

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

COMMONWEALTH OF PENNSYLVANIA,	:	No. 11 EAL 2025
	:	
Respondent	:	
	:	
v.	:	Petition for Allowance of Appeal
	:	from the Order of the Superior Court
	:	
	:	
THOMAS COFFEE,	:	
	:	
Petitioner	:	

COMMONWEALTH OF PENNSYLVANIA,	:	No. 12 EAL 2025
	:	
Respondent	:	
	:	
v.	:	Petition for Allowance of Appeal
	:	from the Order of the Superior Court
	:	
	:	
THOMAS COFFEE,	:	
	:	
Petitioner	:	

COMMONWEALTH OF PENNSYLVANIA,	:	No. 13 EAL 2025
	:	
Respondent	:	
	:	
v.	:	Petition for Allowance of Appeal
	:	from the Order of the Superior Court
	:	
	:	
THOMAS COFFEE,	:	
	:	
Petitioner	:	

COMMONWEALTH OF PENNSYLVANIA,	:	No. 14 EAL 2025
	:	
Respondent	:	
	:	Petition for Allowance of Appeal
	:	from the Order of the Superior Court
v.	:	
	:	
	:	
THOMAS COFFEE,	:	
	:	
Petitioner	:	

ORDER

PER CURIAM

AND NOW, this 15th day of April, 2026, the Petition for Allowance of Appeal is **GRANTED, LIMITED TO** the issues set forth below. All other issues are **HELD** pending disposition of the issues below. The issues rephrased for clarity are:

- (1) Whether *Commonwealth v. Bradley*, 261 A.3d 381 (Pa. 2021), applies to claims of PCRA appellate counsel’s ineffectiveness.
- (2) If so, whether, consistent with this Court’s holding in *Bradley* that “a PCRA petitioner may, after a PCRA court denies relief, and after obtaining new counsel or acting pro se, raise claims of PCRA counsel’s ineffectiveness at the first opportunity to do so, even if on appeal,” a petitioner may, when represented by new counsel for the first time at the allocatur stage, raise PCRA appellate counsel’s ineffectiveness in filing an allegedly deficient Superior Court brief.
- (3) Whether the Superior Court in *Commonwealth v. Walter*, 335 A.3d 1197 (Pa. Super. 2024) correctly interpreted *Bradley* to require that claims asserting PCRA appellate counsel’s ineffectiveness in filing a deficient Superior Court brief must be raised while the Superior Court brief is pending disposition, notwithstanding our holding that a “request to proceed pro se [] filed after counsel has filed a merits brief ... is considered untimely,” *Commonwealth v. Greer*, 316 A.3d 623, 629 (Pa. 2024), and the prohibitions on hybrid representation and counsel raising his own ineffectiveness.

The parties are additionally **DIRECTED** to discuss *Commonwealth v. Shaw*, 247 A.3d 1008 (Pa. 2021) in their briefs.

The Prothonotary is **DIRECTED** to list this matter for oral argument.

The Office of the Attorney General, the Pennsylvania District Attorneys Association, the Defenders Association of Philadelphia, and the Allegheny County Office of the Public Defender are invited to brief their views on these issues.