

IN THE SUPREME COURT OF THE STATE OF DELAWARE

IN THE MATTER OF THE PETITION §
OF LARRY MARVEL FOR A WRIT § No. 23, 2018
OF MANDAMUS §

Submitted: February 8, 2018
Decided: April 5, 2018

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

ORDER

This 5th day of April 2018, the Court has considered the petition for a writ of mandamus, the State's answer, and the petitioner's reply. The petitioner, Larry Marvel, seeks to invoke this Court's original jurisdiction to issue an extraordinary writ of mandamus compelling the Superior Court to enforce its September 2017 order granting his motion for appointment of counsel to represent him in litigating his motion for correction of sentence under Superior Court Criminal Rule 35(a). As the State points out, the Superior Court denied Marvel's motion under rule 35(a) on October 11, 2017. The Superior Court docket also reflects that the Superior Court specifically rescinded its order appointing counsel. Thus, Marvel's petition is moot.

NOW, THEREFORE, IT IS ORDERED that the petition for a writ of mandamus is DISMISSED as moot.

BY THE COURT:

/s/ Gary F. Traynor _____
Justice