P. 2002)
Commonwealth v. McGill	Common Pleas						x			P			x				*Commonwealth v. McGill*, 2002 WL 34400890 (Pa. C. P. 2002)
Commonwealth v. McKendrick	PA Superior Court						x			D			x				*Commonwealth v. McKendrick*, 514 A.2d 144 (Pa. Super. Ct. 1986)
Commonwealth v. McKnight	PA Superior Court					x			x								*Commonwealth v. McKnight*, 2014 WL 10558199 (Pa. Super. Ct. 2014)
Commonwealth v. McNatt	PA Superior Court	Prosecution made the *Batson* objection				x											*Commonwealth v. McNatt*, 2014 WL 10558709 (Pa. Super. Ct. 2014)
Commonwealth v. McNeil (Christopher)	PA Supreme Court						x			P			x				*Commonwealth v. McNeil*, 679 A.2d 1253 (Pa. 1996)
Commonwealth v. McNeil (Kerry)	PA Superior Court						x			P						x	*Commonwealth v. McNeil*, 2016 WL 5886495 (Pa. Super. Ct. 2016)
Commonwealth v. Medina (Anthony)	Common Pleas						x			D			x				*Commonwealth v. Medina*, 2006 WL 5429062 (Pa. C. P. 2006)
Commonwealth v. Medina (Christian)	Common Pleas						x			D			x				*Commonwealth v. Medina*, 2004 WL 5393577 (Pa. C. P. 2004)
Commonwealth v. Mejil-Matos	PA Superior Court						x			D			x				*Commonwealth v. Mejia-Matos*, 2014 WL 10937114 (Pa. Super. Ct. 2014)

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Commonwealth v. Melson	PA Superior Court						x			D			x				*Commonwealth v. Melson*, 637 A.2d 633 (Pa. Super. Ct. 1994)
Commonwealth v. Miller (Hayward)	PA Superior Court			x													*Commonwealth v. Miller*, 2013 WL 11262999 (Pa. Super. Ct. 2013)
Commonwealth v. Miller (Jermaine)	PA Superior Court						x			D			x				*Commonwealth v. Miller*, 2016 WL 4945496 (Pa. Super. Ct. 2016)
Commonwealth v. Miller (Sabrina)	PA Superior Court						x			D			x				*Commonwealth v. Miller*, 721 A.2d 1121 (Pa. Super. Ct. 1998)
Commonwealth v. Mills (Aaron)	PA Superior Court						x			D			x	x			*Commonwealth v. Mills*, 2020 WL 1490949 (Pa. Super. Ct. 2020)
Commonwealth v. Mitchell	Common Pleas						x			D			x				*Commonwealth v. Mitchell*, 2008 WL 8115494 (Pa. C.P. 2008)
Commonwealth v. Monroe	PA Superior Court						x			D			x				*Commonwealth v. Monroe*, 542 A.2d 113 (Pa. Super. Ct. 1988)
Commonwealth v. Moore	Common Pleas						x			D			x				*Commonwealth v. Moore*, 2005 WL 6067702 (Pa. C.P. 2005)
Commonwealth v. Morris	Common Pleas						x			P			x				*Commonwealth v. Morris*, 1993 WL 13652228 (Pa. C.P. 1993)
Commonwealth v. Muhammed	PA Superior Court						x			D			x				*Commonwealth v. Muhammed*, 2019 WL 2432100 (Pa. Super. Ct. 2019)
Commonwealth v. Myrick	Common Pleas						x			D			x				*Commonwealth v. Myrick*, 2001 WL 36125301 (Pa. C.P. 2001)
Commonwealth v. Neal	PA Superior Court						x			P	x		x				*Commonwealth v. Neal, 2016 WL 5852160 (Pa. Super. Ct. 2016)*
Commonwealth v. Oke	PA Superior Court						x			D			x				*Commonwealth v. Oke*, 2014 WL 10558734 (Pa. Super. Ct. 2014)
Commonwealth v. Oliver	Common Pleas						x			D			x				*Commonwealth v. Oliver*, 2014 WL 6391093 (Pa. C.P. 2014)
Commonwealth v. Ollie	PA Superior Court						x			D				x			*Commonwealth v. Ollie*, 2013 WL 11250779 (Pa. Super. Ct. 2013)
Commonwealth v. Ortiz	PA Superior Court			x													*Commonwealth v. Ortiz*, 241 A.3d 368 (Pa. Super. Ct. 2020)
Commonwealth v. Patterson	Common Pleas						x			D			x				*Commonwealth v. Patterson*, 2004 WL 5547595 (Pa. C.P. 2004)
Commonwealth v. Perez (Francisco)	Common Pleas					x						x					*Commonwealth v. Perez*, 8 Pa. D. & C. 4th 443 (Pa. C.P. 1990)
Commonwealth v. Perez-Labour	Common Pleas						x			D			x	x			*Commonwealth v. Perez-Labour*, 2006 WL 5430474 (Pa. C.P. 2006)
Commonwealth v. Perrin	PA Superior Court						x			P			x			x	*Commonwealth v. Perrin*, 947 A.2d 1284 (Pa. Super. Ct. 2008)
Commonwealth v. Philistin	PA Supreme Court						x			D			x	x			*Commonwealth v. Philistin*, 774 A.2d 741 (Pa. 2001)
Commonwealth v. Phillips (Derrick)	PA Superior Court						x			D			x				*Commonwealth v. Phillips*, 2017 WL 5509893 (Pa. Super. Ct. 2017)
Commonwealth v. Phillips (Jerry)	PA Superior Court						x			D			x				*Commonwealth v. Phillips*, 601 A.2d 816 (Pa. Super. Ct. 1992)
Commonwealth v. Porter	PA Supreme Court						x			P			x			x	*Commonwealth v. Porter*, 728 A.2d 890 (Pa. 1999)
Commonwealth v. Proctor	PA Supreme Court						x			P			x				*Commonwealth v. Proctor*, 737 A.2d 724 (Pa. 1999)
Commonwealth v. Profic	Common Pleas						x			D			x				*Commonwealth v. Profic*, 2005 WL 6067808 (Pa. C.P. 2005)
Commonwealth v. Rainey (Michael)	PA Supreme Court						x			D				x		x	*Commonwealth v. Rainey*, 928 A.2d 215 (Pa. 2007)
Commonwealth v. Rankins	PA Superior Court						x			D			x	x			*Commonwealth v. Rankins*, 2016 WL 3865066 (Pa. Super. Ct. 2016)
Commonwealth v. Ray	Common Pleas						x			P			x				*Commonwealth v. Ray*, 2004 WL 5541142 (Pa. C.P. 2004)
Commonwealth v. Reid (Anthony)	PA Supreme Court						x			D				x			*Commonwealth v. Reid*, 235 A.3d 1124 (Pa. 2020)
Commonwealth v. Rico (Joseph)	PA Supreme Court						x			D			x				*Commonwealth v. Rico*, 711 A.2d 990 (Pa. 1998)
Commonwealth v. Rivera (Alex)	Common Pleas	Prosecution made the *Batson* objection				x											*Commonwealth v. Rivera*, 2007 WL 5581303 (Pa. C.P. 2007)
Commonwealth v. Rivera (William)	PA Supreme Court						x			P			x				*Commonwealth v. Rivera*, 119 A.3d 365 (Pa. 2015)
Commonwealth v. Roane	PA Superior Court						x			D			x				*Commonwealth v. Roane*, 142 A.3d 79 (Pa. Super. Ct. 2016)
Commonwealth v. Rogers	PA Superior Court									D			x				*Commonwealth v. Rogers*, 2017 WL 465327 (Pa. Super. Ct. 2017)

Final Batson Claims Only

Case Name	Trial / Superior / Supreme Court	Notes	Not a *Batson* claim	Withdrawn *Batson* claim	Unknown result to *Batson* claim	Successful *Batson* Claim	Unsuccessful *Batson* Claim	Appealed (meaning the case should not be counted in our total number)	Remanded for *Batson* / evidentiary hearing	Direct Appeal ("DA") or PCRA ("PCRA") or Both ("Both")?	Court Declined to Discuss the Issue	Finding: decision on the merits	Finding: meritless claim	Finding: Waived	Finding: Inappropriate use of *Batson* claim	Finding: waived during PRCA	*Citation*
Commonwealth v. Rollins (Saharris)	PA Superior Court						x			P						x	*Commonwealth v. Rollins*, 2019 WL 3731902 (Pa. Super. Ct. 2019)
Commonwealth v. Rooney	PA Supreme Court						x			P			x				*Commonwealth v. Rooney*, 79 A.3d 595 (Pa. 2013)
Commonwealth v. Rouse	Common Pleas						x			D			x				*Commonwealth v. Rouse*, 2010 WL 8334939 (Pa. C.P. 2010)
Commonwealth v. Rush	PA Supreme Court						x			P			x				*Commonwealth v. Rush*, 646 A.2d 557 (Pa. 1994)
Commonwealth v. Sanchez	PA Supreme Court						x			D			x				*Commonwealth v. Sanchez*, 36 A.3d 24 (Pa. 2011)
Commonwealth v. Sanders	Common Pleas						x			D			x				*Commonwealth v. Sanders*, 2005 WL 6066837 (Pa. C.P. 2005)
Commonwealth v. Santana	PA Superior Court						x			D			x				*Commonwealth v. Santana*, 2014 WL 10965769 (Pa. Super. Ct. 2014)
Commonwealth v. Saunders	PA Superior Court						x			D			x				*Commonwealth v. Saunders*, 946 A.2d 776 (Pa. Super. Ct. 2008)
Commonwealth v. Savage (Thornton)	PA Superior Court						x			P			x			x	*Commonwealth v. Savage*, 2018 WL 6073766 (Pa. Super. Ct. 2018)
Commonwealth v. Scott	PA Superior Court						x			D			x				*Commonwealth v. Scott*, 212 A.3d 1094 (Pa. Super. Ct. 2019)
Commonwealth v. Scott (David)	Common Pleas						x			D			x				*Commonwealth v. Scott*, 2009 WL 7228519 (Pa. C.P. 2009)
Commonwealth v. Sepulveda	PA Supreme Court						x			P			x				*Commonwealth v. Sepulveda*, 55 A.3d 1108 (Pa. 2012)
Commonwealth v. Shamon	Common Pleas	A *Batson* claim does not cover age discrimination					x			D			x		x		*Commonwealth v. Shamon*, 2012 WL 7688025 (Pa. C.P. 2012)
Commonwealth v. Shelton	PA Superior Court						x			D			x				*Commonwealth v. Shelton*, 240 A.3d 921 (Table) (Pa. Super. Ct. 2020)
Commonwealth v. Simmons (Ernest)	PA Supreme Court						x			D			x				*Commonwealth v. Simmons*, 804 A.2d 625 (Pa. 2001)
Commonwealth v. Simmons (Keith)	Common Pleas						x			D			x				*Commonwealth v. Simmons*, 2013 WL 10595630 (Pa. C.P. 2013)
Commonwealth v. Simmons (Lanell)	PA Superior Court						x			D				x			*Commonwealth v. Simmons*, 2018 WL 3827278 (Pa. Super. Ct. 2018)
Commonwealth v. Simpson	PA Supreme Court						x			P			x				*Commonwealth v. Simpson*, 66 A.3d 253 (Pa. 2013)
Commonwealth v. Sistrunk (Edward)	PA Superior Court						x			P			x				*Commonwealth v. Sistrunk*, 2016 WL 6198035 (Pa. Super. Ct. 2016)
Commonwealth v. Sistrunk (Hassien)	PA Superior Court						x			P					x	x	*Commonwealth v. Sistrunk*, 2019 WL 4880959 (Pa. Super. Ct. 2019)
Commonwealth v. Smith (Clifford)	PA Supreme Court						x			P			x				*Commonwealth v. Smith*, 650 A.2d 863 (Pa. 1994)
Commonwealth v. Smith (George)	PA Superior Court						x			P			x				*Commonwealth v. Smith*, 2013 WL 11254782 (Pa. Super. Ct. 2013)
Commonwealth v. Smith (Gregory)	PA Superior Court						x			B				x		x	*Commonwealth v. Smith*, 2017 WL 5483253 (Pa. Super. Ct. 2017)
Commonwealth v. Smith (James)	PA Supreme Court						x			P			x	x		x	*Commonwealth v. Smith*, 17 A.3d 873 (Pa. 2011)
Commonwealth v. Smith (Michael)	PA Superior Court						x			D			x				*Commonwealth v. Smith*, 866 A.2d 1138 (Pa. Super. Ct. 2005)
Commonwealth v. Smith (Wayne)	Common Pleas						x			D			x				*Commonwealth v. Smith*, 2013 WL 12385058 (Pa. C.P. 2013)
Commonwealth v. Smith (Wilfredo)	PA Superior Court				x						x						*Commonwealth v. Smith*, 2015 WL 6956600 (Pa. Super. Ct. 2015)
Commonwealth v. Smith (Willie)	PA Superior Court	A prior PCRA petition by this defendant denied a Batson claim; unaware of the basis					x			P							*Commonwealth v. Smith*, 2013 WL 11259315 (Pa. Super. Ct. 2013)
Commonwealth v. Smulsky	PA Superior Court						x			D			x				*Commonwealth v. Smulsky*, 609 A.2d 843 (Pa. Super. Ct. 1992)
Commonwealth v. Sneed (Willie)	PA Supreme Court	Court finds the PCRA court incorrectly applied *Batson* as a new rule of law					x			P							*Commonwealth v. Sneed*, 899 A.2d 1067 (Pa. 2006)
Commonwealth v. Speight	PA Supreme Court						x			P						x	*Commonwealth v. Speight*, 986 A.2d 759 (Pa. 2009)
Commonwealth v. Spell	PA Superior Court						x			P			x				*Commonwealth v. Spell*, 2016 WL 5938503 (Pa. Super. Ct. 2016)
Commonwealth v. Spence	PA Supreme Court						x			D				x			*Commonwealth v. Spence*, 627 A.2d 1176 (Pa. 1993)
Commonwealth v. Spotz	PA Supreme Court						x			P			x				*Commonwealth v. Spotz*, 896 A.2d 1191 (Pa. 2006)
Commonwealth v. Spurgeon	PA Superior Court						x			D			x				*Commonwealth v. Spurgeon*, 2015 WL 6132666 (Pa. Super. Ct. 2015)
Commonwealth v. Stanford	PA Superior Court						x			D			x				*Commonwealth v. Standford*, 2018 WL 6818622 (Pa. Super. Ct. 2018)

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Case Name	Trial / Superior / Supreme Court	Notes	Not a *Batson* claim	Withdrawn *Batson* claim	Unknown result to *Batson* claim	Successful *Batson* Claim	Unsuccessful *Batson* Claim	Appealed (meaning the case should not be counted in our total number)	Remanded for *Batson* / evidentiary hearing	Direct Appeal ("D"), PCRA ("P"), or Both ("B")?	Court Declined to Discuss the Issue	Finding: decision on the merits	Finding: meritless claim	Finding: Waived	Finding: Inappropriate use of *Batson* claim	Finding: waived during PRCA	*Citation*
Commonwealth v. Stanley	PA Superior Court	A prior PCRA petition by this defendant denied a Batson claim; unaware of the basis					x			P							*Commonwealth v. Stanley*, 2018 WL 1465454 (Pa. Super. Ct. 2018)
Commonwealth v. Stern (Lewis)	Common Pleas						x			P			x				*Commonwealth v. Stern*, 2007 WL 4964417 (Pa. C. P. 2007)
Commonwealth v. Stidham	Common Pleas						x			P						x	*Commonwealth v. Stidham*, 2003 WL 25711095 (Pa. C. P. 2003)
Commonwealth v. Stone (Michael)	PA Superior Court	Prosecution made the *Batson* objection				x											*Commonwealth v. Stone*, 2018 WL 2769052 (Pa. Super. Ct. 2018)
Commonwealth v. Taylor (Gustus)	PA Superior Court						x			P	x					x	*Commonwealth v. Taylor*, 2018 WL 5629910 (Pa. Super. Ct. 2018)
Commonwealth v. Terry	PA Supreme Court	Inappropriate use of the *Batson* rule as Defendant is attacking array of *venire* not the peremptory challenges used					x			D					x		*Commonwealth v. Terry* 521 A 2d 398 (Pa. 1987)
Commonwealth v. Thoman	PA Superior Court						x			D				x			*Commonwealth v. Thoman*, 2019 WL 336172 (Pa. Super. Ct. 2019)
Commonwealth v. Thomas (Duane)	PA Superior Court						x			P					x		*Commonwealth v. Thomas*, 2020 WL 33250 (Pa. Super. Ct. 2020)
Commonwealth v. Thomas (Frederick)	PA Supreme Court						x			D			x				*Commonwealth v. Thomas*, 717 A.2d 468 (Pa. 1998)
Commonwealth v. Thomas (Leroy)	PA Supreme Court																*Commonwealth v. Thomas*, 44 A.3d 12 (Pa. 2012)
Commonwealth v. Thomas (Richard)	PCRA						x			P			x				*Commonwealth v. Thomas*, 2002 WL 34401698 (Pa. C. P. 2002)
Commonwealth v. Thompson (Buckley)	PA Superior Court						x			D			x	x			*Commonwealth v. Thompson*, 2016 WL 5865006 (Pa. Super. Ct. 2016)
Commonwealth v. Thompson (Chapel)	PA Superior Court						x			D			x				*Commonwealth v. Thompson*, 2014 WL 10936776 (Pa. Super. Ct. 2014)
Commonwealth v. Thompson (Marquis)	PA Superior Court						x			D				x			*Commonwealth v. Thompson*, 106 A.3d 742 (Pa. Super. Ct. 2014)
Commonwealth v. Thompson (Ollie)	Common Pleas						x			D			x				*Commonwealth v. Thompson*, 2013 WL 8563532 (Pa. C. P. 2013)
Commonwealth v. Tilley	PA Supreme Court						x			P			x				*Commonwealth v. Tilley*, 780 A.2d 649 (Pa. 2001)
Commonwealth v. Tourscher	PA Superior Court					x											*Commonwealth v. Tourscher*, 682 A.2d 1275 (Pa. Super. Ct. 1996)
Commonwealth v. Towles	PA Supreme Court						x			D			x				*Commonwealth v. Towles*, 106 A.3d 591 (Pa. 2014)
Commonwealth v. Tucker	Common Pleas						x			D			x				*Commonwealth v. Tucker*, 2006 WL 5430371 (Pa. C. P. 2006)
Commonwealth v. Tull	Common Pleas					x						x					*Commonwealth v. Tull*, 49 Pa. D & C 3d 305 (Pa. C. P. 1987)
Commonwealth v. Twilley	PA Superior Court						x			D			x				*Commonwealth v. Twilley*, 612 A.2d 1056 (Pa. Super. Ct. 1992)
Commonwealth v. Tyler	Common Pleas						x			D			x				*Commonwealth v. Tyler, III*, 2007 WL 6971611 (Pa. C. P. 2007)
Commonwealth v. Uderra	PA Supreme Court						x			P			x	x			*Commonwealth v. Uderra*, 862 A.2d 74 (Pa. 2004)
Commonwealth v. Ulen	PA Superior Court						x			D			x				*Commonwealth v. Ulen*, 607 A.2d 779 (Pa. Super. Ct. 1992)
Commonwealth v. Vega	Common Pleas						x			D			x				*Commonwealth v. Vega*, 2006 WL 5430251 (Pa. C. P. 2006)
Commonwealth v. Vines	Common Pleas						x			P			x				*Commonwealth v. Vines*, 2012 WL 8470820 (Pa. C. P. 2012)
Commonwealth v. Vivian	Common Pleas						x			P			x				*Commonwealth v. Vivian*, 2007 WL 6913377 (Pa. C. P. 2007)
Commonwealth v. Waddy (Romont)	Common Pleas						x	x		D			x				*Commonwealth v. Waddy*, 2002 WL 34254663 (Pa. C. P. 2002)
Commonwealth v. Walker	Common Pleas						x			D			x				*Commonwealth v. Walker*, 2002 WL 34401742 (Pa. C. P. 2002)
Commonwealth v. Ward	PA Superior Court						x			D			x				*Commonwealth v. Ward*, 2018 WL 6191089 (Pa. Super. Ct. 2018)
Commonwealth v. Warner (Antonio)	PA Superior Court						x			P						x	*Commonwealth v. Warner*, 2017 WL 117697 (Pa. Super. Ct. 2017)
Commonwealth v. Warner (Antonio)	PA Superior Court			x													*Commonwealth v. Warner*, 2013 WL 11253756 (Pa. Super. Ct. 2013)
Commonwealth v. Washam	Common Pleas						x			D			x				*Commonwealth v. Washam*, 1988 WL 1652873 (Pa. C. P. 1988)
Commonwealth v. Washington	PA Supreme Court						x			P			x				*Commonwealth v. Washington*, 927 A.2d 586 (Pa. 2007)
Commonwealth v. Watkins (Carroll)	Common Pleas						x			D				x			*Commonwealth v. Watkins*, 2007 WL 5581011 (Pa. C. P. 2007)
Commonwealth v. Watkins (Gerald)	PA Supreme Court						x			P			x	x			*Commonwealth v. Watkins*, 108 A.3d 692 (Pa. 2014)

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Case Name	Trial / Superior / Supreme Court	Notes	Not a *Batson* claim	Withdrawn *Batson* claim	Unknown result to *Batson* claim	Successful *Batson* Claim	Unsuccessful *Batson* Claim	Appealed (meaning the case should not be counted our total number)	Remanded for *Batson* / evidentiary hearing	Direct Appeal ("D"), PCRA ("P") or Both ("B")	Court Declined to Discuss the Issue	Finding: decision on the merits	Finding: meritless claim	Finding: Waived	Finding: Inappropriate use of *Batson* claim	Finding: waived during PRCA	*Citation*
Commonwealth v. Watson	PA Superior Court						x			P			x				*Commonwealth v. Watson*, 2018 WL 652925 (Pa. Super. Ct. 2018)
Commonwealth v. Weaver (Harvey)	PA Superior Court					x			x								*Commonwealth v. Weaver*, 568 A.2d 1252 (Pa. Super. Ct. 1989)
Commonwealth v. Weaver (Tramell)	Common Pleas						x			D			x				*Commonwealth v. Weaver*, 2006 WL 5428896 (Pa. C. P. 2006)
Commonwealth v. Wharton	PA Supreme Court						x			D				x		x	*Commonwealth v. Wharton*, 811 A.2d 978 (Pa. 2002)
Commonwealth v. Wheeler	PA Superior Court						x			D			x				*Commonwealth v. Wheeler*, 645 A.2d 853 (Pa. Super. Ct. 1994)
Commonwealth v. Williams (Anthony)	Common Pleas						x			D			x				*Commonwealth v. Williams*, 2003 WL 25652495 (Pa. C. P. 2003)
Commonwealth v. Williams (Craig)	PA Supreme Court						x			D			x				*Commonwealth v. Williams*, 980 A 2d 510 (Pa. 2009)
Commonwealth v. Williams (Kenneth)	PA Superior Court						x			P			x				*Commonwealth v. Williams*, 2016 WL 1436426 (Pa. Super. Ct. 2016)
Commonwealth v. Williams (Raheim)	PA Superior Court						x			P			x				*Commonwealth v. Williams*, 2016 WL 5266587 (Pa. Super. Ct. 2016)
Commonwealth v. Williams (Roy)	PA Supreme Court						x			P			x	x			*Commonwealth v. Williams*, 732 A.2d 1167 (Pa. 1999)
Commonwealth v. Williams (Russell)	PA Superior Court						x			D				x			*Commonwealth v. Williams*, 528 A.2d 980 (Pa. Super. Ct. 1987)
Commonwealth v. Williams (Terrance)	PA Supreme Court						x			P			x				*Commonwealth v. Williams*, 863 A.2d 505 (Pa. 2004)
Commonwealth v. Wilson (Derrick)	PA Superior Court	Unknown answer: Court declines to review the *Batson* issue due to another issue requiring a remand			x					x	x						*Commonwealth v. Wilson*, 619 A.2d 1063 (Pa. Super. Ct. 1992)
Commonwealth v. Wilson (Harold)	PA Supreme Court						x			D			x				*Commonwealth v. Wilson*, 672 A.2d 293 (Pa. 1996)
Commonwealth v. Wilson (Zachary)	PA Supreme Court						x			P			x				*Commonwealth v. Wilson*, 649 A.2d 435 (P. 1994)
Commonwealth v. Wood	PA Superior Court						x			D	x			x			*Commonwealth v. Wood*, 2015 WL 7587269 (Pa. Super. Ct. 2015)
Commonwealth v. Woodall	PA Superior Court					x				x		x					*Commonwealth v. Woodall*, 579 A.2d 948 (Pa. Super. Ct. 1990)
Commonwealth v. Wright	Common Pleas						x			D				x			*Commonwealth v. Wright*, 2007 WL 5581007 (Pa. C. P. 2007)
Commonwealth v. Yelverton	Common Pleas	Prosecution made the *Batson* objection				x											*Commonwealth v. Yelverton*, 2006 WL 5430509 (Pa. C. P. 2006)
Commonwealth v. Young (Joseph)	PA Supreme Court						x			D			x				*Commonwealth v. Young*, 637 A.2d 1313 (Pa. 1993)
Cooper v. Franko	Common Pleas						x			D			x				*Cooper v. Franko*, 28 Pa. D. & C. 4th 44 (Pa. C. P. 1996)
Jackson v. Pinnacle Health System	Common Pleas						x			D			x	x			*Jackson v. Pinnacle Health System*, 2005 WL 6721686 (Pa. C. P. 20050
Neff v. Collins	Common Pleas						x			D			x				*Neff v. Collins*, 2010 WL 4913549 (Pa. C. P. 2010)
Path v. Noronha	PA Superior Court						x			D			x				*Path v. Noronha*, 2017 WL 481751 (Pa. Super. Ct. 2017)
Pratt v. St. Christopher's Hospital	Common Pleas					x											*Pratt v. St. Christopher's Hospital*, 34 Phila. Co. Rptr. 162 (Pa. C. P. 1997)
Reid v. Mount Zion Church of Kensington, Inc.	PA Superior Court						x			D			x				*Reid v. Mount Zion Church of Kensington, Inc.*, 2014
Scott v. DiValentino	Common Pleas						x			D			x				*Scott v. DiValentino*, 30 Phila. Co. Rptr 215 (Pa. C. P. 1995)

Successful Claims

Case Name	Trial / Superior / Supreme Court	Notes	Successful *Batson* Claim	Remanded for *Batson* / evidentiary hearing	Remanded for new trial	Finding: decision on the merits	*Citation*
Brooks v. Speller	PA Superior Court		x	x		x	*Brooks v. Speller*, 2013 WL 11287673 (Pa. Super. Ct. 2013)
Commonwealth v. Basemore	PA Supreme Court		x				*Commonwealth v. Basemore*, 744 A.2d 717 (Pa. 2000)
Commonwealth v. Carson (Samuel)	PA Supreme Court	Negative treatment is unrelated to the *Batson* claim	x			x	*Commonwealth v. Carson*, 741 A.2d 686 (Pa. 1999)
Commonwealth v. Diggs	PA Superior Court	Unrelated case, but **note**: Federal *habeus* granted retrial based on *Batson* claim	x				*Commonwealth v. Diggs*, 220 A.3d 1112 (Pa. Super. Ct. 2019)
Commonwealth v. Dinwiddie (Grover)	PA Supreme Court		x		x	x	*Commonwealth v. Dinwiddie*, 601 A.2d 1216 (Pa. 1992)
Commonwealth v. Garrett	PA Superior Court	Prosecution made the *Batson* objection	x			x	*Commonwealth v. Garrett*, 689 A.2d 912 (Pa. Super. Ct. 1997)
Commonwealth v. Hill (John)	PA Superior Court		x			x	*Commonwealth v. Hill*, 727 A.2d 578 (Pa. Super. Ct. 1999)
Commonwealth v. Horne	PA Supreme Court		x			x	*Commonwealth v. Horne*, 635 A.2d 1033 (Pa. 1994)
Commonwealth v. Jones (Carlos)	PA Superior Court		x				*Commonwealth v. Jones*, 2013 WL 11253326 (Pa. Super. Ct. 2013)
Commonwealth v. Lark (Robert)	PA Superior Court	**Note**: this is a successful claim in E.D.Pa (2012); but this case isn't discussing that. The referenced claim is explained in the procedural history	x				*Commonwealth v. Lark*, 2019 WL 3917390 (Pa. Super. Ct. 2019)
Commonwealth v. Lovejoy	Common Pleas		x				*Commonwealth v. Lovejoy*, 2005 WL 5809091 (Pa. C. P. 2005)
Commonwealth v. McCormick	PA Superior Court		x	x			*Commonwealth v. McCormick*, 519 A.2d 442 (Pa. Super. Ct. 1986)
Commonwealth v. McKnight	PA Superior Court		x				*Commonwealth v. McKnight*, 2014 WL 10558199 (Pa. Super. Ct. 2014)
Commonwealth v. McNatt	PA Superior Court	Prosecution made the *Batson* objection	x				*Commonwealth v. McNatt*, 2014 WL 10558709 (Pa Super. Ct. 2014)
Commonwealth v. Perez (Francisco)	Common Pleas		x			x	*Commonwealth v. Perez*, 8 Pa. D & C. 4th 443 (Pa. C. P. 1990)
Commonwealth v. Rivera (Alex)	Common Pleas	Prosecution made the *Batson* objection	x				*Commonwealth v. Rivera*, 2007 WL 5581303 (Pa. C. P. 2007)
Commonwealth v. Stone (Michael)	PA Superior Court	Prosecution made the *Batson* objection	x				*Commonwealth v. Stone*, 2018 WL 2769052 (Pa. Super. Ct. 2018)
Commonwealth v. Tourscher	PA Superior Court		x				*Commonwealth v. Tourscher*, 682 A.2d 1275 (Pa. Super. Ct. 1996)
Commonwealth v. Tull	Common Pleas		x			x	*Commonwealth v. Tull*, 49 Pa. D & C 3d 305 (Pa. C. P. 1987)
Commonwealth v. Weaver (Harvey)	PA Superior Court		x	x			*Commonwealth v. Weaver*, 568 A.2d 1252 (Pa. Super. Ct. 1989)
Commonwealth v. Woodall	PA Superior Court		x		x	x	*Commonwealth v. Woodall*, 579 A.2d 948 (Pa. Super. Ct. 1990)
Commonwealth v. Yelverton	Common Pleas	Prosecution made the *Batson* objection	x				*Commonwealth v. Yelverton*, 2006 WL 5430509 (Pa. C. P. 2006)
Pratt v. St. Christopher's Hospital	Common Pleas		x				*Pratt v. St. Christopher's Hospital*, 34 Phila. Co. Rptr. 162 (Pa. C. P. 1997)

Meritless Claims

Case Name	Trial / Superior / Supreme Court	Notes	Unsuccessful *Batson* Claim	Direct Appeal ("D"), PCRA ("P"), or Both	Finding: meritless claim	Finding: Waived	Finding: Inappropriate use of *Batson* claim	Finding: waived during PRCA	Citation
Alexander v. Carlisle Corp.	PA Superior Court		x	D	x				*Alexander v. Carlisle Corp.*, 674 A.2d 268 (Pa. Super. Ct. 1996)
Commonwealth v. Abu-Jamal (a.k.a Cook)	PA Supreme Court		x	P	x				*Commonwealth v. Abu-Jamal*, 720 A.2d 79 (Pa. 1998)
Commonwealth v. Acres	PA Superior Court		x	D	x		x		*Commonwealth v. Acres*, 2018 WL 4704508 (Pa. Super. Ct. 2018)
Commonwealth v. Alston (Benjamin)	Common Pleas		x	P	x		x		*Commonwealth v. Alston*, 2003 WL 25711039 (Pa. C. P. 2003)
Commonwealth v. Alton	Common Pleas		x	D	x				*Commonwealth v. Alton*, 2012 WL 12033737 (Pa. C. P. 2012)
Commonwealth v. Amos (Melvin)	PA Superior Court		x	D	x				*Commonwealth v. Amos*, 2017 WL 6545972 (Pa. Super. Ct. 2017)
Commonwealth v. Arrington	Common Pleas		x	D	x	x			*Commonwealth v. Arrington*, 2008 WL 9853230 (Pa. C. P. 2008)
Commonwealth v. Baez	PA Supreme Court		x	D	x	x			*Commonwealth v. Baez*, 720 A.2d 711 (Pa. 1998)
Commonwealth v. Bartlett	Common Pleas		x	D	x				*Commonwealth v. Bartlett*, 2002 WL 34576671 (Pa. C. P. 2002)
Commonwealth v. Bath	Common Pleas		x	D	x				*Commonwealth v. Bath*, 2001 WL 36043686 (Pa. C. P. 2001)
Commonwealth v. Baumgartner	Common Pleas		x	D	x				*Commonwealth v. Baumgartner*, 2014 WL 7896586 (Pa. C. P. 2014)
Commonwealth v. Bell	PA Superior Court		x	D	x				*Commonwealth v. Bell*, 2018 WL 947644 (Pa. Super. Ct. 2018)
Commonwealth v. Benitez	Common Pleas		x	D	x				*Commonwealth v. Benitez*, 2002 WL 34271333 (Pa. C. P. 2002)
Commonwealth v. Berrien	Common Pleas		x	D	x				*Commonwealth v. Berrien*, 37 Pa. D. & C. 4th 528 (Pa. C. P. 1997)
Commonwealth v. Biddings	Common Pleas		x	D	x				*Commonwealth v. Biddings*, 2003 WL 25711293 (Pa. C. P. 2003)
Commonwealth v. Blakeney	PA Supreme Court	Defendant was *pro se* so he was unable to claim ineffective assistance of counsel	x	P	x				*Commonwealth v. Blakeney*, 108 A.3d 739 (Pa. 2014)
Commonwealth v. Boggs	Common Pleas		x	P	x				*Commonwealth v. Boggs*, 2003 WL 25598165 (Pa. C. P. 2003)
Commonwealth v. Bolden	PCRA		x	P	x				*Commonwealth v. Bolden*, 1996 WL 34435288 (Pa. C. P. 1996)
Commonwealth v. Bond (Jesse)	PA Supreme Court		x	D	x				*Commonwealth v. Bond*, 819 A.2d 33 (Pa. 2002)
Commonwealth v. Bonilla	PA Superior Court		x	D	x				*Commonwealth v. Bonilla*, 2013 WL 11259138 (Pa. Super. Ct. 2013)
Commonwealth v. Boulware	Common Pleas		x	D	x				*Commonwealth v. Boulware*, 34 Phila. Co. Rptr. 496 (Pa. C. P. 1997)
Commonwealth v. Bradham	Common Pleas		x	D	x				*Commonwealth v. Bradham*, 2004 WL 5535066 (Pa. C. P. 2004)
Commonwealth v. Bradshaw	Common Pleas		x	D	x				*Commonwealth v. Bradshaw*, 2005 WL 6067839 (Pa. C. P. 2005)
Commonwealth v. Brandao	PA Superior Court		x	D	x				*Commonwealth v. Brandao*, 237 A.3d (Pa. Super. Cr. 2020)
Commonwealth v. Bronshtein	PA Supreme Court		x	D	x	x			*Commonwealth v. Bronshtein*, 691 A.2d 907 (Pa. 1997)
Commonwealth v. Brooks (Billy)	Common Pleas		x	D	x				*Commonwealth v. Brooks*, 2007 WL 7299678 (Pa. C. P. 2007)
Commonwealth v. Brooks (Willie Lee)	PA Superior Court		x	D	x				*Commonwealth v. Brooks*, 2015 WL 6950130 (Pa. Super. Ct. 2015)
Commonwealth v. Brown (Gartor)	Common Pleas		x	D	x				*Commonwealth v. Brown*, 2018 WL 11214846 (Pa. C. P. 2018)
Commonwealth v. Brown (Vanessa)	PA Superior Court		x	D	x	x			*Commonwealth v. Brown*, 242 A.3d 455 (Table)(Pa. Super. Ct. 2020)
Commonwealth v. Brown (William)	PA Superior Court		x	D	x				*Commonwealth v. Brown*, 2015 WL 6870633 (Pa. Super. Ct. 2015)
Commonwealth v. Burns	PA Superior Court		x	D	x				*Commonwealth v. Burns*, 765 A.2d 1144 (Pa. Super. Ct. 2000)
Commonwealth v. Carter	PA Superior Court		x	P	x				*Commonwealth v. Carter*, 2013 WL 11253813 (Pa. Super. Ct. 2013)
Commonwealth v. Castro	Common Pleas		x	D	x				*Commonwealth v. Castro*, 2007 WL 6875791 (Pa. C. P. 2007)
Commonwealth v. Clark (Maurice)	Common Pleas		x	D	x				*Commonwealth v. Clark*, 2005 WL 6067813 (Pa. C. P. 2005)
Commonwealth v. Clark (Ronald)	PA Supreme Court		x	P	x				*Commonwealth v. Clark*, 961 A.2d 80 (Pa. 2008)
Commonwealth v. Collins	PA Supreme Court		x	P		x			*Commonwealth v. Collins*, 957 A.2d 237 (Pa. 2008)
Commonwealth v. Cook	PA Supreme Court		x	D	x				*Commonwealth v. Cook*, 952 A.2d 594 (Pa. 2008)
Commonwealth v. Coombs	Common Pleas		x	D	x				*Commonwealth v. Coombs*, 2002 WL 34401724 (Pa. C. P. 2002)
Commonwealth v. Cornish	PA Superior Court		x	D	x				*Commonwealth v. Cornish*, 2015 WL 6951151 (Pa. Super. Ct. 2015)
Commonwealth v. Correa	PA Superior Court		x	D	x				*Commonwealth v. Correa*, 620 A.2d 497 (Pa. Super. Ct. 1993)
Commonwealth v. Cox (Dayvon)	PA Superior Court		x	D	x				*Commonwealth v. Cox*, 2016 WL 6678504 (Pa. Super. Ct. 2016)
Commonwealth v. Crisswalle	Common Pleas		x	D	x				*Commonwealth v. Crisswalle*, 2010 WL 8366884 (Pa. C. P. 2010)
Commonwealth v. Cruz-Rivera	PA Superior Court		x	P	x				*Commonwealth v. Cruz-Rivera*, 2014 WL 10986659 (Pa. Super. Ct. 2014)
Commonwealth v. Daniels (Henry)	PA Supreme Court		x	P	x	x			*Commonwealth v. Daniels*, 963 A.2d 409 (Pa. 2009)
Commonwealth v. Davis	PA Superior Court		x	B	x			x	*Commonwealth v. Davis*, 916 A.2d 1206 (Pa. Super. Ct. 2007)
Commonwealth v. Dennis (James)	PA Supreme Court		x	P	x				*Commonwealth v. Dennis*, 859 A.2d 1270 (Pa. 2004)
Commonwealth v. Dixon	PA Superior Court		x	P	x				*Commonwealth v. Dixon*, 2017 WL 5946524 (Pa. Super. Ct. 2016)
Commonwealth v. Dogan	PA Superior Court		x	D	x				*Commonwealth v. Dogan*, 2018 WL 1702784 (Pa. Super. Ct. 2018)
Commonwealth v. Doyen	PA Superior Court		x	D	x				*Commonwealth v. Doyen*, 848 A.2d 1007 (Pa. Super. Ct. 2004)

Meritless Claims

Case Name	Trial / Superior / Supreme Court	Notes	Unsuccessful *Batson* Claim	Direct Appeal ("D"), PCRA ("P"), or Both	Finding: meritless claim	Finding: Waived	Finding: Inappropriate use of *Batson* claim	Finding: waived during PRCA	*Citation*
Commonwealth v. Dunson	Common Pleas		x	D	x				*Commonwealth v. Dunson* 2007 WL 7305632 (Pa. C. P. 2007)
Commonwealth v. Eddings	PA Superior Court		x	D	x				*Commonwealth v. Eddings*, 721 A.2d 1095 (Pa. Super. Ct. 1998)
Commonwealth v. Edgefield	PA Superior Court		x	D	x				*Commonwealth v. Edgefield*, 2013 WL 11272628 (Pa. Super. Ct. 2013)
Commonwealth v. Edmunds	PA Superior Court		x	D	x				*Commonwealth v. Edmunds*, 2015 WL 6663271 (Pa. Super. Ct. 2015)
Commonwealth v. Eggleston	PA Superior Court		x	D	x	x			*Commonwealth v. Eggleston*, 2013 WL 11273037 (Pa. Super. Ct. 2013)
Commonwealth v. Fields	Common Pleas		x	D	x				*Commonwealth v. Fields*, 2005 WL 5793796 (Pa. C. P. 2005)
Commonwealth v. Fisher	PA Supreme Court		x	D	x				*Commonwealth v. Fisher*, 681 A.2d 130 (Pa. 1996)
Commonwealth v. Flamer	PA Superior Court		x	D	x				*Commonwealth v. Flamer*, 2016 WL 2798907 (Pa. Super. Ct. 2016)
Commonwealth v. Fletcher	PA Supreme Court		x	D	x				*Commonwealth v. Fletcher*, 861 A.2d 898 (Pa. 2004)
Commonwealth v. Flores (Jesus)	Common Pleas		x	D	x				*Commonwealth v. Flores*, 1998 WL 3525 7129 (Pa. C. P. 1998)
Commonwealth v. Foster	PA Superior Court		x	D	x				*Commonwealth v. Foster*, 651 A.2d 163 (Pa. Super. Ct. 1994)
Commonwealth v. Futrell	Common Pleas		x	D	x				*Commonwealth v. Futrell*, 2000 WL 35778240 (Pa. C. P. 2000)
Commonwealth v. Gallagher	Common Pleas		x	D	x				*Commonwealth v. Gallagher*, 2005 WL 5776264 (Pa. C. P. 2005)
Commonwealth v. Garland	PA Superior Court		x	D	x				*Commonwealth v. Garland*, 2017 WL 976046 (Pa. Super. Ct. 2017)
Commonwealth v. Gibson (Demetrius)	PA Superior Court		x	P	x				*Commonwealth v. Gibson*, 2020 WL 85915 (Pa. Super. Ct. 2020)
Commonwealth v. Gibson (Ronald)	PA Supreme Court		x	D	x				*Commonwealth v. Gibson*, 951 A.2d 1110 (Pa. 2008)
Commonwealth v. Golphin	Common Pleas		x	B	x			x	*Commonwealth v. Golphin*, 2007 WL 4964416 (Pa. C. P. 2007)
Commonwealth v. Graham (Robert)	PA Superior Court		x	P	x				*Commonwealth v. Graham*, 2016 WL 379936 (Pa. Super. Ct. 2016)
Commonwealth v. Griffin	PA Supreme Court		x	P	x				*Commonwealth v. Griffin*, 644 A.2d 1167 (Pa. 1994)
Commonwealth v. Hall	PA Superior Court	This is explained in the procedural history, not the opinion's discussion	x	D	x				*Commonwealth v. Hall*, 2014 WL 10788848 (Pa. Super. Ct. 2014)
Commonwealth v. Hamilton (Daqtian)	PA Superior Court		x	D	x				*Commonwealth v. Hamilton*, 2018 WL 4443063 (Pa. Super. Ct. 2018)
Commonwealth v. Hamilton (Theodore)	Common Pleas		x	P	x				*Commonwealth v. Hamilton*, 2006 WL 5429625 (Pa. C. P. 2006)
Commonwealth v. Hanible	PA Supreme Court		x	P	x				*Commonwealth v. Hanible*, 30 A.3d 426 (Pa. 2011)
Commonwealth v. Hardcastle (Donald)	PA Supreme Court		x	D	x				*Commonwealth v. Hardcastle*, 701 A.2d 541 (Pa. 1997)
Commonwealth v. Harinarain	PA Superior Court		x	B	x			x	*Commonwealth v. Harinarain*, 2014 WL 10917001 (Pa Super. Ct. 2014)
Commonwealth v. Harris (Francis)	PA Supreme Court		x	D	x				*Commonwealth v. Harris*, 817 A.2d 1033 (Pa. 2002)
Commonwealth v. Hart	Common Pleas		x	D	x				*Commonwealth v. Hart*, 17 Pa. D. & C. 5th 389 (Pa. C. P. 2010)
Commonwealth v. Harvey	PA Superior Court		x	D	x				*Commonwealth v. Harvey*, 2013 WL 11276240 (Pa. Super. Ct. 2013)
Commonwealth v. Henderson	Common Pleas		x	D	x				*Commonwealth v. Henderson*, 2007 WL 5194170 (Pa. C. P. 2007)
Commonwealth v. Hill (Donnetta)	PA Supreme Court	This is explained in the procedural history, not the opinion's discussion		P	x				*Commonwealth v. Hill*, 16 A.3d 484 (Pa. 2011)
Commonwealth v. Holland	PA Superior Court		x	D	x				*Commonwealth v. Holland*, 2017 WL 764517 (Pa. Super. Ct. 2017)
Commonwealth v. Holloway	PA Supreme Court		x	B	x			x	*Commonwealth v. Holloway*, 739 A.2d 1039 (Pa. 1999)
Commonwealth v. Holly	PA Superior Court		x	D	x				*Commonwealth v. Holly*, 2015 WL 8484980 (Pa. Super. Ct. 2015)
Commonwealth v. Holmes (Kyle)	Common Pleas		x	D	x				*Commonwealth v. Holmes*, 2007 WL 5004352 (Pa. C. P. 2007)
Commonwealth v. Hupperterz	PA Superior Court		x	D	x				*Commonwealth v. Hupperterz*, 242 A.3d 410 (Table) (Pa. Super. Ct. 2020)
Commonwealth v. Hutchinson	PA Supreme Court		x	P	x				*Commonwealth v. Hutchinson*, 25 A.3d 277 (Pa. 2011)
Commonwealth v. Jackson (Edmond)	PA Superior Court		x	P	x				*Commonwealth v. Jackson*, 2014 WL 10979627 (Pa. Super. Ct. 2014)
Commonwealth v. Jackson (Edward)	PA Superior Court		x	D	x				*Commonwealth v. Jackson*, 562 A.2d 338 (Pa. Super. Ct. 1989)
Commonwealth v. Jackson (Lawrence)	PA Superior Court		x	D	x				*Commonwealth v. Jackson*, 561 A.2d 335 (Pa. Super. Ct. 1989)
Commonwealth v. Jackson (Ronsean)	Common Pleas		x	D	x				*Commonwealth v. Jackson*, 2008 WL 7279969 (Pa. C. P. 2008)
Commonwealth v. James	PA Superior Court		x	P	x				*Commonwealth v. James*, 2017 WL 1018538 (Pa. Super. Ct. 2017)

Meritless Claims

Case Name	Trial / Superior / Supreme Court	Notes	Unsuccessful *Batson* Claim	Direct Appeal ("D"), PCRA ("P"), or Both ("B")	Finding: meritless claim	Finding: Waived	Finding: Inappropriate use of *Batson* claim	Finding: waived during PRCA	*Citation*
Commonwealth v. Johnson (Glen)	Common Pleas		x	D	x				*Commonwealth v. Johnson*, 34 Phila. Co. Rptr. 506 (Pa. C. P. 1997)
Commonwealth v. Johnson (Kevin)	Common Pleas		x	P	x				*Commonwealth v. Johnson*, 2003 WL 25972055 (Pa. C. P. 2003)
Commonwealth v. Johnson (William)	PA Supreme Court		x	P	x				*Commonwealth v. Johnson*, 139 A.3d 1257 (Pa. 2016)
Commonwealth v. Jones (Aaron)	PA Supreme Court		x	D	x				*Commonwealth v. Jones*, 668 A.2d 491 (Pa. 1995)
Commonwealth v. Jones (D'Angelo)	PA Supreme Court		x	D	x				*Commonwealth v. Jones*, 580 A.2d 308 (Pa. 1990)
Commonwealth v. Jones (James)	PA Supreme Court		x	B	x			x	*Commonwealth v. Jones*, 951 A.2d 294 (Pa. 2008)
Commonwealth v. Jordan	PA Superior Court		x	D	x				*Commonwealth v. Jordan*, 2018 WL 1789811 (Pa. Super. Ct. 2018)
Commonwealth v. Kebede	PA Superior Court		x	P	x				*Commonwealth v. Kebede*, 2015 WL 7575706 (Pa. Super. Ct. 2015)
Commonwealth v. Kendricks	PA Superior Court		x	P	x				*Commonwealth v. Kendricks*, 2016 WL 3034749 (Pa. Super. Ct. 2016)
Commonwealth v. Kennedy (Andrew)	Common Pleas		x	D	x				*Commonwealth v. Kennedy*, 2004 WL 5388352 (Pa. C. P. 2004)
Commonwealth v. Kennedy (Christopher)	PA Superior Court		x	P	x				*Commonwealth v. Kennedy*, 237 A.3d 1081 (Pa. Super Ct. 2020)
Commonwealth v. Lambert	PA Supreme Court		x	D	x				*Commonwealth v. Lambert*, 603 A.2d 568 (Pa. 1992)
Commonwealth v. Langerston (Darryl)	Common Pleas		x	P	x				*Commonwealth v. Langerston*, 20078 WL 7242036 (Pa. C. P. 2008)
Commonwealth v. Lau	Common Pleas		x	D	x				*Commonwealth v. Lau*, 2012 WL 7655397 (Pa. C. P. 2012)
Commonwealth v. Lloyd	PA Superior Court		x	D	x				*Commonwealth v. Lloyd*, 545 A.2d 890 (Pa. Super. Ct. 1988)
Commonwealth v. Loach (Jerome), No. 6738-2010	PA Superior Court		x	D	x				*Commonwealth v. Loach*, 2013 WL 11273268 (Pa. Super. Ct. 2013)
Commonwealth v. Long	PA Superior Court		x	D	x				*Commonwealth v. Long*, 532 A.2d 853 (Pa. Super. Ct. 1987)
Commonwealth v. Lopez (Jose)	PA Superior Court		x	P	x				*Commonwealth v. Lopez*, 2015 WL 6689486 (Pa. Super. Ct. 2015)
Commonwealth v. Marrero	Common Pleas		x	D	x				*Commonwealth v. Marrero*, 2004 WL 5388399 (Pa. C. P. 2004)
Commonwealth v. Marshall (Jerry)	PA Supreme Court		x	P	x				*Commonwealth v. Marshall*, 810 A.2d 1211 (Pa. 2002)
Commonwealth v. Mason (Andre)	Common Pleas		x	D	x				*Commonwealth v. Mason*, 2008 WL 7638197 (Pa. C. P. 2008)
Commonwealth v. Mayhew	Common Pleas		x	D	x				*Commonwealth v. Mayhew*, 1997 WL 34659141 (Pa. C. P. 1997)
Commonwealth v. McCaskill	PA Superior Court		x	D	x				*Commonwealth v. McCaskill*, 2017 WL 2791143 (Pa. 2017)
Commonwealth v. McCracken	Common Pleas		x	D	x				*Commonwealth v. McCracken*, 2012 WL 9515401 (Pa. C. P. 2012)
Commonwealth v. McDowell	Common Pleas		x	D	x				*Commonwealth v. McDowell*, 2003 WL 25711449 (Pa. C. P. 2003)
Commonwealth v. McFarlin	Common Pleas		x	D	x				*Commonwealth v. McFarlin*, 2002 WL 34401120 (Pa. C. P. 2002)
Commonwealth v. McGill	Common Pleas		x	P	x				*Commonwealth v. McGill*, 2002 WL 34400890 (Pa. C. P. 2002)
Commonwealth v. McKendrick	PA Superior Court		x	D	x				*Commonwealth v. McKendrick*, 514 A.2d 144 (Pa. Super. Ct. 1986)
Commonwealth v. McNeil (Christopher)	PA Supreme Court		x	P	x				*Commonwealth v. McNeil*, 679 A.2d 1253 (Pa. 1996)
Commonwealth v. Medina (Anthony)	Common Pleas		x	D	x				*Commonwealth v. Medina*, 2006 WL 5429062 (Pa. C. P. 2006)
Commonwealth v. Medina (Christian)	Common Pleas		x	D	x				*Commonwealth v. Medina*, 2004 WL 5393577 (Pa. C. P. 2004)
Commonwealth v. Mejil-Matos	PA Superior Court		x	D	x				*Commonwealth v. Mejia-Matos*, 2014 WL 10937114 (Pa. Super. Ct. 2014)
Commonwealth v. Melson	PA Superior Court		x	D	x				*Commonwealth v. Melson, 637 A.2d 633 (Pa. Super. Ct. 1994)*
Commonwealth v. Miller (Jermaine)	PA Superior Court		x	D	x				*Commonwealth v. Miller*, 2016 WL 4945496 (Pa. Super. Ct. 2016)
Commonwealth v. Miller (Sabrina)	PA Superior Court		x	D	x				*Commonwealth v. Miller*, 721 A.2d 1121 (Pa. Super. Ct. 1998)
Commonwealth v. Mills (Aaron)	PA Superior Court		x	D	x	x			*Commonwealth v. Mills*, 2020 WL 1490949 (Pa. Super. Ct. 2020)
Commonwealth v. Mitchell	Common Pleas		x	D	x				*Commonwealth v. Mitchell*, 2008 WL 8115494 (Pa. C. P. 2008)
Commonwealth v. Monroe	PA Superior Court		x	D	x				*Commonwealth v. Monroe*, 542 A.2d 113 (Pa. Super. Ct. 1988)
Commonwealth v. Moore	Common Pleas		x	D	x				*Commonwealth v. Moore*, 2005 WL 6067702 (Pa. C. P. 2005)
Commonwealth v. Morris	Common Pleas		x	P	x				*Commonwealth v. Morris*, 1993 WL 13652228 (Pa. C. P. 1993)
Commonwealth v. Muhammed	PA Superior Court		x	D	x				*Commonwealth v. Muhammed*, 2019 WL 2432100 (Pa. Super. Ct. 2019)
Commonwealth v. Myrick	Common Pleas		x	D	x				*Commonwealth v. Myrick*, 2001 WL 36125301 (Pa. C. P. 2001)
Commonwealth v. Neal	PA Superior Court		x	P	x				*Commonwealth v. Neal, 2016 WL 5852160 (Pa. Super. Ct. 2016)*
Commonwealth v. Oke	PA Superior Court		x	D	x				*Commonwealth v. Oke*, 2014 WL 10558734 (Pa. Super. Ct. 2014)
Commonwealth v. Oliver	Common Pleas		x	D	x				*Commonwealth v. Oliver*, 2014 WL 6391093 (Pa. C. P. 2014)

Meritless Claims

Case Name	Trial / Superior / Supreme Court	Notes	Unsuccessful *Batson* Claim	Direct Appeal ("D"), PCRA ("P"), or Both ("B")	Finding: meritless claim	Finding: Waived	Finding: Inappropriate use of *Batson* claim	Finding: waived during PRCA	*Citation*
Commonwealth v. Patterson	Common Pleas		x	D	x				*Commonwealth v. Patterson*, 2004 WL 5547595 (Pa. C. P. 2004)
Commonwealth v. Perez-Labour	Common Pleas		x	D	x	x			*Commonwealth v. Perez-Labour*, 2006 WL 5430474 (Pa. C. P. 2006)
Commonwealth v. Perrin	PA Superior Court		x	P	x			x	*Commonwealth v. Perrin*, 947 A.2d 1284 (Pa. Super. Ct. 2008)
Commonwealth v. Philistin	PA Supreme Court		x	D	x	x			*Commonwealth v. Philistin*, 774 A.2d 741 (Pa. 2001)
Commonwealth v. Phillips (Derrick)	PA Superior Court		x	D	x				*Commonwealth v. Phillips*, 2017 WL 5509893 (Pa. Super. Ct. 2017)
Commonwealth v. Phillips (Jerry)	PA Superior Court		x	D	x				*Commonwealth v. Phillips*, 601 A.2d 816 (Pa. Super. Ct. 1992)
Commonwealth v. Porter	PA Supreme Court		x	P	x			x	*Commonwealth v. Porter*, 728 A.2d 890 (Pa. 1999)
Commonwealth v. Proctor	PA Supreme Court		x	P	x				*Commonwealth v. Proctor*, 737 A.2d 724 (Pa. 1999)
Commonwealth v. Profic	Common Pleas		x	D	x				*Commonwealth v. Profic*, 2005 WL 6067808 (Pa. C. P. 2005)
Commonwealth v. Rankins	PA Superior Court		x	D	x	x			*Commonwealth v. Rankins*, 2016 WL 5865066 (Pa. Super. Ct. 2016)
Commonwealth v. Ray	Common Pleas		x	P	x				*Commonwealth v. Ray*, 2004 WL 5541142 (Pa. C. P. 2004)
Commonwealth v. Rico (Joseph)	PA Supreme Court		x	D	x				*Commonwealth v. Rico*, 711 A.2d 990 (Pa. 1998)
Commonwealth v. Rivera (William)	PA Supreme Court		x	P	x				*Commonwealth v. Rivera*, 119 A.3d 365 (Pa. 2018)
Commonwealth v. Roane	PA Superior Court		x	D	x				*Commonwealth v. Roane*, 142 A.3d 79 (Pa. Super. Ct. 2016)
Commonwealth v. Rogers	PA Superior Court			D	x				*Commonwealth v. Rogers*, 2017 WL 465327 (Pa. Super. Ct. 2017)
Commonwealth v. Roney	PA Supreme Court		x	P	x				*Commonwealth v. Rooney*, 79 A.3d 595 (Pa. 2013)
Commonwealth v. Rouse	Common Pleas		x	D	x				*Commonwealth v. Rouse*, 2010 WL 8334939 (Pa. C. P. 2010)
Commonwealth v. Rush	PA Supreme Court		x	P	x				*Commonwealth v. Rush*, 646 A.2d 557 (Pa. 1994)
Commonwealth v. Sanchez	PA Supreme Court		x	D	x				*Commonwealth v. Sanchez*, 36 A.3d 24 (Pa. 2011)
Commonwealth v. Sanders	Common Pleas		x	D	x				*Commonwealth v. Sanders*, 2005 WL 6066837 (Pa. C. P. 2005)
Commonwealth v. Santana	PA Superior Court		x	D	x				*Commonwealth v. Santana*, 2014 WL 10965769 (Pa. Super. Ct. 2014)
Commonwealth v. Saunders	PA Superior Court		x	D	x				*Commonwealth v. Saunders*, 946 A.2d 776 (Pa. Super. Ct. 2008)
Commonwealth v. Savage (Thornton)	PA Superior Court		x	P	x			x	*Commonwealth v. Savage*, 2018 WL 6073766 (Pa. Super. Ct. 2018)
Commonwealth v. Scott	PA Superior Court		x	D	x				*Commonwealth v. Scott*, 212 A.3d 1094 (Pa. Super. Ct. 2019)
Commonwealth v. Scott (Dawud)	Common Pleas		x	D	x				*Commonwealth v. Scott*, 2009 WL 7228519 (Pa. C. P. 2009)
Commonwealth v. Sepulveda	PA Supreme Court		x	P	x				*Commonwealth v. Sepulveda*, 55 A.3d 1108 (Pa. 2012)
Commonwealth v. Shannon	Common Pleas	A *Batson* claim does not cover age discrimination	x	D	x		x		*Commonwealth v. Shannon*, 2012 WL 7688025 (Pa. C. P. 2012)
Commonwealth v. Shelton	PA Superior Court		x	D	x				*Commonwealth v. Shelton*, 240 A.3d 921 (Table) (Pa. Super. Ct. 2020)
Commonwealth v. Simmons (Ernest)	PA Supreme Court		x	D	x				*Commonwealth v. Simmons*, 804 A.2d 625 (Pa. 2001)
Commonwealth v. Simmons (Keith)	Common Pleas		x	D	x				*Commonwealth v. Simmons*, 2013 WL 10595630 (Pa. C. P. 2013)
Commonwealth v. Simpson	PA Supreme Court		x	P	x				*Commonwealth v. Simpson*, 66 A.3d 253 (Pa. 2013)
Commonwealth v. Sistrunk (Edward)	PA Superior Court		x	P	x				*Commonwealth v. Sistrunk*, 2016 WL 6198035 (Pa. Super. Ct. 2016)
Commonwealth v. Smith (Clifford)	PA Supreme Court		x	P	x				*Commonwealth v. Smith*, 650 A.2d 863 (Pa. 1994)
Commonwealth v. Smith (George)	PA Superior Court		x	P	x				*Commonwealth v. Smith*, 2013 WL 11254782 (Pa. Super. Ct. 2013)
Commonwealth v. Smith (James)	PA Supreme Court		x	P	x	x		x	*Commonwealth v. Smith*, 17 A.3d 873 (Pa. 2011)
Commonwealth v. Smith (Michael)	PA Superior Court		x	D	x				*Commonwealth v. Smith*, 866 A.2d 1138 (Pa. Super. Ct. 2005)
Commonwealth v. Smith (Wayne)	Common Pleas		x	D	x				*Commonwealth v. Smith*, 2013 WL 12385058 (Pa. C. P. 2013)
Commonwealth v. Smulsky	PA Superior Court		x	D	x				*Commonwealth v. Smulsky*, 609 A.2d 843 (Pa. Super. Ct. 1992)
Commonwealth v. Spell	PA Superior Court		x	P	x				*Commonwealth v. Spell*, 2016 WL 5938503 (Pa. Super. Ct. 2016)
Commonwealth v. Spotz	PA Supreme Court		x	P	x				*Commonwealth v. Spotz*, 896 A.2d 1191 (Pa. 2006)
Commonwealth v. Spurgeon	PA Superior Court		x	D	x				*Commonwealth v. Spurgeon*, 2015 WL 6132666 (Pa. Super. Ct. 2015)
Commonwealth v. Stanford	PA Superior Court		x	D	x				*Commonwealth v. Standford*, 2018 WL 6818622 (Pa. Super. Ct. 2018)
Commonwealth v. Stern (Lewis)	Common Pleas		x	P	x				*Commonwealth v. Stern*, 2007 WL 4964417 (Pa. C. P. 2007)
Commonwealth v. Thomas (Frederick)	PA Supreme Court		x	D	x				*Commonwealth v. Thomas*, 717 A.2d 468 (Pa. 1998)
Commonwealth v. Thomas (Richard)	PCRA		x	P	x				*Commonwealth v. Thomas*, 2002 WL 34401698 (Pa. C. P. 2002)
Commonwealth v. Thompson (Buckley)	PA Superior Court		x	D	x	x			*Commonwealth v. Thompson*, 2016 WL 5865006 (Pa. Super. Ct. 2016)

Meritless Claims

Case Name	Trial / Superior / Supreme Court	Notes	Unsuccessful *Batson* Claim	Direct Appeal ("D"), PCRA ("P"), or Both ("Both")	Finding: meritless claim	Finding: Waived	Finding: Inappropriate use of *Batson* claim	Finding: waived during PRCA	*Citation*
Commonwealth v. Thompson (Chapel)	PA Superior Court		x	D	x				*Commonwealth v. Thompson*, 2014 WL 10936776 (Pa. Super. Ct. 2014)
Commonwealth v. Thompson (Ollie)	Common Pleas		x	D	x				*Commonwealth v. Thompson*, 2013 WL 8563532 (Pa. C. P. 2013)
Commonwealth v. Tilley	PA Supreme Court		x	P	x				*Commonwealth v. Tilley*, 780 A.2d 649 (Pa. 2001)
Commonwealth v. Towles	PA Supreme Court		x	D	x				*Commonwealth v. Towles*, 106 A.3d 591 (Pa. 2014)
Commonwealth v. Tucker	Common Pleas		x	D	x				*Commonwealth v. Tucker*, 2006 WL 5430371 (Pa. C. P. 2006)
Commonwealth v. Twilley	PA Superior Court		x	D	x				*Commonwealth v. Twilley*, 612 A.2d 1056 (Pa. Super. Ct. 1992)
Commonwealth v. Tyler	Common Pleas		x	D	x				*Commonwealth v. Tyler, III*, 2007 WL 6971611 (Pa. C. P. 2007)
Commonwealth v. Uderra	PA Supreme Court		x	P	x	x			*Commonwealth v. Uderra*, 862 A.2d 74 (Pa. 2004)
Commonwealth v. Ulen	PA Superior Court		x	D	x				*Commonwealth v. Ulen*, 607 A.2d 779 (Pa. Super. Ct. 1992)
Commonwealth v. Vega	Common Pleas		x	D	x				*Commonwealth v. Vega*, 2006 WL 5430251 (Pa. C. P. 2006)
Commonwealth v. Vines	Common Pleas		x	P	x				*Commonwealth v. Vines*, 2012 WL 8470820 (Pa. C. P. 2012)
Commonwealth v. Vivian	Common Pleas		x	P	x				*Commonwealth v. Vivian*, 2007 WL 6913377 (Pa. C. P. 2007)
Commonwealth v. Waddy (Romont)	Common Pleas		x	D	x				*Commonwealth v. Waddy*, 2002 WL 34254663 (Pa. C. P. 2002)
Commonwealth v. Walker	Common Pleas		x	D	x				*Commonwealth v. Walker*, 2002 WL 34401742 (Pa. C. P. 2002)
Commonwealth v. Ward	PA Superior Court		x	D	x				*Commonwealth v. Ward*, 2018 WL 6191089 (Pa. Super. Ct. 2018)
Commonwealth v. Washam	Common Pleas		x	D	x				*Commonwealth v. Washam*, 1988 WL 1652873 (Pa. C. P. 1988)
Commonwealth v. Washington	PA Supreme Court		x	P	x				*Commonwealth v. Washington*, 927 A.2d 586 (Pa. 2007)
Commonwealth v. Watkins (Gerald)	PA Supreme Court		x	P	x	x			*Commonwealth v. Watkins*, 108 A.3d 692 (Pa. 2014)
Commonwealth v. Watson	PA Superior Court		x	P	x				*Commonwealth v. Watson*, 2018 WL 652925 (Pa. Super. Ct. 2018)
Commonwealth v. Weaver (Tramell)	Common Pleas		x	D	x				*Commonwealth v. Weaver*, 2006 WL 5428896 (Pa. C. P. 2006)
Commonwealth v. Wheeler	PA Superior Court		x	D	x				*Commonwealth v. Wheeler*, 645 A.2d 853 (Pa. Super. Ct. 1994)
Commonwealth v. Williams (Anthony)	Common Pleas		x	D	x				*Commonwealth v. Williams*, 2003 WL 25652495 (Pa. C. P. 2003)
Commonwealth v. Williams (Craig)	PA Supreme Court		x	D	x				*Commonwealth v. Williams*, 980 A.2d 510 (Pa. 2009)
Commonwealth v. Williams (Kenneth)	PA Superior Court		x	P	x				*Commonwealth v. Williams*, 2016 WL 1436426 (Pa. Super. Ct. 2016)
Commonwealth v. Williams (Raheim)	PA Superior Court		x	P	x				*Commonwealth v. Williams*, 2016 WL 5266587 (Pa. Super. Ct. 2016)
Commonwealth v. Williams (Roy)	PA Supreme Court		x	P	x	x			*Commonwealth v. Williams*, 732 A.2d 1167 (Pa. 1999)
Commonwealth v. Williams (Terrance)	PA Supreme Court		x	P	x				*Commonwealth v. Williams*, 863 A.2d 505 (Pa. 2004)
Commonwealth v. Wilson (Harold)	PA Supreme Court		x	D	x				*Commonwealth v. Wilson*, 672 A.2d 293 (Pa. 1996)
Commonwealth v. Wilson (Zachary)	PA Supreme Court		x	P	x				*Commonwealth v. Wilson*, 649 A.2d 435 (P. 1994)
Commonwealth v. Young (Joseph)	PA Supreme Court		x	D	x				*Commonwealth v. Young*, 637 A.2d 1313 (Pa. 1993)
Cooper v. Franko	Common Pleas		x	D	x				*Cooper v. Franko*, 28 Pa. D. & C. 4th 44 (Pa. C. P. 1996)
Jackson v. Pinnacle Health System	Common Pleas		x	D	x	x			*Jackson v. Pinnacle Health System*, 2005 WL 6721686 (Pa. C. P. 20050
Neff v. Collins	Common Pleas		x	D	x				*Neff v. Collins*, 2010 WL 4913549 (Pa. C. P. 2010)
Reid v. Mount Zion Church of Kensington, Inc.	PA Superior Court		x	D	x				*Reid v. Mount Zion Church of Kensington, Inc.*, 2014 WL 10896890 (Pa. Super. Ct. 2014)

Waived Claims

Case Name	Trial / Superior / Supreme Court	Notes	Unsuccessful *Batson* Claim	Direct Appeal ("D"), PCRA ("P"), or Both ("B")?	Finding: meritless claim	Finding: Waived	Finding: inappropriate use of *Batson* claim	Finding: waived during PRCA	*Citation*
Commonwealth v. Ali (Imanuel)	Common Pleas		x	D		x			*Commonwealth v. Ali*, 2012 WL 6928177 (Pa. C. P. 2012)
Commonwealth v. Arrington	Common Pleas		x	D	x	x			*Commonwealth v. Arrington*, 2008 WL 9853230 (Pa. C. P. 2008)
Commonwealth v. Austin	PA Superior Court		x	P				x	*Commonwealth v. Austin*, 2018 WL 466237 (Pa. Super. Ct. 2018)
Commonwealth v. Baez	PA Supreme Court		x	D	x	x			*Commonwealth v. Baez*, 720 A 2d 711 (Pa. 1998)
Commonwealth v. Bates	PA Superior Court		x	P				x	*Commonwealth v. Bates*, 2017 WL 2992421 (Pa. Super. Ct 2017)
Commonwealth v. Beasley	PA Supreme Court	This was discussed in the procedural history	x	P		x			*Commonwealth v. Beasley*, 937 A.2d 379 (Pa. 2007)
Commonwealth v. Bracey (Edward)	PA Supreme Court		x	P		x		x	*Commonwealth v. Bracey*, 795 A.2d 935 (Pa. 2001)
Commonwealth v. Bronshtein	PA Supreme Court		x	D	x	x			*Commonwealth v. Bronshtein*, 691 A.2d 907 (Pa. 1997)
Commonwealth v. Brown (Lavar)	PA Superior Court		x	P		x			*Commonwealth v. Brown*, 2013 WL 11267531 (Pa. Super. Ct. 2013)
Commonwealth v. Brown (Vanessa)	PA Superior Court		x	D	x	x			*Commonwealth v. Brown*, 242 A.3d 455 (Table)(Pa. Super. Ct. 2020)
Commonwealth v. Collins	PA Supreme Court		x	P		x			*Commonwealth v. Collins*, 957 A.2d 237 (Pa. 2008)
Commonwealth v. Daniels (Henry)	PA Supreme Court		x	P	x	x			*Commonwealth v. Daniels*, 963 A.2d 409 (Pa. 2009)
Commonwealth v. Davis	PA Superior Court		x	B	x			x	*Commonwealth v. Davis*, 916 A.2d 1206 (Pa. Super. Ct. 2007)
Commonwealth v. Eggleston	PA Superior Court		x	D	x	x			*Commonwealth v. Eggleston*, 2013 WL 11273037 (Pa. Super. Ct. 2013)
Commonwealth v. Golphin	Common Pleas		x	B	x			x	*Commonwealth v. Golphin*, 2007 WL 4964416 (Pa. C. P. 2007)
Commonwealth v. Green (Gary)	Common Pleas		x			x		x	*Commonwealth v. Green*, 2009 WL 7752866 (Pa. C. P. 2009)
Commonwealth v. Hackett (Richard)	PA Supreme Court		x	B		x		x	*Commonwealth v. Hackett*, 926 A.2d 978 (Pa. 2008)
Commonwealth v. Harinarain	PA Superior Court		x	B	x			x	*Commonwealth v. Harinarain*, 2014 WL 10917001 (Pa. Super. Ct. 2014)
Commonwealth v. Harris (Victor)	PA Superior Court		x	D		x			*Commonwealth v. Harris*, 2015 WL 7722318 (Pa. Super. Ct. 2015)
Commonwealth v. Haynes	Common Pleas	The issue was already tried, barred from appealing the same issue	x	P			x	x	*Commonwealth v. Haynes*, 2006 WL 5429140 (Pa. C. P. 2006)
Commonwealth v. Holloway	PA Supreme Court		x	B	x			x	*Commonwealth v. Holloway*, 739 A.2d 1039 (Pa. 1999)
Commonwealth v. Holmes (Karim)	PA Superior Court		x	D		x			*Commonwealth v. Holmes*, 2017 WL 6330696 (Pa. Super. Ct. 2017)
Commonwealth v. Jeffcoat-Parker	PA Superior Court		x	D		x			*Commonwealth v. Jeffcoat-Parker*, 2019 WL 3231251 (Pa. Super. Ct. 2019)
Commonwealth v. Johnson (R.C.)	PA Superior Court		x	D		x			*Commonwealth v. Johnson*, 534 A.2d 511 (Pa. Super. Ct. 1987)
Commonwealth v. Jones (Damon)	PA Supreme Court	The issue was already tried, barred from appealing the same issue	x	P			x	x	*Commonwealth v. Jones*, 912 A 2d 268 (Pa. 2006)
Commonwealth v. Jones (Eughinia)	Common Pleas		x	P				x	*Commonwealth v. Jones*, 2006 WL 5429067 (Pa. C. P. 2006)
Commonwealth v. Jones (James)	PA Supreme Court		x	B	x			x	*Commonwealth v. Jones*, 951 A.2d 294 (Pa. 2008)
Commonwealth v. Lee	PA Superior Court		x	D		x			*Commonwealth v. Lee*, 2020 WL 1042638 (Pa Super. Ct. 2020)
Commonwealth v. Lewis (Reginald)	PA Supreme Court	This is discussed in footnote 3	x	D		x			*Commonwealth v. Lewis*, 567 A.2d 1376 (Pa. 1989)
Commonwealth v. Ligons	PA Supreme Court		x	B		x		x	*Commonwealth v. Ligons*, 971 A.2d 1125 (Pa. 2009)
Commonwealth v. Loach (Jerome), No. 23680-1988	PA Superior Court		x	P				x	*Commonwealth v. Loach*, 2015 WL 8550372 (Pa. Super. Ct. 2015)
Commonwealth v. Marshall (Jerome)	PA Supreme Court		x	D		x			*Commonwealth v. Marshall*, 947 A.2d 714 (Pa. 2008)
Commonwealth v. Maxwell	PA Superior Court		x	P				x	*Commonwealth v. Maxwell*, 232 A.3d 739 (Pa. Super. Ct. 2020)
Commonwealth v. McCallister (Donte)	PA Superior Court		x	D		x			*Commonwealth v. McCallister*, 2014 WL 10802720 (Pa. Super. Ct. 2014)
Commonwealth v. McCurdy	Common Pleas		x	P				x	*Commonwealth v. McCurdy*, 2005 WL 5873638 (Pa. C. P. 2005)
Commonwealth v. McDonald	PA Superior Court		x	D		x			*Commonwealth v. McDonald*, 2017 WL 4457295 (Pa. Super. Ct. 2017)
Commonwealth v. McNeil (Kerry)	PA Superior Court		x	P				x	*Commonwealth v. McNeil*, 2016 WL 5886495 (Pa. Super. Ct. 2016)
Commonwealth v. Mills (Aaron)	PA Superior Court		x	D	x	x			*Commonwealth v. Mills*, 2020 WL 1490949 (Pa. Super. Ct. 2020)
Commonwealth v. Ollie	PA Superior Court		x	D		x			*Commonwealth v. Ollie*, 2013 WL 11250779 (Pa. Super. Ct. 2013)
Commonwealth v. Perez-Labour	Common Pleas		x	D	x	x			*Commonwealth v. Perez-Labour*, 2006 WL 5430474 (Pa. C. P 2006)
Commonwealth v. Perrin	PA Superior Court		x	P	x			x	*Commonwealth v. Perrin*, 947 A.2d 1284 (Pa. Super. Ct. 2008)
Commonwealth v. Philistin	PA Supreme Court		x	D	x	x			*Commonwealth v. Philistin*, 774 A.2d 741 (Pa. 2001)
Commonwealth v. Porter	PA Supreme Court		x	P	x			x	*Commonwealth v. Porter*, 728 A.2d 890 (Pa. 1999)
Commonwealth v. Rainey (Michael)	PA Supreme Court		x	D		x		x	*Commonwealth v. Rainey*, 928 A.2d 215 (Pa. 2007)
Commonwealth v. Rankins	PA Superior Court		x	D	x	x			*Commonwealth v. Rankins*, 2016 WL 5865066 (Pa. Super Ct. 2016)
Commonwealth v. Reid (Anthony)	PA Supreme Court		x	D		x			*Commonwealth v. Reid*, 235 A 3d 1124 (Pa. 2020)

Waived Claims

Case Name	Trial / Superior / Supreme Court	Notes	Unsuccessful *Batson* Claim	Direct Appeal ("D"), PCRA ("P"), or Both ("B")?	Finding: meritless claim	Finding: Waived	Finding: inappropriate use of *Batson* claim	Finding: waived during PRCA	*Citation*
Commonwealth v. Rollins (Saharris)	PA Superior Court		x	P				x	*Commonwealth v. Rollins*, 2019 WL 3731902 (Pa. Super. Ct. 2019)
Commonwealth v. Savage (Thornton)	PA Superior Court		x	P	x			x	*Commonwealth v. Savage*, 2018 WL 6073766 (Pa. Super. Ct. 2018)
Commonwealth v. Simmons (Laneill)	PA Superior Court		x	D		x			*Commonwealth v. Simmons*, 2018 WL 3827278 (Pa. Super. Ct. 2018)
Commonwealth v. Sistrunk (Hassien)	PA Superior Court		x	P			x	x	*Commonwealth v. Sistrunk*, 2019 WL 4880959 (Pa. Super. Ct. 2019)
Commonwealth v. Smith (Gregory)	PA Superior Court		x	B		x		x	*Commonwealth v. Smith*, 2017 WL 5483253 (Pa. Super. Ct. 2017)
Commonwealth v. Smith (James)	PA Supreme Court		x	P	x	x		x	*Commonwealth v. Smith*, 17 A.3d 873 (Pa. 2011)
Commonwealth v. Speight	PA Supreme Court		x	P				x	*Commonwealth v. Speight*, 986 A.2d 759 (Pa. 2009)
Commonwealth v. Spence	PA Supreme Court		x	D		x			*Commonwealth v. Spence*, 627 A.2d 1176 (Pa. 1993)
Commonwealth v. Stidham	Common Pleas		x	P				x	*Commonwealth v. Stidham*, 2003 WL 25711095 (Pa. C. P. 2003)
Commonwealth v. Taylor (Gustus)	PA Superior Court		x	P				x	*Commonwealth v. Taylor*, 2018 WL 5629910 (Pa. Super. Ct. 2018)
Commonwealth v. Thoman	PA Superior Court		x	D		x			*Commonwealth v. Thoman*, 2019 WL 336172 (Pa. Super. Ct. 2019)
Commonwealth v. Thompson (Buckley)	PA Superior Court		x	D	x	x			*Commonwealth v. Thompson*, 2016 WL 5865006 (Pa. Super. Ct. 2016)
Commonwealth v. Thompson (Marquis)	PA Superior Court		x	D		x			*Commonwealth v. Thompson*, 106 A.3d 742 (Pa. Super. Ct. 2014)
Commonwealth v. Uderra	PA Supreme Court		x	P	x	x			*Commonwealth v. Uderra*, 862 A.2d 74 (Pa. 2004)
Commonwealth v. Warner (Antonio)	PA Superior Court		x	P				x	*Commonwealth v. Warner*, 2017 WL 117697 (Pa. Super. Ct. 2017)
Commonwealth v. Watkins (Carroll)	Common Pleas		x	D		x			*Commonwealth v. Watkins*, 2007 WL 5581011 (Pa. C. P. 2007)
Commonwealth v. Watkins (Gerald)	PA Supreme Court		x	P	x	x			*Commonwealth v. Watkins*, 108 A.3d 692 (Pa. 2014)
Commonwealth v. Wharton	PA Supreme Court		x	D		x		x	*Commonwealth v. Wharton*, 811 A.2d 978 (Pa. 2002)
Commonwealth v. Williams (Roy)	PA Supreme Court		x	P	x	x			*Commonwealth v. Williams*, 732 A.2d 1167 (Pa. 1999)
Commonwealth v. Williams (Russell)	PA Superior Court		x	D		x			*Commonwealth v. Williams*, 528 A.2d 980 (Pa. Super. Ct. 1987)
Commonwealth v. Wood	PA Superior Court		x	D		x			*Commonwealth v. Wood*, 2015 WL 7587269 (Pa. Super. Ct. 2015)
Commonwealth v. Wright	Common Pleas		x	D		x			*Commonwealth v. Wright*, 2007 WL 5581007 (Pa. C. P. 2007)
Jackson v. Pinnacle Health System	Common Pleas		x	D	x	x			*Jackson v. Pinnacle Health System*, 2005 WL 6721686 (Pa. C. P. 20050

Incorrect Applications

Case Name	Trial / Superior / Supreme Court	Notes	Unsuccessful *Batson* Claim	Direct Appeal ("D"), PCRA ("P"), or Both ("B")?	Finding: meritless claim	Finding: Waived	Finding: Inappropriate use of *Batson* claim	Finding: waived during PRCA	*Citation*
Commonwealth v. Acres	PA Superior Court		x	D	x		x		*Commonwealth v. Acres*, 2018 WL 4704508 (Pa. Super. Ct. 2018)
Commonwealth v. Alston (Benjamin)	Common Pleas		x	P	x		x		*Commonwealth v. Alston*, 2003 WL 25711039 (Pa. C. P. 2003)
Commonwealth v. Alston (Kevin)	PA Superior Court		x	D			x		*Commonwealth v. Alston*, 864 A.2d 539 (Pa. Super. Ct. 2004)
Commonwealth v. Garnett	PA Superior Court	The trial was held prior to *Batson*, claim fails	x	P			x		*Commonwealth v. Garnett*, 613 A.2d 569 (Pa. Super. Ct. 1992)
Commonwealth v. Green (Derek)	Common Pleas	The issue was already tried, barred from appealing the same issue	x	D			x		*Commonwealth v. Green*, 2002 WL 34400778 (Pa. C. P. 2002)
Commonwealth v. Haynes	Common Pleas	The issue was already tried, barred from	x	P			x	x	*Commonwealth v. Haynes*, 2006 WL 5429140 (Pa. C. P. 2006)
Commonwealth v. Johnson (David)	PA Superior Court	The trial was held prior to *Batson*, claim fails	x	P			x		*Commonwealth v. Johnson*, 945 A.2d 185 (Pa. Super. Ct. 2008)
Commonwealth v. Jones (Carslie)	PA Superior Court		x	D			x		*Commonwealth v. Jones*, 2015 WL 6666221 (Pa. Super. Ct. 2015)
Commonwealth v. Jones (Damon)	PA Supreme Court	The issue was already tried, barred from appealing the same issue	x	P			x	x	*Commonwealth v. Jones*, 912 A.2d 268 (Pa. 2006)
Commonwealth v. Keys	PA Superior Court	The appellant brought a different claim under a *Batson* claim	x	P			x		*Commonwealth v. Keys*, 2014 WL 10889705 (Pa. Super. Ct. 2014)
Commonwealth v. McCrae	PA Superior Court	Court declines to discuss the issue due to inappropriate forum	x	D			x		*Commonwealth v. McCrae*, 2016 WL 5266557 (Pa. Super. Ct. 2016)
Commonwealth v. Shannon	Common Pleas	A *Batson* claim does not cover age discrimination	x	D	x		x		*Commonwealth v. Shannon*, 2012 WL 7688025 (Pa. C. P. 2012)
Commonwealth v. Sistrunk (Hassien)	PA Superior Court		x	P			x	x	*Commonwealth v. Sistrunk*, 2019 WL 4880959 (Pa. Super. Ct. 2019)
Commonwealth v. Terry	PA Supreme Court	Inappropriate use of the *Batson* rule as Defendant is attacking array of *venire* not the peremptory challenges used	x	D			x		*Commonwealth v. Terry* 521 A.2d 398 (Pa 1987)
Commonwealth v. Thomas (Duane)	PA Superior Court		x	P			x		*Commonwealth v. Thomas*, 2020 WL 33250 (Pa. Super. Ct. 2020)

Withdrawn Claims

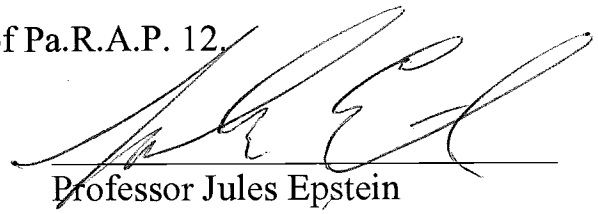
Case Name	Trial / Superior / Supreme Court	Withdrawn *Batson* claim	Court Declined to Discuss the Issue	*Citation*
Commonwealth v. Baker (Lee)	PA Supreme Court	x	x	*Commonwealth v. Baker*, 728 A.2d 952 (Pa. 1999)
Commonwealth v. Brokenborough	PA Superior Court	x	x	*Commonwealth v. Brokenborough*, 2015 WL 6958342 (Pa. Super. Ct. 2015)
Commonwealth v. Miller (Hayward)	PA Superior Court	x	x	*Commonwealth v. Miller*, 2013 WL 11262999 (Pa. Super. Ct. 2013)
Commonwealth v. Ortiz	PA Superior Court	x	x	*Commonwealth v. Ortiz*, 241 A.3d 368 (Pa. Super. Ct. 2020)
Commonwealth v. Thomas (Leroy)	PA Supreme Court	x	x	*Commonwealth v. Thomas*, 44 A.3d 12 (Pa. 2012)
Commonwealth v. Warner (Antonio)	PA Superior Court	x	x	*Commonwealth v. Warner*, 2013 WL 11253756 (Pa. Super. Ct. 2013)

Claims with Unknown Results

Case Name	Trial / Superior / Supreme Court	Notes	Unknown result to *Batson* claim	Remanded for new trial	Court Declined to Discuss the Issue	Citation
Commonwealth v. Brinson	PA Superior Court	Unknown answer: Court references there was a *Batson* claim in the procedural history, but there is nothing published on the outcome	x			*Commonwealth v. Brinson*, 240 A.3d 156 (Table) (Pa. Super. Ct. 2020)
Commonwealth v. Figueroa	PA Superior Court		x		x	*Commonwealth v. Figueroa*, 29 A.3d 1177 (Pa. Super. Ct. 2011)
Commonwealth v. Gesualso	PA Superior Court	Unknown answer: Court declines to review the Batson issue due to another issue requiring a remand for a new trial	x		x	*Commonwealth v. Gesualso*, 2020 WL 865113 (Pa. Super. Ct. 2016)
Commonwealth v. Gibson (Kareem)	PA Superior Court	Unknown claim: *Batson* mentioned in procedural history, but doesn't dicuss the prior court's holding	x			*Commonwealth v. Gibson*, 2015 WL 6957021 (Pa. Super. Ct. 2015)
Commonwealth v. Grant	PA Superior Court	Unknown claim: a footnote discusses a *Batson* claim, but there is no history of the PCRA opinion	x			*Commonwealth v. Grant*, 2018 WL 2931907 (Pa. Super. Ct. 2018)
Commonwealth v. Hornezes	Common Pleas	Unknown claim: *Batson* mentioned in procedural history, but final decision unknown	x			*Commonwealth v. Hornezes*, 2002 WL 34401663 (Pa. C. P. 2002)
Commonwealth v. Matthews (Rod)	PA Superior Court	Unknown answer: Court declines to review the Batson issue due to another issue requiring a remand **Note**: was a successful claim at the lower court	x		x	*Commonwealth v. Matthews*, 2015 WL 7260349 (Pa. Super. Ct. 2015)
Commonwealth v. Wilson (Derrick)	PA Superior Court	Unknown answer: Court declines to review the *Batson* issue due to another issue requiring a remand	x	x	x	*Commonwealth v. Wilson*, 619 A.2d 1063 (Pa. Super. Ct. 1992)

PROOF OF SERVICE

I, Professor Jules Epstein, hereby certify that I am this day serving the foregoing *Amici Curiae* Brief upon all counsel of record via PACFile eService, which service satisfies the requirements of Pa.R.A.P. 12.



Professor Jules Epstein

Date: April 7, 2020