

**[J-181B-1998]**  
**IN THE SUPREME COURT OF PENNSYLVANIA**  
**WESTERN DISTRICT**

COMMONWEALTH OF PENNSYLVANIA,	:	No. 18 W.D. Appeal Docket 1998
	:	
Appellee	:	Appeal from the Order of the Superior
	:	Court entered July 16, 1997 at
	:	1384PGH96, affirming the Judgment of
v.	:	Sentence of the Court of Common Pleas,
	:	Cambria County, Criminal Division,
	:	entered February 13, 1996 at 1995-1535.
DELROY ANTHONY BAILEY,	:	
	:	
Appellant	:	Argued: September 17, 1998
	:	
	:	

**CONCURRING STATEMENT**

**MR. JUSTICE CASTILLE**

**FILED: JULY 21, 1999**

I concur in the decision reversing the Superior Court based on my concurring opinion in Commonwealth v. Shaffer, No. 95 W.D. Appeal Docket 1997 (Pa. July 20, 1999).