

IN THE COURT OF COMMON PLEAS OF LYCOMING COUNTY, PENNSYLVANIA

COMMONWEALTH OF PENNSYLVANIA, :
 :
 vs. : NO. 342-2006
 :
 NATHANIEL CLARK, :
 :
 Defendant : 1925(a) OPINION

Date: March 26, 2007

**OPINION IN SUPPORT OF THE ORDER OF JANUARY 26, 2007 IN COMPLIANCE
WITH RULE 1925(a) OF THE RULES OF APPELLATE PROCEDURE**

Defendant Nathaniel Clark has appealed from the sentence imposed on January 26, 2007. Clark filed his notice of appeal on February 23, 2007. On March 1, 2007, this court issued an order pursuant to Pennsylvania Rules of Appellate Procedure Rule 1925(b) directing Clark to file a concise statement of matters complained of on appeal within fourteen days of the order. On March 13, 2007, Clark filed his concise statement of matters.

In the concise statement of matters, Clark raises one issue on appeal. Clark asserts that there was insufficient probable cause to arrest him. This assertion implies that the Honorable Dudley N. Anderson erred in denying Clark's Motion to Suppress. Since Clark is challenging a ruling issued by another court, this court will defer to that court and rely upon Judge Anderson's June 16, 2006 Opinion in support of the order issued the same date to address Clark's issue on appeal. Accordingly, Clark's appeal should be denied and the order of January 26, 2007 affirmed.

BY THE COURT,

William S. Kieser, Judge

cc: Guy R. Sciolla, Esquire
1910 Land Title Building
100 South Broad Street
Philadelphia, PA 19110

DA

Judges

Christian Kalas, Esquire

Gary L. Weber, Esquire (Lycoming Reporter)

Judge Dudley N. Anderson

Stacy Bower, Esquire