

IN THE SUPREME COURT OF THE STATE OF DELAWARE

REGINALD WIMBISH,	§
	§ No. 213, 2009
Defendant Below-	§
Appellant,	§
	§ Court Below—Superior Court
v.	§ of the State of Delaware
	§ in and for Kent County
STATE OF DELAWARE,	§ Cr. ID Nos. 0705020880
	§ 0706080401
Plaintiff Below-	§
Appellee.	§

**ORDER**

This 4<sup>th</sup> day of May 2009, it appears to the Court that, on April 14, 2009, the Clerk issued a notice to show cause why this appeal should not be dismissed pursuant to Supreme Court Rule 29(b) for this Court’s lack of jurisdiction to consider an appeal directly to the Court from a decision of a Superior Court commissioner.<sup>1</sup> The appellant has failed to respond to the notice to show cause within the required 10-day period. Therefore, dismissal of this action is deemed to be unopposed.

NOW, THEREFORE, IT IS ORDERED, pursuant to Supreme Court Rules 3(b) and 29(b), that the within appeal is DISMISSED.

BY THE COURT:

/s/ Carolyn Berger  
Justice

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<sup>1</sup> Super. Ct. Cr. R. 62.