

**J-102A&B-2009
IN THE SUPREME COURT OF PENNSYLVANIA
EASTERN DISTRICT**

COMMONWEALTH OF PENNSYLVANIA,	:	Nos. 574 CAP and 575 CAP
	:	
Appellant/	:	
Appellee On Cross Appeal	:	Appeal from the Order entered on June 3,
	:	2008 in the Court of Common Pleas,
v.	:	Criminal Division, of Schuylkill County at
	:	No. CP-54-CR-00012444-1998
RONALD GRANT CHAMPNEY,	:	
	:	
Appellee/	:	
Appellant On Cross Appeal	:	

ORDER

PER CURIAM

AND NOW, this 24th day of April, 2013, the Court being evenly divided, the Order of the trial court is **AFFIRMED**.

Madame Justice Orié Melvin did not participate in the decision of this case.

Mr. Justice Baer files an opinion in support of affirmance in which Mr. Justice Saylor and Madame Justice Todd join.

Mr. Justice Eakin files an opinion in support of reversal in which Mr. Chief Justice Castille and Mr. Justice McCaffery join.