

UNITED STATES COURT OF APPEALS  
FOR THE THIRD CIRCUIT

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No. 08-4138

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J.S., a minor, through her parents;  
TERRY SNYDER;  
STEVEN SNYDER,  
Appellants

v.

BLUE MOUNTAIN SCHOOL DISTRICT;  
JOYCE ROMBERGER; JAMES MCGONIGLE

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On Appeal from the United States District Court  
for the Middle District of Pennsylvania  
(D.C. No. 07-cv-00585)  
District Judge: Honorable James M. Munley

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Argued June 2, 2009  
Argued En Banc June 3, 2010

Before: McKEE, Chief Judge, SLOVITER, SCIRICA,  
RENDELL, BARRY, AMBRO, FUENTES, SMITH, FISHER,  
CHAGARES, JORDAN, HARDIMAN, GREENAWAY, JR.,  
and  
VANASKIE, Circuit Judges.

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JUDGMENT

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This cause came on to be heard on the record from the  
United States District Court for the Middle District of Pennsylvania

and was argued on June 2, 2009, and reargued en banc on June 3, 2010.

On consideration whereof, it is now hereby

ADJUDGED and ORDERED by this Court that the judgment of the United States District Court entered on September 11, 2008, is hereby AFFIRMED IN PART, REVERSED IN PART and REMANDED in accordance with the opinion of this Court. No costs will be taxed.

ATTEST:

/s/ Marcia M. Waldron  
Clerk

Date: June 13, 2011

The seal of the United States Court of Appeals for the Third Circuit is circular, featuring an eagle with wings spread, perched atop a shield. The shield is supported by two figures, and the eagle is surrounded by a ring of stars. The text "UNITED STATES COURT OF APPEALS FOR THE THIRD CIRCUIT" is inscribed around the perimeter of the seal.  
Certified ~~to be a true copy~~ and issued in lieu  
of a formal mandate on 07/06/11

Teste: *Marcia M. Waldron*  
Clerk, U.S. Court of Appeals for the Third Circuit