

IN THE SUPREME COURT OF THE STATE OF DELAWARE

CLARENCE O'MAYES,	§
	§
Defendant Below,	§ No. 376, 2000
Appellant,	§
	§
v.	§ Court Below: Superior Court
	§ of the State of Delaware,
STATE OF DELAWARE,	§ in and for Sussex County
	§ Cr.A. No. VS93-12-0328
Plaintiff Below,	§ ID No. 9312003892
Appellee.	§

**ORDER**

This 28<sup>th</sup> day of November 2000, it appears to the Court that:

(1) The Clerk issued a notice dated October 31, 2000 directing the appellant, Clarence O'Mayes, to show cause why this appeal should not be dismissed, pursuant to Supreme Court Rule 29(b), for his failure to prosecute the appeal diligently by not filing his opening brief and appendix.

(2) The appellant has failed to respond to the notice to show cause within the required ten day period. Dismissal of this action therefore is deemed to be unopposed.

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

BY THE COURT:

/s/ E. Norman Veasey  
Chief Justice