

IN THE SUPREME COURT OF THE STATE OF DELAWARE

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|----------------------------|---|---------------------------|
| VICKIE L. GROSS | § | |
| and STEVEN GROSS, | § | No. 327, 2008 |
| | § | |
| Plaintiffs Below, | § | |
| Appellants, | § | |
| | § | |
| v. | § | |
| | § | Court Below: |
| | § | Superior Court of the |
| BETH R. SCHUBERT, M.D. and | § | State of Delaware, in and |
| DIANE TERRANOVA, APN, | § | for New Castle County, |
| | § | |
| Defendants Below, | § | C.A. No. 07C-07-139 PLA |
| Appellees. | § | |

Submitted: January 21, 2009

Decided: January 26, 2009

Before **HOLLAND, BERGER** and **RIDGELY**, Justices.

ORDER

This 26th day of January, 2009, the Court, having considered this matter on the briefs of the parties, and having concluded that the same should be affirmed on the basis of and for the reasons assigned by the Superior Court in its decision of June 2, 2008;

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