

IN THE SUPREME COURT OF THE STATE OF DELAWARE

IN THE MATTER OF THE §
PETITION OF DIANDRE L. § No. 419, 2020
WILLIS FOR A WRIT OF ERROR §
 §

Submitted: January 11, 2021

Decided: January 26, 2021

Before **SEITZ**, Chief Justice; **TRAYNOR** and **MONTGOMERY-REEVES**,
Justices.

ORDER

Upon consideration of the petition for a writ of error as well as the State’s
answer and motion to dismiss, it appears to the Court that:

(1) The petitioner, DiAndre Willis, seeks to invoke this Court’s original
jurisdiction to issue a writ of error. The State of Delaware has filed an answer and
motion to dismiss the petition.

(2) Willis faces pending criminal charges for—among other things—first-
degree rape and first-degree burglary.¹ In his petition in this Court, Willis alleges
that a State’s witness committed perjury at his preliminary hearing in the Court of
Common Pleas. He asks that we issue a writ of error reversing the Court of Common
Pleas’ finding of probable cause.

¹ See generally *State v. Willis*, Cr. ID No. 2001011885 (K).

(3) “Writs of error” have been abolished.² This Court now hears “appeals” from the Superior Court in criminal cases.³ If the Superior Court should enter a final judgment against Willis, he may then appeal to this Court.

NOW, THEREFORE, IT IS ORDERED that the State’s motion to dismiss is GRANTED. Willis’ petition for a writ of error is DISMISSED.

BY THE COURT:

/s/ Tamika R. Montgomery-Reeves
Justice

² See *In re Webb*, 2002 WL 86813, at *1 (Del. Jan. 15, 2002).

³ Del. Const. art. IV, § 11(1)(b) (establishing the Court’s appellate jurisdiction over final judgments in criminal cases) and (2) (“Wherever in this Constitution reference is made to a writ of error ... such reference shall be construed as referring to the appeal provided for in Section 1(b) of this Article.”).