



IN THE SUPREME COURT OF THE STATE OF DELAWARE

DFC GLOBAL CORPORATION,	§
	§
Respondent Below-Appellant,	§ No. 518, 2016
	§
	§
v.	§ Court Below: Court of Chancery of the State of Delaware
	§
MUIRFIELD VALUE PARTNERS, L.P.,	§
OASIS INVESTMENTS II MASTER	§ C.A. No. 10107
FUND LTD., CANDLEWOOD SPECIAL	§
SITUATIONS MASTER FUND, LTD.,	§
CWD OC 522 MASTER FUND LTD.,	§
and RANDOLPH WATKINS SLIFKA,	§
	§
Petitioners Below-Appellees.	§

Submitted: January 3, 2017
 Decided: January 6, 2017

Before **STRINE**, Chief Justice; **HOLLAND**, **VALIHURA**, **VAUGHN**, and **SEITZ**, Justices (constituting the Court *en banc*).

ORDER

This 6th day of January 2017, upon consideration of the motion to participate as *amici curiae* and the parties’ responses, it appears to the Court that:

- (1) The issue raised in this appeal is whether, in appraisal litigation challenging the acquisition price of a corporation, the Court of Chancery should defer to the transaction price that was reached as a result of an arm’s

length auction process. Pending before the Court is a motion for leave to participate as *amici curiae* filed by nine professors of law and corporate finance in support of the appellant.

(2) The appellant consents to the participation of the proposed *amici*. The appellees object.

(3) The privilege to be heard as *amicus curiae*, as well as the manner and extent of participation, rests within the sound discretion of the Court.¹ Under the circumstances, the Court finds that the movants may be able to provide the Court with some unique supplemental assistance in this case involving a question of general public importance.²

(4) The motion to participate as *amici curiae* is hereby GRANTED. The *amici*'s proposed brief is deemed to be accepted for filing.

NOW, THEREFORE, IT IS ORDERED that the motion for leave to participate as *amici curiae* is GRANTED.

BY THE COURT:

/s/ Randy J. Holland
Justice

¹*Giammalvo v. Sunshine Mining Co.*, 644 A.2d 407, 408 (Del. 1994).

²*Id.* at 410.