

IN THE SUPREME COURT OF THE STATE OF DELAWARE

WILLIAM J. WEBB, JR.,	§
	§ No. 399, 2001
Defendant Below,	§
Appellant,	§
	§
v.	§ Court Below: Superior Court
	§ of the State of Delaware,
STATE OF DELAWARE,	§ in and for New Castle County
	§ Cr. ID No. 9907017204
Plaintiff Below,	§
Appellee.	§

Submitted: August 20, 2001
Decided: August 30, 2001

Before VEASEY, Chief Justice, HOLLAND, and STEELE, Justices.

ORDER

This 30th day of August 2001, it appears to the Court that:

1. The appellant, William Webb, pled guilty in March 2000 to first degree assault, first degree burglary, and endangering the welfare of a child. He was sentenced on June 23, 2000. Webb has filed numerous petitions with the Superior Court seeking habeas corpus and postconviction relief. Presently, Webb has two appeals pending before this Court. Appeal No. 589, 2000 is Webb's appeal from the Superior Court's denial of his second petition for postconviction relief. Appeal No. 373, 2001 is Webb's appeal from the Superior Court's denial of his motion for relief from judgment or for a new

hearing. On August 20, 2001, Webb filed another notice of appeal purportedly appealing from the Superior Court's order, dated April 19, 2001, denying his motion for transcripts at state expense.

2. Under the Delaware Constitution, only a final judgment may be reviewed by this Court in a *criminal* case. Del Const. Art. IV, 11(1)(b). The denial of a motion for transcripts at state expense filed in the Superior Court is *not* appealable as a collateral order before the entry of a final order on any postconviction motion. *Browne v. State*, Del. Supr., No. 492, 1991, Walsh, J. (Jan. 21, 1992) (ORDER). Under the circumstances, although this Court does not have jurisdiction to separately review the interlocutory order from which Webb now seeks to appeal, he may raise any issues relating to the Superior Court's denial of his transcript request as part of his other appeals pending before the Court.

NOW, THEREFORE, IT IS ORDERED that this appeal is DISMISSED, *sua sponte*, pursuant to Supreme Court Rule 29(c).

BY THE COURT:

/s/ Myron T. Steele
Justice