

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

| | | |
|-------------------------------|---|--------------------------------------|
| COMMONWEALTH OF PENNSYLVANIA, | : | No. 299 MAL 2024 |
| | : | |
| Respondent | : | |
| | : | |
| v. | : | Petition for Allowance of Appeal |
| | : | from the Order of the Superior Court |
| | : | |
| | : | |
| SCOTT LEE SUTTON, | : | |
| | : | |
| Petitioner | : | |

ORDER

PER CURIAM

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

Whether this Honorable Court should grant allocat[u]r because the Superior Court's precedent in *Sutton* [] erroneously creates an exception under *Commonwealth v. Harris*, [315 A.3d 26] (Pa. 2024), which allows for the Commonwealth to prove a *prima facie* case by establishing identity using only hearsay evidence[] if a Confidential Informant is being utilized.