

IN THE SUPREME COURT OF THE STATE OF DELAWARE

FRANK R. INFANTE,	§
	§ No. 254, 2006
Defendant Below,	§
Appellant,	§
v.	§ Court Below—Family Court
	§ of the State of Delaware,
	§ in and for Kent County
STATE OF DELAWARE,	§ File No. 0511012744
	§
Plaintiff Below,	§
Appellee.	§

ORDER

This 10th day of August 2006, it appears to the Court that, on July 7, 2006, the State filed a motion to dismiss this appeal for this Court's lack of jurisdiction to consider a direct criminal appeal from the Family Court. The appellant failed to file a response to the motion to dismiss within the required ten-day period; therefore, dismissal of this action is deemed to be unopposed.

NOW, THEREFORE, IT IS HEREBY ORDERED, pursuant to Supreme Court Rules 3(b) and 30(d), that the within appeal is DISMISSED.

BY THE COURT:

/s/ Henry duPont Ridgely
Justice