

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

ROY H. LOMAS, SR., D/B/A ROY LOMAS CARPET CONTRACTOR,	:	No. 52 MAL 2016
	:	
Respondent	:	Petition for Allowance of Appeal from the Order of the Superior Court
	:	
v.	:	
	:	
JAMES B. KRAVITZ, CHERRYDALE CONSTRUCTION CO., ANDORRA SPRINGS DEVELOPMENT, INC., AND KRAVMAR, INC. F/K/A EASTERN DEVELOPMENT ENTERPRISES INC.,	:	
	:	
Petitioners	:	

ORDER

PER CURIAM

AND NOW, this 24th day of August, 2016, the Petition for Allowance of Appeal is **GRANTED, LIMITED TO** the issues set forth below. Allocatur is **DENIED** as to all remaining issues. The issues, as stated by Petitioner, are:

- (1) Whether, as a matter of law, the Montgomery County Court of Common Pleas should have been recused from presiding over the non-jury trial due to an appearance of impropriety arising from the ongoing participation and financial interest in the litigation by a sitting member of that Court?

- (2) Whether, as a matter of law, an appearance of impropriety was created when a sitting member of the Montgomery County Bench personally participated in the litigation?

Justices Donohue and Wecht did not participate in the consideration or decision of this matter.