

IN THE SUPREME COURT OF THE STATE OF DELAWARE

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|--------------------|--------------------------------|
| STEPHEN R. WINN, | § |
| | § |
| Defendant Below- | § No. 552, 2009 |
| Appellant, | § |
| | § |
| v. | § Court Below—Superior Court |
| | § of the State of Delaware, |
| STATE OF DELAWARE, | § in and for New Castle County |
| | § Cr. ID 0103012308 |
| Plaintiff Below- | § |
| Appellee. | § |

Submitted: February 12, 2010

Decided: April 19, 2010

Before **HOLLAND, BERGER,** and **JACOBS,** Justices.

ORDER

This 19th day of April 2010, after careful consideration of parties' briefs and the record below, we find it manifest that the judgment below should be affirmed on the basis of the Superior Court's well-reasoned decision dated August 25, 2009. The Superior Court did not err in concluding that appellant's second motion for postconviction relief was procedurally barred and that appellant had failed to overcome the procedural hurdles.

NOW, THEREFORE, IT IS ORDERED that the judgment of the Superior Court is AFFIRMED.

BY THE COURT:

/s/ Carolyn Berger
Justice