

IN THE SUPREME COURT OF THE STATE OF DELAWARE

IN THE MATTER OF THE                   §  
PETITION OF PHILLIP ALLEN       § No. 144, 2008  
DYE FOR A WRIT OF HABEAS       §  
CORPUS                                   §

**ORDER**

This 21<sup>st</sup> day of April 2008, it appears to the Court that, on March 19, 2008, the Assistant Clerk issued a notice to show cause why this appeal should not be dismissed pursuant to Supreme Court Rule 29(b) for the Court's lack of original jurisdiction to consider a petition for a writ of habeas corpus. 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