

**[J-45-2006]**  
**IN THE SUPREME COURT OF PENNSYLVANIA**  
**MIDDLE DISTRICT**

WORTH & COMPANY, INC.	: No. 117 MAP 2005
	:
v.	: Appeal from the Order of Commonwealth
	: Court entered September 13, 2004, at No.
	: 1149 CD 2003 which reversed the Order
	: of the Prevailing Wage Appeal Board
DEPARTMENT OF LABOR AND	: entered April 25, 2003, at No. PWAB-3G-
INDUSTRY, PREVAILING WAGE	: 2001.
APPEALS BOARD	:
	:
APPEAL OF: DEPARTMENT OF LABOR	:
AND INDUSTRY	: ARGUED: September 12, 2006

**DISSENTING OPINION**

**MR. JUSTICE CASTILLE**

**DECIDED: December 27, 2007**

I respectfully dissent. The Majority affirms the decision of the Commonwealth Court reversing the Order of the Prevailing Wage Appeal Board. For the reasons expressed in the dissenting opinion of the Honorable Dante R. Pellegrini below, I would reverse the opinion of the Commonwealth Court and remand this matter to the Board for further consideration consistent with Judge Pellegrini's dissenting opinion. See Worth & Co. v. Dept. of Labor and Industry, 857 A.2d 727, 735-37 (Pa. Cmwlth. 2004) (Pellegrini, J., dissenting).