IN THE SUPREME COURT OF PENNSYLVANIA EASTERN DISTRICT

COMMONWEALTH OF PENNSYLVANIA, : No. 36 EAL 2016

Petitioner : Petition for Allowance of Appeal from

: the Order of the Superior Court

:

ROBERT UPSHAW,

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:

Respondent

<u>ORDER</u>

PER CURIAM

AND NOW, this 21st day of September, 2016, the Petition for Allowance of Appeal is **DENIED**.

Justice Donohue and Justice Mundy did not participate in the consideration or decision of this matter.