IN THE SUPREME COURT OF THE STATE OF DELAWARE

THE ORCHARD ENTERPRISES, INC.,	§ § §
Respondent Below, Appellant,	 § No. 470, 2012 § Court Below – Court of Chancery
v.	§ of the State of Delaware,
MERLIN PARTNERS LP,	§ Consolidated C.A. No. 5713 §
Petitioner Below,	§ §
Appellee,	§ §
and	§ §
THE ORCHARD ENTERPRISES, INC.,	§ §
Respondent Below,	§ §
Appellant,	§ §
V.	\$ \$ \$
MATTHEW GIFFUNI,	§
CHRISTOPHER YEAGLEY and QUADRE INVESTMENTS LP,	§ § §
Petitioners Below,	§
Appellees,	§ §
IN RE: APPRAISAL OF THE ORCHARD ENTERPRISES, INC.	\$ \$ \$ \$

Submitted: March 27, 2013 Decided: March 28, 2013 Before HOLLAND, BERGER and JACOBS, Justices.

ORDER

This 28th day of March, 2013, the Court having considered this matter

after oral argument and on the briefs 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 July 18, 2012

memorandum opinion.

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

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