

IN THE SUPREME COURT OF THE STATE OF DELAWARE

BIGMAR, INC., a Delaware corporation,	§
	§
	§ No. 23, 2004
Defendant Below-Appellant,	§
	§
v.	§ Court Below—Court of Chancery
	§ of the State of Delaware,
	§ in and for New Castle County
CYNTHIA R. MAY,	§ C.A. No. 19936
	§
Plaintiff Below-Appellee.	§
	§

Submitted: July 14, 2004

Decided: July 16, 2004

Before **STEELE**, Chief Justice, **HOLLAND** and **BERGER**, Justices.

This 16th day of July 2004, upon consideration of the briefs of the parties, and their contentions set forth at oral argument, it appears to the Court that the final judgment of the Court of Chancery should be affirmed on the basis of its opinions dated April 5, 2002 and December 10, 2003.

NOW, THEREFORE, IT IS ORDERED that the final judgment of the Court of Chancery is AFFIRMED.

BY THE COURT:

/s/ Randy J. Holland
Justice