

**IN THE SUPREME COURT OF PENNSYLVANIA  
WESTERN DISTRICT  
J-9-2002**

COMMONWEALTH OF PENNSYLVANIA,	:	No. 57 WAP 2001
	:	
Appellee	:	
	:	Application for Reargument
	:	
v.	:	
	:	
	:	
TAIBU MODAMU GRANT A/K/A BRYANT	:	
DAMU TAIBU A/K/A/ TYRONE GRAMM,	:	
	:	
Appellant	:	

**ORDER**

**PER CURIAM**

AND NOW, this 28<sup>th</sup> day of April, 2003, the Application for Reargument is DENIED. We clarify that the rule announced in Commonwealth v. Grant, 813 A.2d 726 (Pa. 2002), does not apply to claims of ineffective assistance of counsel where the intermediate appellate court on direct appeal has rendered a disposition on the merits.