

IN THE SUPREME COURT OF THE STATE OF DELAWARE

VAN R. FIELDS,

Defendant Below,  
Appellant,

v.

STATE OF DELAWARE,

Plaintiff Below,  
Appellee.

No. 659, 2002

Court Below: Superior Court  
of the State of Delaware in and  
for New Castle County

Cr. ID No. 0102003780

Cr. A. No. VN0104157401

**ORDER**

This 15<sup>th</sup> day of April 2003, it appears to the Court that on March 25, 2003, the Clerk issued a notice to show cause why this appeal should not be dismissed pursuant to Supreme Court Rule 29(b) for the appellant's failure to diligently prosecute the appeal by not filing his opening brief and appendix. 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  
Justice