

IN THE SUPREME COURT OF THE STATE OF DELAWARE

ALEX R. SMITH,	§	
	§	No. 300, 2001
Employee Below,	§	
Appellant,	§	Court Below: Superior Court of
	§	the State of Delaware in and for
v.	§	New Castle County
	§	
RODEL, INC.,	§	C. A. No. 00A-11-001
	§	
Employer Below,	§	
Appellee.	§	
	§	
v.	§	
	§	
1 ST CHOICE HEALTH CARE,	§	
Joined as a Party pursuant to 19	§	
<i>Del. C.</i> § 2346.	§	

Submitted: November 8, 2001

Decided: November 9, 2001

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

ORDER

This 9th day of November 2001, upon consideration of the briefs of the parties, it appears to the Court that the judgment of the Superior Court should be affirmed on the basis of and for the reasons set forth in its decision dated June 19, 2001.

NOW, THEREFORE, IT IS ORDERED that the judgment of the Superior Court is **AFFIRMED**.

BY THE COURT:

/s/ E. Norman Veasey
Chief Justice