IN THE SUPREME COURT OF THE STATE OF DELAWARE

SUSAN ANDERSON, as guardian ad	d §	
litem for KAYLA ANDERSON,	§	
a minor,	§	
	§	No. 149, 2011
Plaintiff Below,	§	
Appellant,	§	
	§	Court Below – Superior Court
V.	§	of the State of Delaware,
	§	in and for New Castle County
NITIN ENTERPRISES, INC., d/b/a	§	C.A. No. 08C-12-138
DUNKIN' DONUTS, a Delaware	§	
Corporation,	§	
	§	
Defendant Below,	§	
Appellee.	§	
Appence.	8	

Submitted: August 24, 2011 Decided: August 25, 2011 County Corrected *nunc pro tunc*: September 9, 2011

Before HOLLAND, JACOBS and RIDGELY, Justices.

O R D E R

This 25th day of August 2011, the Court having considered this matter

on the briefs filed by the parties has determined that the final judgment of

the Superior Court should be affirmed on the basis of and for the reasons

assigned by the Superior Court in its decision dated March 18, 2011.

NOW, THEREFORE, IT IS HEREBY ORDERED that the judgment

of the Superior Court be, and the same hereby is, AFFIRMED.

BY THE COURT:

<u>/s/ Randy J. Holland</u> Justice