

IN THE SUPREME COURT OF THE STATE OF DELAWARE

NOEL SAITO,	§	
	§	No. 403, 2004
Plaintiff Below,	§	
Appellant,	§	
	§	
v.	§	Court Below:
	§	Court of Chancery
McKESSON HBOC, INC.,	§	of the State of Delaware
	§	in and for New Castle County
Defendant Below,	§	C.A. No. 18553
Appellee.	§	

Submitted: March 2, 2005
Decided: March 8, 2005

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

ORDER

This 8th day of March, 2005, the Court, having considered this matter on the arguments and briefs of the parties, and having concluded that the same should be affirmed on the basis of and for the reasons assigned by the Court of Chancery in its order dated August 18, 2004;

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

AFFIRMED.

BY THE COURT:

/s/ Carolyn Berger
Justice