IN THE COURT OF COMMON PLEAS OF LYCOMING COUNTY, PENNSYLVANIA

COMMONWEALTH OF PENNSYLVANIA	:	
	:	
v.	:	**No. 00-11,870**
	:	**CRIMINAL DIVISION**
KURTIS NIXON,	:	
Defendant	:	**APPEAL**

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

The Defendant appeals the Judgment of Sentence entered on December 22, 2003. The Court notes a Notice of Appeal was timely filed on October 4, 2005. This matter was dismissed due to counsel's failure to file an appellant brief in a timely manner. On January 4, 2008, this Court granted Defendant the right to file a second direct appeal nunc pro tunc. The Defendant's Concise Statement of Matters Complained of on Appeal was then filed on February 14, 2008.

By way of Opinion, this Court will rely on its previous Opinion and Order filed on April 13, 2004 and 1925(a) Opinion and Order filed on November 29, 2005.

By the Court,

Dated: _____ Nancy L. Butts, Judge

xc: DA
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Hon. Nancy L. Butts
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