

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

|                               |   |                                       |
|-------------------------------|---|---------------------------------------|
| JAMES GREEN,                  | : | No. 4 WAP 2009                        |
|                               | : |                                       |
| Appellant                     | : |                                       |
|                               | : | Appeal from the Order of the          |
| v.                            | : | Commonwealth Court dated February 17, |
|                               | : | 2009 at No. 26 MD 2009.               |
|                               | : |                                       |
|                               | : |                                       |
| COMMONWEALTH OF PENNSYLVANIA, | : |                                       |
| PENNSYLVANIA BOARD OF         | : |                                       |
| PROBATION AND PAROLE,         | : |                                       |
|                               | : |                                       |
| Appellee                      | : |                                       |

**ORDER**

**PER CURIAM:**

**AND NOW**, this 16th day of February, 2010, the order of the Commonwealth Court is **AFFIRMED**.