

IN THE COURT OF COMMON PLEAS OF LYCOMING COUNTY, PENNSYLVANIA

COMMONWEALTH OF PENNSYLVANIA :
 :
 v. : No: 212-2003
 :
 BENJAMIN BROWN, : CRIMINAL DIVISION
 : APPEAL
 Defendant :

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

Benjamin Brown (Defendant) appeals the denial of his Petition for Writ of Habeas Corpus filed by this Court on December 10, 2012. The Defendant filed a Notice of Appeal on January 3, 2013 and on January 7, 2013, this Court directed the Defendant, in accordance with Pa.R.A.P. No. 1925(b), to file within thirty (30) days a concise statement of matters complained of on appeal. The Court received the Defendant's concise statement on January 30, 2013. The Defendant alleges that the Court erred in the denial of the Writ of Habeas Corpus. Specifically, the Defendant contends that the Court did not properly apply and weigh the factors set forth in Barker v. Wingo, 407 U.S. 514 (1972).

For purposes of this Opinion, the Court will rely on its Opinion and Order filed December 10, 2012, which after weighing the Barker factors, found that the Defendant was not entitled to the dismissal of his charges and denied his Petition for Writ of Habeas Corpus.

DATE: _____

By the Court,

Nancy L. Butts, President Judge

xc: DA
Amy Boring, Esq.