## IN THE SUPREME COURT OF THE STATE OF DELAWARE

§	
§	No. 176, 2005
§	
§	Court Below: Court of Chancery
§	of the State of Delaware, in and
§	for New Castle County
§	
§	No. 395-N
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Submitted: September 15, 2005 Decided: September 16, 2005

Before HOLLAND, JACOBS and RIDGELY, Justices.

## **ORDER**

This 15<sup>th</sup> day of September 2005, the Court, having considered this matter at oral arguments, concludes that the matter should be affirmed on the basis of the Court of Chancery's well-reasoned opinion dated April 4, 2005.

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

BY THE COURT:
/s/ Henry duPont Ridgely
Justice