

IN THE SUPREME COURT OF THE STATE OF DELAWARE

GEOFFREY H. BATES,	§	
REMODELING CONTRACTOR,	§	No. 123, 2003
INC.,	§	
Defendant Below,	§	
Appellant,	§	
	§	
v.	§	Court Below: Superior Court
	§	of the State of Delaware
TOLTON BUILDERS, INC.,	§	in and for New Castle County
	§	C.A. No. 02A-04-004
Plaintiff Below,	§	
Appellee.	§	

Submitted: June 25, 2003

Decided: July 9, 2003

Before **VEASEY**, Chief Justice, **HOLLAND** and **BERGER**, Justices.

O R D E R

This 9th day of July, 2003, the Court, having considered this matter on the briefs of the parties, and having concluded that the same should be affirmed on the basis of and for the reasons assigned by the Superior Court in its order dated February 4, 2003,

NOW, THEREFORE, IT IS HEREBY ORDERED that the judgment of the Superior Court be, and the same hereby is

AFFIRMED.

BY THE COURT:

/s/ Carolyn Berger
Justice