

IN THE COURT OF COMMON PLEAS OF LYCOMING COUNTY, PENNSYLVANIA

COMMONWEALTH : No. CP-41-CR-1551-2017  
Appellant :  
vs. : CRIMINAL DIVISION  
 :  
 :  
 :  
 :  
SHAWN RHINEHART, :  
 :  
 : 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 on May 28, 2019. The court would rely on the Opinion accompanying that Order, which was based on the Superior Court decision in *Commonwealth v. Wyatt*, 203 A.3d 1115 (Pa. Super. 2019).

The court would also note that, through defense motions and/or agreement of the parties to resolve defense motions, the evidence regarding Appellee’s alleged marijuana/cannabis use on the day or night prior to the accident and any opinion and/or observations of any drug recognition expert discussed or mentioned at the preliminary hearing was rendered inadmissible. See Order entered on March 20, 2018 (dated March 15, 2018); Order entered June 19, 2018 (dated June 12, 2018).

DATE: \_\_\_\_\_

By The Court,

\_\_\_\_\_  
Marc F. Lovecchio, Judge

cc: Kenneth Osokow, Esquire (DA)  
Brian Manchester, Esquire  
124 West Bishop Street, Bellefonte PA 16823  
Work file  
Gary Weber, Esquire (Lycoming Reporter)  
Superior Court (original & 1)