

IN THE SUPREME COURT OF THE STATE OF DELAWARE

MARK GUESS,	§	
	§	No. 701, 2013
Petitioner Below,	§	
Appellant,	§	Court Below—Superior Court
	§	of the State of Delaware in and
v.	§	for New Castle County
	§	
STATE OF DELAWARE,	§	C.A. No. N13M-12-043
	§	
Respondent Below,	§	
Appellee.	§	

Submitted: April 23, 2014

Decided: April 24, 2014

**ORDER**

This 24<sup>th</sup> day of April 2014, the Court has considered the notice to show cause that issued to the appellant, Mark Guess, for his failure to file the opening brief that was due to be filed by March 24, 2014. Guess has not responded to the notice to show cause and has not filed the opening brief. Guess' 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