

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

COMMONWEALTH OF PENNSYLVANIA,	:	No. 221 EAL 2004
	:	
Respondent	:	
	:	
v.	:	Petition for Allowance of Appeal from the
	:	Order of the Superior Court
	:	
NILE MONTGOMERY,	:	
	:	
	:	
Petitioner	:	

ORDER

PER CURIAM

AND NOW, this 6th day of December 2007, the Petition for Allowance of Appeal is **GRANTED**, the order of the Superior Court is **VACATED**, and the matter is **REMANDED** to the Superior Court for further consideration in light of our decision in Commonwealth v. Bennett, 930 A.2d 1264 (Pa. 2007).