

**IN THE SUPERIOR COURT OF THE STATE OF DELAWARE**

**IN AND FOR NEW CASTLE COUNTY**

STATE OF DELAWARE,	)	
	)	
v.	)	ID No.: 0302009660
	)	0109001783
DANA I. WILLIAMS,	)	9511017952
	)	9510004645
Defendant.	)	

**ORDER**

1. On December 13, 2012, after complete review of Williams’s various sentencing orders, the court denied Defendant’s motions seeking a correction of sentence, a modification of sentence, and/or credit for time served in Cr. ID Nos. 0109001783, 9511017952, and 9510004645. Similarly, after careful review, the court denied Defendant’s motion seeking credit for time served in Cr. ID No. 0302009660.

2. Defendant filed appeals from those orders and the State confessed error, in part. Accordingly, on January 24, 2014, the Supreme Court of Delaware remanded.

3. As mentioned above, the initial orders were careful. Even for Delaware’s prolix sentencing system, Defendant’s sentencing history is complicated. Nevertheless, the court calculated Defendant’s sentence as best it could.

4. The only guaranteed way to avoid the State's confessing error in a sentence calculation case is to issue an order meeting the State's approval. Accordingly, within ten days of this order's date, the State **SHALL** submit a proposed order with a copy to Defendant. The order must not only satisfy the Attorney General, it must be in a form that is suitable for uploading to the ASOP system. Defendant has leave to respond to the State's proposed order within two weeks of its submission.

**IT IS SO ORDERED.**

Date: June 2, 2014

/s/ Fred S. Silverman  
Judge

cc: Prothonotary (Criminal)  
Kate S. Keller, Deputy Attorney General  
Dana I. Williams