

2018 PA Super 358

THE ESTATE OF PHILIP F. YOUNG	:	IN THE SUPERIOR COURT OF
AND BRINTON YOUNG,	:	PENNSYLVANIA
INDIVIDUALLY AND AS EXECUTOR	:	
OF THE ESTATE OF PHILIP F. YOUNG	:	
	:	
Appellants	:	
	:	
v.	:	No. 2898 EDA 2017
	:	
	:	
ROBERT LOUIS, ESQUIRE AND SAUL	:	
EWING, LLP	:	

Appeal from the Order Dated August 2, 2017
 In the Court of Common Pleas of Philadelphia County Civil Division at
 No(s): June Term, 2015, NO. 01733

BEFORE: STABILE, J., STEVENS*, P.J.E., and STRASSBURGER**, J.

CONCURRING OPINION BY STRASSBURGER, J.: **FILED DECEMBER 31, 2018**

I join the learned Majority. The quote often attributed, perhaps incorrectly, to Albert Einstein, “insanity is doing the same thing and expecting a different result” is wisdom, regardless of who said it. I was the author of the panel opinion of the Superior Court in ***Estate of Agnew v. Ross***, 110 A.3d 1020 (Pa. Super. 2015) *rev’d* 152 A.3d 247 (Pa. 2017), a case noted by the Majority here as remarkably similar to this case. The panel of this Court in ***Agnew*** found standing for the purported beneficiaries. Our Supreme Court reversed. I will not do the same thing again, expecting a different result.

Judge Stabile joins the concurring opinion.

* Former Justice specially assigned to the Superior Court.
 ** Retired Senior Judge assigned to the Superior Court.