

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

|                               |   |   |
|-------------------------------|---|---|
| ELIAS NIEVES,                 | : | 28 MAP 2010                             |
|                               | : |   |
| Appellant                     | : | Appeal from the Order of the            |
|                               | : | Commonwealth Court dated April 28, 2010 |
|                               | : | at No. 113 M.D. 2009                    |
| v.                            | : |   |
|                               | : |   |
|                               | : |   |
| PENNSYLVANIA BOARD OF         | : |   |
| PROBATION AND PAROLE, AND     | : |   |
| PENNSYLVANIA DEPARTMENT OF    | : |   |
| CORRECTIONS AND DEPARTMENT OF | : |   |
| CORRECTIONS COMMUNITY         | : |   |
| CORRECTIONS CENTER,           | : |   |
|                               | : |   |
| Appellees                     | : |   |

**ORDER**

**PER CURIAM**

**DECIDED: December 21, 2011**

**AND NOW**, this 21<sup>ST</sup> day of December, 2011, the Order of the Commonwealth Court is hereby **Affirmed**.