

IN THE SUPREME COURT OF THE STATE OF DELAWARE

PETER KOSTYSHYN,	§
	§ No. 298, 2013
Defendant Below-	§
Appellant,	§
	§
v.	§
	§
STATE OF DELAWARE,	§
	§
Plaintiff Below-	§
Appellee.	§

Submitted: July 5, 2013
Decided: July 11, 2013

ORDER

This 11th day of July 2013, it appears to the Court that, on June 18, 2013, the Clerk issued a notice to show cause why this appeal should not be dismissed pursuant to Supreme Court Rule 29(b) for the appellant's failure to diligently prosecute his appeal by not paying the Supreme Court filing fee, by not filing a motion and affidavit to proceed *in forma pauperis* and by not filing a formal notice of appeal. The appellant has failed to respond to the notice to show cause within the required 10-day period. Therefore, dismissal of this action is deemed to be unopposed.

NOW, THEREFORE, IT IS ORDERED, pursuant to Supreme Court Rule 29(b), that this appeal is DISMISSED.

BY THE COURT:

/s/ Carolyn Berger
Justice