

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

LEE FREDERIC YAGER,	:	No. 72 M.D. Appeal Docket, 2000
	:	
Appellee	:	(Direct Appeal)
	:	
v.	:	Appeal from the order of the Court of
	:	Common Pleas of Chester County entered
	:	02/15/2000 at No. 99-09824
COMMONWEALTH OF PENNSYLVANIA,	:	
DEPARTMENT OF TRANSPORTATION,	:	
BUREAU OF DRIVER LICENSING,	:	
	:	
Appellant	:	

ORDER

PER CURIAM

DECIDED: May 22, 2001

AND NOW, this 22nd day of May, 2001, the order of the Court of Common Pleas of Chester County is reversed. The case is remanded for further proceedings consistent with this Court's decisions in Commonwealth, Department of Transportation v. McCafferty, 758 A.2d 1155 (Pa. 2000); Harrington v. Commonwealth of Pennsylvania, Department of Transportation, 736 A.2d 386 (Pa. 2000).

Mr. Justice Cappy files a concurring statement.