

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF INDIANA
EVANSVILLE DIVISION

EVANSVILLE GREENWAY AND)
REMEDICATION TRUST, a Qualified)
Settlement Fund,)

Plaintiff,)

vs.)

3:07-cv-66-SEB-WGH

SOUTHERN INDIANA GAS AND)
ELECTRIC COMPANY, INC., et al.,)

Defendant,)

EVANSVILLE GREENWAY PRP)
GROUP,)

Third-Party Plaintiff,)

vs.)

GENERAL WASTE PRODUCTS, et al.,)

Third-Party Defendants.)

ORDER DENYING PLAINTIFF’S MOTION FOR LEAVE TO FILE SURREPLY

On April 12, 2010, Plaintiff, Evansville Greenway and Remediation Trust (“the Trust”), filed a Motion for Leave to File Surreply [Docket No. 784] to oppose the Motion for Summary Judgment filed by Third-Party Defendant Solar Sources, Inc., against Third-Party Plaintiff, Evansville Greenway PRP Group (“the PRP Group”). Initially, we note that Solar Source’s Motion for Summary Judgment addresses claims filed against it by the

PRP Group only and seeks no relief as to the Trust. Given the Trust's tangential relation to Solar Source's summary judgment motion and the fact that the PRP Group itself has not sought to file a surreply, we see no reason to allow the Trust to rehash arguments already addressed in the thorough briefing on these issues. Accordingly, we DENY Plaintiff's Motion for Leave to File Surreply.

IT IS SO ORDERED.

Date: 09/16/2010



SARAH EVANS BARKER, JUDGE
United States District Court
Southern District of Indiana

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