

IN THE SUPREME COURT OF THE STATE OF DELAWARE

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|--------------------|------------------------------|
| JOSEPH M. WALLS, | § |
| | § No. 74, 2018 |
| Defendant Below, | § |
| Appellant, | § Court Below—Superior Court |
| | § of the State of Delaware |
| v. | § |
| | § ID. No. 86001399DI (N) |
| STATE OF DELAWARE, | § |
| | § |
| Plaintiff Below, | § |
| Appellee. | § |

Submitted: April 23, 2018

Decided: June 5, 2018

Before **VALIHURA, VAUGHN,** and **SEITZ,** Justices.

ORDER

This 5th day of June 2018, after careful consideration of the opening brief, the motion to affirm, and the record on appeal, the Court concludes that the judgment of the Superior Court should be affirmed on the basis of and for the reasons assigned by the Superior Court in its August 9, 2017 order denying the appellant’s motion for reduced sentence resentencing and its January 17, 2018 order denying the appellant’s motion for reargument. The Superior Court did not err in finding that the appellant, who was not sentenced as an habitual offender under 11 *Del. C.* § 4214, was not eligible for relief under § 4214(f).

NOW, THEREFORE, IT IS ORDERED that the judgment of the Superior Court is AFFIRMED.

BY THE COURT:

/s/ James T. Vaughn, Jr.
Justice