IN THE SUPREME COURT OF PENNSYLVANIA
MIDDLE DISTRICT

COMMONWEALTH OF PENNSYLVANIA,	: No. 349 MAL 2011
	:
Petitioner	:
	: Petition for Allowance of Appeal from the
	: **Unpublished Memorandum and Order**
v.	: of the Superior Court at No. 148 MDA
	: 2009 filed February 10, 2011, **affirming**
	: the Judgment of Sentence of the Berks
TERRY DAVID KLINE, JR.,	: County Court of Common Pleas at No.
	: CP-06-CR-0005241-2007 filed December
Respondent	: 19, 2008

ORDER

PER CURIAM DECIDED: March 5, 2014

AND NOW, this 5th day of March, 2014, the Petition for Allowance of Appeal is **GRANTED**, the portion of the Superior Court's order which vacated Respondent's judgment of sentence with regard to his conviction for conspiracy to commit third-degree murder is **VACATED**, and the matter is **REMANDED** to the Superior Court for reinstatement of Respondent's judgment of sentence for conspiracy to commit third-degree murder pursuant to Commonwealth v. Fisher, et. al., __A.3d__, 2013 WL 5827178 (Pa. filed October 30, 2013).