

IN THE SUPREME COURT OF THE STATE OF DELAWARE

DOMINIC DiMENCO, t/a COMPLETE PAINTING, TERRI DiMENCO and VINCENT J. DiMENCO	§
	§
	§ No. 510, 2002
Plaintiffs Below,	§
Appellants,	§ Court Below: Superior Court of
	§ the State of Delaware in and for
v.	§ New Castle County
	§
SELECTIVE INSURANCE COMPANY OF AMERICA, a corporation of the State of New Jersey.	§ C.A. No. 01C-02-253
	§
	§
Third Party Plaintiff Below,	§
Appellee.	§

Submitted: August 19, 2003
Decided: September 26, 2003

Before **VEASEY**, Chief Justice, **HOLLAND**, **STEELE** and **JACOBS**, Justices, and **STRINE**, Vice Chancellor, * constituting the Court en Banc.

ORDER

This 26th day of September 2003, upon consideration of the briefs of the parties, 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 well-reasoned decision dated August 21, 2002.

*Sitting by designation pursuant to Art. IV, § 12 of the Delaware Constitution and Supreme Court Rules 2 and 4.

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

BY THE COURT:

/s/ E. Norman Veasey
Chief Justice