

IN THE SUPREME COURT OF THE STATE OF DELAWARE

JAMES V. FRAMPTON,	§	
	§	No. 27, 2001
Petitioner Below,	§	
Appellant,	§	Court Below—Family Court
	§	of the State of Delaware, in
v.	§	and for Kent County in
	§	Petition No. CK98-4864 and
PATRICIA D. FRAMPTON,	§	Case No. 00-02689.
	§	
Respondent Below,	§	
Appellee.	§	

Submitted: May 21, 2001

Decided: May 29, 2001

**ORDER**

This 29<sup>th</sup> day of May 2001, it appears to the Court that on May 7, 2001, the appellee filed a motion to dismiss on the basis that the appellant had failed to file his opening brief. The appellant's opening brief was due to be filed on or before April 26, 2001. The appellant has not filed his opening brief, and he has not responded to the motion to dismiss. Consequently, dismissal of this appeal is deemed to be unopposed. Supr. Ct. R. 30(c).

NOW, THEREFORE, IT IS ORDERED, pursuant to Supreme Court Rules 3(b) and 30(c), that the appeal is DISMISSED.

BY THE COURT:

s/Joseph T. Walsh

Justice