

IN THE SUPREME COURT OF THE STATE OF DELAWARE

LISA A. ACHTERMANN, individually)
and as Next Friend of Plaintiffs) No. 57, 2008
John M. Achtermann, III, and Ty)
Achtermann, JOHN M. ACHTERMANN,) Court Below: Superior Court
JR., her husband, individually and as) of the State of Delaware in
Next Friend of Plaintiffs John M.) and for New Castle County
Achtermann, III, and Ty Achtermann,)
JOHN M. ACHTERMANN, III, a minor) C.A. No. 05C-04-198
and TY ACHTERMANN, a minor,)
)
Plaintiffs Below)
Appellants,)
)
v.)
)
OSCAR WARRINGTON and)
MARY WARRINGTON,)
)
Defendants Below,)
Appellees.)

Submitted: September 3, 2008

Decided: September 5, 2008

Before **STEELE**, Chief Justice, **HOLLAND, BERGER, JACOBS** and **RIDGELY** Justices, constituting the Court *en banc*.

ORDER

This 5th day of September 2008, upon consideration of the briefs of the parties, and their contentions in oral argument, it appears to the Court that the judgment of the Superior Court should be affirmed on the basis of and for the reasons set forth in its decision dated March 22, 2007.

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

BY THE COURT:

/s/ Myron T. Steele
Chief Justice