

2011 pre-trials, to which the Defendant did not object as indicated in the Court's Order of August 30, 2011. This continuance excluded the time extending until the last date of that trial term, which was December 16, 2011. The Court finds this additional 108 day period of time is also excludable from the Defendant's Rule 600 period as the defense' indication of approval or acceptance of a continuance excludes the time associated with the continuance as a defense request under Rule 600. See Commonwealth v. Hunt, 858 A.2d 1234 (Pa. Super. 1984). See also Commonwealth v. Guldin, 463 A.2d 1011, 1014 (Pa. 1983). With the total period of excludable time being 223 days, the Court finds that the Defendant's new Rule 600 date under 1253-2010 will be on or about February 22, 2012, and under 1270-2010 on or about February 8, 2012.

As the Defendant's Rule 600 dates have not yet been reached, the Court can find no reason to grant the Defendant's Motion.

In light of the foregoing, it is ORDERED and DIRECTED that the Defendant's Motion to Dismiss pursuant to Rule 600 is DENIED.

By the Court,

Date:

Nancy L. Butts, President Judge

xc: DA
Jeana A. Longo, Esq.
Court Administrator