

STATE OF INDIANA) IN THE MARION SUPERIOR COURT NO. 12
) SS:
COUNTY OF MARION) CAUSE NO. 49D12-1701-PL-001453

NEHER GROUP NORTH EAST, LLC

Plaintiff,

v.

VERSATILE CONSTRUCTION
GROUP, LLC a/k/a VERSITILE
CONSTRUCTION GROUP, LLC,
CHARLES KOTTERMAN, personally, and
ARCHITURA CORPORATION,

Defendants.

VERSATILE CONSTRUCTION
GROUP, LLC a/k/a VERSITILE
CONSTRUCTION GROUP, LLC,

Third-Party Plaintiff,

v.

TEMPERATURE CONTROL SPECIALTIES, INC.,
SKILES CONSTRUCTION, INC.,
DGH, INC.
THE WELD SHOP,
PAUL HARVEY ROLLING MILLS, LLC, and
McELROY METAL MILL, INC. d/b/a
McELROY METAL, INC.,

Third-Party Defendants.

FILED

March 14, 2019

Myla A. Eldridge

CLERK OF THE COURT
MARION COUNTY
BM

**ORDER ON THIRD-PARTY DEFENDANT, MCELROY
METAL MILL, INC.'S MOTION FOR SUMMARY JUDGMENT**

Third-Party Defendant, McElroy Metal Mill, Inc. d/b/a McElroy Metal, Inc. ("McElroy"),
by counsel, having filed its *Motion for Summary Judgment*, supporting brief, and designation of

evidence in support thereof, and the Court, being duly advised in this matter, finds there are no genuine issues as to any material fact and that McElroy is entitled to judgment as a matter of law.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED, by this Court, that McElroy's *Motion for Summary Judgment* should be and is hereby GRANTED.

SO ORDERED.

March 14, 2019

Dated



Judge, Marion County Superior Court

Distribution: All counsel of record via the Court's Electronic Filing System.