

IN THE SUPREME COURT OF THE STATE OF DELAWARE

WAVERLY WHITE,	§
	§
Defendant Below-	§ No. 475, 2006
Appellant,	§
	§
v.	§ Court Below—Superior Court
	§ of the State of Delaware,
STATE OF DELAWARE,	§ in and for Sussex County
	§ Cr. ID 0110013949
Plaintiff Below-	§
Appellee.	§

Submitted: October 30, 2006
Decided: December 15, 2006

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

ORDER

This 15th day of December 2006, after careful consideration of appellant's opening brief and the State's motion to affirm, we find it manifest that the judgment below should be affirmed on the basis of the Superior Court's well-reasoned decision dated August 16, 2006. The Superior Court did not err in concluding that appellant's fourth motion for postconviction relief was procedurally barred and that he had failed to overcome the procedural hurdles.

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

BY THE COURT:

/s/ Carolyn Berger
Justice