

**IN THE COURT OF COMMON PLEAS OF LYCOMING COUNTY, PENNSYLVANIA**

<b>COMMONWEALTH OF PENNSYLVANIA</b>	<b>: No. 99-10,986</b>
	<b>:</b>
	<b>:</b>
<b>vs.</b>	<b>: CRIMINAL</b>
	<b>:</b>
<b>GILDA BLACK,</b>	<b>: Habeas Corpus</b>
<b>Defendant</b>	<b>:</b>

**ORDER**

**AND NOW**, this    day of October, 1999, the Court GRANTS the defendant's Petition for Habeas Corpus. Viewing the testimony as a whole, the Court finds that it does not reasonably establish that the defendant said or mouthed the words "I'm going to kill you, bitch." After cross-examination and redirect, the victim did not know or could not remember what was said or mouthed other than the word "bitch". Therefore, the evidence was insufficient to establish the crimes charged.

By The Court,

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Kenneth D. Brown, J.

cc: Jay Stillman, Esquire (APD)  
Daniel Holmes, Esquire (ADA)  
Work file