

**IN THE SUPERIOR COURT OF THE STATE OF DELAWARE**

STATE OF DELAWARE, )  
 )  
 v. ) ID Nos. 1011005945  
 ) 1205002051  
 NYIER STARKS, )  
 )  
 Defendant. )

Date Submitted: October 5, 2017  
Date Decided: October 11, 2017

**ORDER**

Upon consideration of Defendant’s Request for Reduction of Bail;<sup>1</sup> the State’s response,<sup>2</sup> and the record in this case, **IT APPEARS THAT:**

1. On March 21, 2011, Defendant pled guilty to Conspiracy 2<sup>nd</sup> Degree and Robbery 2<sup>nd</sup> degree in ID# 1011005945. On June 6, 2012, Defendant pled guilty to Drug Dealing in ID# 1205005945. The Defendant has 11 failure to appear capiases and 38 total violations of probation. Defendant has prior felony arrests and convictions while on probation and has two pending felony drug cases which occurred while on probation and are the basis of the violations.

2. Pursuant to 11 *Del. C.* § 2107, the Court “shall require such bail as reasonably will assure the reappearance of the accused, compliance with the

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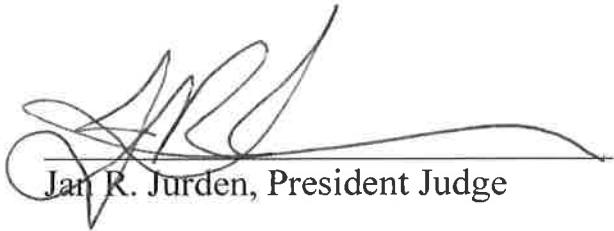
<sup>1</sup> Case No. 1011005945 D.I. 89 and Case No. 1205002051 D.I. 102.

<sup>2</sup> Case No. 1011005945 D.I. 87 and Case No. 1205002051 D.I. 100.

conditions set forth in the bond and the safety of the community.”<sup>3</sup> Defendant’s criminal history, and history of violating his probation, the current bail amount is appropriate. No additional information has been provided to the Court that would warrant a reduction of bail.

**NOW THEREFORE,** Defendant’s Request for Reduction of Bail is **DENIED.**

**IT IS SO ORDERED.**



Jan R. Jurden, President Judge

Original to Prothonotary:

cc: Albert J. Roop, V, Esq.  
Nyier Starks (SBI# 525863)

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<sup>3</sup> See 11 Del. C. § 2105(b) (“In determining whether the accused is likely to appear as required and that there will be no substantial risk to the safety of the community the court shall, on the basis of available information, take into consideration the nature and circumstances of the crime charged, whether a firearm was used or possessed, the possibility of statutory mandatory imprisonment, whether the crime was committed against a victim with intent to hinder prosecution, the family ties of the accused, the accused’s employment, financial resources, character and mental condition, the length of residence in the community, record of convictions, habitual offender eligibility, custody status at time of offense, history of amenability to lesser sanctions, history of breach of release, record of appearances at court proceedings or of flight to avoid prosecution or failure to appear at court proceedings.”).