## IN THE SUPREME COURT OF PENNSYLVANIA EASTERN DISTRICT

COMMONWEALTH OF PENNSYLVANIA, : No. 539 EAL 2013

Petitioner

: Petition for Allowance of Appeal from the

: Unpublished Memorandum and Order

v. : of the Superior Court at No. 2097 EDA

2012 filed September 26, 2013, vacatingthe Judgment of Sentence of the

SURREAL CUNNINGHAM, : Philadelphia County Court of Common

: Pleas at No. CP-51-CR-0011639-2011

Respondent : filed June 21, 2012

## **ORDER**

## **PER CURIAM**

**AND NOW**, this 26th day of August, 2014, the Petition for Allowance of Appeal is **GRANTED**, the order of the Superior Court is **VACATED**, and the matter is **REMANDED** to that court for reconsideration in light of <u>Commonwealth v. Castro</u>, 19 EAP 2013, 2014 Pa. Lexis 1515 (Pa. filed June 16, 2014). Jurisdiction relinquished.