

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

COMMONWEALTH OF PENNSYLVANIA,	:	No. 5 WAL 2015
	:	
Petitioner	:	
	:	
v.	:	Petition for Allowance of Appeal from
	:	the Order of the Superior Court
	:	
	:	
	:	
CIPRIANO GARIBAY,	:	
	:	
Respondent	:	

ORDER

PER CURIAM

AND NOW, this 14th day of October, 2015, the Petition for Allowance of Appeal is **DENIED**.

Justice Eakin files a dissenting Statement which is joined by Justice Stevens.