

IN THE SUPREME COURT OF THE STATE OF DELAWARE

UNITED WATER DELAWARE, INC.,	§
	§ No. 67, 2012
Defendant Below-	§
Appellant,	§
	§
v.	§ Court Below—Superior Court
	§ of the State of Delaware,
JOEL BROWN and IRIS BROWN,	§ in and for New Castle County
husband and wife,	§ C.A. No. 07C-07-070
	§
Plaintiffs Below-	§
Appellees.	§

Submitted: March 7, 2012  
Decided: March 13, 2012

Before **STEELE**, Chief Justice, **HOLLAND** and **BERGER**, Justices.

**ORDER**

This 13th day of March 2012, it appears to the Court that:

(1) The defendant-appellant, United Water Delaware, Inc., has petitioned this Court, pursuant to Supreme Court Rule 42, to accept an appeal from several interlocutory orders of the Superior Court, the most recent order dated January 27, 2012. The effect of the trial court’s rulings was to exclude testimony regarding causation from both the plaintiff’s expert as well as from the defendant’s rebuttal expert. The trial court also permitted the plaintiffs additional time to identify a new expert.

(2) The defendant filed its application for certification to take an interlocutory appeal in the Superior Court on February 6, 2012. The Superior Court denied the certification application on March 1, 2012 with a corrected order filed on March 6, 2012.

(3) Applications for interlocutory review are addressed to the sound discretion of this Court. In the exercise of its discretion, this Court has concluded that the application for interlocutory review does not meet the requirements of Supreme Court Rule 42(b) and should be refused.

NOW, THEREFORE, IT IS HEREBY ORDERED that the within interlocutory appeal be REFUSED.

BY THE COURT:

/s/ Randy J. Holland

Justice