

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

|   |   |                                       |
|---|---|---------------------------------------|
| CLYDE SHAVALIER   | : | No. 38 WAP 2005                       |
|   | : |                                       |
| Appellant   | : |                                       |
|   | : | Appeal from the Order of the          |
|   | : | Commonwealth Court entered August 22, |
| v.  | : | 2005 at No. 236MD2005.                |
|   | : |                                       |
|   | : |                                       |
| JEFFREY A. BEARD, SECRETARY,<br>PENNSYLVANIA DEPARTMENT OF<br>CORRECTIONS AND THE ATTORNEY<br>GENERAL | : |                                       |
|   | : |                                       |
| Appellees   | : |                                       |

**ORDER**

**PER CURIAM**

**AND NOW**, this 22<sup>nd</sup> day of February, 2006, it is hereby ordered that the Order of the Commonwealth Court is affirmed.

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