IN THE SUPREME COURT OF THE STATE OF DELAWARE

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§	No. 499, 2004
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§	Court Below: Superior Court
§	of the State of Delaware
§	in and for New Castle County
§	C.A. No. 03C-06-074
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Submitted: April 6, 2005 Decided: April 11, 2005

Before BERGER, JACOBS and RIDGELY, Justices.

ORDER

This 11th day of April, 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 orders dated September 20, 2004, and October 26, 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