

**UNITED STATES DISTRICT COURT
DISTRICT OF MAINE**

TETRA TECH CONSTRUCTION, INC.,)	
)	
Plaintiff, Counter-)	
Claim Defendant,)	
And Third-Party)	
Plaintiff)	
v.)	No. 1:14-cv-00298-GZS
)	
SUMMIT NATURAL GAS OF)	
MAINE, INC.,)	
)	
Defendant and)	
Counterclaim)	
Plaintiff,)	
v.)	
)	
JM CABLE CORP. AND FIBER)	
NET, INC.,)	
)	
Third-party)	
Defendants.)	

**ORDER AFFIRMING THE
RECOMMENDED DECISION OF THE MAGISTRATE JUDGE**

No objections having been filed to the Magistrate Judge's Recommended Decision (ECF No. 78) filed July 13, 2016, the Recommended Decision is **AFFIRMED**.

Accordingly, it is **ORDERED** that:

The Plaintiff has agreed to dismiss voluntarily its fraud claim. In addition, the economic loss doctrine bars Plaintiff's claim for negligent misrepresentation; therefore, it is hereby **ORDERED** that Defendant and Counterclaim-Plaintiff's Motion to Dismiss (ECF No. 63) is hereby **GRANTED**.

/s/ George Z. Singal
United States District Judge

Dated this 3rd day of August, 2016