## IN THE SUPREME COURT OF THE STATE OF DELAWARE

§	
§	No. 277, 2005
§	
§	Court Below:
§	Superior Court of the
§	State of Delaware,
§	in and for New Castle County
§	C.A. No. 04A-09-009 WCC
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Submitted: September 22, 2005 Decided: November 4, 2005

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

## **ORDER**

This 4<sup>th</sup> day of November 2005, upon consideration of the briefs of the parties, it appears to the Court that this appeal should be affirmed for the reasons stated by the Superior Court in its well-reasoned decision dated May 31, 2005.

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

BY THE COURT

/s/Henry duPont Ridgely
Justice