

IN THE SUPREME COURT OF THE STATE OF DELAWARE

GARY CLARK,	§
	§
Defendant Below,	§ No. 9, 2017
Appellant,	§
	§ Court Below—Superior Court
v.	§ of the State of Delaware
	§
STATE OF DELAWARE,	§ Cr. ID No. 1203004248
	§
Plaintiff Below,	§
Appellee.	§

Submitted: March 23, 2017

Decided: May 5, 2017

Before **STRINE**, Chief Justice; **VAUGHN**, and **SEITZ**, Justices.

**ORDER**

This 5<sup>th</sup> day of May 2017, upon consideration of the appellant’s opening brief, the State’s motion to affirm, and the record on appeal, the Court has determined that the judgment below should be affirmed on the basis of and for the reasons assigned by the Superior Court in its well-reasoned order dated December 14, 2016.

NOW, THEREFORE, IT IS ORDERED that the motion to affirm is GRANTED and the judgment of the Superior Court is AFFIRMED.

BY THE COURT:

/s/ Collins J. Seitz, Jr.

Justice