

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

GENERAL MOTORS, LLC	:	No. 778 MAL 2017
	:	
	:	
v.	:	Petition for Allowance of Appeal from
	:	the Order of the Commonwealth Court
	:	
BUREAU OF PROFESSIONAL AND	:	
OCCUPATIONAL AFFAIRS, STATE	:	
BOARD OF VEHICLE	:	
MANUFACTURERS, DEALERS AND	:	
SALESPERSONS	:	
	:	
	:	
PETITION OF: BUDD BAER, INC. D/B/A	:	
BUDD BAER BUICK GMC; MEL GRATA	:	
CHEVROLET, INC.; AND TURNER	:	
AUTOMOTIVE OF NEW HOLLAND, INC.	:	
D/B/A TURNER BUICK GMC	:	

ORDER

PER CURIAM

AND NOW, this 14th day of May, 2018, the Petition for Allowance of Appeal is

GRANTED. The issues, as stated by Petitioners, are:

- (1) Did the Commonwealth Court err in concluding that, as a matter of first impression, GM is permitted to eliminate statutory protections provided to Dealers by unilaterally altering the Dealers' warranty labor reimbursement rate?
- (2) Did the Commonwealth Court err by failing to give proper deference to the Board's decision interpreting the Act?
- (3) Did the Commonwealth Court err in concluding that, as a matter of first impression, GM is permitted to impose a surcharge on Dealers seeking retail reimbursement for parts alone, although the plain language of the Act provides that a manufacturer may only surcharge dealers seeking retail rate reimbursement for both parts and labor?

Additionally, the Application to Withdraw as a Party to Petition for Allowance of Appeal, filed by Turner Buick GMC, is **GRANTED** with prejudice.

Justice Baer did not participate in the consideration or decision of this matter.