

IN THE SUPREME COURT OF THE STATE OF DELAWARE

NIKITA BERNSTEIN,	§
	§ No. 296, 2021
Plaintiff Below,	§
Appellant,	§ Court Below—Court of Chancery
	§ of the State of Delaware
v.	§
	§ C.A. No. 2021-0062 SEM
MYJOVE CORPORATION,	§
	§
Defendant Below,	§
Appellee.	§

Submitted: October 22, 2021
Decided: November 16, 2021

ORDER

(1) The appellant filed this appeal from a Master in Chancery’s August 24, 2021 post-trial final report, which denied his request for an order compelling inspection of the appellee’s books and records under 8 *Del. C.* § 220. This Court lacks jurisdiction to hear an appeal directly from a decision of a Master in Chancery.¹ Thus, on September 2, 2021, the Senior Court Clerk issued a notice directing the appellant to show cause why the appeal should not be dismissed based on the Court’s lack of jurisdiction to consider an appeal from a Master’s decision. Postal records indicate that the notice to show cause was never delivered. The Chief Deputy Clerk therefore resent the notice by first-class mail on October 11, 2021.

¹ *Kalil v. Kalil*, 2018 WL 1915123 (Del. Mar. 12, 2018).

(2) To date, the appellant has not responded to the notice to show cause. The appellant failed to respond to the notice within the required ten-day period, therefore dismissal of this appeal is deemed to be unopposed.

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

BY THE COURT:

/s/ Tamika R. Montgomery-Reeves
Justice