

FAIRFIELD FORD/VW/HYUNDAI/ :	IN THE COURT OF COMMON PLEAS OF
mitsubishi,	: LYCOMING COUNTY, PENNSYLVANIA
Appellee	:
	:
vs.	: NO. 02-00,010
	:
COMMONWEALTH OF PENNSYLVANIA:	
DEPARTMENT OF TRANSPORTATION,	:
BUREAU OF MOTOR VEHICLES,	:
Appellant	: 1925(a) OPINION

**Date: June 11, 2002**

**OPINION IN SUPPORT OF THE ORDER OF APRIL 23, 2002, IN COMPLIANCE WITH RULE 1925(a) OF THE RULES OF APPELLATE PROCEDURE**

The Commonwealth of Pennsylvania, Department of Transportation, Bureau of Motor Vehicles has filed an appeal of this Court’s Order of April 23, 2002. The Appellant has also filed a Concise Statement of Matters Complained of on Appeal on or about June 6, 2002, suggesting that the matters complained of on appeal are this Court’s errors ruling as a matter of law that Appellant failed to present sufficient credible and admissible evidence to support the findings that the Appellee had committed either an act of improper record keeping or an act of careless record keeping under the Motor Vehicle Code of Inspection Regulations.

This Court believes that its Opinion filed in support of the Order of April 23, 2002, filed April 26, 2002, sufficiently sets forth the Court’s view as to what evidence was considered credible and supported this Court’s rulings. The Court’s reasoning concerning such evidence and its findings are fully set forth in that Opinion. Accordingly, this Court believes the appeal should be dismissed and its Order affirmed on the basis of the Opinion filed in support of that Order.

BY THE COURT,

William S. Kieser, Judge

cc: Commonwealth Court  
 Barbara A. Darkes, Esquire  
 Terrance R. Edwards, Esquire