

**[J-38-2025]**  
**IN THE SUPREME COURT OF PENNSYLVANIA**  
**MIDDLE DISTRICT**

COMMONWEALTH OF PENNSYLVANIA,	:	No. 65 MAP 2024
	:	
Appellant	:	
	:	Appeal from the Order of the
v.	:	Superior Court at No. 944 MDA
	:	2022, entered on December 14,
	:	2023, Vacating and Remanding the
	:	Judgment of Sentence of the York
KEVIN SCOTT FOUNTAIN,	:	County Court of Common Pleas,
	:	Criminal Division, at No. CP-67-CR-
Appellee	:	0006836-2018 entered on January
	:	27, 2022.
	:	
	:	ARGUED: October 7, 2025

**ORDER**

**PER CURIAM**

**DECIDED: March 26, 2026**

**AND NOW**, this 26<sup>th</sup> day of March, 2026, the appeal is **DISMISSED** as having been improvidently granted.

Justice Wecht files a dissenting statement in which Justice Mundy joins.