

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

IN RE: ALISHA SHEPARD SMITH : No. 13 EAL 2024
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PETITION OF: ALISHA SHEPARD SMITH : Petition for Allowance of Appeal
:
: from the Order of the Superior Court

IN RE: ALISHA SHEPARD SMITH : No. 14 EAL 2024
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PETITION OF: ALISHA SHEPARD SMITH : Petition for Allowance of Appeal
:
: from the Order of the Superior Court

ORDER

PER CURIAM

AND NOW, this 20th day of November, 2024, the Petition for Allowance of Appeal is **GRANTED**. The issues, as stated by petitioner, are:

- (1) Did the Superior Court err in affirming the trial court[']s denial of Petitioner's motion for return of property, because the Commonwealth lacked statutory authorization to retain her property?
- (2) When a petitioner seeking return of property[] pursuant to Pa.R.Crim.P. 588[] was not convicted at the termination of a criminal complaint, did the lower [c]ourts err in not applying the principles in *Commonwealth v. Irland*, 193 A.3d 370, 382 (Pa. 2018), to return the property, given the lack of statutory authorization[] to retain the property[?]
- (3) Did the Superior Court err in affirming the trial court's denial of Petitioner's motion for return of property, because the Commonwealth did not meet its burden at the hearing[] by not presenting competent evidence?