[J-36-2007] IN THE SUPREME COURT OF PENNSYLVANIA MIDDLE DISTRICT

COMMONWEALTH OF PENNSYLVANIA,: No. 114 MAP 2006

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Appellee

: Appeal from the Order of the Superior

: Court dated March 29, 2006, at No. 1175

v. : MDA 2005, reversing the Order of the

: Court of Common Pleas of Bradford

: County entered on June 13, 2005 to

JUNE M. ROBY-SPENCER, : Docket No. 05 CR 000178.

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Appellant : 898 A.2d 1133 (Pa. Super. 2006)

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: ARGUED: May 14, 2007

ORDER

PER CURIAM DECIDED: November 20, 2007

The appeal is dismissed as improvidently granted.

Mr. Justice Baer files a dissenting statement in which Mr. Justice Castille and Madame Justice Baldwin join.