

IN THE SUPREME COURT OF THE STATE OF DELAWARE

HIGHLAND EQUITY FUND, L.P., )  
 ) No. 355, 2006  
Plaintiff Below, )  
Appellant, ) Court Below: Court of Chancery  
 ) of the State of Delaware in and  
v. ) for New Castle County  
 )  
MOTIENT CORPORATION, ) C.A. No. 2092  
 )  
Defendant Below, )  
Appellee. )

Submitted: March 14, 2007

Decided: April 4, 2007

Before **STEELE**, Chief Justice, **HOLLAND, BERGER, JACOBS** and **RIDGELY**, Justices, constituting the court *en banc*.

***ORDER***

This 4<sup>th</sup> day of April 2007, upon consideration of the briefs of the parties and their contentions at oral argument, it appears to the Court that the judgment of the Court of Chancery should be affirmed on the basis of and for the reasons set forth in its decision dated July 6, 2006 and its opinion on remand dated March 14, 2007.

NOW, THEREFORE, IT IS ORDERED that the judgment of the Court of Chancery **AFFIRMED**.

BY THE COURT:

/s/ Myron T. Steele  
Chief Justice