

STATE OF MARYLAND

* In the

* Court of Appeals

v.

* of Maryland

* No. 144

MICHAEL LEON BRISCOE

* September Term, 2002

PER CURIAM ORDER

The Court having considered and granted the petition for a writ of certiorari in the above captioned case, it is this 6th day of May, 2003,

ORDERED, by the Court of Appeals of Maryland, that the judgment of the Court of Special Appeals be, and it is hereby, vacated, and the case is remanded to the Court of Special Appeals for reconsideration in light of Coles v. State, __ Md. __, __ A.2d __ (No. 51, September Term, 2002, Sl. Op. filed April 10, 2003). Costs to abide the result.

/s/ IRMA S. RAKER

Judge Irma S. Raker

Chief Judge Bell and Judge Eldridge would deny the petition.