

IN THE SUPREME COURT OF THE STATE OF DELAWARE

MIKHAIL MAZIN,	§
	§ No. 533, 2006
Plaintiff Below-	§
Appellant,	§
	§ Court Below—Superior Court
v.	§ of the State of Delaware
	§ in and for New Castle County
DELAWARE DEPARTMENT OF	§ C.A. No. 06A-08-001
HEALTH & SOCIAL SERVICES	§
and MR. STEINBERG,	§
	§
Defendants Below-	§
Appellees.	§

Submitted: November 8, 2006  
Decided: December 12, 2006

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

**ORDER**

This 12<sup>th</sup> day of December 2006, upon consideration of the appellant's untimely notice of appeal,<sup>1</sup> 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.<sup>2</sup> Accordingly, this Court does not have jurisdiction to hear this untimely appeal.

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<sup>1</sup> The appellant filed his appeal from the Superior Court's August 29, 2006 order on September 29, 2006, which was one day late. Supr. Ct. R. 6.

<sup>2</sup> *Bey v. State*, 402 A.2d 362, 363 (Del. 1979). The appellant's November 4, 2006 letter in response to the notice to show cause appears to attribute his late filing to his pro se status rather than to the actions of court-related personnel.

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

BY THE COURT:

/s/ Jack B. Jacobs  
Justice