

IN THE SUPERIOR COURT OF THE STATE OF DELAWARE
IN AND FOR NEW CASTLE COUNTY

LAURA COOPER,)	
)	
Claimaint Below – Appellant,)	
)	
v.)	C.A. No. N10A-03-014 MJB
)	
CAPITOL NURSING,)	
)	
Employer Below – Appellee.)	

Submitted: June 8, 2010
Decided: August 31, 2010

Upon Appeal from the Industrial Accident Board.
TRANSFERRED if the Appellant files in compliance with 10 Del. C. § 1902;
otherwise the matter shall be DISMISSED.

OPINION AND ORDER

Christopher A. Amalfitano, Esquire, Ramunno & Ramunno, P.A., Wilmington, Delaware.
Attorney for Laura Cooper.

William R. Baker, Jr., Esquire, Tybout Redfearn & Pell, Wilmington, Delaware, Attorney
for Capitol Nursing.

BRADY, J.

Before the Court is Appellant Laura Cooper's Appeal of a decision rendered by the Industrial Accident Board. Pursuant to 19 *Del C.* § 2349, the proper jurisdiction for an appeal of an Industrial Accident Board decision is in the county where the injury occurred. Upon reviewing the Appellant's Opening Brief and Appellee's Answering Brief, the Court has determined the injury occurred in Sussex County, thereby rendering the proper jurisdiction for this appeal within the Superior Court of the State of Delaware in and for Sussex County. Accordingly, this Court is without jurisdiction to hear the matter, and it shall be **TRANSFERRED** if the Appellant files in compliance with 10 *Del. C.* § 1902 to do so; otherwise, the matter shall be **DISMISSED**.

IT IS SO ORDERED.

M. Jane Brady
Superior Court Judge