

IN THE SUPREME COURT OF THE STATE OF DELAWARE

JAMES ST. LOUIS,	§
	§
Defendant Below-	§ No. 360, 2004
Appellant,	§
	§
v.	§ Court Below—Superior Court
	§ of the State of Delaware,
STATE OF DELAWARE,	§ in and for Sussex County
	§ Cr. ID 0009015005
Plaintiff Below-	§
Appellee.	§
	§

Submitted: September 3, 2004  
Decided: September 27, 2004

Before **HOLLAND, BERGER,** and **JACOBS,** Justices.

**ORDER**

This 27<sup>th</sup> day of September 2004, it appears to the Court that:

(1) The appellant, James St. Louis, filed this appeal from a decision of the Superior Court, dated June 30, 2004, which denied St. Louis' request for transcripts. The Clerk of the Court issued a notice to St. Louis to show cause why his appeal should be dismissed based on the Court's lack of jurisdiction to entertain an interlocutory appeal in a criminal case.

(2) St. Louis filed a response to the notice to show cause on September 3, 2004. St. Louis' response does not address the jurisdictional issue raised in the notice to show cause.

(3) Under the Delaware Constitution, this Court may only review a final judgment in a criminal case.<sup>1</sup> The Superior Court's denial of St. Louis' request for transcript in order to pursue a postconviction remedy is clearly an unappealable interlocutory ruling.<sup>2</sup> As a result, this Court does not have jurisdiction to review this appeal.<sup>3</sup>

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

BY THE COURT:

/s/ Carolyn Berger  
Justice

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<sup>1</sup> Del. Const. art. IV, § 11(1)(b).

<sup>2</sup> See *Robinson v. State*, 704 A.2d 269, 271 (Del. 1998).

<sup>3</sup> See *Gottlieb v. State*, 697 A.2d 400 (Del. 1997).