

IN THE SUPREME COURT OF THE STATE OF DELAWARE

PAUL C. COMBS, SR.,

Petitioner Below,
Appellant,

v.

SANDRA L. COMBS,

Respondent Below,
Appellee.

No. 169, 2005

Court Below: Family Court of
the State of Delaware in and
for New Castle County

File No. CN02-31214
Petition No. 02-31214

ORDER

This 6th day of June 2005, it appears to the Court that:

(1) On May 2, 2005, the Clerk of this Court 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 comply with Rule 42 when taking an appeal from an apparent interlocutory order.

(2) 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/ Myron T. Steele

Chief Justice