

IN THE SUPREME COURT OF THE STATE OF DELAWARE

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|--------------------|---|---------------------------------|
| ARTEMUS JORDAN, | § | |
| | § | No. 395, 2010 |
| Defendant Below, | § | |
| Appellant, | § | Court Below—Superior Court |
| | § | of the State of Delaware in and |
| v. | § | for New Castle County |
| | § | |
| STATE OF DELAWARE, | § | |
| | § | |
| Plaintiff Below, | § | Cr. ID No. 0908013963 |
| Appellee. | § | |

Submitted: September 20, 2010

Decided: September 24, 2010

ORDER

This 24th day of September 2010, the Court has considered the notice to show cause issued to the appellant, Artemus Jordan, on August 31, 2010, for his failure to file the opening brief and appendix that were due to be filed on or before August 12, 2010. Jordan has not responded to the notice to show cause and has not filed the opening brief and appendix. Jordan's failure to respond to the notice to show cause is deemed to be his consent to the dismissal of this appeal.

NOW, THEREFORE, IT IS ORDERED, pursuant to Supreme Court Rules 3(b)(2) and 29(b), that the appeal is DISMISSED.

BY THE COURT:

/s/ Jack B. Jacobs
Justice