

IN THE SUPREME COURT OF THE STATE OF DELAWARE

WAYNE E. SCHWARTZKOPF,	§	
Administrator of the Estate of	§	No. 82, 2004
ELSIE M. SCHWARTZKOPF,	§	
deceased, and WAYNE E.	§	
SCHWARTZKOPF, individually	§	
and in his own right,	§	
	§	
Plaintiffs Below,	§	
Appellants,	§	
	§	
v.	§	Court Below: Superior Court
	§	of the State of Delaware
CHARLES A. ESHAM, M.D., and	§	in and for New Castle County
WILMINGTON MEDICAL	§	C.A. No. 02C-07-064
ASSOCIATES, P.A.,	§	
	§	
Defendants Below,	§	
Appellees.	§	

Submitted: February 2, 2005

Decided: February 3, 2005

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

ORDER

This 3rd day of February, 2005, the Court, having considered this matter on the arguments and briefs of the parties, and having concluded that the same should be affirmed on the basis of and for the reasons assigned by the Superior Court in its opinion dated February 2, 2004, and order dated February 9, 2004;

NOW, THEREFORE, IT IS HEREBY ORDERED that the judgment of the Superior Court be, and the same hereby is

AFFIRMED.

BY THE COURT:

/s/ Carolyn Berger
Justice