

IN THE SUPREME COURT OF THE STATE OF DELAWARE

TOURAE MILLS,	§
	§ No. 223, 2026
Defendant Below,	§
Appellant,	§ Court Below–Superior Court
	§ of the State of Delaware
v.	§
	§ Cr. ID No. 2507018365 (N)
STATE OF DELAWARE,	§
	§
Appellee.	§

Submitted: June 18, 2026

Decided: June 30, 2026

Before **SEITZ**, Chief Justice; **LEGROW** and **GRIFFITHS**, Justices.

**ORDER**

After consideration of the notice to show cause and the appellant’s response, it appears to the Court that:

(1) The appellant, Tourae Mills, is facing criminal charges in the Superior Court. On May 14, 2026, the Superior Court denied his motion to suppress the State’s evidence, and Mills appealed. The Senior Court Clerk issued a notice to Mills directing him to show cause why his appeal should not be dismissed for this Court’s lack of jurisdiction to hear an interlocutory appeal in a criminal matter. Mills has responded to the notice to show cause and argues the merits of the suppression motion; Mills does not address the appeal’s jurisdictional defect.

(2) Under the Delaware Constitution, only a final judgment may be reviewed by the Court in a criminal case.<sup>1</sup> The Superior Court's order denying Mills' motion to suppress is an interlocutory order. If Mills is convicted following trial, he may then appeal to this Court for a review of that final judgment as well as the Superior Court's denial of his motion to suppress. At this time, however, the Court lacks jurisdiction to consider Mills' interlocutory appeal.

NOW, THEREFORE, IT IS ORDERED that the appeal is DISMISSED under Supreme Court Rule 29(b).

BY THE COURT:

/s/ N. Christopher Griffiths  
Justice

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<sup>1</sup> Del. Const. art. IV, § 11(a)(2).