

IN THE COURT OF COMMON PLEAS OF LYCOMING COUNTY, PENNSYLVANIA

COMMONWEALTH : No. CR-671-2008
vs. :
 : CRIMINAL DIVISION
 :
 :
 :
 :
 :
 : 1925(a) Opinion

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

This opinion is written in support of this Court's Order entered May 15, 2009, denying Defendant's Motion to Dismiss and granting the Commonwealth's Motion to Amend.¹ Rather than reiterate the Opinion that accompanied that Order, the Court adopts and incorporates by reference the Opinion and Order entered May 15, 2009.

DATE: _____

By The Court,

Kenneth D. Brown, P. J.

cc: A. Melissa Kalas, Esquire (ADA)
William Miele, Esquire (PD)
Work file
Gary Weber, Esquire (Lycoming Reporter)
Superior Court (original & 1)

¹ The Court amended this Order on May 22, 2009, to include language that would allow Defendant to file a petition for permission to appeal in accordance with 42 Pa.C.S.A. §702(b) and Rule 1311 of the Rules of Appellate Procedure.