

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

IN RE: ESTATE OF JOHN E. HORNER,	:	Nos. 478 & 479 MAL 2003
DECEASED, OMEGA BANK, EXECUTOR:	:	
OF THE ESTATE OF JOHN E. HORNER,	:	Petition for Allowance of Appeal from the
DECEASED, SUCCESSOR TO JOHN E.	:	Order of the Superior Court of
HORNER, AN INCAPACITATED	:	Pennsylvania (Todd, Bowes and Tamilia,
PERSON BY HIS LIMITED GUARDIAN,	:	JJ.), Dated March 28, 2003, Nos. 1577
THE PEOPLES NATIONAL BANK OF	:	and 1582 MDA 2001, Affirming the Order
CENTRAL PENNNNSYLVANIA,	:	of the Court of Common Pleas of Centre
	:	County Dated September 17, 2001.
	:	
Respondents	:	
	:	
v.	:	
	:	
	:	
KENNETH E. HORNER,	:	
	:	
	:	
Petitioner	:	

**ORDER**

**PER CURIAM**

**DECIDED: December 4, 2003**

**AND NOW**, this 4<sup>th</sup> day of December 2003, the Petitions for Allowance of Appeal are GRANTED, the order of the Superior Court is VACATED, and the matter is REMANDED to the Court of Common Pleas of Centre County for entry of an order conforming to Pa.R.C.P. 1517(a). See Chalkey v. Roush, 805 A.2d 491, 497 (Pa. 2002) (given confusion in courts below concerning whether party must file post-trial motions to preserve issues following equity trial where court's order fails to comply with Rule 1517(a), holding requiring such motions is made prospective and pending matter remanded for court to enter order conforming to Rule 1517(a)).