

IN THE SUPREME COURT OF THE STATE OF DELAWARE

BARBARA E. CALVARESE,

Plaintiff Below,
Appellant,

v.

STATE FARM MUTUAL
AUTOMOBILE INSURANCE
COMPANY,

Defendant Below,
Appellee.

'
' No. 30, 2000
'

' Court Below: Superior Court of
' the State of Delaware in and for
' New Castle County
'

'
' C. A. No. 97C-12-177
'

Submitted: June 20, 2000

Decided: December 11, 2000

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

ORDER

This 11th day of December 2000, upon consideration of the briefs of the parties, it appears to the Court that there are no material issues of fact that would preclude summary judgment and that defendant is entitled to judgment as a matter of law. Regrettably the bases of the Superior Court's decision are not as clearly set forth in its bench ruling of January 7, 2000, as this Court would prefer. Nevertheless, we have independently determined that the result reached by the Superior Court be affirmed.

NOW, THEREFORE, IT IS ORDERED that the judgment of the Superior Court dated January 7, 2000, is **AFFIRMED**.

BY THE COURT:

/s/ E. Norman Veasey
Chief Justice