

IN THE SUPREME COURT OF THE STATE OF DELAWARE

HENRY A. STENTA,	§
	§ No. 354, 2009
Plaintiff Below-	§
Appellant,	§
	§ Court Below—Superior Court
v.	§ of the State of Delaware
	§ in and for New Castle County
GENERAL MOTORS	§ C.A. No. 05C-03-328
CORPORATION, a corporation of	§
the State of Delaware, and	§
DELAWARE MOTOR SALES,	§
INC. t/a DELAWARE CADILLAC,	§
a corporation of the State of	§
Delaware,	§
	§
Defendants Below-	§
Appellees.	§

Submitted: October 13, 2010

Decided: October 18, 2010

Before **HOLLAND, BERGER** and **RIDGELY**, Justices.

ORDER

This 18th day of October 2010, the Court having considered this matter after oral argument and on the briefs filed by the parties has determined that, with regard to the issues raised by the appellant, the final judgments of the Superior Court should be affirmed on the basis of and for the reasons assigned by the Superior Court in its decision dated May 29, 2009. There is no need for this Court to address the issues raised in the cross-appeal because the appellee’s answering brief states: “In the event this

Court affirms the trial court's ruling granting summary judgment in defendants' favor on both issues appealed by plaintiffs, defendants expressly represent to this Court that they withdraw their cross appeal."

NOW, THEREFORE, IT IS HEREBY ORDERED that the judgments of the Superior Court be, and the same hereby are, AFFIRMED.

BY THE COURT:

/s/ Randy J. Holland
Justice