

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

COMMONWEALTH OF PENNSYLVANIA,	:	No. 471 EAL 2001
	:	
Petitioner	:	
	:	
v.	:	Petition for Allowance of Appeal from the
	:	judgment of the Superior Court at 3175
	:	EDA 2000, dated August 23, 2001
	:	vacating and remanding the order of the
	:	Court of Common Pleas of Philadelphia
JOSE HERNANDEZ,	:	County at 0315 1/1 dated July 3, 1997.
	:	
Respondent	:	

ORDER

PER CURIAM

AND NOW, this 13th day of May, 2004, the Petition for Allowance of Appeal is hereby GRANTED. The Superior Court's judgment is VACATED and Respondent's PCRA petition is hereby DISMISSED. Commonwealth v. Robinson, 837 A.2d 1157 (Pa. 2003).