

IN THE SUPREME COURT OF THE STATE OF DELAWARE

LANCE STUBBOLO,	§	
	§	No. 618, 2013
Appellant Below,	§	
Appellant,	§	Court Below—Superior Court
	§	of the State of Delaware in and
v.	§	for Kent County
	§	
UNEMPLOYMENT INSURANCE	§	C.A. No. K13A-02-001
APPEAL BOARD,	§	
	§	
Appellee Below,	§	
Appellee.	§	

Submitted: April 18, 2014

Decided: June 4, 2014

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

ORDER

This 4th day of June 2014, it appears to the Court that:

(1) The appellant, Lance Stubbolo (“Stubbolo”), filed a claim for unemployment benefits effective August 26, 2012. By order dated January 9, 2013, the Unemployment Insurance Appeal Board (“the Board”) disqualified Stubbolo from receiving benefits for the week ending September 22, 2012. By order dated August 16, 2013, the Superior Court affirmed the Board’s decision. Thereafter, by order dated October 7, 2013, the Superior Court denied Stubbolo’s “motion to amend or alter judgment.”

(2) On November 6, 2013, Stubbolo filed a notice of appeal from the Superior Court's October 7, 2013 order. Upon consideration of Stubbolo's opening brief and the Superior Court and Board records,¹ we have determined that the Superior Court's judgment should be affirmed on the basis of the October 7, 2013 order. The Superior Court did not err when it denied Stubbolo's "motion to amend or alter judgment" as untimely under Superior Court Civil Rule 59.²

NOW, THEREFORE, IT IS ORDERED that the judgment of the Superior Court is AFFIRMED.

BY THE COURT:

/s/ Jack B. Jacobs
Justice

¹ The Board did not file an answering brief.

² See *Preform Bldg. Components, Inc. v. Edwards*, 280 A.2d 697, 698 (Del. 1971).