

IN THE SUPREME COURT OF THE STATE OF DELAWARE

SAMUEL PAINTER,¹

Petitioner Below,
Appellant,

v.

LOUISE PAINTER,

Respondent Below,
Appellee.

§ No. 26, 2021

§

§ Court Below—Family Court
§ of the State of Delaware

§

§ File No. CN14-02909

§ Petition No. 20-13918

§

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Submitted: March 2, 2021

Decided: March 30, 2021

Before **SEITZ**, Chief Justice; **VALIHURA** and **VAUGHN**, Justices.

ORDER

(1) On January 22, 2021, the appellant (“Father”) filed a notice of interlocutory appeal from (i) an interim order of the Family Court, dated January 6, 2021, in a proceeding regarding modification of visitation with the parties’ child and (ii) a Family Court order, dated January 21, 2021, which denied Father’s motion to reconsider the January 6 interim order. Father filed an application for certification of interlocutory appeal, which the Family Court denied on March 1, 2021. Father did not file a supplemental notice of appeal within ten days of the Family Court’s

¹ The Court previously assigned pseudonyms to the parties pursuant to Supreme Court Rule 7(d).

action, as required by Supreme Court Rule 42(d)(iii)² and as this Court directed him to do.³

(2) Applications for interlocutory review are addressed to the sound discretion of this Court.⁴ In the exercise of its discretion, this Court has concluded that the application for interlocutory review does not meet the strict standards for certification under Supreme Court Rule 42(b) and should be refused.

NOW, THEREFORE, IT IS ORDERED that the interlocutory appeal is REFUSED.

BY THE COURT:

/s/ Karen L. Valihura
Justice

² *Smith v. Delaware State Police*, 2014 WL 46069 (Del. Jan. 2, 2014).

³ *Painter v. Painter*, 2021 WL 796588, at *2 (Del. Mar. 1, 2021).

⁴ DEL. SUPR. CT. R. 42(d)(v).