

IN THE COURT OF COMMON PLEAS OF LYCOMING COUNTY, PENNSYLVANIA

COMMONWEALTH : NO. 02-11,985
 :
 vs. :
 :
 OLIVER WALKER, :
 Defendant :

OPINION IN SUPPORT OF ORDER OF JANUARY 22, 2004
IN COMPLIANCE WITH RULE 1925(A) OF
THE RULES OF APPELLATE PROCEDURE

Defendant appeals from this Court's Judgment of Sentence entered January 22, 2004, which imposed sentence following his conviction of burglary and related charges.¹

By Order dated February 17, 2004, this Court directed Defendant to file a concise statement of the matters complained of on appeal within fourteen (14) days. Defendant has failed to file such a statement as of this date, March 9, 2004. As Defendant has not complied with the Order of February 17, 2004, pursuant to Commonwealth v. Lord, 719 A.2d 306 (Pa. 1998), it appears that any issues Defendant raises to Superior Court will be deemed waived. In any event, the Court chooses not to bind the Superior Court to address an issue which Defendant 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.

Dated: March 9, 2004

By The Court,

Dudley N. Anderson, Judge

cc: DA
Jason Poplaski, Esq.

¹ By Order dated February 9, 2004, the sentence was amended to consider that Count 3 should have merged with Count 1 for sentencing purposes.