

IN THE COURT OF COMMON PLEAS OF LYCOMING COUNTY, PENNSYLVANIA

COMMONWEALTH OF PENNSYLVANIA :
 :
 :
 v. : **No. 633-2010**
 : **CRIMINAL DIVISION**
 MATTHEW PRENTISS, : **APPEAL**
 Defendant :

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

The Defendant appeals the Order of the Court dated October 20, 2010, which denied the Defendant's Motion to Suppress, and the Court's Order of March 3, 2011, which found the Defendant guilty of two counts of Driving Under the Influence of Alcohol. The Defendant filed a Notice of Appeal on March 30, 2011, and on April 5, 2011, the Court directed the Defendant, in accordance with Pa.R.A.P. No. 1925(b), to file within thirty days a concise statement of matters complained of on appeal. The Court received the Defendant's concise statement on April 13, 2011.

The Defendant raises one issue on appeal; 1) the Court erred in denying the Defendant's Motion to Suppress as the Commonwealth failed to establish that the officers had reasonable suspicion for their investigative detention of the Defendant.

For the purposes of this Opinion, this Court will rely on the Order of the Court dated October 20, 2010, which denied the Defendant's Motion to Suppress.

DATE: _____

By the Court,

Nancy L. Butts, President Judge

xc: DA
Stephen F. Becker, Esq.
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Gary L. Weber (LLA)

