

IN RE: : IN THE COURT OF COMMON PLEAS OF
K. K., : LYCOMING COUNTY, PENNSYLVANIA
MINOR CHILD : ORPHANS' COURT DIVISION
: NO. 5670 ADOPTION
: 1925(a) OPINION

Date: July 1, 2003

**OPINION IN SUPPORT OF THE ORDER OF MAY 19, 2003 IN COMPLIANCE
WITH RULE 1925(a) OF THE RULES OF APPELLATE PROCEDURE**

Petitioner/Mother S. K., has appealed this Court's Termination and Decree of May 19, 2003 (filed May 21, 2003). The Termination and Decree terminated the parental rights of Mother, S. K. and the Father, R. K., as would relate to their minor child, K. K. Petitioner, S. K. filed a Notice of Appeal regarding this decision on June 5, 2003. On June 9, 2003, this Court issued an Order in compliance with Pa.R.A.P. 1925(b) directing S. K. to file a Statement of Matters Complained of on Appeal within fourteen days of the order. To date, S. K. has failed to comply with that Order.

Although S. K. has not filed the Statement of Matters Complained of on Appeal, the Court does believe that the reasons and explanation for entry of its Order of Termination was adequately set forth in the findings and conclusions filed in support of the order. The Court is unaware of any basis for the appeal. Therefore, the Court cannot issue a further opinion in support of its order pursuant to Pa.R.A.P. 1925(a). Further, the Court recommends that the Superior Court dismiss the appeal. Any issues not raised in the Statement of Matters are deemed waived. *Commonwealth v. Lord*, 719 A.2d 306, 309 (Pa. 1998); *Commonwealth v. Auchmuty*, 799 A.2d 823, 825 (Pa. Super. 2002); *Chettenham Twp. Sch. Dist. v. Slawow*, 755 A.2d 45, 48 (Pa. Cmwlth. 2000). The failure of Klinger to file the Statement of Matters

waives her objections to this Court's Termination and Decree. This failure leaves the Superior Court with no issues before it and makes dismissal appropriate.

BY THE COURT,

William S. Kieser, Judge

cc: Jason F. Poplaski, Esquire
Charles F. Greevy, III, Esquire
Matthew Zeigler, Esquire
Eric Linhardt, Esquire
Judges
Christian Kalas, Esquire
Gary L. Weber, Esquire (Lycoming Reporter)