

ANITA LaFORME,	:	IN THE COURT OF COMMON PLEAS OF
	:	LYCOMING COUNTY, PENNSYLVANIA
Appellee/Cross Appellant	:	
	:	
vs.	:	NO. 04-01,225
	:	
MONTGOMERY AREA	:	
SCHOOL DISTRICT	:	
	:	
Appellant/Cross Appellee	:	1925(a) OPINION

Date: September 15, 2005

**OPINION IN SUPPORT OF THE ORDER OF JULY 12, 2005 IN COMPLIANCE
WITH RULE 1925(a) OF THE RULES OF APPELLATE PROCEDURE**

The Montgomery Area School District has appealed this court’s July 12, 2005 order. In that order, the court granted the local agency appeal of Anita LaForme and remanded the case to the Montgomery Area School Board to conduct a hearing regarding LaForme’s termination from her position as an instructional aid with the School District. The order was entered after the court determined that the Montgomery Area School Board had denied LaForme her due process rights by impermissibly commingling the prosecutorial and adjudicative functions when it considered documents that were not introduced into evidence at the time of the June 1, 2004 hearing before the School Board.

On August 8, 2005, the Montgomery Area School District filed its notice of appeal.¹ On August 18, 2005, this court issued an order in compliance with Pa.R.A.P. 1925(b) directing Defendants to file a concise statement of matters complained of on appeal within fourteen days

¹ On August 22, 2005, LaForme filed her notice of cross appeal. LaForme filed her statement of matters on September 7, 2005. A separate Pa.R.C.P. 1925(a) opinion will address the issues raised therein.

of notice of the order. On September 6, 2005, the Montgomery Area School District filed its statement of matters.

The court has reviewed the Montgomery Area School District's statement of matters. The issues raised in the statement of matters have been addressed by the court's July 12, 2005 opinion in support of the July 12, 2005 order. The court reasserts the reasoning contained therein for purposes of this Pa.R.C.P. 1925(a) opinion.

Accordingly, the Montgomery Area School District's appeal should be denied and the court's July 12, 2005 order affirmed.

BY THE COURT,

William S. Kieser, Judge

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