

IN THE SUPERIOR COURT OF THE STATE OF DELAWARE
IN AND FOR NEW CASTLE COUNTY

JOHN PETROLEUM, INC.,)	
a Delaware Corporation,)	
Plaintiff,)	
)	
v.)	CA. No.: 06C-10-039 FSS
)	
CHARLES G. PARKS, JR.,)	
Defendant)	

ORDER

**Upon Appeal from Commissioner’s Findings of Fact and Recommendations –
*DISMISSED***

1. By letter dated December 15, 2009, the court called Defendant’s attention to Superior Court Civil Rule 132(a)(4)(iii).

2. The court gave Defendant ten days in which to order a transcript or submit a proposed statement of facts. Failing that, the letter warned Defendant that “the court shall dismiss Defendant’s objections and enter a final judgment, without further notice or opportunity to be heard.”

3. Defendant has not ordered a transcript, submitted a proposed statement of facts, nor otherwise responded to the court’s December 15, 2009 letter.

For the foregoing reasons, under Superior Court Civil Rule 132(b),

Defendant's Appeal from Commissioner's Findings of Fact and Recommendations
is **DISMISSED**.

IT IS SO ORDERED.

Date: January 6, 2010

/s/ Fred S. Silverman

Judge

cc: Prothonotary (Civil)
William L. O'Day, Esquire
Charles G. Parks, Jr., Esquire, Pro se Defendant