

IN THE SUPREME COURT OF THE STATE OF DELAWARE

SAVOR, INC.,)
) No. 399, 2004
 Plaintiff Below,)
 Appellant,) Court Below: Superior Court
 v.) of the State of Delaware in
) and for New Castle County
)
 FMR CORP. and UPROMISE, INC.,) C.A. No. 00C-10-249
)
 Defendants Below,)
 Appellees.)

Submitted: January 26, 2005

Decided: January 31, 2005

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

ORDER

This 31st day of January 2005, 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 August 20, 2004.

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

BY THE COURT:

/s/ Myron T. Steele
Chief Justice