

IN THE COURT OF COMMON PLEAS OF LYCOMING COUNTY, PENNSYLVANIA

COMMONWEALTH OF PENNSYLVANIA, :
 :
 vs. : NO. 96-11,111
 :
 JEFFREY L. MILLER, :
 :
 Defendant : 1925(a) OPINION

Date: March 9, 2004

**OPINION IN SUPPORT OF THE ORDER OF DECEMBER 31, 2003 IN COMPLIANCE
WITH RULE 1925(a) OF THE RULES OF APPELLATE PROCEDURE**

Defendant, Jeffrey Miller, has appealed this Court's Opinion and Order of December 31, 2003, which denied his Post Conviction Relief Act Petition filed July 30, 2002. On February 3, 2004, this Court issued an Order in compliance with Pa.R.A..P. 1925(b) directing Defendant to file a Concise Statement of Matters Complained of on Appeal within fourteen days of the Order. Defendant filed his Statement of Matters Complained of on Appeal on February 19, 2004.

Upon reviewing the Statement of Matters Complained of on Appeal, the Court concludes that the issues raised therein have been addressed by the Court's Order of December 10, 2002 and the Opinion and Order of December 31, 2003. Accordingly, the Superior Court should deny Defendant's appeal and affirm the Opinion and Order of December 31, 2003.

BY THE COURT,

William S. Kieser, Judge

cc: Eric R. Linhardt, Esquire
Kenneth Osokow, Esquire
Judges
Christian Kalas, Esquire
Gary L. Weber, Esquire (Lycoming Reporter)