

SUPERIOR COURT  
OF THE  
STATE OF DELAWARE

T. HENLEY GRAVES  
*RESIDENT JUDGE*

SUSSEX COUNTY COURTHOUSE  
ONE THE CIRCLE, SUITE 2  
GEORGETOWN, DE 19947

April 1, 2008

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RE: Harrigan v. Bailey  
C.A. No. 07C-07-020 (THG)

Dear Counsel:

I have read your submissions in regard to the Plaintiff's Motion for Summary Judgment.

It appears that matters of fraudulent intent are questions of fact. Since both parties disagree as to the "why" concerning the transfer of the real property, I can not grant summary judgment. *Ebersole v. Lowengrub*, 180 A.2d 467, 470 (Del. 1962).

Plaintiff's motion for summary judgment is denied.

IT IS SO ORDERED.

Very truly yours,

T. Henley Graves

THG/jfg  
cc: Prothonotary