

IN THE SUPREME COURT OF THE STATE OF DELAWARE

SAMUEL L. HARRIS,	§
	§
Defendant Below,	§
Appellant,	§ No. 234, 1999
	§
v.	§ Court Below: Superior Court
	§ of the State of Delaware in and
STATE OF DELAWARE,	§ for Kent County
	§ Cr.A. Nos. IK98-02-0069 through
Plaintiff Below,	§ 0076, 0856 and 0857
Appellee.	§

Submitted: February 8, 2000
Decided: February 18, 2000

Before VEASEY, Chief Justice, WALSH, and HARTNETT, Justices.

O R D E R

This 18th day of February 2000, upon consideration of the briefs of the parties, the Court concludes that:

(1) The Superior Court did not err in denying defendant's motion for judgment of acquittal on the charge of Attempted Robbery in the First Degree and Aggravated Menacing. The State's case, although circumstantial, presented a jury question.

(2) The defendant was not prejudiced by the inadvertent failure to submit a letter to the jury which was essentially cumulative and which had already been read in part. Accordingly, we find no error.

NOW, THEREFORE, IT IS ORDERED that the judgment of the Superior Court be, and the same hereby is,

AFFIRMED.

BY THE COURT:

s/Joseph T. Walsh
Justice