

IN THE SUPREME COURT OF THE STATE OF DELAWARE

PETER KOSTYSHYN,	§
	§ No. 733, 2010
Defendant Below,	§
Appellant,	§
	§
v.	§ Court Below—Superior Court
	§ of the State of Delaware,
STATE OF DELAWARE,	§ in and for New Castle County
	§ Cr. ID 0908020496
Plaintiff Below,	§
Appellee.	§

Submitted: December 16, 2010

Decided: December 17, 2010

**ORDER**

This 17<sup>th</sup> day of December 2010, it appears to the Court that, on November 29, 2010, the Clerk issued a notice to appellant to show cause why his appeal should not be dismissed for the Court's lack of jurisdiction to hear an interlocutory appeal in a criminal case. 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/ Carolyn Berger  
Justice