IN THE SUPREME COURT OF THE STATE OF DELAWARE

PETER M. GUTHEIM and ELAINE GUTHEIM,	'	
	'	No. 324, 2000
Plaintiffs Below, Appellants,	'	Court Below: Superior Court of the State of Delaware in and for New Castle County
v.	'	
VIACOM, INC.,	'	C. A. No. 99C-09-284
Defendant Below, Appellee.	'	

Submitted: November 21, 2000
Decided: November 27, 2000

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

O R D E R

This 27th day of November 2000, upon consideration of the briefs of the parties, and their contentions in oral argument, it appears to the Court that there are no material issues of fact that would preclude summary judgment. Accordingly, the judgment of the Superior Court should be affirmed on the basis of and for the reasons set forth in its decision dated June 30, 2000.

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

BY THE COURT:

/s/ E. Norman Veasey
Chief Justice