

IN THE SUPREME COURT OF THE STATE OF DELAWARE

JAMES CAULK,	§
	§
Defendant Below,	§
Appellant,	§ No. 368, 2001
	§
v.	§ Court Below: Superior Court
	§ of the State of Delaware in and
STATE OF DELAWARE,	§ for New Castle County
	§ Cr.A. Nos. IN00041574
Plaintiff Below,	§ through IN00041580
Appellee.	§

Submitted March 21, 2002

Decided: March 25, 2002

Before WALSH, HOLLAND, and BERGER, Justices.

ORDER

This 25th day of March 2002, upon consideration of the briefs of the parties, the Court concludes that the evidence presented at the trial of this case, both direct and circumstantial, was sufficient to establish all the essential elements of Robbery First Degree, including the theft of the victim's coat. *See Morrisey v. State*, 620 A. 2d 207, 213-14 (Del. 1993) (noting theft includes the case where there is no asportation). Accordingly, the Superior Court did not err in refusing to grant the defendant's motion for acquittal.

NOW, THEREFORE, IT IS ORDERED that the judgment of the Superior Court be, and the same hereby is,

AFFIRMED.

BY THE COURT:

s/Joseph T. Walsh
Justice