

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

**COMMONWEALTH**

**v.**

**JAVIER CRUZ-ECHEVARRIA,**  
**Defendant**

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**No. 615-2007**  
**CRIMINAL**  
**APPEAL**

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

The Commonwealth appeals this Court's Opinion and Order dated October 1, 2008, denying Defendant's Post Sentence Motion. The Court notes a Notice of Appeal was timely filed on October 28, 2008, and that the Defendant's Concise Statement of Matters Complained of on Appeal was then filed on November 26, 2008.

By way of Opinion, this Court will rely on its previous Opinion and Order filed October 1, 2008.

By the Court,

Dated: \_\_\_\_\_

Nancy L. Butts, Judge

xc: Ronald C. Travis, Esq.  
DA (EL & KO)  
Honorable Nancy L. Butts  
Trisha D. Hoover, Esq. (Law Clerk)  
Gary L. Weber (LLA)