IN THE SUPERIOR COURT OF THE STATE OF DELAWARE IN AND FOR NEW CASTLE COUNTY

STATE OF DELAWARE)	
)	
v.)	I.D. No. 0611011662
)	
RYAN SINCLAIR,)	
)	
Defendant.)	

ORDER

This 31st day of July, 2012, upon consideration of Defendant's Motion for Postconviction Relief, the Commissioner's Report and Recommendation and the record in this case:

- 1) The Court referred this Motion to Superior Court Commissioner Mark S. Vavala pursuant to 10 Del. C. §512(b) and Superior Court Rule 62 for proposed findings of facts and conclusions of law.
- 2) The Commissioner has filed a Report and Recommendation that the Court dismiss Defendant's Motion for Postconviction Relief.
 - 3) The Defendant has not filed a Response to the Report.

NOW THEREFORE, after careful and *de novo* review of the record in this action and for reasons stated in the Commissioner's Report and Recommendations of June 12, 2012,

IT IS ORDERED that the Commissioner's Report, including its recommendation, is adopted by the Court. Defendant's Motion for Postconviction Relief is DISMISSED.

IT IS FURTHER ORDERED that no additional Rule 61 petitions from this Defendant may be accepted by the Prothonotary unless prior approval is given by the Court.

IT IS SO ORDERED.

/s/ William C. Carpenter, Jr.
Judge William C. Carpenter, Jr.

Original to Prothonotary

cc: Commissioner Mark S. Vavala
Attorney General's Office
Ryan Sinclair
Investigative Services