

Delaware Supreme Court Amends Supreme Court Rule 82(b) Effective Immediately.

The Delaware Supreme Court has [amended Supreme Court Rule 82\(b\)](#) to clarify that in a Class A felony tried without a jury or a capital first degree murder case that is reversed and remanded by the Supreme Court to the Superior Court for a new trial or penalty hearing, the reassignment of the case to a different judge on remand is required only if the judge whose decision was reversed on appeal is the same judge who presided over the bench trial or the penalty hearing resulting in the imposition of the death sentence. This amendment is not intended to make any substantive change but is intended only to clarify the original intention for this requirement, which was first adopted in 2011.