

IN THE SUPREME COURT OF THE STATE OF DELAWARE

TODD E. ROGERS,	§	
	§	No. 498, 2001
Defendant Below,	§	
Appellant,	§	Court Below: Superior Court of
	§	the State of Delaware in and for
v.	§	New Castle County
	§	
STATE OF DELAWARE,	§	Cr. I.D. No. 0007008894
	§	
Plaintiff Below,	§	
Appellee.	§	

Submitted: May 21, 2002

Decided: May 22, 2002

Before **VEASEY**, Chief Justice, **WALSH, HOLLAND, BERGER** and **STEELE**,
Justices, constituting the Court en Banc.

ORDER

This 22nd day of May 2002, upon consideration of the briefs of the parties, and
their contentions in oral argument, 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 September 7, 2001.

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

BY THE COURT:

/s/ E. Norman Veasey
Chief Justice