

IN THE SUPREME COURT OF THE STATE OF DELAWARE

AARON PORTER,	§	
	§	No. 170, 2007
	§	
Petitioner Below,	§	Below—Family Court of the
Appellant,	§	of the State of Delaware in and
	§	for Kent County
v.	§	
	§	
DCSE/ANGEL SMITH,	§	
	§	File No. CK93-4296
Respondent Below,	§	C.A. No. 06-40567
Appellee.	§	

**ORDER**

This 21<sup>st</sup> day of August 2007, the Court has considered the Clerk’s notice to show cause, which was sent to the appellant, Aaron Porter, by certified mail on July 6, 2007, and the duplicate notice to show cause, which was sent to Porter by first class mail on July 12, 2007.<sup>1</sup> The Clerk issued the notices to Porter for his failure to file the opening brief and appendix.<sup>2</sup> Porter has not responded to the notices to show cause, and he has not filed the opening brief and appendix. Porter’s failure to respond to the notices are deemed to be his consent to the dismissal of this appeal.

NOW, THEREFORE, IT IS ORDERED, pursuant to Supreme Court Rules 3(b)(2) and 29(b) that the appeal is DISMISSED.

BY THE COURT:

/s/ Randy J. Holland  
Justice

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<sup>1</sup> The July 6, 2007 notice sent by certified mail was returned to the Court marked “vac[ant].”

<sup>2</sup> The opening brief and appendix were due to be filed on or before June 4, 2007.