

IN THE SUPREME COURT OF THE STATE OF DELAWARE

JOHNSON CONTROLS, INC.,            )  
  ) No. 318, 2009  
                  Employer Below,        )  
                  Appellant,            ) Court Below: Superior Court  
v.    ) of the State of Delaware in  
  ) and for New Castle County  
  )  
SHEILA EVANS,                         ) C.A. No. 08A-09-006  
  )  
                  Claimant Below,        )  
                  Appellee.             )

Submitted: September 30, 2009  
Decided: September 30, 2009

Before and **STEELE**, Chief Justices, **BERGER** and **RIDGELY**, Justices.

***ORDER***

This 30<sup>th</sup> day of September 2009, upon consideration of the briefs of the parties, it appears to the Court that the judgment of the Superior Court should be affirmed on the basis of its well-reasoned decision dated May 13, 2009.

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

BY THE COURT:

/s/ Myron T. Steele  
Chief Justice