

IN THE SUPREME COURT OF THE STATE OF DELAWARE

C. STEPHEN HEAPS,	§	
Individually and as Administrator	§	No. 6, 2013
of the Estate of JENNIFER HEAPS,	§	
deceased; and as Parent and Next	§	
Friend of OWEN HEAPS and	§	
EMMA HEAPS, minors;	§	Court Below:
	§	
Plaintiffs Below,	§	Superior Court of the
Appellants,	§	State of Delaware, in and for
	§	New Castle County
v.	§	
	§	C. A. No. N10C-08-233
	§	
CHURCH STREET ASSOCIATES,	§	
	§	
Defendant Below,	§	
Appellee.	§	

Submitted: April 17, 2013

Decided: April 18, 2013

Before **BERGER, JACOBS** and **RIDGELY**, Justices.

**ORDER**

This 18<sup>th</sup> day of April 2013, the Court, having considered this matter on the briefs of the parties, has concluded that this appeal should be affirmed on the basis of and for the reasons assigned by the Superior Court in its Memorandum Opinion of December 31, 2012.

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