

**IN THE SUPREME COURT OF PENNSYLVANIA
WESTERN DISTRICT**

RICHARD THOMAS PERRY,	:	No. 148 WAL 2007
	:	
Respondent	:	
	:	Petition for Allowance of Appeal from the
v.	:	Order of the Superior Court entered
	:	February 22, 2007 at No. 60 WDA 2006,
	:	affirming the Order of the Court of
	:	Common Pleas of Allegheny County
JAMES MCCAFFERY,	:	entered December 6, 2005, at No. GD 04-
	:	001238.
Petitioner	:	

ORDER

PER CURIAM

AND NOW, this 20th day of December, 2007, the Petition for Allowance of Appeal is **GRANTED**. The Order of the Superior Court is **VACATED** and this matter is **REMANDED** to the Superior Court to address Petitioner's third claim. See Commonwealth v. Laboy, 2007 WL 4163852 (Pa. 11/26/2007).