

IN THE COURT OF COMMON PLEAS OF LYCOMING COUNTY, PENNSYLVANIA

COMMONWEALTH : **No. 105-2008**
vs. : **CRIMINAL**
:
NORMAN JENNINGS, : **Post Sentence Motion**
Defendant :

ORDER

AND NOW, this ____ day of February 2009, the Court summarily DENIES Defendant's post sentence motion raising the sufficiency of the evidence and the weight of the evidence and claiming his sentence was excessive. Defendant waived his right to a jury trial and proceeded to a nonjury trial before the Court. The Court, as it did in its verdict, finds the Commonwealth presented sufficient evidence to support Defendant's convictions. Although Defendant discusses Mr. Brown's testimony in his motion, he ignores other evidence presented by the Commonwealth such as testimony about Defendant's flight when the police arrived to execute a search warrant at his apartment, which indicated his consciousness of guilt. Similarly, the Court's verdict did not shock its sense of justice.

The Court also believes its sentence was appropriate in light of threat to the public based on Defendant's criminal record of similar offenses, his prior opportunities for rehabilitation, and the bench warrants in this case.

By The Court,

Kenneth D. Brown, P.J.

cc: Robert Cronin, Esquire (APD)
Mary Kilgus, Esquire (ADA)
Gary Weber, Esquire (Lycoming Reporter)
Work file