

NON-PRECEDENTIAL DECISION - SEE SUPERIOR COURT I.O.P. 65.37

COMMONWEALTH OF PENNSYLVANIA,

Appellee

v.

GLENN MICHAEL KRESS, JR.,

Appellant

IN THE SUPERIOR COURT OF
PENNSYLVANIA

No. 1760 WDA 2013

Appeal from the Judgment of Sentence of August 7, 2013
In the Court of Common Pleas of Allegheny County
Criminal Division Docket No: CP-02-SA-001157-2013

BEFORE: BENDER, P.J.E., OLSON and FITZGERALD,* JJ.

JUDGMENT ORDER PER CURIAM:

FILED JUNE 24, 2014

Appellant, Glenn Michael Kress, Jr., appeals *pro se* from the judgment of sentence entered on August 7, 2013. We dismiss the appeal.

Appellant was found guilty of speeding.¹ He filed a timely summary appeal with the Court of Common Pleas of Allegheny County; however, he failed to appear for his trial *de novo*. Therefore, the trial court found him guilty. This timely appeal followed.

Instead of filing a brief on appeal, Appellant filed a one-page letter which requests relief based on equitable principles. This letter fails to comply with several Pennsylvania Rules of Appellate Procedure. **See, e.g.,** Pa.R.A.P. 2111, 2114, 2116, 2117, 2118, and 2119.

¹ 75 Pa.C.S.A. § 3362(a)(3).

*Former Justice specially assigned to the Superior Court.

“[W]e decline to become the appellant’s counsel. When . . . briefs are wholly inadequate to present specific issues for review, a Court will not consider the merits thereof.” **Branch Banking & Trust v. Gesiorski**, 904 A.2d 939, 942–943 (Pa. Super. 2006) (internal alteration and citation omitted). Although we could discuss the deficiencies with respect to each rule of court listed above, we focus on Pennsylvania Rule of Appellate Procedure 2116, which provides that “No question will be considered unless it is stated in the statement of questions involved or is fairly suggested thereby.” Pa.R.A.P. 2116(a).

The lack of a statement of questions involved, along with the other deficiencies, renders Appellant’s letter “wholly inadequate to present specific issues for review.” **Gesiorski**, 904 A.2d at 942. Therefore, pursuant to Pennsylvania Rule of Appellate Procedure 2101, we are constrained to dismiss the appeal.^{2 3}

² Pennsylvania Rule of Appellate Procedure 2101 provides that:

Briefs . . . shall conform in all material respects with the requirements of these rules as nearly as the circumstances of the particular case will admit, . . . if the defects are in the brief or reproduced record of the appellant and are substantial, the appeal or other matter may be quashed or dismissed.

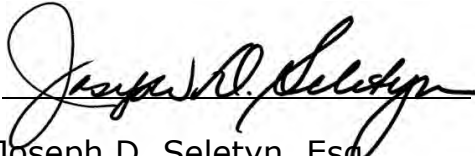
Pa.R.A.P. 2101.

³ Even if we were to consider the merits of Appellant’s appeal, we would affirm. There is no requirement that radar be used to determine a vehicle’s speed. Other methods, such as VASCAR, can be used. **See Commonwealth v. Davis**, 734 A.2d 879, 881 (Pa. Super. 1999).

J-A19027-14

Appeal dismissed.

Judgment Entered.

A handwritten signature in black ink, appearing to read "Joseph D. Seletyn", written over a horizontal line.

Joseph D. Seletyn, Esq.
Prothonotary

Date: 6/24/2014