

**IN THE SUPREME COURT OF PENNSYLVANIA
WESTERN DISTRICT**

IN RE: S.J., A MINOR	:	No. 393 WAL 2005
	:	
PETITION OF: THE ALLEGHENY	:	Petition for Allowance of Appeal from the
COUNTY OFFICE OF CHILDREN,	:	Order of the Superior Court entered April
YOUTH AND FAMILIES	:	28, 2005 at No. 1593WDA2004, affirming
	:	the Order of the Court of Common Pleas
	:	of Allegheny County, entered September
	:	1, 2004 at No. 1921-02.
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	:	

ORDER

PER CURIAM

AND NOW, this 18th day of April, 2006, the Petition for Allowance of Appeal is hereby GRANTED only with respect to Petitioner's claim that the Superior Court failed to consider Curtis v. Kline, 666 A.2d 265 (Pa. 1995). The case is REMANDED to the Superior Court, which shall consider and address Petitioner's argument that the trial court's order cannot be reconciled with this Court's decision in Curtis. Furthermore, Respondent's "Application to Vacate Supersedeas" is hereby DENIED.