

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

ERIE INSURANCE EXCHANGE,	:	No. 87 WAL 2018
	:	
Petitioner	:	
	:	
v.	:	Petition for Allowance of Appeal from
	:	the Order of the Superior Court
	:	
	:	
	:	
TRACY L. MOORE AND HAROLD E.	:	
MCCUTCHEON, III, INDIVIDUALLY AND	:	
AS ADMINISTRATORS OF THE ESTATE	:	
OF HAROLD EUGENE MCCUTCHEON,	:	
JR., AND RICHARD A. CARLY,	:	
	:	
Respondents	:	

**ORDER**

**PER CURIAM**

**AND NOW**, this 10th day of July, 2018, the Petition for Allowance of Appeal is

**GRANTED.** The issues, as stated by Petitioner, are:

1. Does the Superior Court’s ruling that shooting a person during a fight, in turn, during a planned murder-suicide, constituted an “occurrence” under a liability insurance policy conflict with Pennsylvania law as established by this Court?
  
2. Does the Superior Court’s ruling conflict with its own decision in *American National Property and Casualty Co. v. Hearn*, 93 A.3d 880 (Pa.Super. 2014), and misconstrue the intentional acts exclusion of a liability insurance policy?
  
3. Does the Superior Court’s ruling conflict with Pennsylvania public policy, as stated in *Mutual Benefit Ins. Co. v. Haver*, 725 A.2d 743, 747 (Pa. 1999), that liability insurance does not cover damages caused as a result of evil or illegal conduct?