

IN THE SUPREME COURT OF THE STATE OF DELAWARE

IN THE MATTER OF THE §
PETITION OF JEARL T. § No. 570, 2000
FLOWERS FOR A WRIT OF §
HABEAS CORPUS §

Submitted: December 26, 2000
Decided: December 28, 2000

Before **VEASEY**, Chief Justice, **WALSH**, and **HOLLAND**, Justices.

ORDER

This 28th day of December 2000, upon consideration of Jearl T. Flowers' original petition for a writ of habeas corpus and the State's response thereto, it appears to this Court that the petition must be dismissed. This Court has no original jurisdiction to issue a writ of habeas corpus. *In re Cantrell*, Del. Supr., 678 A.2d 525, 526 (1996); *Rocker v. State*, Del. Supr., 240 A.2d 141, 142 (1968); 10 *Del. C.* § 6901. Accordingly, the State's motion to dismiss must be granted.

NOW, THEREFORE, IT IS ORDERED that the motion to dismiss is GRANTED. Flowers' petition is hereby DISMISSED.

BY THE COURT:

s/Joseph T. Walsh
Justice