

IN THE SUPREME COURT OF THE STATE OF DELAWARE

THOMAS C. PALMER and	§	
PHILLIP GOLDSTEIN,	§	
	§	
Objectors Below-	§	
Appellants,	§	
	§	
v.	§	
	§	
PAUL BERGER, BRYAN	§	No. 259, 2002
BENTON, THOMAS TURBERG,	§	
JOE BRECHER, DARREN	§	
SUPRINA and DON HANKEY	§	Court Below-Court of Chancery
LIVING TRUST (DON R.	§	of the State of Delaware,
HANKEY, TRUSTEE),	§	in and for New Castle County
	§	C.A. No. 18746
Plaintiffs Below-	§	
Appellees,	§	
	§	
and	§	
	§	
UGLY DUCKLING	§	
CORPORATION, ERNEST C.	§	
GARCIA, II, VERDE	§	
INVESTMENTS, INC., GREGORY	§	
B. SULLIVAN, JOHN N.	§	
MacDONOUGH, CHRISTOPHER	§	
D. JENNINGS, and FRANK P.	§	
WILLEY,	§	
	§	
Defendants Below-	§	
Appellees.	§	

Submitted: July 29, 2002

Decided: August 14, 2002

Before VEASEY, Chief Justice, WALSH and STEELE, Justices  
ORDER

This 14<sup>th</sup> day of August 2002, the Court has considered the motion to affirm of defendants-appellees Garcia, Sullivan and Verde Investments, the motion to affirm of plaintiffs-appellees Berger, Benton, Turberg, Brecher, Suprina and Don Hankey Living Trust, and the motion to affirm of defendant-appellee Ugly Duckling Corporation pursuant to Supreme Court Rule 25(a) and finds it manifest on the face of the opening brief of objector-appellant Goldstein that the appeal is without merit for the reasons stated by the Court of Chancery in its well-reasoned decisions dated April 18, 2002.<sup>1</sup>

NOW, THEREFORE, IT IS ORDERED that the motions to affirm are GRANTED. The judgment of the Court of Chancery is AFFIRMED.<sup>2</sup>

BY THE COURT:

/s/ E. Norman Veasey  
Chief Justice

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<sup>1</sup>The Court of Chancery issued two decisions, one approving the parties' settlement of the class and derivative claims and one approving the application for attorney's fees and expenses.

<sup>2</sup>We do not reach the merits of the motion to dismiss filed by defendants-appellees MacDonough, Jennings and Willey, and in which other parties have joined.