

[483 EAL 2001]
IN THE SUPREME COURT OF PENNSYLVANIA
EASTERN DISTRICT

COMMONWEALTH OF PENNSYLVANIA,	:	No. 483 EAL 2001
	:	
Petitioner	:	Petition for Allowance of Appeal from the
	:	Order of the Superior Court
	:	
v.	:	
	:	
	:	
WAYNE DAVIS,	:	
	:	
Respondent	:	

DISSENTING STATEMENT

MR. JUSTICE NIGRO

Filed: November 12, 2002

I respectfully dissent from the Court's per curiam order reversing the instant matter for the reasons set forth in my concurring and dissenting opinion in Commonwealth v. Eller, 2002 WL 31118999 (Pa. 2002).