IN THE SUPREME COURT OF THE STATE OF DELAWARE

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§ No. 350, 2001
§
§ Court Below—Superior Court
§ of the State of Delaware,
§ in and for New Castle County
§ C.A. No. 01A-01-008
§
§

Submitted: December 17, 2002 Decided: December 18, 2002

Before HOLLAND, BERGER and STEELE, Justices.

ORDER

This 18th day of December 2002, the Court having considered this matter on the briefs filed by the parties has determined that the final judgment of the Superior Court should be affirmed on the basis of and for the reasons assigned by the Superior Court in its well-reasoned decisions dated June 29, 2001 and October 22, 2002.

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

BY THE COURT:

/s/ Randy J. Holland Justice