

IN THE SUPREME COURT OF THE STATE OF DELAWARE

JOSEPH M. CIPOLLA,	§
	§ No. 125, 2003
Defendant Below,	§
Appellant,	§
	§
v.	§ Court Below—Superior Court
	§ of the State of Delaware,
STATE OF DELAWARE,	§ in and for New Castle County
	§ Cr. ID 9503014206
Plaintiff Below,	§
Appellee.	§

Submitted: March 20, 2003

Decided: March 31, 2003

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

ORDER

This 31st day of March 2003, upon consideration of the appellant's untimely notice of appeal, the notice to show cause issued by the Clerk, and the appellant's response thereto, it appears that the appellant's failure to timely file his appeal is not attributable to court-related personnel.* Accordingly, this Court has no jurisdiction to hear this untimely appeal.

NOW, THEREFORE, IT IS ORDERED, pursuant to Supreme Court Rules 6 and 29(b), that the within appeal is DISMISSED.

BY THE COURT:

/s/ Carolyn Berger
Justice

* *Bey v. State*, 402 A.2d 362, 363 (Del. 1979).