

IN THE COURT OF COMMON PLEAS OF LYCOMING COUNTY, PENNSYLVANIA

COMMONWEALTH :
vs. :
DOUGLAS E. HOSTRANDER : NO. 99-10,768

OPINION IN SUPPORT OF JUDGMENT OF SENTENCE
DATED AUGUST 22, 2000 IN
COMPLIANCE WITH RULE 1925(A) OF
THE RULES OF APPELLATE PROCEDURE

Appellant appeals from this Court's Judgment of Sentence entered August 22, 2000 which imposed sentence following his conviction of Driving Under the Influence (.10 blood alcohol content or greater), Driving While License Suspended in violation of Section 1543(a) of the Vehicle Code, and Speeding, a violation of Section 3362(a)(3) of the Vehicle Code. Appellant had filed a Motion to Dismiss/Motion to Suppress Evidence on July 21, 1999, but said Motions were denied by the Honorable Kenneth D. Brown by Order dated March 14, 2000.

By Order dated September 28, 2000, this Court directed Appellant to file a Concise Statement of the Matters Complained of on Appeal within fourteen (14) days. Appellant has failed to file such a statement as of this date, November 9, 2000. As Appellant has not complied with the Order of September 28, 2000, pursuant to Commonwealth v Lord, 719 A.2d 306 (Pa. Super. 1998), it appears that any issues Appellant raises to the Superior Court will be deemed waived. In any event, the Court chooses not to bind the Superior Court to address an issue which Appellant may or may not wish to raise. See Commonwealth v Perez, 664 A.2d 582 (Pa. Super. 1995). The Court will therefore address nothing further in this Opinion.

By The Court,

Date: November 13, 2000

Dudley N. Anderson, Judge

cc: District Attorney
Michael Morrone, Esq.
Gary L. Weber, Esq.
Honorable Dudley N. Anderson