

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

COMMONWEALTH OF PENNSYLVANIA,	:	No. 598 MAL 2023
	:	
Respondent	:	
	:	
v.	:	Petition for Allowance of Appeal
	:	from the Order of the Superior Court
	:	
	:	
BENJAMIN JORDAN JENKINS,	:	
	:	
Petitioner	:	

ORDER

PER CURIAM

AND NOW, this 21st day of May, 2024, the Petition for Allowance of Appeal is **GRANTED**. The issues, rephrased for clarity, are:

- (1) Whether it is permissible to revoke ARD in order to promote the spirit of the program when a defendant truthfully responds to application questions?
- (2) Whether a defendant's participation in ARD can be revoked when the defendant did not violate a condition of ARD, or applicable condition of probation, while participating in the program?