

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

COMMONWEALTH OF PENNSYLVANIA,	:	No. 384 EAL 2016
	:	
Petitioner	:	
	:	Petition for Allowance of Appeal from
	:	the Order of the Superior Court
v.	:	
	:	
JAWAYNE K. BROWN,	:	
	:	
Respondent	:	
	:	
COMMONWEALTH OF PENNSYLVANIA,	:	No. 385 EAL 2016
	:	
Petitioner	:	
	:	Petition for Allowance of Appeal from
	:	the Order of the Superior Court
v.	:	
	:	
RICHARD BROWN,	:	
	:	
Respondent	:	
	:	
COMMONWEALTH OF PENNSYLVANIA,	:	No. 386 EAL 2016
	:	
Petitioner	:	
	:	Petition for Allowance of Appeal from
	:	the Order of the Superior Court
v.	:	
	:	
AQUIL BOND,	:	
	:	
Respondent	:	

ORDER

PER CURIAM

AND NOW, this 28th day of February, 2017, the Petition for Allowance of Appeal is **GRANTED, LIMITED TO** the following issue:

Should a claim barring retrial on the basis of double jeopardy pursuant to Commonwealth v. Smith, 615 A.2d 321 (Pa. 1992), require factual findings made by the original trial judge, or a hearing based on further testimony, regarding the intent of the prosecutor?

Allocatur is **DENIED** as to the remaining issue.