

IN THE SUPREME COURT OF THE STATE OF DELAWARE

DAVID W. DAVIS,	§	No. 32, 2002
	§	
Defendant Below,	§	
Appellant,	§	Court Below: Superior Court of
	§	the State of Delaware, in and for
v.	§	New Castle County
	§	
STATE OF DELAWARE,	§	Cr. ID No. 9909004092
	§	
Plaintiff Below,	§	
Appellee.	§	

ORDER

This 9th day of August 2002, it appears to the Court that, on May 17, 2002, the Clerk issued a notice to show cause why this appeal should not be dismissed pursuant to Supreme Court Rule 29(b) for the failure of David W. Davis to pursue the appeal diligently by not filing his opening brief and appendix. Mr. Davis 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/ E. Norman Veasey
Chief Justice