

IN THE SUPERIOR COURT OF THE STATE OF DELAWARE

IN AND FOR NEW CASTLE COUNTY

JOHN FOE # 1,)	
)	
Plaintiff,)	C.A. No. 09C-06-305 JRS
v.)	
)	
OBLATES OF ST. FRANCIS de)	
SALES, et al,)	
)	
Defendants.)	

ORDER

On this 4th day of January, 2011, upon consideration of the Defendant, Archdiocese of Philadelphia’s Motion to Dismiss Plaintiff’s Complaint for Lack of Personal Jurisdiction, it appears that:

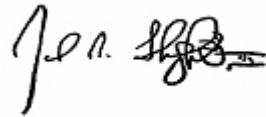
1. There are no material differences between the above-captioned matter and *Naples v. Diocese of Trenton*, 2010 WL 1731827(Del. Super. Apr. 29, 2010)(holding in a Child Victim’s Act (“CVA”) case that the Superior Court lacked personal jurisdiction over an out-of-state diocese). This Court will follow the holding in *Naples* and the several other decisions in cases brought under the CVA in which Delaware courts have dismissed claims against out-of-state dioceses for want of

personal jurisdiction.¹

2. The Court need not determine whether the Plaintiff has stated a claim for which relief can be granted because the Court lacks personal jurisdiction over the Defendant, Archdiocese of Philadelphia.

3. Based upon the foregoing, Defendant, Archdiocese of Philadelphia's Motion to Dismiss Plaintiff's Complaint for Lack of Personal Jurisdiction is **GRANTED**.

IT IS SO ORDERED.

A handwritten signature in black ink, appearing to read "J. R. Slights, III". The signature is stylized and written in a cursive-like font.

Judge Joseph R. Slights, III

¹See Tr. ID. 33423897 (listing decisions of this court and the United States District Court for the District of Delaware addressing the personal jurisdiction issue raised here and dismissing actions on jurisdictional grounds).