

problems securing legal assistance and law library appointments.” On October 12, 2018, the Senior Court Clerk sent Harris a letter stating that, because no briefing schedule had yet been entered in the case, the Court had deemed Harris’s letter to be a request for an extension of time to file a response to the notice to show cause. The Court granted the extension and stated that Harris was required to file any response to the notice to show cause by November 15, 2018. If Harris did not file a response by that date, the notice to show cause would be deemed to be unopposed and the case would be dismissed.

(3) On October 31, 2018, the Court received a letter from Harris styled as a “motion to stay the proceeding” in this Court. In that letter, Harris stated that, in his motion for sentence modification before the Superior Court, he had neglected to raise an alleged error in the sentence. He had filed in the Superior Court a new “motion for sentence review,” and the Superior Court had informed him that it could not entertain any motion while this appeal is pending. Harris therefore requested that this Court either “stay or suspend the present appeal and return the record to the Superior Court so that I can resubmit my motion for sentence review in the proper manner.”

(4) On October 31, 2018, the Senior Court Clerk sent Harris a letter denying Harris’s request for a stay and directing Harris either to file a response to

the notice to show cause by November 15, 2018, or to file a voluntary dismissal of the appeal. Harris has not taken any further action in the appeal.

(5) Because Harris's October 31, 2018 letter does not address the untimeliness of his appeal and seeks remand to the Superior Court, the Court deems dismissal of the appeal to be unopposed.

NOW, THEREFORE, IT IS ORDERED, under Supreme Court Rules 29(b) and 3(b)(2), that the appeal is DISMISSED.

BY THE COURT:

/s/ Collins J. Seitz, Jr.
Justice