

**COURT OF COMMON PLEAS  
FOR THE STATE OF DELAWARE**  
KENT COUNTY COURTHOUSE  
38 THE GREEN  
DOVER, DELAWARE 19901  
PHONE: (302) 735-3910

CHARLES W. WELCH, III  
JUDGE

June 24, 2016

Mr. Richard A. Aversa  
2039 Chimney Hill Road  
Felton, DE 19943

Susan Schmidhauser, Esq.  
Deputy Attorney General  
Department of Justice  
102 West Water Street  
Dover, DE 19901

RE: State of Delaware v. Richard A. Aversa  
Case No.: 1601003130

Decision on Defendant's Motion for Reconsideration

Dear Mr. Aversa and Ms. Schmidhauser:

The Court is in receipt of Mr. Aversa's motion for reconsideration of the Court's decision on his post conviction motions, which was filed with the Court on June 21, 2016. Please be advised that after carefully reviewing the motion for reconsideration, it is denied.

There are no new grounds for Mr. Aversa's motion for reconsideration. It is nothing more than a request that the Court reconsider the same arguments that it did in his post conviction motions. No new evidence or argument is included, such as a mistake in the application of law. Therefore, the motion is denied.

Mr. Aversa's motion for reconsideration indicates that he "did request a motion to speak to the judge to make sure this motion or rights could be submitted." The procedure of the Court is that motions are filed in writing and, then, the Court determines whether a hearing needs to be scheduled for the motion. After reviewing Mr. Aversa's post conviction motions, the Court saw no need to schedule a hearing.

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Additionally, Mr. Aversa's motion for reconsideration asks the question how can he say he is guilty when he is not. The Court desires to clarify that it realizes that Mr. Aversa never said that he was guilty. He was found guilty by a jury of his peers. That is the purpose of a trial.

**IT IS SO ORDERED.**

Sincerely,

A handwritten signature in black ink, appearing to read "Charles W. Welch, III". The signature is written in a cursive style with a large initial "C" and "W".

Charles W. Welch, III

CWW:mek