

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

COMMONWEALTH OF PENNSYLVANIA,	:	No. 919 MAL 2006
	:	
Petitioner	:	
	:	
v.	:	Petition for Allowance of Appeal from the
	:	Memorandum and Order of the Superior
	:	Court entered June 28, 2006, at No. 72
	:	EDA 2005, vacating the Judgment of
	:	Sentence of the Court of Common Pleas
GERALD KIZER,	:	of Monroe County, Criminal Division,
	:	entered December 21, 2004, at No. 944
Respondent	:	CR 2004.
	:	

ORDER

PER CURIAM

DECIDED: April 18, 2007

The Petition for Allowance of Appeal is hereby **GRANTED**, and the order of the Superior Court is **REVERSED** pursuant to PennDOT v. Weaver, 912 A.2d 259 (Pa. 2006). Jurisdiction relinquished.