## IN THE SUPREME COURT OF THE STATE OF DELAWARE

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| § No. 188, 2013                     |
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| § Court Below: Superior Court of    |
| § the State of Delaware, in and for |
| § New Castle County                 |
| § C.A. No. N11C-07-069              |
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Submitted: September 11, 2013 Decided: September 13, 2013

Before STEELE, Chief Justice, BERGER and JACOBS, Justices.

## <u>O R D E R</u>

This 13<sup>th</sup> day of September 2013, upon consideration of the briefs of the parties, and their contentions in oral argument, it appears to the Court that the judgment of the Superior Court should be affirmed on the basis of and for the reasons set forth in its decision dated March 15, 2013.

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

BY THE COURT:

/s/ Jack B. Jacobs Justice