[J-226-2003] IN THE SUPREME COURT OF PENNSYLVANIA WESTERN DISTRICT

COMMONWEALTH OF PENNSYLVANIA,: 85 WAP 2002

Appellant

Appeal from the Order of the Court ofCommon Pleas of Mercer County dated

v. : November 14, 2002, at 403 Criminal 2002.

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: Submitted: November 7, 2003

GERALD RAY WILKERSON,

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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. <u>See Commonwealth v. Mockaitis</u>, 2003 WL 22358576 (Pa. Oct. 16, 2003).