

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

LYNN ALAN PADGETT,	:	No. 35 MAP 2019
	:	
Appellant	:	Appeal from the Order of the
	:	Commonwealth Court, at No. 308
	:	MD 2018, dated February 26, 2019.
v.	:	
	:	
JOHN WETZEL, AND TABB BICKELL,	:	
AND MICHAEL WENEROWICK, AND	:	
TREVOR WINGARD,	:	
	:	
Appellees	:	

DISSENTING STATEMENT

JUSTICE WECHT

FILED: February 19, 2020

For the reasons stated in my dissenting opinion in *Sutton v. Bickell*, __ A.3d __, 2019 WL 6139029 at *6-8 (Pa. Nov. 20, 2019) (Wecht, J., dissenting), I believe that, because there is sufficient doubt as to the viability of a due process claim, dismissal of this matter on preliminary objections was premature.