

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

COMMONWEALTH OF PENNSYLVANIA,	:	No. 373 MAL 2007
	:	
Respondent	:	Petition for Allowance of Appeal from the
	:	Order and Memorandum of the Superior
v.	:	Court (Kelly & Panella, JJ.; Concurring
	:	and Dissenting Statement, Joyce, J.)
	:	dated April 12, 2007 affirming the Order of
RICKY TEJEDA,	:	the Court of Common Pleas of Lehigh
	:	County (McGinley, J.) dated June 28,
Petitioner	:	2006.
	:	
	:	

ORDER

PER CURIAM

DECIDED: September 13, 2007

AND NOW, this 13th day of September 2007, the Petition for Allowance of Appeal is **GRANTED**. The order of the Superior Court is **REVERSED** and the case is **REMANDED** to the PCRA court to consider whether petitioner is entitled to file a Petition for Allowance of Appeal to this Court *nunc pro tunc* based upon trial counsel's alleged ineffectiveness in failing to file a requested timely petition for allowance of appeal. See Commonwealth v. Liebel, 825 A.2d 630 (Pa. 2003). Jurisdiction is relinquished.