

IN THE SUPREME COURT OF THE STATE OF DELAWARE

MATTHEW PHILIPOT,	§	
	§	No. 15, 2013
Defendant Below,	§	
Appellant,	§	
	§	Court Below:
v.	§	
	§	Superior Court of the
STATE OF DELAWARE,	§	State of Delaware, in and for
	§	Sussex County
Plaintiff Below,	§	
Appellee.	§	I.D. No. 0903021873

Submitted: April 24, 2013

Decided: April 25, 2013

Before **BERGER, JACOBS** and **RIDGELY**, Justices.

ORDER

This 25th day of April 2013, the Court, having considered this matter on the briefs of the parties, has concluded that this appeal should be affirmed on the basis of and for the reasons assigned by the Superior Court in its Memorandum Opinion of December 14, 2012;

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

BY THE COURT:

/s/ Carolyn Berger
Justice