

IN THE SUPREME COURT OF THE STATE OF DELAWARE

JOE LOUIS FOLKS, JR.,	§
	§
Defendant Below-	§ No. 223, 2007
Appellant,	§
	§
v.	§ Court Below—Superior Court
	§ of the State of Delaware,
STATE OF DELAWARE,	§ in and for New Castle County
	§ Cr. ID 30103873DI
Plaintiff Below-	§
Appellee.	§

Submitted: May 30, 2007  
Decided: August 3, 2007

Before **STEELE**, Chief Justice, **JACOBS**, and **RIDGELY**, Justices.

**ORDER**

This 3<sup>rd</sup> day of August 2007, after careful consideration of appellant's opening brief and the State's motion to affirm, we find it manifest that the judgment of the Superior Court should be affirmed on the basis of the Superior Court's well-reasoned decision dated April 19, 2007. The Superior Court did not err in concluding that appellant's third motion for postconviction relief was time-barred and that appellant had failed to overcome this procedural hurdle.

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

BY THE COURT:

/s/Henry duPont Ridgely  
Justice