

IN THE SUPREME COURT OF THE STATE OF DELAWARE

ERNEST LOFLAND,	§
	§ No. 107, 2013
Defendant Below,	§
Appellant,	§
v.	§ Court Below—Superior Court
	§ of the State of Delaware,
	§ in and for Sussex County
STATE OF DELAWARE,	§ Cr. ID 0812011536
	§
Plaintiff Below,	§
Appellee.	§

Submitted: July 3, 2013

Decided: July 8, 2013

ORDER

This 8th day of July 2013, it appears to the Court that, on June 18, 2013, the Clerk issued a notice to appellant to show cause why this appeal should not be dismissed for his failure to diligently prosecute the appeal by not filing his opening brief and appendix in this matter. 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/ Jack B. Jacobs

Justice