

IN THE SUPREME COURT OF THE STATE OF DELAWARE

CHRISTOPHER M. TOTH,	§
	§
Defendant Below-	§ No. 45, 2003
Appellant,	§
	§ Court Below—Superior Court
v.	§ of the State of Delaware,
	§ in and for Sussex County
STATE OF DELAWARE,	§ Cr.A. No. IS01-07-0420
	§ Cr. ID 0107003212
Plaintiff Below-	§
Appellee.	§

Submitted: May 16, 2003

Decided: June 19, 2003

Before **VEASEY**, Chief Justice, **HOLLAND**, and **STEELE** Justices.

ORDER

This 19th day of June 2003, upon consideration of the parties' briefs and the record below, the Court finds it manifest that this matter should be affirmed on the basis of the Superior Court's well-reasoned decision dated January 15, 2003. The record supports the Superior Court's finding that Toth was not entitled to 54 days credit on his assault sentence because Toth's incarceration for those 54 days was the result of other charges. The Court did not err in denying Toth's motion.

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

BY THE COURT:

/s/ E. Norman Veasey
Chief Justice