

IN THE SUPREME COURT OF THE STATE OF DELAWARE

VICTORIA H. PONZO, REUEL	§
A. WILLIAMS, and DORIS A.	§
WILLIAMS,	§ No. 448, 1998
	§
Plaintiffs Below-	§
Appellants,	§
	§ Court Below—Superior Court
v.	§ of the State of Delaware,
	§ in and for New Castle County
ALFRED I. DUPONT HOSPITAL	§ C.A. No. 98C-04-023
FOR CHILDREN, WILMINGTON	§
HOSPITAL, and LEONARD D.	§
WILLIAMS,	§
	§
Defendants Below-	§
Appellees.	§

Submitted: January 13, 2000

Decided: March 8, 2000

Corrected: March 20, 2000

Before **VEASEY**, Chief Justice, **WALSH**, and **HOLLAND**, Justices.

ORDER

This 20th day of March 2000, it appears to the Court that:

(1) The plaintiffs-appellants, Victoria Ponzo, Reuel Williams, and Doris Williams (“the plaintiffs”), filed this appeal from decisions of the Superior Court, dated July 15, 1998 and September 17, 1998, which dismissed the plaintiffs’ medical malpractice, wrongful death, and personal injury claims against the defendants, A.I. duPont Hospital, Wilmington

Hospital, and Leonard Williams. A.I. duPont Hospital has filed a joint motion to affirm the Superior Court's judgment on the ground that it is manifest on the face of the plaintiffs' opening brief that the appeal is without merit under the criteria set forth in Supreme Court Rule 25(a).

(2) We have reviewed the trial court record as well as the plaintiffs' opening brief and A.I. duPont Hospital's motion to affirm. It is manifest that the plaintiffs' medical malpractice, wrongful death and personal injury claims are all barred by the applicable two-year statute of limitations. *See* 18 Del. C. § 6856; 10 Del. C. §§ 8107, 8119. Accordingly, we conclude that this matter should be affirmed for the reasons stated in the Superior Court's well-reasoned decisions dated July 15, 1998 and September 17, 1998.

NOW, THEREFORE, IT IS ORDERED that the motion to affirm is GRANTED. The judgment of the Superior Court as to all of the appellees is hereby AFFIRMED.

BY THE COURT:

/s/ E. Norman Veasey
Chief Justice