

IN THE SUPREME COURT OF THE STATE OF DELAWARE

MAYOR and TOWN COUNCIL of	§	
the TOWN OF ELSMERE	§	
DELAWARE Consisting of	§	
RICHARD A. HEROLD, JOHN	§	No. 360, 2007
JAREMCHUK, PATRICIA L.	§	
FRANTZ, TOM NOVAK, CHARLES	§	
McKEWEN, JOANNE PERSONTI,	§	
and JOHN PASQUALE,	§	
	§	
Defendants Below,	§	
Appellant,	§	Court Below – Superior Court
	§	of the State of Delaware,
v.	§	in and for New Castle County
	§	C.A. No. 06A-06-001
JOHN DIFRANCESCO,	§	
	§	
Plaintiff Below,	§	
Appellee.	§	

Submitted: January 23, 2008

Decided: January 30, 2008

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

ORDER

This 30th day of January 2008, the Court having considered this matter after oral argument and on the briefs filed by the parties has determined that the final judgment of the Superior Court should be affirmed on the basis of and for the reasons assigned by the Superior Court in its well-reasoned decision dated June 28, 2007.

NOW, THEREFORE, IT IS HEREBY ORDERED that the judgment of the Superior Court be, and the same hereby is, AFFIRMED.

BY THE COURT:

/s/ Randy J. Holland
Justice