

IN THE COURT OF COMMON PLEAS OF LYCOMING COUNTY, PENNSYLVANIA

COMMONWEALTH OF PENNSYLVANIA	:	No. CR-2155-2015
	:	441 MDA 2022
v.	:	
	:	
JAMES F. HOLMES, Defendant	:	CRIMINAL DIVISION APPEAL

*Date: May 2, 2022*

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

James F. Holmes (hereinafter referred to as “Appellant”) has appealed this Court’s Order docketed February 17, 2022, wherein his Petition for Post Conviction Collateral Relief was denied. Appellant’s Notice of Appeal was timely filed on March 14, 2022, and Appellant filed his Concise Statement of Matters Complained of on Appeal on April 8, 2022. Appellant filed an “Addendum” to his Concise Statement on April 22, 2022. The Appellant raises seven issues in his timely filed Concise Statement, and an additional issue in his untimely filed “Addendum,” regarding the errors made by the PCRA Court in finding “no merit” for a number of his claims.

The first six issues Appellant raises, along with the additional issue in the addendum, were thoroughly addressed by the Court in its Opinion and Order docketed February 17, 2022, and for purposes of this Opinion, the Court will rely on that Opinion and Order. Appellant’s seventh issue alleges that PCRA Counsel was ineffective for failure to depose witnesses and to interview prior counsel to determine the credibility of his various claims. Trisha Hoover Jasper, Esquire, in her Petition to Withdraw as Counsel and accompanying Turner/Finley letter, indicated her review of the issues in

the case consisted of oral and written communication with the Appellant, review of state court records, review of the file from prior counsel's office, and research into the relevant caselaw. This Court finds that her review and analysis was thorough and complete when determining there was no merit to any of Appellant's claims that were not previously litigated. Accordingly, this Court respectfully requests that the February 17, 2022, Order denying Appellant's Petition for Post Conviction Collateral Relief due to his failure to meet his burden of proof on all grounds be affirmed and the instant appeal be dismissed.

BY THE COURT,

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Ryan M. Tira, Judge

RMT/jel

cc: Superior Court (Original +1)  
DA (M. Welickovitch, Esquire)  
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Gary Weber, Esquire  
Jennifer E. Linn, Esquire – Judge Tira's Office