IN THE SUPREME COURT OF THE STATE OF DELAWARE

| STATE OF DELAWARE | | § | |
|-------------------|------------|---------------|-----------------------------|
| | | § | |
| Plaintiff Below, | | § | No. 312, 2018 |
| Appellant, | | § | |
| | | § | Court Below: Superior Court |
| V. | | § | of the State of Delaware |
| | | § | |
| BAKR DILLARD, | | § | No. 1710003809 |
| | | § | |
| Defendant Below, | | § | |
| Appellee. | | § | |
| | Submitted: | March 6, 2019 | |

Before **STRINE**, Chief Justice; **VALIHURA**, **VAUGHN**, **SEITZ**, and **TRAYNOR**, Justices, constituting the Court *en Banc*.

Decided:

<u>ORDER</u>

This 7th day of March 2019, we affirm the judgment of the Superior Court on

March 7, 2019

the basis of its opinion dated March 16, 2018^1 and its order denying the State's

motion for reargument dated May 17, 2018.²

NOW, THEREFORE, IT IS ORDERED that the judgment of the Superior

Court is hereby AFFIRMED.

BY THE COURT:

/s/ Leo E. Strine, Jr.

Chief Justice

¹ State v. Dillard, 2018 WL 1382394 (Del. Super. Ct. Mar. 16, 2018).

² State v. Dillard, 2018 WL 2264414 (Del. Super. Ct. May 17, 2018) (ORDER).