

**[J-121C-2016]**  
**IN THE SUPREME COURT OF PENNSYLVANIA**  
**MIDDLE DISTRICT**

COMMONWEALTH OF PENNSYLVANIA,	:	No. 48 MAP 2016
	:	
Appellee	:	Appeal from the Order of the Superior
	:	Court dated February 10, 2015 at No.
	:	287 MDA 2014 Affirming the Order of
v.	:	the Court of Common Pleas of
	:	Lancaster County, Criminal Division,
	:	dated January 15, 2014 at No. CP-36-
TAURUS KENYATA GILBERT,	:	CR-0002038-2003.
	:	
Appellant	:	SUBMITTED: December 6, 2016

**ORDER**

**PER CURIAM**

**AND NOW**, this 22<sup>nd</sup> day of August, 2017, the decision of the Superior Court is REVERSED. See *Commonwealth v. Muniz*, \_\_\_ A.3d \_\_\_, 2017 WL 3173066 (Pa. July 19, 2017).

The “Application to Amend Caption *Nunc Pro Tunc*” is DENIED.

Chief Justice Saylor files a concurring statement.

Justice Mundy did not participate in the consideration or decision of this case.