

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

CHESTER HOUSING AUTHORITY,	:	No. 635 MAL 2016
	:	
Petitioner	:	
	:	
v.	:	Petition for Allowance of Appeal from
	:	the Unpublished Memorandum
	:	Opinion and Order of the
	:	Commonwealth Court at No. 2391 CD
	:	2015 entered on August 11, 2016,
STEPHEN POLAHA,	:	affirming the Order Entered of the
	:	Delaware County Court of Common
Respondent	:	Pleas at No. No. 2014-011837 entered
	:	on October 26, 2015

ORDER

PER CURIAM

DECIDED: February 21, 2017

AND NOW, this 21st day of February, 2017, the Petition for Allowance of Appeal is **GRANTED, LIMITED TO** Petitioner’s constitutional challenge. We **VACATE** that portion of the Commonwealth Court’s order and **REMAND** for consideration in light of our decision in Pennsylvania State Educ. Assoc. v. Commonwealth of Pennsylvania, 148 A.3d 142 (Pa. 2016). Allocatur is **DENIED** as to all remaining issues. The application of the Philadelphia Housing Authority for leave to file an amicus brief in support of the Petition for Allowance of Appeal is **DENIED**.