

RULE 1530 – SPECIAL RELIEF. ACCOUNTING.

1. If an auditor is appointed pursuant Pa.R.C.P.1530(d), the following procedures shall govern:
 - (A) The auditor shall give two weeks notice in writing to the parties or their attorneys of record of the time and place fixed for hearing the matter.
 - (B) Testimony taken by the auditor at the hearing shall be recorded stenographically. The notes of the testimony shall not be transcribed unless exceptions are filed to the auditor's report.
 - (C) Within forty-five (45) days after the conclusion of the hearing the auditor shall file a written report which insofar as it is practicable shall contain (i) a history of the proceedings before the auditor, (ii) findings of fact, numbered consecutively, (iii) a concise discussion of the evidence presented and the legal issues involved, (iv) conclusions of law, numbered consecutively, and (v) a statement of the account.
 - (D) Upon filing of the report the auditor shall serve a copy of the same on the parties in accordance with Pa.R.C.P. 440.
 - (E) Exceptions to the report of the auditor may be filed by any party within ten (10) days after service of a copy of the report upon him. If such exceptions are filed, the Court shall hear argument on the same and shall enter such order or judgment as may be appropriate. If no timely exceptions are filed, the account stated in the report of the auditor shall be final and judgment may be entered thereon upon praecipe.
 - (F) The Court shall determine the compensation and reimbursement for expenses to be allowed the auditor and stenographer, and shall direct that such items be taxed in whole or in part against the fund available for distribution or against any party or parties to the action as may be just and equitable in the circumstances. Upon the appointment of an auditor the moving party shall promptly deposit with the Prothonotary such sum as the court may direct for the compensation and expenses of the auditor and stenographer, and the moving party shall deposit such additional sums for such purpose as the Court may from time to time direct. Any sum so deposited which is not required for such purposes shall be refunded to the moving party upon the entry of the final order or decree.