

IN THE COURT OF COMMON PLEAS OF LYCOMING COUNTY, PENNSYLVANIA

COMMONWEALTH OF PENNSYLVANIA, :
 :
 vs. : NO. CR 144-2005
 :
 LAWRENCE MANSON, :
 :
 Defendant : 1925(a) OPINION

Date: August 29, 2005

**OPINION IN SUPPORT OF THE ORDER OF JUNE 16, 2005 IN COMPLIANCE
WITH RULE 1925(a) OF THE RULES OF APPELLATE PROCEDURE**

On May 11, 2005, a jury convicted Defendant of endangering the welfare of a child (18 Pa.C.S.A. §4304). On June 16, 2005, this court sentenced Defendant. On July 22, 2005, the court's sentencing order was filed of record. Defendant has appealed his conviction of endangering the welfare of a child. The notice of appeal was filed on July 14, 2005. On July 21, 2005, this court issued an order in compliance with Pa.R.A.P. 1925(b) directing Defendant to file a concise statement of matters complained of on appeal within fourteen days of the order. To date, Defendant has failed to comply with this order.

Because of this failure, Defendant's appeal should be dismissed. In order to preserve issues for appeal, an appellant must comply with a court order directing him to file a concise statement of matters. *Commonwealth v. Halley*, 870 A.2d 795, 797 (Pa. 2005). Any issue not raised in the statement of matters is deemed waived on appeal. *Ibid*; *Commonwealth v. Lord*, 719 A.2d 306, 309 (Pa. 1998); *Commonwealth v. Auchmuty*, 799 A.2d 823, 825 (Pa. Super.

2002). For this appeal, Defendant's failure to file the statement of matters waives his objections to the conviction.

Accordingly, Defendant's appeal should be dismissed and his conviction affirmed.

BY THE COURT,

William S. Kieser, Judge

cc: District Attorney's Office
Public Defender's Office (James Cleland, Esquire)
Judges
Christian Kalas, Esquire
Gary L. Weber, Esquire (Lycoming Reporter)