



[U][T] Palmer v. Lenfest Group

755 A.2d 390 (2000) | Cited 0 times | Supreme Court of Delaware | June 5, 2000

Submitted: May 8, 2000

ORDER

This 5th day of June 2000, upon consideration of the appellant's opening brief and the appellee's motion to affirm filed pursuant to Supreme Court Rule 25(a), it appears to the Court that:

(1) The appellant, Marlayna Palmer, filed this appeal from an eight page decision of the Superior Court, which affirmed a decision of the Unemployment Insurance Appeal Board (UIAB) denying Palmer's claim for unemployment benefits. The UIAB, after hearing oral argument, adopted the findings of the referee and concluded that Palmer was not entitled to unemployment benefits because she had been discharged for just cause due to wanton and wilful misconduct. The Superior Court found the UIAB's decision to be supported by substantial evidence and free from legal error.¹

(2) This Court has considered the record on appeal, Palmer's opening brief, and the Lenfest Group's motion to affirm. We find it manifest on the face of Palmer's opening brief that this appeal is without merit for the reasons set forth in the Superior Court's well-reasoned decision dated February 4, 2000. To the extent the issues on appeal are factual, clearly there was substantial evidence to support the referee's and the UIAB's findings of fact below, and the UIAB did not otherwise commit any error of law.

NOW, THEREFORE, IT IS ORDERED that the appellee's motion to affirm is GRANTED. The judgment of the Superior Court is AFFIRMED.

BY THE COURT:

Carolyn Berger Justice

1. See *Oceanport Indus., Inc. v. Wilmington Stevedores, Inc.*, Del. Supr., 636 A.2d 892, 899 (1994).

