

IN THE SUPREME COURT OF THE STATE OF DELAWARE

KENJUAN CONGO,	§
	§
Defendant Below-	§ No. 622, 2010
Appellant,	§
	§
v.	§ Court Below—Superior Court
	§ of the State of Delaware,
STATE OF DELAWARE,	§ in and for New Castle County
	§ Cr. ID 0906019055
Plaintiff Below-	§
Appellee.	§

Submitted: October 11, 2010  
Decided: October 13, 2010

Before **STEELE**, Chief Justice, **HOLLAND**, and **RIDGELY**, Justices.

**ORDER**

This 13<sup>th</sup> day of October 2010, the Court has considered the parties' joint motion for remand (without jurisdiction retained) and has determined that the motion should be granted.

NOW, THEREFORE, IT IS ORDERED that the joint motion to remand is GRANTED. This matter is hereby REMANDED to the Superior Court for the limited purpose of resentencing the defendant to allow his attorney to file a timely notice of appeal. Jurisdiction is not retained.

BY THE COURT:

/s/ Myron T. Steele  
Chief Justice