

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

COMMONWEALTH OF PENNSYLVANIA,	:	No. 208 MAL 2006
	:	
Petitioner	:	Petition for Allowance of Appeal from the
	:	Memorandum and Order of the Superior
	:	Court (Musmanno, Orié Melvin, JJ and
v.	:	McEwen, PJE), entered December 14,
	:	2005, at No. 1371 MDA 2001, affirming in
	:	part and vacating in part the Judgment of
MICHAEL L. SANFORD,	:	Sentence of the Court of Common Pleas
	:	of Berks County (Schmehl, J), entered
Respondent	:	July 25, 2001, at No. 5310/00.

ORDER

PER CURIAM

DECIDED: November 21, 2006

The Petition for Allowance of Appeal is hereby **GRANTED**, and the order of the Superior Court is **REVERSED**. See Commonwealth v. Sanford, 863 A.2d 428 (Pa. 2004). Jurisdiction relinquished.

Mr. Justice Saylor notes his dissent.