

IN THE SUPREME COURT OF THE STATE OF DELAWARE

J. SIMPSON DEAN, JR.,	§	
	§	No. 591, 1999
Plaintiff Below,	§	
Appellant,	§	
	§	
v.	§	Court Below: Superior Court
	§	of the State of Delaware
DVI FINANCIAL SERVICES, INC.,	§	in and for New Castle County
	§	C.A. No. 97C-11-141
Defendant Below,	§	
Appellee.	§	

Submitted: June 27, 2000

Decided: June 30, 2000

Before WALSH, HARTNETT and BERGER, Justices.

ORDER

This 30th day of June, 2000, it appearing that the Superior Court, on remand, entered an Order on June 7, 2000, which granted summary judgment to appellee; and that appellant filed a new appeal from the June 7 Order, thereby raising all of the same issues as were raised in this appeal; and that the second appeal renders the present appeal moot;

NOW, THEREFORE, IT IS ORDERED that the above-captioned appeal is DISMISSED as MOOT.

BY THE COURT:

/s/ Carolyn Berger

Justice