

IN THE SUPREME COURT OF THE STATE OF DELAWARE

BRANTLEY MANAGEMENT COMPANY,	§ § No. 325, 2011 § §
Defendant Below- Appellant,	§ § Court Below—Superior Court § of the State of Delaware
v.	§ in and for New Castle County § C.A. No. 09C-11-018
PETER SALTZ,	§ § §
Plaintiff Below- Appellee.	§ § §

Submitted: July 8, 2011  
Decided: July 12, 2011

Before **STEELE**, Chief Justice, **JACOBS** and **RIDGELY**, Justices.

**ORDER**

This 12<sup>th</sup> day of July 2011, it appearing to the Court that the appeal in this case was filed prematurely due to the pendency of the appellant's motion for reargument in the Superior Court under Superior Court Civil Rule 59,

IT IS ORDERED that the appeal is hereby DISMISSED.<sup>1</sup>

IT IS FURTHER ORDERED that, in the event another appeal is docketed in this matter, no additional filing fee will be required.

BY THE COURT:

/s/ Henry duPont Ridgely  
Justice

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<sup>1</sup> *Tomasetti v. Wilmington Savings Fund Society*, 672 A.2d 61, 63 (Del. 1996).