## IN THE SUPREME COURT OF THE STATE OF DELAWARE

TYRONE F. GIBBS,

Plaintiff Below,
Appellant,

\$ No. 661, 2012

§ Court Below—Superior Court

§ of the State of Delaware,§ in and for Sussex County

PERDUE FARMS, INC., §

v.

§ C.A. No. S12A-04-003

Defendant Below, Sappellee.

Submitted: February 7, 2013 Decided: April 22, 2013

Before BERGER, JACOBS, and RIDGELY, Justices.

## ORDER

This 22<sup>nd</sup> day of April 2013, the Court has considered the appellant's opening brief, Perdue Farms' motion to affirm, and the record below. We conclude that the judgment below should be affirmed on the basis of the Superior Court's well-reasoned decision dated November 28, 2012. The UIAB's conclusion that the appellant's undisputed dishonesty was just cause for his discharge is supported by substantial evidence and free from legal error.<sup>1</sup>

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

BY THE COURT:

/s/ Jack B. Jacobs
Justice

<sup>1</sup> See Sweeney v. Del. Dep't of Transp., 55 A.3d 337, 341 (Del. 2012) (citation omitted).