

IN THE SUPREME COURT OF THE STATE OF DELAWARE

JAMES CRYSTAL ENTERPRISES, §
LLC and JAMES CRYSTAL §
LICENSES, LLC, §

Defendants Below, §
Appellants, §

v. §

COBALT OPERATING, LLC, §

Plaintiff Below, §
Appellee. §

No. 491, 2007

Court Below: Court of Chancery
for the State of Delaware in and for
New Castle County

C. A. No. 714

Submitted: February 27, 2008

Decided: March 11, 2008

Before **STEELE**, Chief Justice, **HOLLAND** and **BERGER**, Justices.

ORDER

This 11th day of March 2008, upon consideration of the briefs of the parties, and their contentions in oral argument, it appears to the Court that the judgment of the Court of Chancery should be affirmed on the basis of and for the reasons set forth in its decision dated July 20, 2007.

NOW, THEREFORE, IT IS ORDERED that the judgment of the Court of Chancery is **AFFIRMED**.

BY THE COURT:

/s/ Carolyn Berger
Justice