

Form J. Supersedeas bond [Rule 32(c)].

IN THE [1]_____ OF THE STATE OF DELAWARE
IN AND FOR [2]_____ COUNTY

[3]_____

Plaintiff,

v.

[5]_____

Defendant.

Civil Action No. [4]_____

SUPERSEDEAS BOND

KNOW ALL BY THESE PRESENTS, that [6]_____, a corporation created, organized and existing under and by virtue of the laws of the State of [7]_____, having its principal place of business at [8]_____, and duly authorized to execute surety bonds in the amount and subject to conditions herein provided, is held and firmly bound as surety unto [9]_____ in the full and just sum of [10]_____ Dollars (\$ _____), to be paid to the said [11]_____, its administrators, executors, successors, attorneys or assigns, to which payment well and truly to be made it binds itself, its successors and assigns firmly by these presents. Signed and sealed with the corporate seal of said surety this _____ day of _____, 20_____.

WHEREAS, in the [1]_____ Court of the State of Delaware, in and

for _____[2]_____ County, between [3]_____, as plaintiff[s], and _____[5]_____, as defendant[s], Civil Action No[4]_____, judgment was entered in favor of said [12]_____ and against said [13]_____, for [14]_____, from which judgment said [13]_____ has appealed to the Supreme Court of the State of Delaware;

NOW, THEREFORE, the condition of this obligation is such that if the said [13]_____ shall prosecute its appeal to effect and (i) shall satisfy the judgment in full together with costs, interest and damages for delay if for any reason the appeal is dismissed or if the judgment is affirmed or (ii) shall satisfy in full such judgment as modified and such costs, interest and damages as the Supreme Court or [1]_____, or both, may adjudge and award, then this obligation shall be void; otherwise, it shall remain in full force and effect.

[6]_____ hereby submits itself to the jurisdiction of the [1]_____ and irrevocably appoints[15]_____ as its agent upon whom any notice or papers affecting its liability on this bond may be served, and agrees that its liability on this bond may be enforced on motion without the necessity of an independent action and that such motion, with such notice thereof as that court may prescribe, may be served on [15]_____, who shall forthwith mail copies to [6]_____ at [8]_____.

Attorney-in-Fact

[6]_____ is hereby approved, pursuant to [1]_____ Rule 62 and Supreme Court Rule 32, as surety on this bond, and the form and sufficiency of the bond are also hereby approved.

Dated: _____

Judge

Insertions to Official Form J:

- [1] Lower court.
- [2] County of lower court.
- [3] Plaintiff's name.
- [4] Lower court civil action number.
- [5] Defendant's name.
- [6] Name of surety.
- [7] State in which surety was created.
- [8] Surety's principal place of business.
- [9] Obligee's name.
- [10] Amount of bond.
- [11] Obligee's name.
- [12] Winning party — "Plaintiff" or "Defendant" — as appropriate.
- [13] Losing party — "Plaintiff" or "Defendant" — as appropriate.
- [14] Amount of judgment.
- [15] Corporate agent.