

**[J-29-2019] [MO: Wecht, J.]  
IN THE SUPREME COURT OF PENNSYLVANIA  
WESTERN DISTRICT**

COMMONWEALTH OF PENNSYLVANIA,	:	No. 26 WAP 2018
	:	
Appellee	:	Appeal from the Order of the Superior
	:	Court entered February 14, 2018 at
v.	:	No. 158 WDA 2017, affirming the
	:	Order of the Court of Common Pleas
	:	of Somerset County entered
	:	December 22, 2016, at No. CP-56-
JEFFREY ALAN OLSON,	:	CR-0000544-2015
	:	
Appellant	:	ARGUED: April 10, 2019

**DISSENTING OPINION**

**JUSTICE DONOHUE**

**DECIDED: OCTOBER 31, 2019**

I join the Dissenting Opinion authored by Chief Justice Saylor in all respects other than the last paragraph, which addresses the possibility of waiver of a *Birchfield* claim.