

IN THE SUPREME COURT OF THE STATE OF DELAWARE

MARK SPRUANCE,	§
	§ No. 58, 2003
Defendant Below,	§
Appellant,	§ Court Below: Superior Court
	§ of the State of Delaware,
v.	§ in and for Sussex County
	§
STATE OF DELAWARE,	§ Cr. ID No. 92S00269DI
	§
Plaintiff Below,	§
Appellee.	§

**ORDER**

This 6<sup>th</sup> day of March 2003, it appears to the Court that, on February 10, 2003, the Clerk issued a notice to show cause why this appeal should not be dismissed pursuant to Supreme Court Rule 29(b) for the Court's lack of jurisdiction to entertain a criminal interlocutory appeal. The appellant has failed to respond to the notice to show cause 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 29(b), that the within appeal is DISMISSED.

BY THE COURT:

/s/ Carolyn Berger  
Justice