IN THE SUPREME COURT OF THE STATE OF DELAWARE

KEITH SIMMS,	§	
	§	No. 423, 2012
Appellant Below,	§	
Appellant,	§	
	§	Court Below:
v.	§	
	§	Superior Court of the
STATE OF DELAWARE,	§	State of Delaware, in and for
	§	New Castle County
Appellee Below,	§	
Appellee.	§	C.A. No. N11A-09-001-CHT

Submitted: November 14, 2012 Decided: November 15, 2012

Before HOLLAND, BERGER, and RIDGELY, Justices.

ORDER

This 15th day of November 2012, 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 decision of July 2, 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