

IN THE COMMONWEALTH COURT OF PENNSYLVANIA

_____	:	
WILLIAM PENN SCHOOL	:	
DISTRICT, <i>et al.</i> ,	:	
	:	
Petitioners,	:	
	:	
vs.	:	NO. 587 MD 2014
	:	
PENNSYLVANIA DEPARTMENT	:	
OF EDUCATION, <i>et al.</i> ,	:	
	:	
Respondents.	:	
_____	:	

**EXECUTIVE RESPONDENTS’ RESPONSE TO LEGISLATIVE
RESPONDENTS’ MOTION FOR POST-TRIAL RELIEF**

Governor Josh Shapiro (“Governor Shapiro”), Dr. Khalid N. Mumin, the Acting Secretary of Education for the Commonwealth of Pennsylvania, and the Pennsylvania Department of Education (collectively, the “Executive Respondents”), by and through their undersigned counsel, hereby submit the following Response to Legislative Respondents’ Motion for Post-Trial Relief (the “Motion”).

Legislative Respondents’ Motion attempts to recharacterize the factual record, which speaks for itself, and offers alternative conclusions of law to those determined by the Court in its February 7, 2023 Memorandum Opinion (the “Memorandum Opinion”). In Response to the Motion, Executive Respondents adopt the positions

and arguments made by the Petitioners in their Brief in Opposition to Legislative Respondents' Motion and further refer the Court to the extensive record in this case, including Executive Respondents' previously submitted Proposed Findings of Fact and Conclusions of Law, and Post-Trial Briefs, as well as the Court's well-reasoned findings and rulings throughout the tenure of this case, including those in the Court's Memorandum Opinion.

WHEREFORE, Executive Respondents respectfully request that the Court deny Legislative Respondents' Motion and enter final judgment consistent with this Court's Memorandum Opinion in favor of Petitioners on Counts I and II of the Petition for Review.

Respectfully submitted,

Dated: May 1, 2023

/s/ Christopher Lewis
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[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 (the “Motion”), the Answer of Petitioners, the Legislative Respondents’ Brief in Support of its Motion, the Petitioners’ Brief in Opposition to the Motion, and the Executive Respondents’ Response 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:

DATE:

J.

CERTIFICATION OF COMPLIANCE

I, Christopher Lewis, hereby certify that this filing complies with the provisions of the Case Records Public Access Policy of the Unified Judicial System of Pennsylvania that require filing confidential information and documents differently than non-confidential information and documents.

Dated: May 1, 2023

/s/ Christopher Lewis
Christopher A. Lewis