

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

WECARE ORGANICS, LLC,	:	No. 225 MAL 2006
	:	
Petitioner	:	
	:	
v.	:	Petition for Allowance of Appeal from the
	:	Order of the Commonwealth Court at 945
	:	CD 2005, dated February 28, 2006
	:	affirming the order of the Court of
	:	Common Pleas of Schuylkill County at S-
THE ZONING HEARING BOARD OF	:	231-2004, dated April 19, 2005
SCHUYLKILL COUNTY,	:	
PENNSYLVANIA,	:	
	:	
Respondent	:	

ORDER

PER CURIAM

DECIDED: December 17, 2007

AND NOW, this 17th day of December, 2007, the Petition for Allowance of Appeal is **GRANTED**, the order of the Commonwealth Court is **VACATED**, and the matter is remanded to the Commonwealth Court for further proceedings consistent with Wistuk v. Lower Mt. Bethel Township Zoning Hearing Board, 925 A.2d 768 (Pa. 2007) and 53 P.S. §10908(9) (requiring that the applicant agree in writing or on the record to an extension of time).