[J-215-2003] IN THE SUPREME COURT OF PENNSYLVANIA WESTERN DISTRICT

COMMONWEALTH OF PENNSYLVANIA,: 17 WAP 2002

Appellant

: Appeal from the Order of the Court of

: Common Pleas of Mercer County entered

v. : on April 8, 2002, at 1954 Criminal 2001.

•

CARL A. SZUGYE, : Submitted: November 7, 2003

Submitted. Novei

Appellee

<u>ORDER</u>

PER CURIAM: DECIDED: DECEMBER 16, 2003

AND NOW, this 16th day of December, 2003, the Order of the Court of Common Pleas of Mercer County is AFFIRMED. See Commonwealth v. Mockaitis, 2003 WL 22358576 (Pa. Oct. 16, 2003).