

IN THE SUPREME COURT OF THE STATE OF DELAWARE

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|-------------------------------|-----------------------------------|
| TRENWICK AMERICA | § |
| LITIGATION TRUST, | § No. 495, 2006 |
| | § |
| Plaintiff Below, | § Court Below – Court of Chancery |
| Appellant, | § of the State of Delaware, |
| | § in and for New Castle County |
| v. | § C.A. No. 1571 |
| | § |
| JAMES F. BILLET, JR., STEPHEN | § |
| H. BINET, ANTHONY S. BROWN, | § |
| RICHARD E. COLE, ROBERT M. | § |
| DEMICHELE, NEIL DUNN, PAUL | § |
| FELDSHER, ROBERT A. GIAMBO, | § |
| FRANK E. GRZELECKI, ALAN L. | § |
| HUNTE, P. ANTHONY JACOBS, | § |
| JAMES E. ROBERTS, JOSEPH | § |
| D. SARGENT, FREDERICK D. | § |
| WATKINS, and STEPHEN R. | § |
| WILCOX, | § |
| | § |
| Defendants Below, | § |
| Appellees. | § |

Submitted: June 27, 2007

Decided: August 14, 2007

ORDER

Before **STEELE**, Chief Justice, **HOLLAND**, **BERGER**, **JACOBS**, and **RIDGELY**, Justices, constituting the Court *en Banc*.

This 14th day of August 2007, the Court, having considered this matter after oral argument and on the briefs and supplemental memoranda filed by the parties, has determined that the final judgment of the Court of

Chancery should be affirmed on the basis of and for the reasons assigned by the Court of Chancery in its opinion dated August 10, 2006.¹

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

BY THE COURT:

/s/ Randy J. Holland
Justice

¹ *Trenwick America Litig, Trust v. Ernst & Young, L.L.P.*, 906 A.2d 168 (Del. Ch. 2006).
Accord North American Catholic Educational Programming Foundation, Inc. v. Gheewalla, 2007 WL 1453705 (Del. Supr. 2007).