

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

COMMONWEALTH OF PENNSYLVANIA,	:	No. 472 MAL 2016
	:	
Respondent	:	
	:	
v.	:	Petition for Allowance of Appeal from
	:	the Unpublished Memorandum and
	:	Order of the Superior Court at No. 930
	:	MDA 2014 entered on June 10, 2016,
	:	affirming the Judgment of Sentence of
RICHARD ARDEN REDMAN,	:	the Bradford County Court of Common
	:	Pleas at No. CP-08-CR-0000580-2013
Petitioner	:	entered on May 13, 2014

ORDER

PER CURIAM

DECIDED: August 31, 2017

AND NOW, this 31st day of August, 2017, the Petition for Allowance of Appeal is **GRANTED, LIMITED TO** the issue set forth below. The issue, as stated by Petitioner, is:

Whether the Superior Court's decision conflicts with another Superior Court decision by holding in the instant case that a warrantless legal blood draw can be administered on an unconscious driver where the police officer has probable cause to arrest the driver which is in direct conflict with the holding of the published opinion in *Commonwealth v. Myers*[, 118 A.3d 1122 (Pa. Super. 2015)]?

The order of the Superior Court is **VACATED**, and the case is **REMANDED** for reconsideration in light of *Commonwealth v. Myers*, ___ A.3d ___, 2017 WL 3045867 (Pa. July 19, 2017). Allocatur is **DENIED** without prejudice as to all remaining issues, as the Superior Court has not yet considered them in the first instance, and it may do so on remand.

