

IN THE SUPREME COURT OF THE STATE OF DELAWARE

DONALD BASS,	§
	§
Defendant Below-	§ No. 92, 2004
Appellant,	§
	§ Court Below—Superior Court
v.	§ of the State of Delaware,
	§ in and for New Castle County
STATE OF DELAWARE,	§ Cr. ID 9607012102
	§
Plaintiff Below-	§
Appellee.	§

Submitted: May 14, 2004

Decided: July 1, 2004

Before **STEELE**, Chief Justice, **HOLLAND**, and **JACOBS**, Justices.

**ORDER**

This 1<sup>st</sup> day of July 2004, after careful consideration of the opening brief and the motion to affirm, we find it manifest that the judgment of the Superior Court should be affirmed on the basis of the Superior Court's well-reasoned decision dated February 27, 2004. The Superior Court did not err in concluding that Bass' second motion for postconviction relief was both time-barred and repetitive and that Bass had failed to overcome these procedural hurdles.

NOW, THEREFORE, IT IS ORDERED that the judgment of the Superior Court is AFFIRMED.

BY THE COURT:

/s/ Myron T. Steele  
Chief Justice