

**IN THE COMMONWEALTH COURT OF PENNSYLVANIA**

WILLIAM PENN SCHOOL  
DISTRICT, *et al.*,

Petitioners,

v.

PENNSYLVANIA DEPARTMENT  
OF EDUCATION, *et al.*,

Respondents.

No. 587 MD 2014

**[PROPOSED] ORDER**

**AND NOW**, this            day of            , 2023, upon  
consideration of Legislative Respondents' Joint Application in the Nature of a  
Motion for Post-Trial Relief and the Answer of Petitioners thereto, it is hereby  
**ORDERED** that the Application for Post-Trial Relief is **DENIED** and final  
judgment is entered in favor of Petitioners on Counts I and II of the Petition for  
Review.

**BY THE COURT:**

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**PETITIONERS' ANSWER TO LEGISLATIVE RESPONDENTS'  
JOINT APPLICATION IN THE NATURE OF A  
MOTION FOR POST-TRIAL RELIEF**

Although the Pennsylvania Rules of Civil Procedure do not require a response to Legislative Respondents' Joint Application in the Nature of a Motion for Post-Trial Relief, in the interest of efficiency Petitioners answer as follows:

1. Paragraphs 1-120 of Legislative Respondents' Joint Application are denied. By way of further response, these paragraphs contain characterizations of the factual record, which speaks for itself, and conclusions of law to which no response is required. To the extent a response is required, Petitioners refer to the extensive record in this case, including Petitioners' previously submitted Proposed Findings of Fact and Conclusions of Law; Petitioners' Post-Trial Briefs; and the Court's well-reasoned findings and rulings throughout the tenure of this case,

including the Court's February 7, 2023 Memorandum Opinion; and deny anything inconsistent therewith. By way of further response, to the extent that Legislative Respondents failed to properly preserve any of the grounds asserted for relief, those claims are waived.

WHEREFORE, Petitioners respectfully request that the Court deny Legislative Respondents' Joint Application in the Nature of a Motion for Post-Trial Relief, and enter final judgment in favor of Petitioners on Counts I and II of the Petition for Review.

Dated: February 22, 2023

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Respectfully submitted,

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## **CERTIFICATION OF COMPLIANCE**

I certify that this filing complies with the provisions of the Public Access Policy of the United Judicial System of Pennsylvania: Case Records of the Appellate and Trial Courts that require filing confidential information and documents differently than non-confidential information and documents.

/s/ Daniel Urevick-Ackelsberg

Daniel Urevick-Ackelsberg