

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

COMMONWEALTH OF PENNSYLVANIA,	:	No. 834 MAL 2012
	:	
Petitioner	:	
	:	
v.	:	Petition for Allowance of Appeal from the
	:	Unpublished Memorandum and Order of
	:	the Superior Court at No. 462 MDA 2011
	:	filed September 20, 2012, affirming the
	:	Judgment of Sentence of the Berks
KENNETH R. KLINE,	:	County Court of Common Pleas at No.
	:	CP-06-CR-0005240-2007 filed December
Respondent	:	19, 2008

ORDER

PER CURIAM

DECIDED: March 5, 2014

AND NOW, this 5th day of March, 2013, 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).