

IN THE SUPREME COURT OF THE STATE OF DELAWARE

NEW CASTLE COUNTY	§
DEPARTMENT OF LAND USE	§
and NEW CASTLE COUNTY	§
BOARD OF ADJUSTMENT,	§ No. 320, 2001
	§
Defendant Below,	§ Court Below: Superior Court
Appellant,	§ of the State of Delaware in and
	§ for New Castle County
v.	§ C.A. No. 00A-09-014
	§
DIVERSIFIED HOLDINGS, INC.,	§
and J. FRAN DELL, INC.,	§
	§
Plaintiffs Below,	§
Appellees.	§
	§

Submitted: November 15, 2001

Decided: November 21, 2001

Before WALSH, HOLLAND, and STEELE, Justices.

ORDER

This 21st day of November 2001, upon consideration of the briefs of the parties, we conclude that this appeal should be affirmed on the basis of, and for the reasons set forth in, the decision of the Superior Court dated June 26, 2001.

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

AFFIRMED.

BY THE COURT:

s/Joseph T. Walsh
Justice