

[J-169-2004]
IN THE SUPREME COURT OF PENNSYLVANIA
MIDDLE DISTRICT

CAPPY, C.J., CASTILLE, NIGRO, NEWMAN, SAYLOR, EAKIN, BAER, JJ.

WHEAMEI JENQ CHEN,	:	No. 89 MAP 2004
	:	
Appellee	:	Appeal from the Order of the Superior
	:	Court dated December 19, 2003 at No.
	:	2387 EDA 2002 affirming the Order of the
v.	:	Court of Common Pleas of Northampton
	:	County, Civil Division dated June 28, 2002
	:	at No. 1982-C-3708
RICHARD CHEN,	:	
	:	
Appellant	:	840 A.2d 355 (Pa. Super. Ct. 2003)
	:	
THERESA CHEN, Intervenor	:	ARGUED: October 20, 2004

CONCURRING OPINION

MR. CHIEF JUSTICE CAPPY

DECIDED: March 20, 2006

I join the Majority Opinion inasmuch as it resolves this matter on principles of contract law. I, however, respectfully disassociate myself from the Majority's reliance on principles outside of contract law and its consideration of issues outside the scope of the issue to which this Court limited its review. See, e.g., Maj. Op. at 12-15 (discussing competing policy considerations); id. at 6, n.8 (commenting on the trial court's calculation of child support).