

IN THE SUPREME COURT OF THE STATE OF DELAWARE

IN THE MATTER OF THE §
PETITION OF MARQUIS BROWN § No. 70, 2007
FOR A WRIT OF HABEAS §
CORPUS §

Submitted: March 8, 2007
Decided: March 28, 2007

Before **STEELE**, Chief Justice, **HOLLAND** and **BERGER**, Justices

ORDER

This 28th day of March 2007, it appears to the Court that:

(1) On February 13, 2007, the petitioner, Marquis Brown, filed a petition for a writ of habeas corpus in this Court. On February 15, 2007, the Clerk of the Court issued a notice to Brown to show cause why his petition should not be dismissed for this Court's lack of original jurisdiction to issue a writ of habeas corpus.¹

(2) On March 8, 2007, Brown filed his response to the notice to show cause. In his response, he appears to argue that this Court does have original jurisdiction to hear a petition for a writ of habeas corpus.

¹ *In re Cantrell*, 678 A.2d 525, 526 (Del. 1996).

(3) The Delaware Constitution does not confer original jurisdiction upon this Court to hear petitions for writs of habeas corpus.² Brown's petition for a writ of habeas corpus must, therefore, be dismissed.

NOW, THEREFORE, IT IS ORDERED that the within petition is DISMISSED.

BY THE COURT:

/s/ Randy J. Holland
Justice

² Del. Const. art. IV, § 11(6).