

IN THE SUPREME COURT OF THE STATE OF DELAWARE

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|--------------------|------------------------------|
| JAMES W. RILEY, | § |
| | § No. 64, 2022 |
| Defendant Below, | § |
| Appellant, | § |
| | § Court Below–Superior Court |
| v. | § of the State of Delaware |
| | § |
| STATE OF DELAWARE, | § |
| | § Cr. ID No. 0004014504 (K) |
| Appellee. | § |

Submitted: April 27, 2022

Decided: June 9, 2022

Before **SEITZ**, Chief Justice; **VALIHURA** and **MONTGOMERY-REEVES**, Justices.

ORDER

After consideration of the appellant’s opening brief, the State’s motion to affirm, and the record on appeal, we conclude that the judgment below should be affirmed on the basis of and for the reasons cited by the Superior Court in its February 9, 2022 order summarily dismissing the appellant’s third motion for postconviction relief.

NOW, THEREFORE, IT IS ORDERED that the State’s motion to affirm is GRANTED and the judgment of the Superior Court is AFFIRMED.

BY THE COURT:

/s/ Collins J. Seitz, Jr.
Chief Justice