

**IN THE COURT OF COMMON PLEAS OF LYCOMING COUNTY, PENNSYLVANIA  
JUVENILE COURT DIVISION**

**IN RE:** : **NO. JV-195-2017**  
 : **1673 MDA 2017**  
**JSZ,** :  
 :  
**A Minor,** :

***Dated: November 22, 2017***

**OPINION IN SUPPORT OF THE ORDER OF OCTOBER 12, 2017, IN COMPLIANCE  
WITH RULE 1925(a)(2) OF THE RULES OF APPELLATE PROCEDURE**

The Commonwealth (hereinafter referred to as “Appellant”) has appealed this Court’s Order dated October 12, 2017. The Order granted the Motion to Suppress filed by the Juvenile on September 19, 2017. On October 26, 2017, Appellant was ordered, pursuant to Pa.R.C.P. 1925(b), to file a Concise Statement of the Matters Complained of on Appeal, and to serve a copy of said Concise Statement on the undersigned within 21 days of the date of the Order’s entry on the docket. Said Order was docketed on October 27, 2017.

As of the date of this Opinion, more than 21 days have passed since the docketing of the Order requiring Appellant to file a Concise Statement of Matters Complained of on Appeal. The Appellant has failed to timely file and serve a Concise Statement and has therefore waived all issues on appeal. The Court respectfully requests that Appellant’s appeal be dismissed and this Court’s Order of October 12, 2017, be affirmed.

In the event the Superior Court determines that the Appellant’s failure to timely file a Concise Statement of Matters Complained of on Appeal did not result in a waiver of all issues on appeal, this Court’s Opinion and Order of October 12, 2017,

is a comprehensive analysis of the evidence presented and conclusions of law. This Court would rely on that Opinion and Order for this appeal. The findings of the Court are supported by the testimony from the hearing held on September 28, 2016. In the event, however, Appellant should file a Concise Statement of Errors Complained of on Appeal and the Superior Court decides to review the case on its merits, this Court respectfully reserves the right to amend this Opinion pursuant to Pa.R.A.P. 1925(a).

By the Court,

Joy Reynolds McCoy, Judge