

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

COMMONWEALTH OF PENNSYLVANIA,	:	No. 621 MAL 2002
	:	
Respondent	:	Petition for Allowance of Appeal from the
	:	Order of the Superior Court
	:	
v.	:	
	:	
	:	
WILDER SALAZAR,	:	
	:	
Petitioner	:	

ORDER

PER CURIAM

DECIDED: December 3, 2002

AND NOW, this 3rd day of December, 2002, the Petition for Allowance of Appeal is **GRANTED**. The Superior Court order quashing petitioner's appeal based upon the untimely filing of a post sentence motion is **REVERSED**. Pennsylvania Rule of Criminal Procedure 720(A)(1) requires, "a written post-sentence motions shall be filed no later than 10 days after imposition of sentence." These days are computed to exclude the first day and include the last day of this period; when the last day falls on a Saturday or Sunday, those days are omitted from the computation. 1 Pa.C.S. § 1908. Petitioner's post sentence motion was filed on the last permissible date, and was therefore timely.

Accordingly, the order of the Superior Court is reversed and this matter is **REMANDED** to the Superior Court for consideration on the merits. Jurisdiction relinquished.