

IN THE SUPERIOR COURT OF THE STATE OF DELAWARE  
IN AND FOR NEW CASTLE COUNTY

STATE OF DELAWARE                    )  
  )  
  ) v. ID No. 0503008811  
  )  
JOHN A. DIXON, JR.,                    )  
  )  
  ) Defendant.                                )

**ORDER**

Upon consideration of the Defendant’s Motion for Postconviction Relief, the Commissioner’s Report and the record in this case, it appears that:

1. On March 2, 2010, defendant pled guilty to one count of Possession of a Deadly Weapon by a Person Prohibited. Defendant was sentenced to 7 years at level 5, to be suspended after a 5 year minimum mandatory term of incarceration, followed by decreasing levels of probation. Defendant did not take a direct appeal to the Delaware Supreme Court.

2. On March 2, 2011, defendant filed a Motion for Postconviction Relief pursuant to Superior Court Criminal Rule 61.

3. This Motion for Postconviction Relief was referred to a Superior Court Commissioner pursuant to 10 *Del. C.* §512(b) and Superior Court Criminal Rule 62 for proposed findings of fact and conclusions of law.

4. The Commissioner issued the Report and Recommendation on July 15, 2011 recommending that Defendant's *Pro Se* Motion for Postconviction Relief be denied. No objections to the Report have been filed.

**THEREFORE**, for the reasons stated in the Commissioner's July 15, 2011 Report and Recommendation that Defendant's *Pro Se* Motion for Postconviction Relief should be denied,

**IT IS ORDERED** this 12th day of August, 2011 that the Commissioner's Report, including its Recommendation, is adopted by the Court. Defendant's Motion for Postconviction Relief is hereby **DENIED**.

*/s/ Mary M. Johnston* \_\_\_\_\_  
The Honorable Mary M. Johnston