IN THE SUPREME COURT OF PENNSYLVANIA
WESTERN DISTRICT

May 27, 2004 - Cases DECIDED and Judgments entered in the following:

CAPPY, C.J.:

COMMONWEALTH OF PENNSYLVANIA, Appellee — No. 37 WAP 2000 [J-47-2001]

v.

EDWARD S. ROGERS, Appellant

The order of the Superior Court is affirmed.

Mr. Justice Castille files a concurring opinion in which Messrs. Justice Eakin and Baer join.

Mr. Justice Saylor concurs in the result.

Mr. Justice Nigro files a dissenting opinion.

NIGRO, J.:

GENERAL ELECTRIC COMPANY, Appellant — No. 47 WAP 2002 [J-3-2003]

v.

WORKERS' COMPENSATION APPEAL BOARD (MYERS) Appellees

The Commonwealth Court's decision is affirmed.

Former Justice Lamb did not participate in the decision of this case.

Mr. Justice Saylor files a concurring opinion.

Madame Justice Newman files a dissenting opinion in which Mr. Justice Eakin joins.