

IN THE SUPREME COURT OF THE STATE OF DELAWARE

DAVID M. DAVIS,

Defendant Below,
Appellant,

v.

STATE OF DELAWARE,

Plaintiff Below,
Appellee.

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§ No. 423, 2007

§

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§ Court Below—Superior Court

§ of the State of Delaware,

§ in and for New Castle County

§ Cr. ID 0207002276

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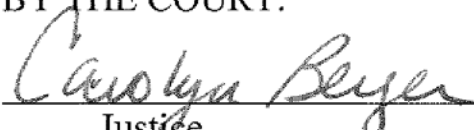
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ORDER

This *31* day of August 2007, it appears to the Court that, on August 14, 2007, the Clerk issued a notice to show cause why this appeal should not be dismissed on the ground that it was not timely filed. 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:


Justice