

IN THE SUPREME COURT OF THE STATE OF DELAWARE

|                    |                              |
|--------------------|------------------------------|
| MARK RIVERA,       | §                            |
|                    | § No. 296, 2013              |
| Defendant Below,   | §                            |
| Appellant,         | §                            |
|                    | §                            |
| v.                 | § Court Below—Superior Court |
|                    | § of the State of Delaware,  |
| STATE OF DELAWARE, | § in and for Kent County     |
|                    | § Cr. ID 0710015083          |
| Plaintiff Below,   | §                            |
| Appellee.          | §                            |

Submitted: June 24, 2013

Decided: June 26, 2013

**ORDER**

This 26<sup>th</sup> day of June 2013, it appears to the Court that, on June 7, 2013, the Senior Court Clerk issued a notice to appellant to show cause why this appeal should not be dismissed for this Court's lack of jurisdiction to hear an interlocutory appeal in a criminal case. The appellant has failed to respond to the notice to show cause within the required ten-day period; therefore, dismissal of this action is deemed to be unopposed.

NOW, THEREFORE, IT IS HEREBY ORDERED, pursuant to Supreme Court Rules 3(b) and 29(b), that the within appeal is DISMISSED.

BY THE COURT:

/s/ Carolyn Berger  
Justice